

*****SEPTEMBER 25, 2006*****

The Town Council of the Town of Signal Mountain held a Special Called Council Meeting/Workshop on Monday, September 25, 2006, at 7:15 p.m. Those present were:

Mayor William O. Leonard, III
 Councilmember Robert V. Linehart, Jr.
 Councilmember Lizetta Paturalski
 Councilmember Robert E. White, II

Also present were: Town Manager Diana Campbell
 Town Attorney Philip Noblett
 Acting Town Recorder Sherry Morrison
 See attached list for others present

Mayor Leonard called the meeting to order. Roll call found Vice-Mayor Ruffin absent.

Mayor Leonard opened the Beer Board meeting and explained the Council served as the Beer Board to consider requests. Ms. Gretchen Jones, President of the Mountain Business Association, explained this organization was started in May, a Board of ten members, and have 53 members. She stated the organization was started to try to bring mountain businesses out in front. She said they were trying to do some community-type activities. She said they would like to do a fund- raiser for the founders fund which was basically raising money for the high school to buy uniforms, stadium, etc. and the wanted to have an October Fest in the parking lot of the athletic club the same weekend as Hodge Podge and have the activities from 5 p.m. to 8 p.m., maybe have some live music, have vendors. She said it would be a \$15 donation and from the donation receive three beer tickets. She said they would cover the cost of the beer and would handle advertising, etc. She stated there would be an off-duty police officer there.

Mayor Leonard asked if the beer would be consumed on the premises and stated it was on private property not Town property. She said it would be on private property. The Mayor asked Police Chief Veal if he had any questions about this request. Chief Veal asked about the food and drinks. Ms. Jones said there would be vendors there to sell food. She said there would not be big signs. Councilmember Linehart asked how they could insure there would only be three beers per person. Ms. Jones said they would have three beer tickets when they went in. She said people would be ID'd and given three tickets. Councilmember Paturalski said there probably would not be enough to do to hang around for two hours and sneak beer tickets. Chief Veal had some suggestions on how to control these activities. Chief Veal said his concern was people who did not drink beer sharing their tickets with others who do. Ms. Jones said the beer tickets would be optional; the person would not have to take them. Councilmember Linehart said he thought it was a good idea, but wanted to be sure there was a way to restrict use of the beer tickets.

Mayor Leonard asked if the off-duty police would be in uniform. Ms. Jones said yes. Chief Veal stated the owner of the property assumed some responsibility and needed to be sure no one drove intoxicated. Councilmember Linehart asked if the group had gotten additional insurance for the function. He was told they had an attorney who was looking into the possibility of getting insurance. Councilmember Linehart said the Town did not have a policy procedure for it. He asked if a resolution was needed Town Attorney Phil Noblett said, first of all, there had to be an application, which the Town did not have. He said in the Code that anyone who wanted to sell beer could not do so without a permit. He said there were provisions in the Code for temporary beer permits. Mr. Noblett explained the information needed for a permit application. Councilmember Linehart asked if the time limit on the temporary permit could be set for one day. Mr. Noblett said yes. Ms. Jones asked if there was a way this could still happen. Mr. Noblett said as long as it was worked out with the Police Chief as to who was responsible and that person would be the permit holder. Ms. Jones asked if the letter she had written could be considered an application. Councilmember Linehart said he was fine with this for only one date, October 7. Mr. Noblett said they needed to have a copy of the Beer Code. Councilmember Paturalski asked Ms. Campbell if they could put together a temporary beer permit.

Mayor Leonard said if it was all right with Mr. Noblett that the letter served as a request for a temporary permit and it was. Councilmember Paturalski moved that the request be granted pending an investigation by the Police Department that all the distances were correct. Councilmember White seconded the motion and it was granted unanimously. Mr. Noblett said the Council, as the Beer Board would have to sign the request.

The Beer Board meeting was adjourned.

