

REGULAR MEETING

LOUDON CITY COUNCIL

January 21, 2013

The regular meeting of the Loudon City Council was held on January 21, 2013 in the Council Meeting Room. The meeting was called to order at 7:30 P.M. Those present were: Vice-mayor Lynn Millsaps, Council Members Mike Cartwright, Judy Jones and Jimmy Parks. Mayor Judy Keller was absent. 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*. Stephanie Smallen video recorded the meeting for LCTV3. There were five people present.

City Manager Lynn Mills held the invocation. Councilmember Cartwright led the Pledge of Allegiance to the Flag of the United States of America.

Vice-mayor Millsaps asked if council members had a chance to review the minutes of the regular meeting held on December 17, 2012. **A motion was made by Councilmember Jones, seconded by Councilmember Parks and unanimously passed to approve as written the minutes of the regular meeting held on December 17, 2012.**

Council considered the administrative approval of the purchase of gasoline (\$2.8675 per gallon) and diesel fuel (\$3.084 per gallon) on January 8, 2013 from the low bidder Rogers Petroleum, Inc. **A motion was made by Councilmember Cartwright, seconded by Councilmember Parks and unanimously passed to administratively approve the purchase of gasoline (\$2.8675 per gallon) and diesel fuel (\$3.084 per gallon) on January 8, 2013 from Rogers Petroleum Inc.**

Vice-mayor Millsaps welcomed the visitors and asked if anyone had anything to bring before council that did not appear on the agenda. He recognized Dr. Bud Guider.

Dr. Guider said he was following up from his visit to the workshop meeting the previous week. He expressed his concerns about emissions from the new industry, Del Conca, locating in Sugar Limb Industrial Park. He said he called TDEC (Tennessee Department of Environment and Conservation) about the industry. They had not received any applications for any emissions permits, therefore they had no knowledge of the type of emissions that would be generated.

He said he personally believed there was a serious flaw with the industrial recruitment in the county. He said he believed council cared about the environment, but the recruitment process was skewed toward the economic not the environmental impact. He said that the Loudon County Economic Development Agency (LCEDA) should provide city council and county commission with environmental information about any industry being recruited. He added that LCEDA never consults with the Loudon County Air Quality Task Force (LCAQTF) about new industries even though they were instrumental in the formation of the task force.

Dr. Guider expressed concern about the secrecy of the industrial recruiting process. His main concern was that the elected officials were not being provided with enough information when making their decisions.

He questioned why the governing bodies created the LCAQTF, if they aren't going to use it. It's an advisory committee, but they can't provide advice if they aren't made aware of what is happening in the community.

Vice-mayor Millsaps said that city council depends on TDEC to issue permits and guidelines. There are no city regulations pertaining to air quality.

Dr. Guider responded that TDEC has no information pertaining to this industry. He added that a TDEC approved permit does not mean it is favorable for the community. He said TDEC does not take into account the cumulative effects.

Manager Millsaps said that the state had worked with the city and the county in recruiting this industry. The state committed money to assist in its location. The company will have to adapt to locate here. As to the secrecy of the recruitment process, he responded that if word gets out, the industry would be inundated from other communities

and could cause more incentives to have to be offered by the city and county in order to locate them here. He said there had been other industries over the years that have been told we weren't interested in them because of their pollution potential.

Dr. Guider asked council how much emphasis is placed on environmental factors vs. economic factors when recruiting industry.

Councilmember Cartwright responded that there was more emphasis on the environmental factors than he thought. Cartwright said it is a valid concern, and they have refused to consider other industries because of it.

Dr. Guider encouraged the city to pursue the environmental information and use the LCAQTF in their recruitment of future new industries.

Vice-mayor Millsaps thanked Dr. Guider.

Vice-mayor Millsaps presented for second and final reading the following ordinance. A motion was made by Councilmember Cartwright, seconded by Councilmember Jones that the following ordinance be passed:

ORDINANCE NO 2013-01

**AMENDING THE LOUDON MUNICIPAL CODE TITLE 17
CHAPTER 1 REGARDING REFUSE AND TRASH DISPOSAL**

Upon a vote the AYES were: Cartwright, Jones, Parks, and Millsaps. Vice-mayor Millsaps declared the ordinance passed on final reading.

Vice-mayor Millsaps presented an ordinance for first reading to de-annex properties on Matlock Bend Road East. Manager Mills explained that city employees must drive several miles out of the city limits to provide services to these properties. The owners of the five properties requested the de-annexation. A motion was made by Councilmember Parks, seconded by Councilmember Jones that the following ordinance be passed:

**PROVIDING FOR THE DE-ANNEXATION OF CERTAIN PROPERTIES
ANNEXED INTO THE CITY OF LOUDON, TENNESSEE BY ORDINANCE
NO. 2003-08 CONTAINING APPROXIMATELY 2.5 ACRES AND REFERENCED
ON TAX MAP 31, PARCELS 59.00, 59.01, 59.02, 59.03 AND 59.04 PURSUANT
TO TENNESSEE CODE ANNOTATED §6-51-201(B)(2)**

Upon a vote the AYES were: Parks, Jones, Cartwright and Millsaps. Vice-mayor Millsaps declared the ordinance passed on first reading. He scheduled a public hearing to be held on Tuesday February 19, at 7:20 P.M.

