

*****June 9, 2008*****

The Town Council of the Town of Signal Mountain held its regular monthly meeting on Monday, June 9, 2008, at 7:00 p.m. in the Town Hall. Those present were:

Mayor Paul Hendricks
 Vice-Mayor Hershel Dick
 Councilmember Bill Lusk
 Councilmember Susan Robertson

Also present were: Town Manager Honna Rogers
 Town Attorney Phillip Noblett
 Town Recorder Mark Johnson
 See attached list for others present

Mayor Hendricks called the meeting to order and initiated the pledge of allegiance. Rabbi Joshua Lief of Mizpah Congregation gave the invocation. Roll call found all Council members present with the exception of Councilmember Annette Allen.

Prior Meetings' Minutes Review

Minutes of the May 12th regular meeting and May 30th agenda meeting were discussed. Councilmember Robertson requested the following changes to the May 12th minutes: 1) that in item "2" under the ordinances section, the phrase "...citizens who want to memorialize loved ones" be changed to "citizens who want to memorialize or honor groups or individuals" 2) under the Building Inspection portion of the Department Reports section, the word "the" before the words "school construction" be eliminated 3) under the Building Inspection portion of the Department Reports section, the phrase "...new homes are being developed" be changed to "...new building permits are being issued" 4) under the Building Inspection portion of the Department Reports section, the sentence "The Stormwater function is working well" be changed to "Stormwater issues are under control". She also requested that, in the May 30th minutes, on page four in the first paragraph, the statement "Mr. Thompson indicated he was agreeable to stopping work being performed on the field and leaving what work had been done in place" be changed to "Mr. Thompson indicated agreement with leaving the backstop in place now that safety issues have been addressed." Mayor Hendricks requested that, in the May 12th minutes, under item "3" of the ordinances section, the motion language be changed from "having further discussions on the ordinance later" to appropriately indicate the ordinance itself be passed on first reading.

Presentations to Council

Pris Shartle and Ellis Smith were invited to speak on the Veterans' Memorial Highway Project. They summarized the project, saying it was an effort to rename a portion of Highway 127 the "Veterans' Memorial Highway", to honor veterans. Surrounding counties were already in support of this. They also noted signs indicating the name

would be placed along either side of the highway. Noah Long noted TDOT agreed to pay for the signs.

Beer Board Discussion

The Council discussed a beer permit application by "Nino's Italian Restaurant." Mr. Noblett said the Council has authority over this process. Mayor Hendricks invited comments from the audience on the issue. There were none. Councilmember Robertson moved, and Vice-Mayor Dick seconded a motion to approve the permit. The motion passed unanimously. Antonio Piccolo of Nino's was present and asked how quickly a permit could be obtained. Mr. Noblett replied it could be done the next day.

Public Hearing

The Council held a public hearing on the fiscal year 2008-2009 budget. Mayor Hendricks invited comments from the audience. There were none. The hearing was then closed. The following ordinance was presented: "AN ORDINANCE TO ADOPT THE RATE OF TAXATION ON ALL TAXABLE PROPERTY IN THE TOWN OF SIGNAL MOUNTAIN HEREINAFTER KNOWN AS THE 'FY 2008-2009 BUDGET ORDINANCE' TO PROVIDE REVENUE FOR THE TOWN OF SIGNAL MOUNTAIN DURING THE FISCAL YEAR BEGINNING JULY 1, 2008 AND ENDING JUNE 30, 2009 AND APPROPRIATING SAME TO THE PAYMENT OF THE EXPENSES OF THE MUNICIPAL GOVERNMENT DURING SAID FISCAL YEAR; FIXING THE RATE OF TAXATION ON ALL TAXABLE PROPERTY IN THE TOWN OF SIGNAL MOUNTAIN FOR FISCAL YEAR 2008-2009 AND THE TIME TAXES AND PRIVILEGES ARE DUE, HOW THEY SHALL BE PAID, WHEN THEY SHALL BECOME DELINQUENT; AND PROVIDING FOR INTEREST AND PENALTIES ON ALL DELINQUENT TAXES AND PRIVILEGES OWED TO THE TOWN OF SIGNAL MOUNTAIN AND APPROPRIATING SAME TO THE PAYMENT OF THE EXPENSES OF THE MUNICIPAL GOVERNMENT DURING SAID FISCAL YEAR." Mayor Hendricks noted the issue of Stormwater fees would still have to be discussed, but this will be done in the July meeting. Councilmember Robertson moved, and Vice-Mayor Dick seconded, the budget be approved. The motion passed unanimously.

