

The Signal Mountain Town Council held its regular monthly meeting on Monday, April 12, 2010, at 6:30 p.m. in the Town Hall. Those present were:

Mayor Bill Lusk
Vice Mayor Susan Robertson
Councilmember Annette Allen
Councilmember Hershel Dick
Councilmember Paul Hendricks

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

Mayor Lusk led the pledge of allegiance. Stacey Seals, Fire Chaplain, gave the invocation. The roll was called.

Mayor Lusk noted that Charles Thomas, a former Mayor, had passed away recently.

Minutes

The minutes for the March 15th regular meeting and March 25th agenda meeting were discussed. With no additions, deletions, or corrections the minutes were approved.

Honorary Resolutions

The following honorary resolutions were presented:

1. "A RESOLUTION RECOGNIZING AND COMMENDING EMMA KERLEY FOR WINNING THE 2010 TENNESSEE NATIONAL ARBOR DAY FOUNDATION POSTER CONTEST". Noah Long, Tree Board Chairman, read the resolution. Vice Mayor Robertson moved and Councilmember Allen seconded that the resolution be approved. The motion passed unanimously. Bruce Webster of the Tennessee Urban Forestry Council was present and presented Miss Kerley an award and a framed copy of her poster. Vice Mayor Robertson, Tree Board representative, presented Miss Kerley the resolution on behalf of the Council. .

Mr. Long noted that the contest involved the 5th grade students and focused on how the shade from trees planted near homes can help homeowners reduce energy costs.

2. "A RESOLUTION COMMENDING MIKE BERRY, GEORGE DAVENPORT, JOHN MIES, JOSHUA ROGERS, RUSTY SEWELL, MARY BETH SUTTON, TIM GALBRETH, AND JOHN TUCKER FOR THEIR SERVICE ON THE SIGNAL MOUNTAIN CLEAN STREAMS TASK FORCE." Councilmember Allen reviewed the purpose of the task force. Mayor Lusk moved and Councilmember Allen seconded that the resolution be approved. The motion passed

unanimously. Councilmember Allen presented the resolution to those members present.

3. "A RESOLUTION HONORING THE MEMORY OF NEELD MESSLER, SR., FOR HIS SERVICE TO THE TOWN COUNCIL AND THE TREE BOARD OF SIGNAL MOUNTAIN, TENNESSEE." Vice Mayor Robertson read the resolution and moved that the resolution be approved. Councilmember Hendricks seconded the motion and noted that Mr. Messler had been a good example for the community. Hewas a very civically active citizen who held firmly to his opinions but always did so courteously. The motion passed unanimously.

Citizens Opportunity to Address the Council

Mayor Lusk invited comments from the audience.

George Paturalski, Middle Creek Road, speaking as the Vice President of Signal Mountain Golf and Country Club (the Club), said he appreciated the Council's consideration concerning the proposed sidewalk construction adjacent to Club property. He said that of the two options presented – A and B--option B was preferred by the Club; however, recent discussions that resulted in alternations to Option A have received the Club's support, , provided no additional changes are proposed. Mayor Lusk said he appreciated the Club's participation to reach a compromise.

Patrick Hagan, Timberlinks Drive, addressed the fowl ordinance that per the agenda that was scheduled for a year-end review and first reading. He summarized his experience as a chicken owner during the first year under the ordinance. He explained there had been some ups and downs, but overall it had been successful. He raised questions concerning two issues. The first concerned a provision allowing for only a "secure, *moveable*" enclosure. He asked that the word "moveable" be removed from the ordinance because non-moveable structures are more secure. Secondly, he asked that the limit of four hens per owner be raised to eight since it is not possible to tell if baby chicks are male or female until they are grown and usually one or more of a flock that is purchased end up as roosters that are not allowed by the ordinance.

Tish Gailmard, Ravine Road, asked that if the limit can't be raised to eight, could it be raised to at least six,. In her case, she said, she is down to three hens and it will be difficult or impossible to introduce a fourth into a flock. She also agreed with Mr. Hagan's comments regarding gender mix within a flock purchase. Mr. Hagan and Ms. Gailmard both noted that their respective neighbors were receptive to their chicken ownership. She agreed with Mr. Hagan's comments that the word "moveable" be deleted from the ordinance.

Mayor Lusk noted that he was unaware of any complaints since inception of the ordinance over a year ago. Ms. Rogers confirmed his comment. Councilmember Allen asked if the limit were raised, should the enclosure size should be re-evaluated. Ms. Gailmard noted that the size requirement is two square feet *per bird*. Councilmember Dick stated that if these changes were made, a provision should be in place to allow Town management to deny related requests, if necessary. Mr. Noblett said that there was already such a provision included. Mayor Lusk suggested that the limit should be raised

to eight, the word "moveable" be eliminated as well as references to "low density" and "residential estate zone."

