

*****FEBRUARY 13, 2006*****

The Town Council of the Town of Signal Mountain held its regular monthly meeting on Monday, February 13, 2006, at 7:00 p.m. in the Town Hall. 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 Phillip Noblett
Acting Town Recorder Sherry Morrison
See attached list for others present

Mayor Leonard called the meeting to order and asked the Boy Scouts in attendance to lead in the Pledge of Allegiance. He asked Wes Althaus to lead.

Councilmember White offered the prayer. Town Manager Diana Campbell called the roll and found Vice-Mayor Ruffin absent.

The Mayor asked for a motion to approve the minutes of the January 9, 2006, regular Council meeting. Councilmember Linehart mentioned one change in the minutes on page 5, second paragraph indicating Vice-Mayor Linehart and it should have read Councilmember Linehart. Councilmember Paturalski moved the minutes be approved with the one correction. The motion was seconded by Councilmember White and passed unanimously. Councilmember Linehart moved that the minutes of the special work session on January 9, 2006, be approved. The motion was seconded by Councilmember White and passed unanimously.

The Mayor asked for a motion to approve the minutes of the January 26, 2006 special called meeting. Councilmember White moved the minutes be approved. The motion was seconded by Councilmember Paturalski and passed unanimously.

The Mayor explained the Town had a Recorder to take minutes of the meetings and record them. Diana Campbell had been doing the jobs of both Town Recorder and Interim Town Manager for the last few months. The first resolution to be considered was "A RESOLUTION AUTHORIZING THE APPOINTMENT OF DIANA CAMPBELL AS TOWN MANAGER FOR THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, PURSUANT TO ARTICLE V OF THE TOWN CHARTER". Councilmember Paturalski moved that the resolution be accepted. Councilmember Linehart seconded the motion. Mayor Leonard explained the process of selecting Diana Campbell as Town Manager. Mayor Leonard praised Ms. Campbell for her excellent

work for the Town since 2000. He said the Town was in good hands with Ms. Campbell as Town Manager. The vote was carried unanimously.

The next resolution to be considered was "A RESOLUTION APPOINTING CHRIS J. HOWLEY AS A MEMBER OF THE DESIGN REVIEW COMMISSION (DRC) TO FILL THE REMAINDER OF THE TERM OF DON MOON WHICH EXPIRES ON DECEMBER 31, 2007". The Mayor announced that after the packet had been assembled, the Council had been made aware of another candidate for the DRC. The Council's procedure was to have the Design Review Commission involved to review the candidates, if there were more than one candidate for the position, and the Commission was to make a recommendation to the Council with supporting documentation. The DRC did not have the opportunity to review a second candidate and Mayor Leonard thought it would be proper to defer action until the DRC could review the credentials of the candidates and make a recommendation. Councilmember Paturalski moved that the resolution be tabled until the DRC could make a recommendation. The motion was seconded by Councilmember White and passed unanimously.

Next the Council considered "A RESOLUTION AUTHORIZING THE TOWN MANAGER TO PURCHASE ONE (1) 2006 CHEVROLET IMPALA, POLICE CAR, TENNESSEE STATE BID NUMBER 4033158, FROM WILSON COUNTY MOTOR COMPANY, IN THE AMOUNT OF TWENTY THOUSAND FOUR HUNDRED FORTY-ONE AND 00/100 (\$20,441.00) DOLLARD TO BE USED BY THE POLICE DEPARTMENT FOR THE TOWN OF SIGNAL MOUNTAIN". There was \$25,000 in the budget. Police Chief Veal said additional equipment for the police car would be on a separate purchase order. After a discussion, Councilmember Linehart moved that the bid be accepted. The motion was seconded by Councilmember Paturalski and passed unanimously.

The next resolution to be brought before the Council was "A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO A NEW EMPLOYER CONTRIBUTION RATE OF 7.56% EFFECTIVE JULY 1, 2006, AS RECOMMENDED BY THE ACTUARY FOR TENNESSEE CONSOLIDATED RETIREMENT SYSTEM FOR TOWN EMPLOYEES EFFECTIVE JULY 1, 2006, THROUGH JUNE 30, 2008". Ms. Campbell explained that the TCRS did an actuarial study every two years and this was the amount of money they think the employer would need to pay to keep the Town retirement as it was. This would bring the Town back to being able to meet all obligations. Mr. Noblett explained that this was roughly a \$20,776.00 increase. After a discussion, Councilmember Paturalski moved that the resolution be approved. The motion was seconded by Councilmember Linehart and passed unanimously.