Mayor Leonard introduced Ms. Katherine Dowdy and Ms. Nellree Berger to discuss the Blue Star Memorial Marker. Ms. Berger also introduced Ms. Marilyn Garner and Ms. Betty Jones. Ms. Berger explained that the Tennessee Federation of Garden Clubs District 3 approved the purchase of a Blue Star Memorial Marker and that it be installed on Signal Mountain. She requested the approval of the Council to install a Blue Star Memorial Marker on Signal Mountain. She said the cost of the marker was \$940, and on January 1, 2007, the cost would go up to \$1120 and the total cost was being funded by District 3. She said there would be no cost to the Town of Signal Mountain. She said the District was ready to place the order and the location that had been chosen was the one originally requested and it was in the azalea gardens on the right side of the highway as you turn off Ridgeway into the Town Hall parking lot. She said the area would be continuously maintained by the Garden Club of Signal Mountain. She said the Blue Star Memorial was set up to honor the men and women serving in the Armed Forces during World War II.

Mayor Leonard commended the group for the presentation. He said Ms. Dowdy had asked his opinion about doing this. He said he thought it was a wonderful memorial to our veterans. He explained it had gone before the Design Review Commission. There was a discussion regarding the location of the memorial. Mr. Noblett said it met all the

criteria. Councilmember Linehart moved that the request be granted. Councilmember White seconded the motion and it passed unanimously.

The Council discussed memorial guidelines. This had been addressed by the DRC and guidelines submitted for approval of the Council. Councilmember Linehart said the Council would only have approval when there was an exception category, otherwise the Town Manager had to approve. Ms. Campbell said some of the changes had not been discussed. Ms. Campbell was suggesting working through the staff. She said she thought the Council had the final authority. Councilmember Linehart said he knew the DRC did a lot of work on it. He said on page 3, numbers 2 and 3, it said the exposed surface of the plaque should not exceed 50 square inches, length times width not to exceed 100 square inches. Mr. Noblett said the plate on the plaque just approved was 41 inches by 45 inches wide and would exceed the size and have to be approved by the Council. Mr. Noblett explained how to deal with signs, markers, etc. on State right-of-way. Councilmember Linehart said all the work they did, all the way up to exceptions, defined and fitted in with the intent they wanted. Councilmember Paturalski said a lot of time went into the document and she appreciated all the work that was done on it.

Ms. Campbell asked if ballfields, playhouse, etc. would be included in memorials. Councilmember Linehart said he thought these activities should be included. Ms. Campbell said the document talked about the Parks and Recreation Boards, and asked if the director of each be consulted. Ms. Campbell said she understood there would be a list of approved items at Town Hall of items that the different departments could choose from for memorials. Councilmember Linehart said the Town needed guidelines to go by. Councilmember Linehart moved that the Town Manager have the authority to enforce the DRC document regarding memorials. The motion was seconded by Councilmember White and passed unanimously.

Mayor Leonard asked Ms. Campbell to discuss the loan agreement. She said at the last Council meeting on Monday she had gotten a copy of the loan agreement late in the afternoon and did not realize it was here. She said it should have been at the Council meeting. She said she thought it would be safe to document in the minutes that the Council had seen the loan agreement and approved it. She said the resolution does refer to it being at the meeting. Mr. Noblett said he thought passing a motion approving the loan agreement would be appropriate. Councilmember Linehart questioned whether or not the Town was going to purchase the interest cap. Councilmember White said he would want to purchase the cap. Mayor Leonard and Councilmember Paturalski both agreed. Mr. Noblett said he thought there should be minutes saying the Council had an opportunity to review the loan agreement between the public building authority of the City of Clarksville, Tennessee, and the Town and based upon review of that the Council did authorize the Mayor to execute the document on behalf of the Town. Councilmember Linehart asked if Ms. Campbell would send an e-mail to the Councilmembers giving the cap rate.

Moved that the Mayor be authorized to execute the loan agreement on behalf of the Town. The motion was seconded by Councilmember Linehart and passed unanimously.

