

## REGULAR MEETING

### LOUDON CITY COUNCIL

November 19, 2012

The regular meeting of the Loudon City Council was held on November 19, 2012 in the Council Meeting Room. The meeting was called to order at 7:33 P.M. Those present were: Mayor Judy Keller, Council Members Mike Cartwright, Judy Jones, Lynn Millsaps and Jimmy Parks. Also present were City Attorney Joe Ford, City Manager Lynn Mills and City Recorder Stephanie Putkonen. The press was represented by Vicky Newman with the *Loudon County News Herald*. There were ten people present.

Police Chief James Webb held the invocation. Councilmember Jones 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 October 15, 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 October 15, 2012.**

Mayor Keller asked if council members had a chance to review the minutes of the special called joint meeting with county commission held on October 29, 2012. **A motion was made by Councilmember Jones, seconded by Councilmember Parks and unanimously passed to approve as written the minutes of the special called joint meeting with county commission held on October 29, 2012.**

Council considered the administrative approval of the purchase of gasoline (\$2.74 per gallon) and diesel fuel (\$3.153 per gallon) on October 25, 2012 from the low bidder Coffman Oil Company. **A motion was made by Councilmember Parks, seconded by Councilmember Millsaps and unanimously passed to administratively approve the purchase of gasoline (\$2.74 per gallon) and diesel fuel (\$3.153 per gallon) on October 25, 2012 from Coffman Oil Company.**

Mayor Keller welcomed the visitors and asked if anyone had anything to bring before council that did not appear on the agenda. She recognized Christina Shurina.

Ms. Shurina explained to council that she owned a property at 813 Mulberry Street that she was in the process of remodeling to accommodate a restaurant. She said she was told she was required to present a site plan to the planning commission. She was also told she had to pave the parking lot and submit a landscaping plan. She asked several times during the meeting for someone to show her where in the zoning regulations it said she was required to do these things.

Mr. Russ Newman, Director of the Office of Planning, responded that since she was converting a residential property to a commercial use and building a parking lot where none had existed before, the planning commission had always required their approval. He said that the plan she submitted, and the planning commission approved had a paved parking lot. He said she apparently did not want to do what she submitted. He said she could resubmit her site plan to planning commission, but he had to enforce whatever planning commission approved.

Ms. Shurina responded that she could not afford the \$20,000 for the parking lot and drainage. She said she had never planned to pave the parking lot.

Councilmember Cartwright asked who requires paved parking lots if the ordinance does not require it.

Director Newman responded that the planning commission has some subjectivity. He added that it had been a standard practice for years.

Public Works Director Bill Fagg said he had looked at the situation and did not see a drainage issue for a gravel parking lot. He added that in his opinion, if the parking lot was paved it would create a drainage problem. He said he felt a gravel lot would soak up the water. He said there would need to be an apron consisting of a three inch paved strip to keep gravel from washing into the road.

Mayor Keller thanked Director Fagg for his opinion. She told Ms. Shurina that she should resubmit her site plan to the planning commission.

Mayor Keller welcomed Brandee Hoglund and Morris Hassler who were attending the meeting as part of their Leadership Loudon County training.

Mayor Keller presented for second and final reading the following ordinance to amend the zoning ordinance pertaining to temporary use and structures. A motion was made by Councilmember Millsaps, seconded by Councilmember Jones that the following ordinance be passed:

**ORDINANCE NO. 2012-15**

**AMENDING THE ZONING ORDINANCE OF THE CITY OF LOUDON, TENNESSEE, PURSUANT TO TENNESSEE CODE ANNOTATED, TITLE 13, CHAPTER SEVEN, §13-7-201 THROUGH §13-7-204, AMENDING CHAPTER 6, SUPPLEMENTARY REGULATIONS APPLYING TO A SPECIFIC, TO SEVERAL, OR TO ALL DISTRICTS, TO ADD SECTION 14-817, TEMPORARY USE REGULATIONS, AND AMENDING CHAPTER 2, ZONING DEFINITIONS, SECTION 14-203 TO ADD DEFINITIONS FOR TEMPORARY USE AND TEMPORARY STRUCTURE**

