

MINUTES OF THE AGENDA WORK SESSION
April 13, 2017 – 6:00 pm

To Set the Agenda For The
April 27, 2017 Council Meeting

The East Ridge City Council met pursuant to notice on April 13, 2017 at East Ridge City Hall to set the agenda for the April 27, 2017 Council Meeting and other items.

Mayor Lambert called the meeting to order.

Present were: Mayor Lambert, Vice Mayor Sewell, Councilmember Cagle, Councilmember Helton, Councilmember Williams, City Manager Miller, City Attorney Litchford, and City Recorder Middleton.

Old Business:

ORDINANCE NO. 1030 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE TO AMEND AND RESTATE IN ITS ENTIRETY TITLE 17, REFUSE AND TRASH DISPOSAL, CHAPTER 1, GARBAGE AND TRASH, OF THE EAST RIDGE MUNICIPAL CODE (2nd and final reading) – Mayor Lambert stated that first reading will be tonight in the regular meeting.

ORDINANCE NO. 1031 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO AMEND THE ZONING REGULATIONS AND THE ZONING MAP OF THE CITY OF EAST RIDGE, TENNESSEE TO REZONE THE PROPERTY LOCATED AT 1506 PRIGMORE ROAD FROM C-2 COMMERCIAL DISTRICT TO R-1 RESIDENTIAL DISTRICT, TAX MAP #169J G 009 (2nd and final reading) – Mayor Lambert stated first reading will also be tonight in the regular meeting as well as a public hearing.

ORDINANCE NO. 1032 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO AMEND ORDINANCE NO. 1013 ENTITLED “AN ORDINANCE TO PROVIDE REVENUE FOR THE CITY OF EAST RIDGE, TENNESSEE FOR THE FISCAL YEAR JULY 1, 2016 TO JUNE 30, 2017 APPROPRIATING THE SAME TO THE PAYMENT OF EXPENSES OF THE MUNICIPAL GOVERNMENT . . .” BY DESIGNATING A PORTION OF THE FUND BALANCE OF THE GENERAL FUND AND BY CHANGING THE REVENUES OF THE GRANT FUND, DRUG FUND AND CAPITAL PROJECTS FUND AND BY CHANGING THE EXPENDITURES OF THE GENERAL FUND, GRANT FUND, DRUG FUND AND CAPITAL PROJECTS FUND (2nd and final reading) – First reading on this ordinance will also be in tonight’s regular meeting.

New Business Discussion:

Public Hearing for Housing and Redevelopment Authority – Mayor Lambert explained the process for creation of a Housing and Redevelopment Authority. The City must have a petition of at least 25 signatures of residents of East Ridge or surroundings areas, then a public hearing must be held. If it is determined that unsafe and unsanitary conditions exist in East Ridge then a resolution can be considered to create a Housing and Redevelopment Authority.

Rezoning of 1516 Tombras Avenue From R-1 Residential To O-2 Hospital And Institution District – Mayor Lambert stated this came before the Planning Commission on April 10th with the caveat that if the property ceases to be a hair salon, the owner will have to come back before the Planning Commission. Its intended use is a hair salon, which only falls into O-2 zoning. Some of the surrounding owners were comfortable with this a hair salon, but they would not be comfortable with others things, such as a clinic.

Rezoning of 501 S. Germantown From R-1 Residential To O-1 Office District – The Mayor stated this is currently an office and has been for a long time. The owner wants it rezoned to conform. No one spoke for or against the rezoning in the Planning Commission meeting.

Discussion of Request from Priya Partnership II to install a sign for Econo Lodge on LaQuinta Hotel property at 6642 Ringgold Road – The Mayor stated this will be a use on review. This property was formerly a Crown Inn, but now they are cleaning up the property and renovating. City Manager Miller asked since the hotel has been closed for over a year and a portion sits in the floodway, can the City require the owner to bring the property up to code and life up the building, rather than just doing a cosmetic job. The Mayor knows this hotel was not in business in September 2015, because in order for the LaQuinta to open the hotel behind had to be vacant. He also stated if we do not enforce floodway map, FEMA can change the map and people would have to pay more, plus our ISO could increase.

