

*****May 30, 2008*****

The Town Council of the Town of Signal Mountain held a special agenda meeting on Monday, May 30, 2008, at 9:00 a.m. in the Town Hall. Those present were:

Mayor Paul Hendricks
 Vice-Mayor Hershel Dick
 Councilmember Annette Allen
 Councilmember Susan Robertson

Also present were:

Town Manager Honna Rogers
 Town Recorder Mark Johnson
 Attorney Phil Noblett

Mayor Hendricks called the meeting to order. The roll call found all present with the exception of Councilmember Bill Lusk.

The following resolutions were presented:

“A RESOLUTION COMMENDING JOHN TRIMPEY FOR HIS SERVICE ON THE MOUNTAIN VISION COMMITTEE FOR THE TOWN OF SIGNAL MOUNTAIN.”, and, “A RESOLUTION COMMENDING CHRIS HOWLEY FOR HIS SERVICE TO THE TOWN OF SIGNAL MOUNTAIN DESIGN REVIEW COMMISSION (DRC).” Councilmember Robertson moved, and Vice-Mayor Dick seconded, the resolutions be approved. The motion passed unanimously.

Resolutions authorizing contracts with Orange Grove Center for operation of the recycling center and with Rock-Tenn Converting Company for scrap and recycled materials hauling were discussed. The first resolution was as follows: “A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO A LETTER OF UNDERSTANDING WITH ORANGE GROVE CENTER TO PROVIDE CONTRACT WORKERS TO OPERATE THE SIGNAL MOUNTAIN DROP-OFF CENTER FOR TOTAL MONTHLY COSTS OF \$3,676.00, WHICH SHALL NOT EXCEED \$44,112.00 DURING FISCAL YEAR 2008/2009. Also, two possible resolutions regarding Rock-Tenn Converting Company were presented as follows: “A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO AN AGREEMENT WITH ROCK-TENN CONVERTING COMPANY TO SELL SCRAP AND RECYCLED MATERIALS GATHERED AT THE TOWN’S RECYCLE CENTER TO ROCK-TENN CONVERTING COMPANY WITH THE PRICING OF SAID MATERIALS BEING BASED ON MARKET CONDITIONS A COPY OF SAID AGREEMENT IS ATTACHED HERETO, and, “A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO AN AGREEMENT WITH ROCK-TENN CONVERTING COMPANY FOR A COMPACTOR AND ROLL-OFF A-FRAME TO BE UTILIZED BY THE TOWN AT THE TOWN’S RECYCLE CENTER AT NO COST TO THE TOWN FOR SIXTY (60) MONTHS. A COPY OF SAID

AGREEMENT IS ATTACHED HERETO. Copies of the contracts were reviewed, and various items were discussed such as pricing terms, cancellation policies, and use of Town equipment related to the recycle center. Councilmember Allen moved, and Councilmember Robertson seconded, the first resolution regarding Orange Grove Center be approved, and that approval of either of the resolutions regarding Rock-Tenn Converting Company be postponed until the June 9th meeting, so that Ms. Rogers and Mr. Noblett could review the contract further. The motion passed unanimously.

The following items in the tentative agenda for the June 9, 2008 meeting were discussed:

- It was noted an ordinance regarding transfer station fees, which was previously read for the first time during the March 10, 2008 regular Council meeting, had not been read a second time and officially approved. The ordinance was as follows, "AN ORDINANCE TO AMEND SECTION 5-102 TO PROVIDE A ONE (1) TIME FEE FOR THE USAGE OF THE TOWN TRANSFER STATION FOR NON-RESIDENTS". Councilmember Robertson moved, and Councilmember Allen seconded, the ordinance be considered for approval. The Council unanimously voted against its approval.
- Mr. Noblett presented his finding that for a liquor store referendum to proceed, a petition from a certain number of citizens would have to be obtained. It was decided the referendum discussion would be removed from the June 9th agenda.
- A resolution authorizing the acceptance of the Quonset hut roofing bid was removed from the June 9th agenda. There was only one bid received. Ms. Rogers said the Town could reject the bid and start the bidding process again in hopes of receiving more bids. The project was not initially budgeted for in FY 08 but the funds were provided during the year via a capital outlay note. The project will now be completed in FY 09.
- An ordinance authorizing the creation of a Tree Board was discussed. Mr. Noblett presented documentation given to him by Noah Long concerning the issue. The council discussed the role of the Board and related Boards and Committees, as well as the possibility of requiring developers to meet with the Tree Board.
- There will be a second reading of an ordinance on Design Review Commission (DRC) Design Principles and Standards. Mayor Hendricks reiterated the need for the DRC to perform a general review of the standards. Also discussed were zoning considerations.
- There will be a second reading of an ordinance on the memorial policy.
- There will be a second reading of an ordinance setting the Fiscal Year 2008/2009 budget.