The fifth resolution to be considered was "A RESOLUTION AUTHORIZING THE TOWN MANAGER TO AWARD A CONTRACT TO JABCO, INC. MASTER POOLS IN AN AMOUNT OF TWENTY FIVE THOUSAND ONE HUNDRED FORTY SEVEN AND 00/100 (\$25,147.00) DOLLARS AS THE LOWEST AND BEST BID

FOR THE TOWN SWIMMING POOL STARTING BLOCK RENOVATIONS". Martha Nagle explained that the starting blocks are 30 years old and eight need to be replaced. The swim team has \$6,000 to pay on the installation of the blocks. Mayor Leonard commented that the blocks were unsafe and needed to be replaced. Councilmember Linehart said the Town contributed more to the swim team than any other sport on the mountain. Councilmember Paturalski wondered if the Town could set aside money each year in the budget to "save" for replacing the other eight blocks. The Mayor said the Town of Walden had been asked to help with the cost of replacing the blocks. Councilmember Linehart moved that the contract be awarded to Jabco, Inc. Master Pools. The motion was seconded by Councilmember White and passed unanimously.

The sixth resolution brought before the Council was "A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, TO SIGN AMENDMENT #2 TO GRANT Z-02-007420-01 AS REQUESTED BY THE STATE OF TENNESSEE, DEPARTMENT OF ENVIRONMENT AND CONSERVATION TO USE THIS GRANT FOR DEVELOPMENT OF PARKING AREAS, REHABILITATION OF APPROXIMATELY ONE MILE OF RAINBOW LAKE TRAIL, WALKING BRIDGES, AND SIGNAGE". The Town would have to write a letter to the State explaining what the Town was going to do. Any Town trail could be made more handicap assessable. The Town had spent about \$51,000. If the grant were approved, the Town would receive approximately \$40,000. Councilmember White moved that the resolution be approved. The motion was seconded by Councilmember Paturalski and passed unanimously.

The first ordinance brought before the Council to be approved on second reading was "AN ORDINANCE TO AMEND SIGNAL MOUNTAIN TOWN CODE, TITLE 2, TO INCLUDE A NEW CHAPTER 6, ENTITLED GENERAL BOARD REQUIREMENTS AND TO ESTABLISH A NEW SECTION 2-601 ENTITLED TERMS OF BOARDS AND COMMITTEES WHERE NOT OTHERWISE SPECIFIED". Phil Noblett explained that this ordinance would require a three-year term for anyone without a specified limit under the ordinance, and would require committee reappointments after a three-year term. Councilmember Linehart moved that the ordinance be passed on second reading. Councilmember White seconded the motion and it passed unanimously.

The second ordinance considered by the Council to be approved on second reading was "AN ORDINANCE TO AMEND SIGNAL MOUNTAIN TOWN CODE, TITLE 2, SECTIONS 2-506 THROUGH 2-507, TO INCLUDE REVIEW OF PROPOSED MEMORIALS AND MONUMENTS WITHIN THE TOWN OF SIGNAL MOUNTAIN AS PART OF THE DUTIES AND POWERS OF THE DESIGN REVIEW COMMISSION AND TO ESTABLISH CERTAIN PROCEDURES FOR THE REVIEW

OF PROPOSED MEMORIALS AND MONUMENTS". Councilmember Linehart moved that the ordinance be passed on second reading. The motion was seconded by Councilmember Paturalski and passed unanimously.

The third ordinance to be considered by the Council was "AN ORDINANCE TO AMEND ORDINANCE NO. 2005-2, ENTITLED THE "FY 2005-2006 BUDGET ORDINANCE" SO AS TO PROVIDE FOR CERTAIN CHANGED EXPENDITURES IN THE GENERAL FUND TO INCLUDE THE ADDITION OF \$25,147 FOR SWIMMING POOLS STARTING PLATFORMS AT THE TOWN SWIMMING POOL DURING THIS FISCAL YEAR". Councilmember Paturalski said she thought the amount was \$19,147. Ms. Campbell explained that when this was drawn up it was unknown how much would be contributed by the swim team. She said the \$25,147 would not be changed, but that \$6,000 would be added as revenue. Councilmember White moved that the ordinance be passed on first reading. The motion was seconded by Councilmember Linehart and passed unanimously.

Lou Oliphant, Planning Commission Secretary, handed out the 2005 Annual Report of the Planning Commission. The next meeting would be Thursday, February 16, 2006, at 7:00 p.m. in the Town Hall. Mayor Leonard commended the work of the Planning Commission.