Citizen Comments

Mayor Hendricks invited citizens to present any comments or concerns. Neeld Messler, Rolling Way, indicated his concern that the recently developed tree ordinance would infringe upon property owners' rights. He also described a concern over taxes. Specifically, he inquired about the Town's tax revenue position and the lack of taxation of the land on which the country club resides after he heard of a rumor that the property was only a subject to a \$1/year lease. Mayor Hendricks addressed the tax issue first, noting any tax increase in future years was uncertain. Regarding the country club, he said they make lease payments based on a calculation of what the property's tax assessment would ordinarily be. He addressed the tree ordinance concern next, saying

the ordinance has not been approved since other citizens had voiced concerns over it during public meetings. Councilmember Robertson said it was because of perceived flaws in the ordinance that a Tree Board was being formed; i.e. – for education on the issue. She also invited Mr. Messler to be a part of this process.

Rachel Miller, James Boulevard, was present to discuss her concern over trees on the country club property; she requested that any trees that were dead not be replaced, as she felt the line of trees was not attractive aesthetically. She also inquired as to why this was allowable, when fences of a certain height were not. Mr. Noblett responded that the trees were on private land, and that he thought the trees were originally placed there to prevent golf balls from the nearby course from landing on residential property. Chuck Gearhiser, Building Inspector, said the fence restrictions were designed to prevent line-of-sight problems for people pulling out of driveways. He also noted that the trees were a civil issue not subject to building inspection. Councilmember Lusk asked if some of the trees were in the right-of-way. Mr. Noblett said Public Works would need to look into that issue. Ms. Miller then asked if the sidewalk issue in that area was still active. Mayor Hendricks said it is still an outstanding issue, but no funds have been received for it. He then said that now that the Tree Board has been established, the Mountain Vision Committee may evolve into a transportation committee

Councilmember Lusk addressed the issue of the country club rent, noted above, saying they are currently paying about \$5,000/month, with the only prospective change to this being in 2009 when the property value will be reassessed.

Resolutions

The following resolutions were presented:

1. "A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO AN AGREEMENT WITH UNITED HEALTHCARE COMPANY FOR MEDICAL INSURANCE FOR ALL TOWN EMPLOYEES FOR A PERIOD OF ONE YEAR BEGINNING JULY 1, 2008 AND WITH PREMIUMS OF \$303.42 PER MONTH FOR SINGLE COVERAGE AND \$785.87 PER MONTH FOR FAMILY COVERAGE." Ms. Rogers summarized the Town's process for selecting United Healthcare Company as the health insurance provider, noting United's plan is similar to the plan the Town has now, and there will be an overall 9.8% increase when considering all relevant factors. Mayor Hendricks invited Russ Blakely, the Town's insurance consultant, to speak on the matter. Mr. Blakely noted Blue Cross Blue Shield was very popular in this area, but was not the most cost-effective choice. He also noted that the provider options would be better under United's plan. Ms. Rogers said paperwork for employees would be easier as well. Vice-Mayor Dick moved, and Councilmember Robertson seconded, the resolution be approved. The motion passed unanimously.
2. "A RESOLUTION APPOINTING JAMES SMITH AND JEFF WARDBERG AS MEMBERS OF THE TOWN OF SIGNAL MOUNTAIN'S HEALTH,

EDUCATIONAL, AND HOUSING FACILITIES BOARD COMMITTEE." Mayor Hendricks summarized the issue. Councilmember Robertson moved, and Councilmember Lusk seconded the resolution be approved. Councilmember Lusk noted the name "Wardberg" was misspelled, and should be spelled "Wardeberg". He also noted Mr. Wardeberg had moved to Ohio Avenue, and the language in the resolution should be changed to reflect this. The motion passed unanimously. Mr. Smith was invited to speak, and he noted this principally served the committee. Rachel Miller suggested the Council contact her father, Joe Decosimo, to serve. Mr. Noblett explained the Committee served to aid in financing issues.

3. "A RESOLUTION APPOINTING TOWN MANAGER, HONNA ROGERS, AS A PROXY FOR THE TOWN OF SIGNAL MOUNTAIN'S REPRESENTATIVE, BILL LUSK, ON THE HAMILTON COUNTY WATER AND WASTEWATER TREATMENT AUTHORITY BOARD." Mayor Hendricks said Ms. Rogers would be an ideal choice for this position. Councilmember Lusk moved, and Vice-Mayor Dick seconded, the resolution be approved. The motion passed unanimously.
4. "A RESOLUTION APPOINTING TOWN MANAGER, HONNA ROGERS, AS A PROXY FOR THE TOWN OF SIGNAL MOUNTAIN'S REPRESENTATIVE, BILL LUSK, ON THE CHATTANOOGA-HAMILTON COUNTY/NORTH GEORGIA TRANSPORTATION PLANNING ORGANIZATION." Mayor Hendricks reiterated that Ms. Rogers would be an ideal choice. Councilmember Robertson moved, and Councilmember Lusk seconded, the resolution be approved. The motion passed unanimously.
5. "A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE PURCHASE AND DELIVERY OF GARBAGE CARTS FOR USE WITH THE AUTOMATED GARBAGE SERVICE IN THE TOWN TO OTTO ENVIRONMENTAL SYSTEMS IN THE AMOUNT OF ONE HUNDRED TWENTY NINE THOUSAND SEVENTY NINE AND 70/100 DOLLARS (\$129,079.70) AND AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION WITH THIS AWARD." Ms. Rogers said there were five bids, with Otto Environmental Systems being the lowest. Councilmember Robertson moved, and Councilmember Lusk seconded, the resolution be approved. The motion passed unanimously.
6. "A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO HIGHWAYS, INC. FOR THE PAVING OF MIDDLE CREEK ROAD, CHEROKEE LANE, RACCOON TRAIL, PIPER'S PATH, ROBINHOOD TRAIL, AND WHIPPOORWILL DRIVE IN AN AMOUNT NOT TO EXCEED SIXTY-FOUR THOUSAND NINE HUNDRED NINETY-SIX AND 00/100 DOLLARS (\$64,996.00), AND TO AMEND THE CONTRACT FOR ADDITIONAL PAVING AT THE PER TON BID PRICE OF HIGHWAYS, INC. IN AN AMOUNT NOT TO EXCEED ONE HUNDRED THOUSAND