Vice-mayor Millsaps presented a resolution to approve the installation of street lights on Highway 72 from Maremont Parkway to Carding Machine Road. A motion was made by Councilmember Parks, seconded by Councilmember Cartwright to approve the following resolution:

RESOLUTION NO. 2013-01

**APPROVING THE INSTALLATION OF STREET LIGHTING ON
SR-72 FROM MAREMONT PARKWAY TO CARDING MACHINE ROAD**

Upon a vote the AYES were: Parks, Cartwright, Jones and Millsaps. Vice-mayor Millsaps declared the resolution passed.

Vice-mayor Millsaps presented an amendment to the in lieu of tax agreement of the Industrial Development Bond Board with DuPont Tate & Lyle Bio Products Company, LLC. Manager Mills explained that the change was necessary to remove references to real property, since DuPont occupies property that is owned by Tate & Lyle. A motion was made by Councilmember Cartwright, seconded by Councilmember Jones that the following resolution be passed:

RESOLUTION NO. 2013-02

AMENDING THE AUTHORIZATION TO THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF LOUDON, TENNESSEE TO NEGOTIATE AND ACCEPT PAYMENTS IN LIEU OF AD VALOREM TAX WITH RESPECT TO A CERTAIN PROJECT FOR DUPONT TATE & LYLE BIO PRODUCTS COMPANY, LLC

Upon a vote the AYES were: Cartwright, Jones, Parks and Millsaps. Vice-mayor Millsaps declared the resolution passed.

Vice-mayor Millsaps presented a resolution authorizing an expenditure of \$20,900 from the Sugar Limb Industrial Park funds for a vehicle for the Loudon County Economic Development Agency. A motion was made by Councilmember Cartwright, seconded by Councilmember Parks that the following resolution be passed:

RESOLUTION NO. 2013-03

AUTHORIZING THE PURCHASE OF A 2013 FORD EXPLORER FOR THE LOUDON COUNTY ECONOMIC DEVELOPMENT AGENCY

Upon a vote the AYES were: Cartwright, Parks, Jones and Millsaps. Vice-mayor Millsaps declared the resolution passed.

Vice-mayor Millsaps presented a resolution to consider designating as surplus six Ford Crown Victoria police cars. A motion was made by Councilmember Jones, seconded by Councilmember Cartwright that the following resolution be passed:

RESOLUTION NO. 2013-04

AUTHORIZING SIX (6) FORD CROWN VICTORIA POLICE VEHICLES TO BE CONSIDERED SURPLUS

Upon a vote, the resolution was unanimously passed.

Vice-mayor Millsaps presented a resolution authorizing the trade of a 2007 Ford F250 diesel truck owned by the Maintenance Department for a 2013 Ford F150 XL 4x4 pickup truck for the Public Works Department. A motion was made by Councilmember Parks, seconded by Councilmember Jones that the following resolution be passed:

RESOLUTION NO. 2013-05

AUTHORIZING THE PURCHASE OF A 2013 FORD F150 XL 4X4 FOR THE PUBLIC WORKS DEPARTMENT

Upon a vote, the resolution was unanimously passed.

Vice-mayor Millsaps said that Mayor Keller recommended Ronnie McNabb (replacing Ted Lomax) and Whitney Cardin (replacing Fred Chaney) be appointed to the Industrial Development Bond Board. **A motion was made by Councilmember Cartwright, seconded by Councilmember Jones and unanimously passed to appoint Ronnie McNabb and Whitney Cardin to the Industrial Development Bond Board.**

Vice-mayor Millsaps read a plaque that was to be presented to Ted Lomax at the meeting, but he was not present.

Manager Mills told council that Recreation Director Harrell had obtained quotes for the swimming pool renovations. For the electrical work, three estimates were requested, only two were submitted. The low bid was \$3,000, therefore no action was required.

For the plumbing work Director Harrell requested estimates from four businesses, but received only two: Griffith Plumbing/Ken Schultz - \$8,850 and Turn Key Plumbing & Construction, Inc. - \$11,140.19. The low proposal was recommended. A motion was made by Councilmember Jones, seconded by Councilmember Cartwright that the following resolution be passed:

RESOLUTION NO. 2013-06

**AUTHORIZING PLUMBING RENOVATIONS IN THE
LOUDON MUNICIPAL POOL HOUSE**

Upon a vote, the resolution was unanimously passed.

Manager Mills said Director Harrell recommended John Russell to do the carpentry work for \$35 per hour with an estimate of 160 hours. A motion was made by Councilmember Parks, seconded by Councilmember Cartwright that the following resolution be passed:

RESOLUTION NO. 2013-07

**AUTHORIZING THE CARPENTRY AND MASONRY WORK
ON THE LOUDON MUNICIPAL POOL HOUSE**

Upon a vote, the resolution was unanimously passed.

Manager Mills reported that SunTrust Bank was closing its branch on May 1. He said RFPs (Request for Proposal) for banking services would be obtained in the near future. There was some discussion

There being no further business, Vice-mayor Millsaps adjourned the meeting at 8:45 P.M.

Recorder

Mayor