Todd Faulk and Taylor Gill were present to give the Council an update on tackle football. Since the Town did not have facilities for practice and play, they withdrew their request to use the Town fields for tackle football. Mr. Faulk and Mr. Gill they said they had been to Hamilton County and the Hamilton County Board of Education to ask to use Robinson Field and were given a 10-year agreement. They plan to take over financial responsibility and maintenance for the field. Mr. Faulk asked if the Town could pick up brush that had been cleared from the field. They said they did not plan to put in lights at this time. The Mayor voiced concern about the drainage under the Stormwater provisions. Mr. Faulk said they were digging up French drains and putting in new gravel for proper drainage. Council members Paturalski and Linehart praised them for taking the initiative to resolve the issue. Councilmember Linehart asked Mr. Faulk and Mr. Gill to advise the Town before installing lights. The parking issue was also discussed.

Councilmember White told Pris Shartle he enjoyed her article "Hats Off". Councilmember Paturalski said it was probably one of the best-written articles and she thought it was wonderful. Councilmember Paturalski said a big issue now was driver's education in schools. She suggested raising traffic citations by \$1.00 and applying that to a driver's education program.

Councilmember Linehart asked the status of the Judge Moon case. Phil Noblett said there was pending litigation at this time. The Town could press the matter into litigation to be heard or talk to the people involved and try to resolve the matter. Phil Noblett said

he could try to get a hearing date. The Council indicated they would like to handle the issue before the next Council was elected. Councilmember Linehart said the Town needed more volunteers for Committees, Boards, and Commissions and would like to advise the residents of the Town of the need.

Ms. Campbell thanked the Town employees and her family for supporting her.

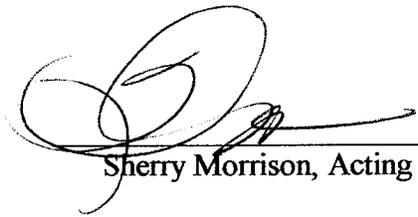
Phil Noblett announced the Planning Commission was having a significant meeting on the 16th.

Mayor Leonard advised that the Town had instigated an intensive traffic study at the traffic light and CVS intersection, and reminded residents to be very careful there. Mayor Leonard stated the work at James Boulevard and Thrasher School, regarding the flashing traffic lights, was progressing and improvements would be made there. The Town was also looking at alternatives for Albert Road and Miles Road. Mayor Leonard advised the Town was making improvements at the Rutledge/Scott Fields relating to drainage and parking. Mayor Leonard then thanked the Boy Scouts for being present.

With there being no further business, the meeting was adjourned.



William O. Leonard, III, Mayor



Sherry Morrison, Acting Town Recorder

Date: FEBRUARY 13, 2006

NAME	ADDRESS
1. Mr. & Mrs. Joe C. Yotter	600 S. PALISADES DRIVE
2. Wanda Dick	1022 S. Signal Rd.
3. Du On	8 SHAD CREEK FALLS
4. Ashley Stull	2315 Fairmount PK
5. Pat Opler	923 Key Ave
6. George Ren	100 James Blvd BV-45
7. Wes Althaus	413 Crown Pt. Rd. West
8. Red Philzer	4 Glenora Court
9. Byron Dorough T116	LONG OAK
10. Tristan Ferris	685 Clearbrooks Dr
11. Lou Olyphant	Cherokee Lane
12. Jean McLean	Ladder Trail
13. Chris Proctor	4817 Rolling Meadows
14. Tracy McHugh	308 Arrow
15. Mark and Pres Starnes	501 James Blvd
16. Todd Faulk	36 Ridgecrest Drive
17. Allen Bunker	36 Ridgerock Drive,
18. John Vatch	2622 Laurel Creek Rd
19. Steve & Melissa Boyd	320 Sylvan St
20. Claire & Bob Lusing	90 Carriage Hill
21. Claude & Doris Griffith	804 Fairmount

Date: FEBRUARY 13, 2006

NAME	ADDRESS
1. Ben Campbell	504 FOREST AVE
2. Martha Nash	7 Big Rock
3. Taylor Gill	109 Norvell DR
4. Carol Huls	7675 Sunge
5. Mary Huls	" "
6. Mary McLean	119 Grayson Rd
7. Lauren Millard	
8. Justin Lee	209 Arrow Drive
9. Kohli Hawks	4300 Taft Hwy
10. Antoine Krimes	4300 Taft Hwy
11. Kathryn Gallaher	905 Ladder Trail
12. ANDREW GAMBLE	
13. Patrizia Wagner	
14. Paul M. Hensel	31 Mtn Orchard Park
15. Aaron Pierce	2917 Blue Teal, LW
16. James Bird	2921 Blue Teal Lane
17. Todd Wells	1219 Cedar Lake
18. DIANE REED	602 GEORGIA AVE.
19.	
20.	
21.	