(\$100,000.00) AND AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION WITH THIS AWARD.”

Ms. Rogers explained this resolution was presented before, but “Signal Road” had to be removed from the caption because paving cannot be performed on it until the WWTA is finished making lateral cuts. Mayor Hendricks asked if Middle Creek Road was included because of water damage. Loretta Hopper, Public Works Director, said it was. Vice-Mayor Dick moved, and Councilmember Robertson seconded, the resolution be approved. Councilmember Lusk asked if James Boulevard was being considered. Ms. Rogers and Ms. Hopper indicated information was being gathered on how to deal with that road as trolley tracks there was an issue. The motion passed unanimously.

7. “A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO VOLUNTEER HIGHWAY SUPPLY FOR THE STRIPING OF APPROXIMATELY 60 LINEAR MILES OF STREETS IN THE TOWN IN THE AMOUNT OF TWENTY-THREE THOUSAND ONE HUNDRED AND 00/100 DOLLARS (\$23,100.00) AND AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION WITH THIS AWARD.” Councilmember Robertson asked about how this would affect reflectors along the road. Ms. Hopper said they would run on either side. Councilmember Robertson moved, and Vice-Mayor Dick seconded, the resolution be approved. The motion passed unanimously.
8. “A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE PURCHASE OF A TRAILER HYDRO JETTER TO BE USED IN THE STORMWATER CULVERT CLEANOUTS TO CMI EQUIPMENT IN THE AMOUNT OF FORTY-TWO THOUSAND SEVEN HUNDRED AND FIVE AND 00/100 DOLLARS (\$42,705.00) AND AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION WITH THIS AWARD.” Ms. Rogers said there were two bids and CMI Equipment, while not being the low-bidder, met the specifications, had a better warranty, and specific shipping terms. Chuck Gearhiser, Building Inspector, said the other bidder didn’t specify shipping terms. Councilmember Robertson moved, and Councilmember Lusk seconded, the resolution be approved. The motion passed unanimously.
9. “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.” Councilmember Lusk moved, and Vice-Mayor Dick seconded, the resolution be approved. Vice-Mayor Dick asked if scrap metal would be hauled. Ms. Hopper said some of the specifics are unavailable, but Rock-Tenn would provide a container for the metal. Ms. Rogers noted a monthly pricing report would be

provided by Rock-Tenn and asked that the Council pass the resolution with the knowledge she and Mr. Noblett would work out any unresolved details. Councilmember Lusk asked if there could be language added to the agreement for other materials to be handled by Rock-Tenn, since the attached agreement was very specific as to acceptable materials. Mr. Noblett said language should be added if this is a concern. He also noted a favorable cancellation policy existed providing for a thirty-day notice to cancel in the event of dissatisfaction. Mayor Hendricks asked if language in the agreement relating to hauling of "requested" materials other than those listed implied hauling only for materials the Town specifically requested; i.e. - not taken by Rock-Tenn prior to approval. Mr. Noblett said Rock-Tenn would only take other materials *after* the Town's request, and therefore care should be taken with the disposition of other materials. Vice-Mayor Dick asked if Orange Grove personnel would process paint in the manner Town personnel had before. Ms. Hopper said she would investigate that. Mr. Noblett mentioned Orange Grove might also process electronic materials, but an arrangement would have to be drawn up if this were utilized. Councilmember Lusk asked if there should be an addendum to the agreement covering additional possible charges by Rock-Tenn. He also noted the agreement indicated Rock-Tenn would not haul steel cans; although he thought the Town was already receiving revenue for such items. Ms. Hopper said the Town was receiving small amounts for steel, but the new arrangement implied that, since the cost of hauling was being taken by Rock-Tenn, no additional revenues would be received, creating a "break-even" situation. Mr. Noblett agreed there should be an addendum for the additional charges, and Ms. Hopper said we weren't receiving revenue for steel often, but she would check on this as it related to the cost of hauling. The motion, subject to amendments to the agreement, passed unanimously.