Ms. Gailmard asked if the ordinance would have to be reviewed/renewed again by the Council next year. Mr. Noblett said that would be decided by whether the Council passes the proposed ordinance, which no longer contains such a provision. Ms. Rogers said the citizen renewal requirements would remain the same, however.

The following ordinance was read: "AN ORDINANCE TO AMEND SIGNAL MOUNTAIN TOWN CODE, TITLE 10, SECTION 10-102, TO CONTINUE TO PROVIDE RULES AND REGULATIONS FOR THE KEEPING OF CHICKENS AND OTHER FOWL WITHIN THE TOWN. Mayor Lusk moved to pass the ordinance as amended. Councilmember Hendricks asked if the second and final reading of the ordinance could take place at the April 30th budget meeting. Ms. Rogers said it could. Councilmember Dick seconded the motion, and it was approved unanimously.

Joe Dumas, James Boulevard, expressed appreciation for Neeld Messler's contributions to the Town, noting that he was a strong opponent of intrusive government. He also expressed appreciation for the new sidewalk construction.

Resolutions

The following resolution was presented:

"A RESOLUTION AUTHORIZING THE TOWN MANAGER TO PURCHASE ONE (1) 2011 FORD F250, TENNESSEE STATE BID NUMBER 4038638, FROM GOLDEN CIRCLE FORD LINCOLN, IN THE AMOUNT OF TWENTY TWO THOUSAND SIX HUNDRED THIRTY SIX AND 26/100 (\$22,636.20) DOLLARS TO BE USED BY THE PUBLIC WORKS DEPARTMENT FOR THE TOWN OF SIGNAL MOUNTAIN." Ms. Rogers explained that this is a replacement truck for the public works department that was included in the FY10 budget. It's use will be split between sanitation and the shop. . Councilmember Hendricks moved and Councilmember Dick seconded that the resolution be approved. The motion passed unanimously.

Discussions

Ms. Rogers opened a discussion of the Lacrosse League. The group has applied to be considered as part of the Recreation Department of Town government. Mr. Thompson said they have nowhere to play currently. As a town league, they can use Hedges and Wagner fields, which the Town maintains, and non-resident and maintenance fees will be paid by the league. Ms. Rogers said that only a simple motion is needed to accept them. Councilmember Hendricks moved and Mayor Lusk seconded to approve the league's inclusion as a Town recreation program. . The motion passed unanimously. Mr. Thompson noted that the league has provided proof insurance.

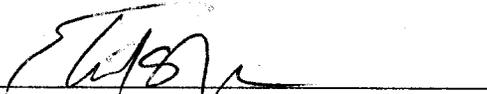
Mayor Lusk summarized that the amended option A recommended by Thompson Engineering is acceptable to the Council and the Club for sidewalk construction on James Boulevard. Mr. Sikes of Thompson Engineering was present and said it was a pleasure to work with the Town and the

Club. Mayor Lusk moved that the Town proceed with the engineering study for alternate option "A". Councilmember Allen seconded, and the motion passed unanimously.

There being no further business, the meeting was adjourned.



Recorder



Bill Lusk, Mayor

DATE: April 12, 2010

NAME	ADDRESS
1. Jay Casavant	320 Signal Mtn. Blvd
2. Dennis Norwood	Chattanooga, com
3. Missy Carlwell	105 South L Dr
4. Dan M. ...	907 Cheedree
5. Bruce Webster	TN Div Forestry P.O. Box 40677, Nashville, TN 37204
6. Andrew Clark	Mountain Mirror
7. Elaine Preston	968 Sig. Rd.
8. Frank Preston	968 Signal Rd.
9. Chip Steady Seals	2114 W. Fairmont Rd
10. Noun Jay	171 Woodchick Cir.
11. Alisa Taylor	1107 Glamis
12. Kristi Kurb	2507 Fox Run Dr
13. Stephen Kelly	"
14. Jeff Caplanor	5 Oliver Ct
15. George Pafuralski	54 Middle Creek
16. Tom Gaultnard	955 Ravine
17. Joshua Rogers	842 Carlin St.
18. Tom ...	3803 ...
19. Clair ...	40 Campbell
20. MaryBeth ...	4609 Chestnut
21. Joe ...	1111 James Blvd.

DATE: April 12, 2010

NAME

ADDRESS

- | NAME | ADDRESS |
|-----------------|-----------------|
| 1. Ann Hazard | |
| 2. Con Hazard | 497 Timberlinks |
| 3. Martha Trech | |
| 4. | |
| 5. | |
| 6. | |
| 7. | |
| 8. | |
| 9. | |
| 10. | |
| 11. | |
| 12. | |
| 13. | |
| 14. | |
| 15. | |
| 16. | |
| 17. | |
| 18. | |
| 19. | |
| 20. | |
| 21. | |