RESOLUTION NO. R2006-3

A RESOLUTION AUTHORIZING THE APPOINTMENT OF DIANA CAMPBELL AS TOWN MANAGER FOR THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, PURSUANT TO ARTICLE V OF THE TOWN CHARTER.

WHEREAS, Diana Campbell has served the Town proficiently as Acting Town Manager since the retirement of Hershel Dick on July 1, 2005; and

WHEREAS, the Mayor of the Town of Signal Mountain has recommended to the Town Council that Diana Campbell should be appointed to perform all duties of Town Manager and to serve at the will of the Town Council pursuant to Article V of the Town Charter; and

WHEREAS, the Town Council has recognized the executive and administrative qualifications of Diana Campbell and her performance over the past seven (7) months as acting Town Manager and approves her appointment as Town Manager pursuant to Article V of the Town Charter.

NOW, THEREFORE,

BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee that Diana Campbell, is hereby appointed to serve as Town Manager, and to perform all duties of that position as required by Article V of the Town Charter. Diana Campbell shall be entitled to exercise all powers and perform all duties as chief administrative officer of the Town which are set forth in Article V, Section 3 of the Town Charter. The compensation of the Town Manager shall be fixed by the Town Council.

William D. Lennett
MAYOR
2/13/06
DATE

Sherry Morrison
RECORDER
2/13/06
DATE

RESOLUTION NO. R2006-4

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO PURCHASE ONE (1) 2006 CHEVROLET IMPALA, POLICE CAR, TENNESSEE STATE BID NUMBER 4033158, FROM WILSON COUNTY MOTOR COMPANY, IN THE AMOUNT OF TWENTY THOUSAND FOUR HUNDRED FORTY-ONE AND 00/100 (\$20,441.00) DOLLARS TO BE USED BY THE POLICE DEPARTMENT FOR THE TOWN OF SIGNAL MOUNTAIN.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That the Town Manager be and is hereby authorized to purchase one (1) 2006 Chevrolet Impala, Police Car, Tennessee State Bid Number 4033158, from Wilson County Motor Company, in the amount of \$20,441.00 to be used by the Police Department for the Town of Signal Mountain. A copy of the bid documents for the purchase of this police vehicle is attached as Exhibit 1.

William O. Lammert
MAYOR

Sherry Morrison, Acting Recorder
RECORDER

2/13/06
DATE

2/13/06
DATE

PAN/kac

RESOLUTION NO. R2006-5

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO A NEW EMPLOYER CONTRIBUTION RATE OF 7.56 % EFFECTIVE JULY 1, 2006 AS RECOMMENDED BY THE ACTUARY FOR TENNESSEE CONSOLIDATED RETIREMENT SYSTEM FOR TOWN EMPLOYEES EFFECTIVE JULY 1, 2006 THROUGH JUNE 30, 2008.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That the Town Manager be and is hereby authorized to enter into a new employer contribution rate of 7.56 % as recommended by the actuary for Tennessee Consolidated Retirement System for Town employees effective July 1, 2006 through June 20, 2008. The cost of this increased pension contribution rate shall result in an increase in the Town budget of \$20,776 per year based upon wages of Town employees ending June 30, 2005 based on the current level of employees employed by the Town. The Town Manager is further authorized to sign any necessary documents with the Tennessee Consolidated Retirement System to authorize payment of the new employer contribution rate.

William O. Lennister
MAYOR

Sherry Morrison, Acting Recorder
RECORDER

2/13/06
DATE

2/13/06
DATE

PAN/kac

RESOLUTION NO. R2006-6

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO AWARD A CONTRACT TO JABCO, INC. MASTER POOLS IN AN AMOUNT OF TWENTY FIVE THOUSAND ONE HUNDRED FORTY SEVEN AND 00/100 (\$25,147.00) DOLLARS AS THE LOWEST AND BEST BID FOR THE TOWN SWIMMING POOL STARTING BLOCK RENOVATIONS.

BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee that the Town Manager is authorized to award a contract to Jabco, Inc., Master Pools, in the amount of \$25,147.00 as the lowest and best bid for the Town Swimming Pool Starting Block renovations (8 starting platforms and 8 anchors furnished and installed), as referenced on the attached bid opening documents.

William O. Lennedy MAYOR Henry Morrison, Acting Recorder RECORDER

2/13/06
DATE

2/13/06
DATE

PAN/kac

RESOLUTION NO. R2006-7

A RESOLUTION AUTHORIZING THE MAYOR OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE TO SIGN AMENDMENT # 2 TO GRANT Z-02-007420-01 AS REQUESTED BY THE STATE OF TENNESSEE, DEPARTMENT OF ENVIRONMENT AND CONSERVATION TO USE THIS GRANT FOR DEVELOPMENT OF PARKING AREAS, REHABILITATION OF APPROXIMATELY ONE MILE OF RAINBOW LAKE TRAIL, WALKING BRIDGES, AND SIGNAGE.

BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee that the Mayor is authorized to sign Amendment # 2 to Grant Z-02-007420-01 as requested by the State of Tennessee, Department of Environment and Conservation for development of parking areas, rehabilitation of approximately one mile of Rainbow Lake trail, walking bridges, and signage, as shown on the attached amendment.

William O. Lennett
MAYOR

Sherry Bonner, Acting Recorder
RECORDER

2/13/06
DATE

2/13/06
DATE

PAN/kac

ORDINANCE NO. 2006-1

AN ORDINANCE TO AMEND SIGNAL MOUNTAIN TOWN CODE, TITLE 2, TO INCLUDE A NEW CHAPTER 6, ENTITLED GENERAL BOARD REQUIREMENTS AND TO ESTABLISH A NEW SECTION 2-601 ENTITLED TERMS OF BOARDS AND COMMITTEES WHERE NOT OTHERWISE SPECIFIED.

SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, that Title 2, is amended to include a new Chapter 6, entitled "General Board Requirements" and to establish a new section 2-601 entitled "Terms of Boards and Committees - where not otherwise specified" and the following new language is substituted in lieu thereof:

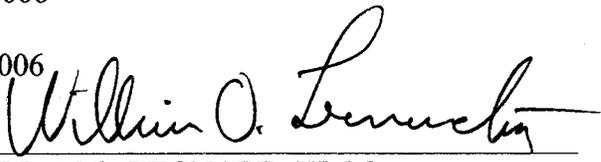
2-601. Terms of Boards and Committees – where not otherwise specified.

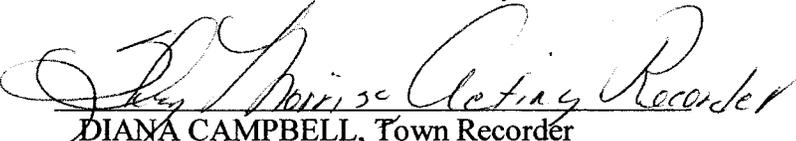
The terms for all Boards and Committees in the Town unless otherwise specified by state law or Town Ordinance shall be for three (3) years from and after the date of appointment. Any vacancies in any Board or Committee during an unexpired term shall be filled by the Town Council for the remainder of the unexpired portion of the term.

SECTION 2. That this Ordinance shall become effective immediately from and after its passage as provided by law.

Passed First Reading January 9, 2006

Passed Second Reading 2/13/, 2006


WILLIAM O. LEONARD, III, Mayor


DIANA CAMPBELL, Town Recorder

ORDINANCE NO. 2006-2

AN ORDINANCE TO AMEND SIGNAL MOUNTAIN TOWN CODE, TITLE 2, SECTIONS 2-506 THROUGH 2-507, TO INCLUDE REVIEW OF PROPOSED MEMORIALS AND MONUMENTS WITHIN THE TOWN OF SIGNAL MOUNTAIN AS PART OF THE DUTIES AND POWERS OF THE DESIGN REVIEW COMMISSION AND TO ESTABLISH CERTAIN PROCEDURES FOR THE REVIEW OF PROPOSED MEMORIALS AND MONUMENTS.

SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, that Title 2, Sections 2-506 through 2-507 are deleted in their entirety and the following new language is substituted in lieu thereof:

2-506. Construction and Development subject to Design Review Commission review.

(1) Plans shall be submitted to the Design Review Commission for all development requiring building permits for:

- (a) Any new construction, change in exterior appearance, exterior alteration, moving a structure, demolition or change in use for either land, buildings or buildings or land of all categories of construction; except single-family residential detached structures.
- (b) Any planned unit developments.
- (c) Any proposed memorials or monuments involving construction or land disturbance activity within the Town.

