

REGULAR MEETING

LOUDON CITY COUNCIL

March 19, 2012

The regular meeting of the Loudon City Council was held on March 19, 2012 in the Council Meeting Room. The meeting was called to order at 7:30 P.M. Those present were: Mayor Judy Keller, Council members Mike Cartwright, Judy Jones, Lynn Millsaps and Jimmy Parks. Also present were City Attorney Edwin Arnold, City Manager Lynn Mills and City Recorder Stephanie Putkonen. The press was represented by Vicky Newman with the *News Herald*. Stephanie Smallen video recorded the meeting for LCTV3. There were thirteen people present.

Attorney Arnold held the invocation. Councilmember Parks led the Pledge of Allegiance to the Flag of the United States of America.

Mayor Keller asked if council members had a chance to review the minutes of the regular meeting held on February 21, 2012. **A motion was made by Councilmember Millsaps, seconded by Councilmember Jones and unanimously passed to approve as written the minutes of the regular meeting held on February 21, 2012.**

Mayor Keller recognized Mr. Lawrence Johnson. He said he was there because he was concerned that the city was not being kept up to date about what was going on with the Landfill Commission that oversees the Matlock Bend Landfill. He said the Commission was created by the City of Loudon, Lenoir City and Loudon County. He said contracts were being executed without the cities' approval. He expressed displeasure with the City of Loudon's representative Robert Harrison as well as the attorney hired by the Commission. He was concerned that hazardous waste may be being dumped in the landfill. He had concerns about the lack of openness since it is a publicly owned landfill, as well as the financial situation since they bought extra land that in his opinion would never be needed due to the increase in recycling. He said he had a list of questions that he could not get answers to.

Mayor Keller asked Mr. Johnson to leave a list of his questions, and she would see if she could get answers. He asked who she would get the answers from. She responded she would speak with the city's representative, Robert Harrison. His response was that he did not want to hear any answers from Mr. Harrison, and he left the meeting.

Mayor Keller asked Attorney Arnold and City Manager Mills to meet with Robert Harrison. She also asked Attorney Arnold to find out the city's responsibilities and liabilities for the landfill.

Mayor Keller read a resolution commending the Loudon High School Lady Redskin Varsity Basketball Team for winning the District 4AA tournament, the championship of the Region 2AA and qualifying to participate in the State Girls Basketball Tournament. She presented a copy of the resolution to Jara Gasper, District 4AA most valuable player, her mother and Loudon High School principal Cheri Parrish.

A motion was made by Councilmember Millsaps, seconded by Councilmember Cartwright that the following resolution be passed:

RESOLUTION NO. 2012-10

COMMENDING THE 2011-2012 LOUDON HIGH SCHOOL LADY REDSKIN VARSITY BASKETBALL TEAM

Upon a vote, the resolution was unanimously passed.

Mayor Keller presented an ordinance on second reading to rezone 8.13 acres of property located at 343 Georgia Street from M-1 to R-1-S. A motion was made by Councilmember Cartwright, seconded by Councilmember Jones that the following ordinance be passed on final reading:

ORDINANCE NO. 2012-01

AMENDING THE ZONING MAP OF THE CITY OF LOUDON, TENNESSEE, PURSUANT TO §13-7-203 AND §13-7-204 OF THE TENNESSEE CODE ANNOTATED, TO REZONE 8.13 ACRES OF PROPERTY LOCATED AT 343 GEORGIA STREET REFERENCED: TAX MAP 48, PARCEL 97.00 FROM M-1 LIGHT INDUSTRIAL DISTRICT TO R-1-S SINGLE FAMILY RESIDENTIAL DISTRICT

Upon a vote the AYES were: Cartwright, Jones, Millsaps, Parks and Keller. There were no NAY votes. Mayor Keller declared the ordinance passed on second and final reading.

Mayor Keller presented an ordinance to prohibit parking on Osborne Street. Manager Mills said Mr. James Malone made the request due to the narrowness of the street and the difficulty getting out of his driveway due to on-street parking. Manager Mills said the garbage truck also had a problem when cars were parked on the street.

A motion was made by Councilmember Millsaps, seconded by Councilmember Parks that the following ordinance be passed on first reading:

PROHIBITING PARKING ON OSBORNE STREET

Upon a vote, the AYES were: Millsaps, Parks, Cartwright, Jones and Keller. There were no NAY votes. Mayor Keller declared the ordinance passed on first reading.

Mayor Keller presented an ordinance to remove one on-street parking space on Grove Street at the intersection with Wharf Street. After some discussion, a motion was made by Councilmember Millsaps, seconded by Councilmember Parks that the following ordinance be passed:

REMOVING ONE (1) ON-STREET PARKING SPACE ON GROVE STREET AT WHARF STREET

Upon a vote, the AYES were: Millsaps, Parks, Cartwright, Jones and Keller. Mayor Keller declared the ordinance passed on first reading.