- It was noted Pris Chartle and Ellis Smith would be present at the meeting to present the Veteran's Memorial Highway Project.

Ms. Rogers discussed an advisement given to her to serve as a proxy to the TPO Executive Board and Waste Water Treatment Authority (WWTA). Resolutions to that effect would be prepared for the June 9th meeting.

Reconsidering the Town's climbing ordinance was discussed. Ms. Rogers said she had been advised by MTAS that this was not recommended as such an ordinance typically reduced the number of needed rescues. Mayor Hendricks said he was open to discussion, if interested citizens wished to discuss it; although no proposals had been delivered yet.

The need for Stormwater Appeals Board appointments was reviewed. Ms. Rogers noted this Board does not, as previously thought, have the power to establish fees. The Council has that authority. Mayor Hendricks said more discussions should take place before appointments were made. He also noted it should be suggested that individuals should not serve on multiple Boards, except in an extenuating circumstance.

The need for Health, Educational, and Housing Facilities Board appointments was discussed. The Council decided to ask the Board attorney and Alexian Village for suggestions on appointments.

Ms. Rogers opened a discussion of a possible campaigning ordinance. A citizen contacted her about allowable locations for campaigning tents. Mr. Noblett noted citizens can obtain a permit for such activities. The Council decided to leave things as they are until an issue arises.

Ms. Rogers said a request by officials of the MACC was made to have a "2010 Event" involving a dog club. Members would bring dogs into the MACC building. Ms. Rogers said she would e-mail more details to the Council.

Non-resident library fees were discussed. Recently, Town personnel had been charging library fees in such a way that amounts paid in a given month would cover a period lasting until the same month of the next year. However, a Town ordinance dictates fees are to be charged on a calendar-year basis. Different options on how to handle this issue were discussed, and it was ultimately decided that, for the time being, charges would still cover an annual time frame; i.e., Town personnel would issue Library cards to cover twelve months from the date of purchase, until further discussions are held.

A discussion on the Town's ability to enforce the performance and timing of septic tank maintenance was opened. Mr. Noblett said it could be enforced before the sale of a home if there is a public health issue involved.

The contract with Martha Swayze was discussed. Jarred Thompson, Recreation Director, was present for the discussion. There had been issues with non-payment of fees and

improper storage of equipment. Options for how to deal with these issues were discussed.

Ms. Rogers presented suggestions from citizens living near the Norris Field area that were obtained during a recent community meeting. Mr. Thompson indicated agreement with leaving the backstop in place now that safety issues have been addressed.

Ms. Rogers summarized a request from officials of an upcoming baseball tournament for a sign variance. She indicated variances could be allowed for the type of signs they use, based on her research.

The Council discussed and agreed the recognition of "Coach Al Ball Day" was a good idea.

Recorder Mark Johnson presented his recommendation that Johnson, Murphy & Wright, P.C. be selected as auditors of the fiscal year 2007/2008 financial statements. Councilmember Robertson moved, and Vice-Mayor Dick seconded the recommendation be approved. The motion passed unanimously.

The Council's evaluations of Ms. Rogers as Town Manager were reviewed, with many positive comments given. Mayor Hendricks then opened a discussion of the Councilmembers' future goals for her.

Mayor Hendricks reiterated the need for discretion in e-mails concerning Town business.