(2) Plans shall be submitted to the design review commission for improvements in any zone other than low density residential, even where a building permit is not required, for the following:

- (a) For re-roofing if there is a color change in the roofing.
- (b) For exterior painting, if there is a color change.
- (c) For landscaping if there is a change of more than twenty-five percent (25%) in the area currently landscaped.
- (d) For new or repaired driveways, or parking lots, if there is new paving in an area of more than twenty-five percent (25%) of the area currently paved.
- (e) For any proposed memorials or monuments showing the dimension and size of any memorial or monument and the location where the monument or memorial will be placed on any property within the Town.

Work shall not begin in the above mentioned items (a) through (e) until the design review commission review and approval of the plans is made.

In no case shall a building permit be issued prior to design review commission review and approval of these plans. For categories of development for which planning commission review is also required, applicants shall, at the time of submission of plans to the design review commission, also submit to the planning commission such plans, plats or sketches as may be required by law. Plans subject to approval both by the planning commission and by the design review commission shall ordinarily be reviewed first by the planning commission with the exception of planned unit development final plans, which shall first be reviewed by the design review commission; provided, however, that the planning commission, at its option, may secure the preliminary views of the design review commission prior to rendering its approval of plans. (as added by Ord. #93-8, § 7, June 1993, as amended by Ord. #99-9, April 1999)

2-507. Plan submissions. (1) All plan submissions shall be in a written form approved by the commission.

(2) Should the commission, either on its own motion or in response to a recommendation from the building official or town manager, determine that an application is incomplete, it shall notify the applicant of such additional materials as it may require to review the application. The commission shall certify the date, on which an application, whether in original form or as supplemented, is complete. Unless the commission agrees, no additional supplemental material may be submitted by the applicant after the certification date other than such modifications in the original or supplemental plans as the commission may request in the course of its consideration of these plans. Modified plans and additional supplemental materials shall be submitted to the building official for review and subsequent transmission to the commission.

(3) The commission shall approve, approve with conditions, or disapprove plans submitted to it within sixty (60) days of their receipt in a form specified by the commission, or within such longer period as the commission and applicant may agree. The commission shall set forth its decision and the reasons therefore in writing. In cases of conditional approval or disapproval, the commission shall include in its report comments advising the applicant of the right of appeal provided in the appeal section below, and informing the applicant, the building official, the town manager, and the town council how the conditionally approved or disapproved plans might be modified to secure their conformity with this division. (as added by Ord. #93-8, § 8, June 1993)

(4) Notwithstanding the provisions set forth in subparagraph (3), any proposed memorials or monuments involving construction or land disturbance activity within the Town shall not be acted upon by the commission until at least 90 days after the death of any individual for which a memorial or monument is sought within the Town. Recommendations for placement of memorials and monuments shall be considered by the commission based upon health, safety and design standards of similar memorials and monuments which are located elsewhere within the Town. The commission may develop certain design and size criteria for monuments and memorials which may be considered in its recommendations to the Town Council. A written recommendation shall be made by the commission chair to the Town Council upon approval of any memorial or monument by the commission, for further consideration at a Town Council meeting. It is proposed that no action should be taken by the Town Council on the creation of

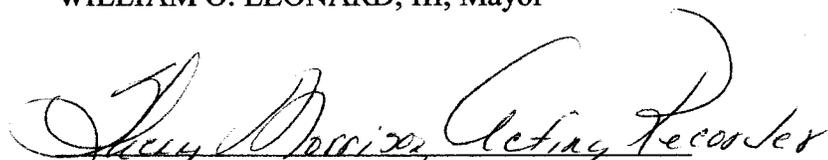
any proposed memorial or monument for at least an additional 90 days after receipt of a recommendation by the commission on any memorial or monument, in order to provide ample time for public notification and deliberation prior to approval of any memorial or monument. The Town Council may also choose to approve a memorial or monument by majority vote, within 90 days from the date that the Commission either recommends against the creation of any proposed memorial or monument or fails to make a recommendation to the Town Council within the procedure and time set forth above. No memorial or monument shall be placed within the Town of Signal Mountain without approval by a majority vote of the entire membership of Town Council.

SECTION 2. That this Ordinance shall become effective immediately from and after its passage as provided by law.

Passed First Reading January 9, 2006

Passed Second Reading 2/13, 2006


WILLIAM O. LEONARD, III, Mayor


DIANA CAMPBELL, Town Recorder