Mayor Keller presented an ordinance to authorize the beer board to issue special event/temporary beer permits at Tate and Lyle Performing Arts Center located in Loudon Municipal Park. Two changes were incorporated before first reading. In Section 1(2) from 3 months to 6 months and Section 1(8) striking (preferably clear). A motion was made by Councilmember Cartwright, seconded by Councilmember Jones that the following ordinance be passed (as changed) on first reading:

AN ORDINANCE TO AMEND THE LOUDON CODEBOOK TITLE 8, CHAPTER 2 REGARDING SPECIAL BEER SALES AND BEER IN PARKS

Upon a vote, the AYES were: Cartwright, Jones, Millsaps, Parks and Keller. Mayor Keller declared the ordinance passed on first reading.

Mayor Keller presented a resolution acknowledging the retirement rates as required by Tennessee Consolidated Retirement System (TCRS). The rates from July 1, 2012 through June 30, 2014 will be 16.27% for general employees and 19.77% for public safety employees. Manager Mills stated that the rates were 0.10% less than the previous rates. A motion was made by Councilmember Millsaps, seconded by Councilmember Parks that the following resolution be passed:

RESOLUTION NO. 2012-11

ACKNOWLEDGING THE TCRS RATE EFFECTIVE JULY 1, 2012

Upon a vote, the resolution was unanimously passed.

Council considered a resolution authorizing the repair and repaving of a portion of Highway 11 in front of First Baptist Church. The contractor was Patty Construction, Inc. at a cost of \$23,314.46. The Tennessee Department of Transportation had agreed to reimburse the city through its state maintenance contract. A motion was made by Councilmember Parks, seconded by Councilmember Millsaps that the following resolution be passed:

RESOLUTION NO. 2012-12

**APPROVING THE REPAIR AND PAVING OF A PORTION
OF MULBERRY STREET**

Upon a vote, the resolution was unanimously passed.

Council considered declaring three public works vehicles to be surplus. A motion was made by Councilmember Parks, seconded by Councilmember Cartwright that the following resolution be passed:

RESOLUTION NO. 2012-13

**AUTHORIZING THREE (3) PUBLIC WORKS VEHICLES
TO BE CONSIDERED SURPLUS**

Upon a vote, the resolution was unanimously passed.

Council considered setting the user fees for the Lions Club Pavilion at \$60.00 for four hours and a \$10 key deposit. A motion was made by Councilmember Millsaps, seconded by Councilmember Cartwright that the following resolution be passed:

RESOLUTION NO. 2012-14

**FEES FOR THE LOUDON PARKS AND RECREATION
LIONS CLUB PAVILION**

Upon a vote, the resolution was unanimously passed.

Mayor Keller presented a resolution appointing the Loudon County Habitat for Humanity to be the administrator of the Courthouse Square Revitalization Single-family Residential Owner Occupied Exterior Rehabilitation Program. Manager Millsaps explained that they could leverage Habitat funds with these to provide more of an impact. There will be an income limit and the grants will be limited to \$8,000.

Manager Millsaps said that a new copy was provided for passage that incorporated a change in Section 9 to evaluate the program after two years.

A motion was made by Councilmember Millsaps seconded by Councilmember Parks that the following resolution be passed:

RESOLUTION NO. 2012-15

**APPOINTING THE LOUDON COUNTY HABITAT FOR HUMANITY AS
ADMINISTRATOR OF THE COURTHOUSE SQUARE REVITALIZATION
SINGLE-FAMILY RESIDENTIAL OWNER OCCUPIED EXTERIOR
REHABILITATION PROGRAM**

Upon a vote, the resolution was unanimously passed.

Mayor Keller recommended the appointment of Roger Delp as city judge (replacing John Gibson who recently passed away). **A motion was made by Councilmember Cartwright, seconded by Councilmember Parks and unanimously passed to appoint Roger Delp to serve as city judge.**

Mayor Keller set the public hearings to be held on April 16 as follows: 7:10 P.M.-Prohibiting parking on Osborne Street; 7:15 P.M.-Removing one parking space on Grove Street at Wharf Street; 7:20 P.M.-Authorizing special beer sales in Loudon Municipal Park.

There were discussions about lighting in the parks and a plan for identifying street lights that need replacing or repairs.

Councilmember Millsaps stated a rebuttal to comments Van Shaver had posted on his website pertaining to the city's concern about the potential impacts on the walking trail from the construction of the new middle school driveway.

There being no further business, Mayor Keller adjourned the meeting at 9:15 P.M.

Recorder

Mayor