10. "A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO AN EQUIPMENT 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." Vice-Mayor Dick moved, and Councilmember Robertson seconded, the resolution be approved. The motion passed unanimously.
11. "A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO A RENEWAL CONTRACT WITH SUN LIFE FINANCIAL (FORMERLY GENWORTH) INSURANCE COMPANY FOR DENTAL INSURANCE COVERAGE FOR TOWN OF SIGNAL MOUNTAIN EMPLOYEES AT THE RATE OF \$19.21 PER MONTH FOR INDIVIDUAL EMPLOYEES AND \$59.77 PER MONTH FOR EMPLOYEES AND THEIR FAMILIES EFFECTIVE JULY 1, 2008 THROUGH JUNE 30, 2009." Ms. Rogers indicated Mr. Blakely felt this was the best option. Councilmember

Robertson moved, and Councilmember Lusk seconded, the resolution be approved. The motion passed unanimously.

12. "A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO A CONTRACT TO AUDIT TOWN ACCOUNTS FROM JULY 1, 2008 THROUGH JUNE 30, 2009 WITH JOHNSON, MURPHY & WRIGHT, P.C. AND TO PROVIDE PAYMENT FOR MUNICIPAL AUDITING SERVICES PERFORMED ON TOWN ACCOUNTS FOR THAT TIME PERIOD IN THE AMOUNT OF \$16,455.00." Mayor Hendricks noted this was all part of good governance. Councilmember Robertson moved, and Vice-Mayor Dick seconded, the resolution be approved. Councilmember Lusk asked how the quoted fee compared to the same for the prior year, to which Recorder Mark Johnson replied it was an approximate \$2,000.00 increase. The motion passed unanimously.
13. "A RESOLUTION TO ESTABLISH A MANDATORY RETIREMENT AGE REQUIREMENT OF AGE SIXTY (60) PURSUANT TO TENNESSEE CODE ANNOTATED, SECTION 8-36-205, TO AUTHORIZE THE PAYMENT OF THE SUPPLEMENTAL BRIDGE BENEFIT PURSUANT TO TENNESSEE CODE ANNOTATED, SECTION 8-36-211, AND TO AUTHORIZE GROUP 1 MEMBERS WHO HAVE CREDITABLE SERVICE IN A GROUP 1 POSITION COVERED BY SUCH MANDATORY AGE RETIREMENT TO RETIRE ON SERVICE RETIREMENT BENEFITS UPON ATTAINMENT OF AGE FIFTY-FIVE (55) WITH TWENTY-FIVE (25) YEARS OF CREDITABLE SERVICE PURSUANT TO TENNESSEE CODE ANNOTATED, SECTION 8-36-201(A)(2)." Councilmember Lusk moved, and Mayor Hendricks seconded, the resolution be approved. Ms. Rogers reminded the Council this issue was discussed in January, but it was deferred until June for budget purposes. Vice-Mayor Dick inquired about the possibility of allowing those employees who would retire to be a part of the Town's health insurance coverage. Mr. Noblett said this could be done, but costs would need to be examined. Mayor Hendricks felt it was worth investigating. The motion passed unanimously.

Ordinances

The following ordinances were presented:

1. "AN ORDINANCE TO AMEND SIGNAL MOUNTAIN TOWN CODE, TITLE 2, TO ADD NEW SECTIONS 2-701 THROUGH 2-706 TO CREATE AND ESTABLISH A TREE BOARD FOR THE TOWN." Mayor Hendricks mentioned the Board would have no regulatory powers. It was more for education. Councilmember Robertson moved, and Vice-Mayor Dick seconded, the ordinance be approved. Mayor Hendricks asked if it might be better to have five members, rather than seven; although, he rethought this, noting that having seven would give the Town more flexibility. He also asked if the members should have staggered terms and if that should be indicated in the ordinance. Mr. Noblett said

the prevailing thought was that all members should initially have three-year terms, and their terms could be staggered later. He also said one concern with this ordinance was how to allocate positions between citizens/residents and those individuals with specialized tree knowledge. Mayor Hendricks said it would be a work in progress. Councilmember Robertson noted a similar Board in Chattanooga incorporated members from all over Hamilton County. The motion passed unanimously.