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

Mayor Keller presented an ordinance for first reading to amend the 2012-2013 budget. A motion was made by Councilmember Millsaps, seconded by Councilmember Parks that the following ordinance be passed:

**AMENDING THE 2012-2013 FISCAL YEAR BUDGET**

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 a resolution to re-establish the policy pertaining to tree trimming debris. Manager Mills explained that the ordinance states that limbs from tree trimming businesses will not be picked up. At the direction of a previous city council, the public works department was told to pick up all limbs. This resolution would reinforce council's resolve that the ordinance be enforced. A motion was made by Councilmember Millsaps, seconded by Councilmember Jones that the following resolution be passed:

**RESOLUTION NO. 2012-43**

**RE-ESTABLISHING THE POLICY REGARDING THE COLLECTION OF TREE TRIMMING DEBRIS**

Councilmember Cartwright questioned the wording in the ordinance pertaining to homeowner generated construction debris. He said it did not reflect the current policy. He recommended that the ordinance be corrected to reflect the current policy.

Manager Mills concurred that the ordinance needed to be addressed. He said this resolution would allow the education process of homeowners and tree trimming businesses to begin as to the change in policy that will be effective February 1, 2013.

Upon a vote, the resolution was unanimously passed.

Mayor Keller presented a resolution authorizing the repair and renovations at the pool and pool house to make them compliant with the Americans with Disabilities Act (ADA). A motion was made by Councilmember Cartwright, seconded by Councilmember Parks that the following resolution be passed:

**RESOLUTION NO. 2012-44**

**AUTHORIZING THE REPAIR AND RENOVATION OF  
THE LOUDON MUNICIPAL POOL**

Upon a vote, the resolution was unanimously passed.

Mayor Keller presented a resolution authorizing the purchase two 2012 Dodge Charger police cars as well as additional equipment; and also the designation of two Ford Crown Victoria police cars as surplus. A motion was made by Councilmember Cartwright, seconded by Councilmember Jones that the following resolution be passed:

**RESOLUTION NO. 2012-45**

**AUTHORIZING THE PURCHASE OF TWO (2) 2012  
DODGE CHARGER POLICE PURSUIT SEDANS**

Upon a vote, the resolution was unanimously passed.

Mayor Keller presented a resolution to authorize the filing of an EDA grant application for the construction of an electric substation in Sugar Limb Industrial Park. A motion was made by Councilmember Parks, seconded by Councilmember Jones that the following resolution be passed:

**RESOLUTION NO. 2012-46**

**AUTHORIZING THE FILING OF A GRANT APPLICATION WITH  
THE ECONOMIC DEVELOPMENT ADMINISTRATION**

Upon a vote, the resolution was unanimously passed.

**ACKNOWLEDGING REPORT OF DEBT OBLIGATION (FORM CT-0253) RELATED TO THE \$6,970,000 2012 BOND REFUNDING ISSUE BY THE CITY OF LOUDON.** Manager Mills explained that no action was necessary, but only a recognition in the minutes.

Mayor Keller recommended Eddie Ratledge be reappointed to the Loudon Housing Authority. **A motion was made by Councilmember Cartwright, seconded by Councilmember Millsaps and unanimously passed to reappoint Eddie Ratledge to the Loudon Housing Authority (term expiring 12/15/2017).**

Mayor Keller scheduled a public hearing pertaining to the budget amendments to be held at 7:20 P.M. on December 17, 2012.

Recreation Director Mark Harrell reported that he had been contacted by a lady from Smith County who would like permission to put a plaque on the bridge in Legion Park (which the city has named in honor of former Public Works Director Ray Lovin) stating the historic nature of the bridge and from where it originated, which was Grant, Tennessee in Smith County.

Mayor Keller said she did not see a problem with it.

There being no further business, Mayor Keller adjourned the meeting at 8:35 P.M.

---

Recorder

---

Mayor