Discussion of Request from Clyde Locke to install a 30 x 10 billboard sign at 6726 Ringgold Road – Both this and the next item will be for a use on review. Council will have to decide, but the Mayor believes we have enough billboards.

Discussion of request from Estes Outdoor Services to erect a 10 x 30 single pole digital billboard at 5705 Ringgold Road – Discussed with item above.

Discussion of ATV's in residentially zoned areas – City Manager Miller added this to the agenda. He has received complaints that a residential lot has been converted to an ATV track. There is a lot of noise and dust and he does not believe it is a compatible use in residential zones. Mr. Miller asked if Council wants to have an ordinance for this situation. Councilmember Cagle asked if the noise ordinance would cover this. Mr. Miller believes the noise ordinance is not comprehensive enough; it singles out music, construction equipment, but is not specific about a situation such as this.

Mayor Lambert does not have a problem with someone riding on their property, but if they have created a course, that is beyond the realm of reasonable. Vice Mayor Sewell stated the people have the area lighted and they ride at night. The neighbors cannot sit outside because of all the dust that is stirred up. The Mayor would like to have copies of the noise ordinance what restrictions might be in place. He would also like a copy of the rules for construction near residential zones. He also stated if we allow this on this property, it could take place on other properties.

Discussion of the Police and Fire Agreements with the City of Ridgeside – City Manager Miller stated the City signed an interlocal agreement with the City of Ridgeside in 2009 for an annual cost of \$65,887 and \$29,952 for the City to provide Police and Fire services respectively to the City of Ridgeside. The costs were calculated based on what the City's budget is for fire and police divided by the number of citizens, then that is applied to the number or citizens in Ridgeside. We must give them notice by June 1st if we plan to increase the fee. Mr. Miller stated the number of calls has decreased in the last two years, so he sees no basis for increasing

the amount. Vice Mayor Sewell asked Chief Reed if it was an inconvenience for the City to run calls in Ridgeside. The Chief stated no it wasn't. Councilmember Cagle would like to rewrite a cost plus contract. The City Manager stated the downside of that is if we propose and they say no, we would be out \$97,000 every year.

Bids for Traffic Signal Strain Poles - Community Involvement Coordinator Miller stated these are for the new traffic signals at Exit 1. We bid these out for when construction is started on the Exit 1 project. If the contractor orders, it will take 6 – 8 weeks for delivery, which could set the project behind schedule. The City can turn these in for the Border Region and get reimbursed.

Bids for Roofing Nine (9) City Structures – City Manager Miller stated this item has been bid out. It will be opened on April 20th and awarded in the April 27th meeting. The funds are already in the building maintenance fund, so he would like to get his completed by the end of May in this fiscal year.

The meeting was adjourned.

**REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF EAST RIDGE**

**April 13, 2017
6:30 pm**

The East Ridge City Council met pursuant to notice on April 13, 2017, 6:30 pm at East Ridge City Hall. Mayor Lambert called the meeting to order.

Denny Manning gave the invocation. All joined in the Pledge of Allegiance to the Flag.

Present were: Mayor Lambert, Vice Mayor Sewell, Councilmember Cagle, Councilmember Helton, Councilmember Williams, City Manager Miller, City Attorney Litchford, and City Recorder Middleton

Mayor Lambert added the following items to the agenda:

- Item J - Approval for the City to purchase tickets for the Optimist Club BBQ at Camp Jordan Park on May 6, 2017
- Item K - Discuss/Take Action on Vaughn & Melton providing preliminary engineering and design plans for the relocation of the street lights at Exit 1

Special Presentation – Chief Reed – The Chief presented a plaque to Shirley Huff, who is retiring after 38 years on the school patrol.

Consent Agenda:

- A. Approval of Minutes March 9, 2017 Agenda Work Session
- B. Approval of Minutes March 9, 2017 Regular Council Meeting
- C. Approval of February 2017 Financial Report

Councilmember Cagle made a motion, seconded by Vice Mayor Sewell, to approve the Consent Agenda. The vote was unanimous. Motion approved.