2. "AN ORDINANCE TO AMEND ORDINANCE NO. 2007-10, ENTITLED THE 'FY 2007-2008 BUDGET ORDINANCE' SO AS TO PROVIDE FOR CERTAIN ADDITIONAL REVENUES RECEIVED IN THIS BUDGET YEAR IN THE AMOUNT OF FIVE HUNDRED AND SEVENTY FIVE THOUSAND EIGHT HUNDRED AND FIFTY SEVEN AND 00/100 (\$575,857.00) WHICH SHALL BE USED FOR ADDITIONAL EXPENDITURES IN THE GENERAL FUND BUDGET WHICH SHALL INCLUDE ADJUSTED SALARIES IN THE FINANCE ADMINISTRATION DEPARTMENT IN THE AMOUNT OF TWENTY ONE THOUSAND TWO HUNDRED AND FIFTY AND 00/100 DOLLARS (\$21,250.00); FOR ADJUSTED SALARIES IN THE JUDICIAL DEPARTMENT IN THE AMOUNT OF FIVE HUNDRED AND 00/100 DOLLARS (\$500.00); FOR ADDITIONAL BENEFITS AND PROFESSIONAL AND SPECIAL SERVICES IN THE JUDICIAL DEPARTMENT OF ONE THOUSAND AND 00/100 DOLLARS (\$1,000.00); FOR ADJUSTED SALARIES IN THE BUILDING INSPECTION DEPARTMENT IN THE AMOUNT OF TWO THOUSAND SEVEN HUNDRED AND 00/100 DOLLARS (\$2,700.00); FOR ADJUSTED SALARIES IN THE POLICE DEPARTMENT IN THE AMOUNT OF NINE THOUSAND AND 00/100 DOLLARS (\$9,000.00); TO PROVIDE ADDITIONAL BENEFITS, NEW VEHICLES, AND EQUIPMENT IN THE POLICE DEPARTMENT IN THE AMOUNT OF NINETY FIVE THOUSAND AND 00/100 DOLLARS (\$95,000.00); FOR ADJUSTED SALARIES IN THE PUBLIC WORKS SHOP IN THE AMOUNT OF FOUR THOUSAND AND 00/100 DOLLARS (\$4,000.00); FOR ADJUSTED SALARIES IN THE RECREATION DEPARTMENT IN THE AMOUNT OF FIFTEEN THOUSAND SEVEN HUNDRED AND 00/100 DOLLARS (\$15,700.00); TO PROVIDE FOR ADDITIONAL REPAIRS AND MAINTENANCE IN THE RECREATION DEPARTMENT IN THE AMOUNT OF FIVE THOUSAND FIVE HUNDRED AND 00/100 DOLLARS (\$5,500.00); TO PROVIDE FOR ADJUSTED SALARIES FOR THE MOUNTAIN ARTS COMMUNITY CENTER IN THE AMOUNT OF FIVE HUNDRED AND 00/100 DOLLARS (\$500.00); AND TO PROVIDE FOR ADDITIONAL PAYMENTS TO HAMILTON COUNTY FOR THE SMMHS CONSTRUCTION PROJECT IN THE AMOUNT OF FOUR HUNDRED AND TWENTY THOUSAND SEVEN HUNDRED AND SEVEN AND 00/100 DOLLARS (\$420,707), AS SET FORTH IN THE ATTACHED AMENDED BUDGET DURING THE FISCAL YEAR. ALSO TO PROVIDE FOR CERTAIN ADDITIONAL REVENUES RECEIVED IN THE FY 2007-2008 BUDGET YEAR IN THE AMOUNT OF NINE THOUSAND AND 00/100

(\$9,000.00) WHICH SHALL BE USED FOR ADDITIONAL EXPENDITURES IN THE SOLID WASTE FUND BUDGET FOR ADJUSTED SALARIES IN THE RECYCLE DEPARTMENT IN THE AMOUNT OF NINE THOUSAND AND 00/100 (\$9,000.00). ALSO, TO PROVIDE FOR CERTAIN ADDITIONAL REVENUES RECEIVED IN THE FY 2007-2008 BUDGET YEAR IN THE AMOUNT OF ELEVEN THOUSAND AND 00/100 (\$11,000.00) WHICH SHALL BE USED FOR ADDITIONAL EXPENDITURES IN THE WATER FUND BUDGET FOR ADJUSTED SALARIES IN THE WATER DEPARTMENT IN THE AMOUNT OF ELEVEN THOUSAND AND 00/100 (\$11,000.00). Mr. Noblett explained the process and reasoning behind budget amendments. Mayor Hendricks moved, and Councilmember Lusk seconded, the ordinance be approved. Mayor Hendricks inquired as to why we could expect \$275,000.00 more intergovernmental revenue than expected. Ms. Rogers explained that one of the primary drivers was the Hall Income Tax, which the Town did particularly well with in the current fiscal year. Ms. Rogers also explained that the largest factor driving costs up was the salary adjustment during the year. Also, police expenditures were higher due to a special purchase of police cars. Councilmember Lusk asked if the approximate \$420,000 adjustment to the "construction payments" line item was simply due to more payments this year as opposed to the previous one. Ms. Rogers verified that it was. Melissa Cantrell, South Drive, commented on the water fund budget, saying the expected June 30, 2008 fund balance estimate was overstated by \$50.00, according to her calculation of the updated figures. The Council acknowledged this, and unanimously passed the motion subject to this amendment.