Ms. Campbell said the Town had a request from Andrew Cope on North Palisades on the bluff side wanted to put in a sewer line and the closest place he could connect was Fern Trail. She said he had talked with WWTA and was told if he could get one other person it would be a system and they would accept that system. She said he wanted to go across the street and down Abbie Keyes property and Mr. Keyes would be on the system and then he wanted to go down the roadway at Wildflower Park and connect to a sewer at Fern Trail and he would need an easement to go across the Town's property at that park. Councilmember Paturalski asked if he came within 500 feet of someone else's property that was not already on sewer. Ms. Campbell said they made him design it big enough and it was a low pressure system. She said she understood it was a two-inch pipe and anybody on that street could join on. Councilmember Linehart asked if they had to. Councilmember Paturalski said no, but they would have to pay the sewer fees. Councilmember Linehart said they would have to pay the sewer fees if it crossed their property. Councilmember Paturalski said it did not have to cross it, it could be across the street. Councilmember Linehart said he did not want to encumber any other neighbors besides Mr. Cope and Mr. Keyes because they were voluntarily doing it. He said he did not want the neighbors to be forced to do it. Councilmember Paturalski said this was happening in Brow Estates, too. Councilmember Linehart said WWTA should be asked for an interpretation-to give the Town a letter about which properties would be affected, and notify those property owners to see if they were aware. He said if the property owners had a big problem with that, then go back to Mr. Keyes and Mr. Cope and them they needed to work this out with their neighbors. Ms. Campbell said in a meeting with WWTA they did not say others had to tap on, but the Town should get a letter to this effect. Mayor Leonard said to make sure no one else was affected where they had no option regarding the matter. Mayor Leonard said action could be taken at the next council meeting.

Ms. Campbell said Chief Veal had applied for a Highway Safety Grant and initially received a grant for \$142,000 to add some officers and some equipment. Chief Veal was asked to explain the grant. He said he was told that the money to hire new officers for traffic could be used for over-time for existing officers and one officer dedicated to traffic on each shift. He said it would come to about 55 hours per week. He said this would also cover benefits accrued because of the overtime, \$5,000 in training money, and funds for equipment. He said this year was 100 percent grant. He said the Town had to sign a contract for this grant. Councilmember Linehart asked if the Town was required to commit to years two and three. Chief Veal said no. Councilmember Paturalski asked if the Council had not already approved new equipment for the Police Department. Chief Veal told her that was for the grant. He said the Town would have to spend the money and then be reimbursed. Councilmember Linehart asked if Chief Veal could list the budgeted items. Mayor Leonard asked Chief Veal to come to a regular Council meeting to discuss this. Councilmember White moved that the program administrator, David Smith, be authorized to accept this grant application and to submit it in the next seven days. Councilmember White seconded the motion. Councilmember Paturalski asked that Mr. Noblett approve it. Motion passed unanimously.

Ms. Campbell said she was going to prepare a budget amendment before the end of the year for the knuckleboom truck. She said the Town had saved for the year ended June 2006 some \$60,000 in the Stormwater Fund and did not spend it, some \$70,000 in Public Works Administration so the Town could pay for it. She said the last figure was \$93,500.00 for the truck out of the money, plus there was an additional revenue source this year. She asked if she could put enough in for the truck. She said we could pay half of it out of the stormwater and half of it out of the Public Works. She said there was an additional \$163,823 from the Hall Income Tax. She then asked for , along with the knuckleboom truck, a salary survey done by professionals to help determine what the salaries should be for each position in the Town. She asked if she could bring a budget amendment for first reading to the meeting Monday night. Councilmember Linehart said yes. He said he felt the salary survey would come back with higher figures. Council then agreed to have the first reading on the knuckleboom truck at the next special meeting. She will only put the truck in the amendment. The salary survey could be brought up in November.

Mayor Leonard asked the status of the Librarian, Fire Chief, and Recreation Director positions. Ms. Campbell explained the status of each. She was asked what was going to be on the next regular Council agenda. She explained some of the items she had so far. Mr. Noblett sent Dan Saieed a letter saying the Council had put off the annexation decision for a period of time. He said the Council needed to submit it to the Planning Commission and the Planning Commission was to send it back within 90 days. That would be November 12, 2006. He suggested the time period be extended. Mr. Noblett will prepare a resolution extending it for another 30 days.

There being no further business, the meeting was adjourned.



William O. Leonard, III, Mayor


Sherry Morrison, Acting Town Recorder

Date: SEPTEMBER 25, 2006

NAME	ADDRESS
1. <u>Randall Hilton</u>	<u>1822 Timesville Rd.</u>
2. <u>Marilyn B. Garner</u>	<u>206 Palisades Drive</u>
3. <u>Katherine B. [unclear]</u>	<u>23 Oliver Court</u>
4. <u>CHRIS Howley</u>	<u>67 Cool Springs Rd.</u>
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