Communication from Citizens:

Laura Mathis, 2100 McBrien Road, discussed working with CARTA for transportation for the disabled. She gave the Council pictures of trash on property close to the tunnel and asked if the City could schedule a clean-up day at the tunnels. City Manager Miller will have city crews pick up the trash. The Mayor stated we may have to check with TDOT about what we can and cannot do; they are responsible for Ringgold Road and the tunnels.

The following people came forward with concerns about speeders on Myrtle Avenue. Their suggestions were to install speed humps, have unmarked cars sit in driveways and write tickets, and lower the speed limit to 15 mph. They also stated that it is students, parents, and teachers who are doing the speeding.

- Christopher Sanders, 2008 Myrtle Avenue
- Andrew Alier, 2011 Myrtle Avenue
- Donna Stapp, 2015 Myrtle Avenue

- Johnny Stapp, 2015 Myrtle Avenue
- Chris Jones, 2006 Myrtle Avenue
- Chris Holley, 2006 Myrtle Avenue
- Melissa Speed, 4309 Bennett Road

Chief Reed stated he has sent cars out on day shift to run radar. He also stated the school reached out to him two days ago regarding this issue.

Councilmember Williams suggested the speeders, if caught, have their driving privileges revoked. The Mayor stated this could also be a punishment for teachers.

Mayor Lambert stated there was a similar situation on East Ridge Avenue. The residents did a petition to lower the speed limit and it was approved by Council.

Susan Ruth, 5312 Spriggs Street, wants a dog park in East Ridge. She stated the City could charge for the use of the park to help offset the costs. The Mayor stated that having a dog park was mentioned numerous times in the Recreation meeting. Vice Mayor Sewell stated a park was mentioned for Springvale Road, but we could also do one at Camp Jordan.

Communication from Councilmembers:

Councilmember Helton thinks that we should help the situation on Myrtle Avenue.

Councilmember Williams agrees. He also thanked Shirley Huff for her service to the City.

Vice Mayor Sewell also thanked Ms. Huff for her service. He also stated we need to correct the problem on Myrtle Avenue, but we also have the same problem on Frawley Road. He believes we need a traffic division with unmarked vehicles. Mr. Sewell stated the new lights at Camp Jordan will be turned on tonight. They are LED and should lower the cost of electricity. The Mayor stated that various construction projects are getting “cranked up” and the new hotel may start construction the next day. He is grateful to have the growth.

Councilmember Cagle thanked the City Manager for taking care of the flag situation. He also thanked the Council and whoever cut the trees in front of Life Care.

Mayor Lambert reassured the residents on Myrtle Avenue that the Council takes their concerns very seriously. He also stated it was an awesome sight at Camp Jordan over the weekend with Bug-a-Palüza and the Garden Expo.

Communication from City Manager: None

Old Business:

ORDINANCE NO. 1029 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE TO AMEND THE EAST RIDGE ZONING ORDINANCE (ORDINANCE NO. 481) CODIFIED AT TITLE 14, CHAPTER 2 OF THE EAST RIDGE MUNICIPAL CODE BY INSERTING A NEW ARTICLE X TO THE EAST RIDGE ZONING ORDINANCE AND ADOPTING ARCHITECTURAL DESIGN STANDARDS AND GUIDELINES WITHIN COMMERCIALY ZONED DISTRICTS OF THE CITY (2nd and final reading) – City Attorney Litchford read on caption. Vice Mayor

Sewell made a motion, seconded by Councilmember Cagle, to approve Ordinance No. 1029 on first reading. Mayor Lambert would like to propose an amendment under “Awnings and Canopies” on page 5. The ordinance states that plastic fabric or a glossy finish is prohibited. He stated he has seen awnings that are glossy and some look very nice. The Mayor asked for the City Attorney’s advice. Mr. Litchford stated there is an option for a variance. If we take this out, we might get something that does not look nice. If it is left in, council can regulate it by variance. The request would go before the review board and then come before Council. After further discussion, the Mayor stated he would not offer the amendment. City Attorney Litchford stated there is a typographical error on page 9, Section 111B, which should read “decision of committee”, not decision of standard. The vote to approve was unanimous.