3. "AN ORDINANCE AMENDING TITLE 2, CHAPTER 5, OF THE SIGNAL MOUNTAIN TOWN CODE, TO INCLUDE NEW SECTIONS 2-512 THROUGH 2-519, REGARDING THE "SIGNAL MOUNTAIN ACKNOWLEDGEMENT AND MEMORIAL DONATION POLICY." Councilmember Lusk moved, and Vice-Mayor Dick seconded, the ordinance be approved. The motion passed unanimously.
4. "AN ORDINANCE TO AMEND TITLE 2, CHAPTER 5, SECTION 2-508 OF THE SIGNAL MOUNTAIN TOWN CODE RELATIVE TO THE SIGNAL MOUNTAIN DESIGN REVIEW COMMISSION DESIGN PRINCIPLES AND STANDARDS." Councilmember Robertson moved, and Vice-Mayor Dick seconded, the ordinance be approved. The motion passed unanimously.

Other Discussions

Councilmember Lusk mentioned a request made to him for the Planning Commission to review the SROZ, and asked if the Council could pass a resolution to this effect. The process of making the request and acceptance of recommendations by the Commission was discussed. Councilmember Robertson and Vice-Mayor Dick said it wouldn't hurt to ask the Commission for this, but Mayor Hendricks disagreed, saying the issue was

addressed by the Commission before and it is a time-consuming process. He indicated that given the other projects the Commission is dealing with, this would be impractical. Councilmember Lusk moved, and Vice-Mayor Dick seconded, that the Planning Commission review the SROZ. The motion passed by majority, with Mayor Hendricks opposing.

Planning Commission Report

Lou Oliphant, Planning Commission Secretary, gave a report on the Commission's activities, noting a work session was held on May 15th. The regular meeting was held on June 5th, during which two gentlemen indicated they were interested in the property at Taft Highway and Ridgeway Avenue; although no formal plan was presented. Also during the regular meeting, the issue regarding Susan Humphries' property was discussed. This issue would be problematic. Finally, the subdivision regulations discussion was deferred. Another work session was scheduled for June 25th, as well as a meeting at the RPA for credit hours earlier that day, and the July meeting was moved from July 3rd to July 10th.

Department Reports

Police Department:

Police Chief Boyd Veal presented his report. An open position has been filled; however, another officer is resigning. Officer Hill visited day camps for safety classes and internet safety classes are planned for later in the summer, provided manpower isn't an issue. Recently Officer Hill and Captain Hall attended a function at the neo-natal intensive care unit at Erlanger. On Sunday, Chief Veal and Captain Hall attended the funeral of deputy Shane Tate of Grundy County and asked that everyone keep his family in their prayers.

Fire Department:

Fire Chief John Vlassis presented his report. Fire hydrant inspections were completed. Everything is in order regarding the fireworks permit. Three personnel members have resigned, but their positions were being filled.

Public Works:

Loretta Hopper presented her report. She received an e-mail from Melissa Taylor from the RPO about the "Safe Routes to School" project. The Town won't receive notice to proceed until probably October. With the new changes at the recycling center, she spoke with the current Town staff there and would appreciate everyone visiting and thanking them for their efforts. A favorable report on the transfer station was delivered from the State. A problem is being investigated with Palisades Road. There has been some deterioration as the road was paved on tiered, stacked stone. Specialists have inspected the area, and currently Public Works is looking for a repair recommendation. Mr. Noblett asked as to why to road was built in this manner, to which Ms. Hopper replied she wasn't sure. Mr. Gearhiser said people with homes in that area were notified of the issue during the last freeze/thaw cycle, and he and Cliff Fite had been monitoring the

road's condition. Mr. Gearhiser also said it may have been built during the depression, when labor was very cheap. Ms. Hopper reiterated that Palisades Road is not dangerous to drive on and that they are monitoring the situation.

Recreation

Jarred Thompson, Recreation Director, presented his report. Everything is going well. The Health Department recently gave a score of 96. The grant for pool repairs is being worked on. The Town should be able to obtain funding if this process is completed in the upcoming fiscal year, but funds would probably not be available for some time after that. Mayor Hendricks asked about the issue concerning the concession stand at the pool and its owner. Mr. Thompson said her issues have been resolved.

Building Inspection:

Chuck Gearhiser presented his report. Officials of the new High School want to get a certificate of occupancy.

Library:

Karin Glendenning, Town Librarian, presented her report. The book launch for the book on Signal Mountain History will be on June 12th. The summer reading program has signed up 172 children. Recently, there was a meeting held that was billed as "Lovers of Books", made up of individuals who wish to identify and value older books. They will have another meeting on July 3rd.

Water:

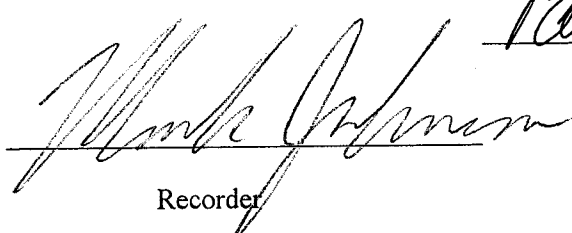
William Sanders, Director of Utilities, gave his report, noting the "number four" pump is back online. Also, two staff members have been certified in water distribution, wire cuts and related work have been performed on Signal Road, and the recreation department had been assisting with some projects. Finally, Southern Tank will arrive to perform maintenance work on one of the water tanks.