Ms. Rogers mentioned a resident had approached her with a complaint that a gentlemen whom she paid to clean brush from her yard and carry it to the transfer station was sometimes being charged. Ms. Rogers said there is a Town ordinance providing for a charge if a paid individual delivers brush on someone else's behalf. The consensus was that an exception should not be made for this situation.

Ms. Rogers opened a discussion of stormwater fines. She inquired as to the Council's opinion on changing the fine structure to allow for amounts up to \$5,000, based on an MTAS model she reviewed. Issues such as proper authorization of the structure were discussed, and further discussion was deferred.

Ms. Rogers noted a written update on traffic at the new schools was sent to the Council members.

A citizen had made a request recently that Shoal Creek Road be made a one-way street. The Council disagreed with this idea.

The caravan service provided by CARTA to residents, and those who were qualified to use it, was discussed. The Town has been paying for the service and costs have become significant. Ms. Rogers is going to look into this issue.

Councilmember Robertson spoke of a recent meeting she and Ms. Rogers had with Karen Hundt, a counterpart to Karen Rennick of the RPA regarding Town planning. Ms. Hundt proposed an idea of integrating commercial property in the Town in such a way that different entities would "feed" one another. It was agreed the issue would be researched further.

Mr. Noblett suggested the Council review the plan for annexation.

There being no further business, the meeting was adjourned.


Recorder



Dr. Paul Hendricks, Mayor

RESOLUTION NO. R2008-41

A RESOLUTION COMMENDING JOHN TRIMPEY FOR HIS SERVICE ON THE MOUNTAIN VISION COMMITTEE FOR THE TOWN OF SIGNAL MOUNTAIN.

WHEREAS, John Trimpey has served the Town of Signal Mountain for one (1) year as a valuable member of the Mountain Vision Committee and has recently accepted a position as a member of the Signal Mountain Planning Commission; and,

WHEREAS, John Trimpey has provided and will continue to provide excellent volunteer service to the Town and its citizens.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN TENNESSEE, That John Trimpey is commended and recognized for his excellent public service to our community.



MAYOR



RECORDER

5/30/08

DATE

5/30/08

DATE

PAN/kac

RESOLUTION NO. 2008-42

A RESOLUTION COMMENDING CHRIS HOWLEY FOR HIS SERVICE TO THE TOWN OF SIGNAL MOUNTAIN DESIGN REVIEW COMMISSION (DRC).

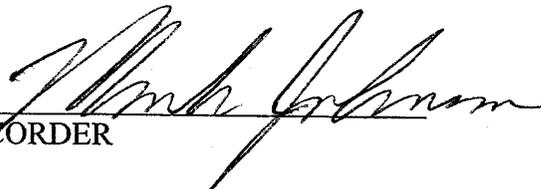
WHEREAS, Chris Howley has served the Town of Signal Mountain for one (1) year as a valuable member to the Signal Mountain Design Review Commission (DRC); and,

WHEREAS, Chris Howley has provided excellent volunteer service to the Town and its citizen as a member of the DRC.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN TENNESSEE, That Chris Howley is commended and recognized for his excellent public service to our community.



MAYOR



RECORDER

5/30/08

DATE

5/30/08

DATE

PAN/kac

RESOLUTION NO. 2008-43

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO A LETTER OF UNDERSTANDING WITH ORANGE GROVE CENTER TO PROVIDE CONTRACT WORKERS TO OPERATE THE SIGNAL MOUNTAIN DROP-OFF CENTER FOR TOTAL MONTHLY COSTS OF \$3,676.00, WHICH SHALL NOT EXCEED \$44,112.00 DURING FISCAL YEAR 2008/2009.

BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee that the Town Manager is authorized to enter into a Letter of Understanding with Orange Grove Center to provide contract workers to operate the Signal Mountain Drop-Off Center for total monthly costs of \$3,676.00, which shall not exceed \$44,112.00 during Fiscal Year 2008/2009. A copy of the Letter of Understanding is attached.



MAYOR

5/30/08

DATE



RECORDER

5/30/08

DATE

PAN/kac