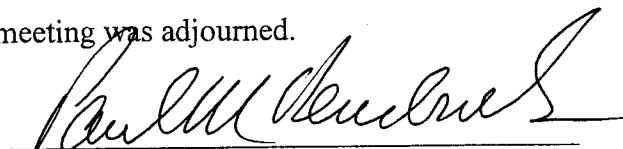
Other Business

Mayor Hendricks opened a discussion on some e-mails he had received from the County regarding a modular home residing outside Town limits. The correspondence invited legal input from the Town. Mr. Noblett presented maps showing the area designated as the "Urban Growth Boundary" that allowed for Town expansion, and this home resided in the boundary area. He noted the Planning Commission cannot look into this as they only have authority to do so for property within actual Town limits. The Regional Planning Association (RPA) recently discussed this, making the recommendation that one modular home be allowed on the property. Councilmember Lusk asked if a resolution could be produced asking the RPA to treat this property consistent with surrounding areas. Mr. Noblett said it could, but noted that within the RPA's

recommendation, they indicated it was consistent within the general area, but not with property within Town limits. He also said there could be the option of annexation; although this would be a heavily involved process. Councilmember Robertson asked if annexation of one piece of property might be considered "taking", and that this issue really wasn't any of our business. Mr. Noblett said it was not. Mayor Hendricks said he was not in favor of annexation. Mr. Noblett said there was also an issue of whether it was worthwhile to annex property that was not easily accessible for services and roadways to it would eventually need to be developed, and legally conforming uses of the property would have to be monitored. Mayor Hendricks asked if we have the right to be informed on these kinds of issues with Urban Growth Boundaries by the RPA. Ms. Rogers said she would research this.

There being no further business, the meeting was adjourned.

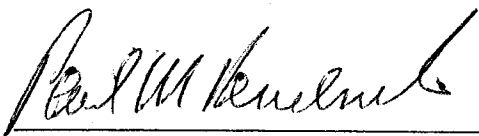

Recorder


Dr. Paul Hendricks, Mayor

RESOLUTION NO. 2008-44

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO AN AGREEMENT WITH UNITED HEALTHCARE COMPANY FOR MEDICAL INSURANCE FOR ALL TOWN EMPLOYEES FOR A PERIOD OF ONE YEAR BEGINNING JULY 1, 2008 AND WITH PREMIUMS OF \$303.42 PER MONTH FOR SINGLE COVERAGE AND \$785.87 PER MONTH FOR FAMILY COVERAGE.

BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee that the Town Manager is authorized to enter into an agreement with United HealthCare Company for medical insurance for all Town employees for a period of one (1) year beginning July 1, 2008. A copy of the insurance proposal of United Healthcare Company is attached hereto which provides for premiums of \$303.42 per month for single coverage and \$785.87 per month for family coverage.



MAYOR

DATE

June 9, 2008

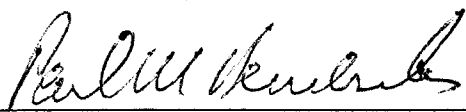
RECORDER

DATE

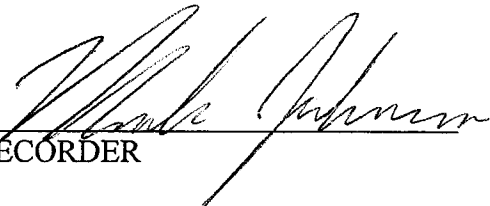
June 9, 2008

A RESOLUTION APPOINTING JAMES SMITH AND JEFF WARDEBERG AS MEMBERS OF THE TOWN OF SIGNAL MOUNTAIN'S HEALTH, EDUCATIONAL, AND HOUSING FACILITY BOARD COMMITTEE.

BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee, James Smith, 127 Golf Drive, Signal Mountain, TN 37377; and Jeff Wardeberg, 591 Ohio Avenue, Signal Mountain, TN 37377; are appointed as members of the Signal Mountain Health, Educational, and Housing Facility Board Committee for six (6) year terms which will expire on June 30, 2014.



MAYOR



RECORDER

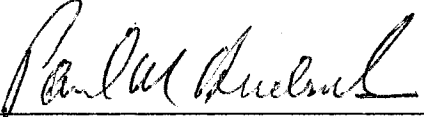
June 9, 2008
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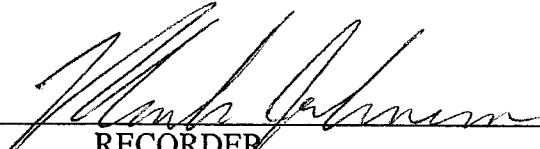
RESOLUTION NO. 2008-46

A RESOLUTION APPOINTING TOWN MANAGER, HONNA ROGERS, AS A PROXY FOR THE TOWN OF SIGNAL MOUNTAIN'S REPRESENTATIVE, BILL LUSK, ON THE HAMILTON COUNTY WATER AND WASTEWATER TREATMENT AUTHORITY BOARD.

BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee that Town Manager, Honna Rogers, is hereby appointed as a proxy for the Town of Signal Mountain's representative, Bill Lusk, on the Hamilton County Water and Wastewater Treatment Authority Board and may vote on behalf of the Town of Signal Mountain in his absence.



MAYOR



RECORDER

DATE June 9, 2008

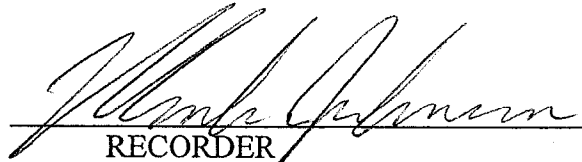
DATE June 9, 2008

A RESOLUTION APPOINTING TOWN MANAGER, HONNA ROGERS, AS A PROXY FOR THE TOWN OF SIGNAL MOUNTAIN'S REPRESENTATIVE, BILL LUSK, ON THE CHATTANOOGA-HAMILTON COUNTY/NORTH GEORGIA TRANSPORTATION PLANNING ORGANIZATION.

BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee that Town Manager, Honna Rogers, is hereby appointed as a proxy for the Town of Signal Mountain's representative, Bill Lusk, on the Chattanooga-Hamilton County/North Georgia Transportation Planning Organization Executive Board and may vote on behalf of the Town of Signal Mountain in his absence.



MAYOR



RECORDER

June 9, 2008
DATE

June 9, 2008
DATE

RESOLUTION NO. 2008-48

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE PURCHASE AND DELIVERY OF GARBAGE CARTS FOR USE WITH THE AUTOMATED GARBAGE SERVICE IN THE TOWN TO OTTO ENVIRONMENTAL SYSTEMS IN THE AMOUNT OF ONE HUNDRED TWENTY NINE THOUSAND SEVENTY NINE AND 70/100 DOLLARS (\$129,079.70) AND AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION WITH THIS AWARD.

WHEREAS, Bid tabulation sheets have been received for the purchase and delivery of 2600 95 gallon carts and 110 68 gallon carts for use with the automated garbage service within the Town of Signal Mountain; and


WHEREAS, the Town Manager and Town Public Works personnel have reviewed all bids submitted and have recommended that the bid of Otto Environmental Systems be accepted as the lowest and best bid for this project;

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That there be and is hereby authorized the award of the contract for the purchase and delivery of 2600 95 gallon carts and 110 68 gallon carts for use with the automated garbage service within the Town of Signal Mountain to Otto Environmental Systems in the amount of \$129,079.70 as the lowest and best bid for this project and authorizing the Town Manager to execute any necessary documents in connection with this award.



MAYOR

DATE June 9, 2008



RECORDER

DATE June 9, 2008

RESOLUTION NO. 2008-49

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO HIGHWAYS, INC. FOR THE PAVING OF MIDDLE CREEK ROAD, CHEROKEE LANE, RACCOON TRAIL, PIPER'S PATH, ROBINHOOD TRAIL, AND WHIPPOORWILL DRIVE IN AN AMOUNT NOT TO EXCEED SIXTY-FOUR THOUSAND NINE HUNDRED NINETY-SIX AND 00/100 DOLLARS (\$64,996.00), AND TO AMEND THE CONTRACT FOR ADDITIONAL PAVING AT THE PER TON BID PRICE OF HIGHWAYS, INC., IN AN AMOUNT NOT TO EXCEED ONE HUNDRED THOUSAND (\$100,000.00) AND AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS IN CONNECTION WITH THIS AWARD.

WHEREAS, Bid tabulation sheets have been received for the paving of Middle Creek Road, Cherokee Lane, Raccoon Trail, Piper's Path, Robinhood Trail, and Whippoorwill Drive within the Town of Signal Mountain; and

WHEREAS, the Town Manager and Town Public Works personnel have reviewed all bids submitted and have recommended that the bid of Highways, Inc. be accepted as the lowest and best bid for this project;

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That there be and is hereby authorized the award of the contract to Highways, Inc. for the paving of Middle Creek Road, Cherokee Lane, Raccoon Trail, Piper's Path, Robinhood Trail, and Whippoorwill Drive within the Town of Signal Mountain in an amount not to exceed \$64,996.00, and to amend the Contract for additional paving at the per ton bid price of Highways, Inc., in an amount not to exceed \$100,000.00 and authorizing the Town Manager to execute any necessary documents in connection with this award.

David H. Knecht
MAYOR

DATE

June 9, 2008

Mark Johnson
RECORDER

DATE

June 9, 2008