New Business:

Discuss/Take Action on Request from Larry Clark with Tennessee River Rescue for the City to Provide Safety Officers and Collection/Hauling Equipment for the Annual Tennessee River Rescue on October 7, 2017 – Councilmember Cagle made a motion, seconded by Vice Mayor Sewell, to approve the request. Councilmember Williams asked how many officers and what equipment they are requesting. Community Involvement Coordinator Miller stated they usually have one reserve and several volunteer firefighters, and a dumpster which Sanitation Supervisor Petty handles. Ms. Miller read a letter from Mr. Clark stating that last year, the group removed 15 tires, one shopping cart and over 2,000 lbs. of trash. The City was awarded a grant which was used for t-shirts, snacks and water. The vote was unanimous. Motion approved.

Mayor Lambert would like to readdress Ordinance No. 1029 to do an amendment to correct the typographical error. Councilmember Williams made a motion, seconded by Vice Mayor Sewell, to amend the motion to include the correction of the typo. The vote was unanimous. Motion approved. Roll call on the original motion as amended was unanimous.

ORDINANCE NO. 1030 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE TO AMEND AND RESTATE IN ITS ENTIRETY TITLE 17, REFUSE AND TRASH DISPOSAL, CHAPTER 1, GARBAGE AND TRASH, OF THE EAST RIDGE MUNICIPAL CODE (1st reading – tabled 3/9/17) –City Attorney Litchford read on caption. Councilmember Helton made a motion, seconded by Councilmember Cagle, to remove this item from the table. The vote was unanimous. Motion approved. Councilmember Cagle made a motion, seconded by Vice Mayor Sewell, to approve Ordinance No. 1030 on first reading. Sanitation Supervisor Petty stated the changes regard the type of container that citizens can use, drop-off center for dumpsters, and brush lengths. The City Attorney stated he had some minor changes as follows:

- Page 6, Section 17-110 – change the word rubbish to “Collectible Yard Refuse.”
- Page 9, Section 17-125 - states failure to pay in a timely manner or inaccurate information in Section 3 above... There is no Section 3 so this needs to be stricken. The section would read “failure to pay fee in a timely manner shall be punished to the maximum provided by law.”
- Page 9, Section 17-128 – references to Section 122 should be Section 123

Vice Mayor Sewell made a motion, seconded by Councilmember Williams, to amend the motion to include the City Attorney’s three recommended changes. The vote was unanimous. Motion approved. Vote on the original as amended was unanimous. Motion approved.

Mayor Lambert moved Item H to this part of the agenda.

Request from Suhash Patel to relocate a single family dwelling from 1503 Truman Avenue to 1614 Truman Avenue – The Mayor stated that Mr. Patel is requesting a setback for the house he is moving. The house is in the same footprint as the house that was torn down. A setback of 25 feet is required and they are at 21 feet. Mr. Patel has already applied for the variance. The house is being moved as part of the development at the corner of Truman Avenue and Ringgold Road, which will house five businesses. Vice Mayor Sewell made a motion, seconded by Councilmember Cagle, to approve the request. The vote was unanimous. Motion approved.

ORDINANCE 1031 – Public Hearing – Rezoning of 1506 Prigmore from C-2 Commercial District to R-1 Residential District – Mayor Lambert opened the public hearing. Mayor Lambert stated there was a mass rezoning in 80’s that changed this and other properties from residential to commercial. The current owner is attempting to sell and it has to be zoned correctly. It was approved by the Planning Commission. There was no one that spoke in favor of or in opposition to the rezoning. The Mayor closed the public hearing.

ORDINANCE NO. 1031 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO AMEND THE ZONING REGULATIONS AND THE ZONING MAP OF THE CITY OF EAST RIDGE, TENNESSEE TO REZONE THE PROPERTY LOCATED AT 1506 PRIGMORE ROAD FROM C-2 COMMERCIAL DISTRICT TO R-1 RESIDENTIAL DISTRICT, TAX MAP #169J G 009 (1st reading) – City Attorney Litchford read on caption. Councilmember Cagle made a motion, seconded by Councilmember Helton, to approve Ordinance No. 1031 on first reading. Mayor Lambert stated there could possibly be other property owners that come forward wanting to rezone to Residential. The vote was unanimous. Motion approved.

ORDINANCE NO. 1032 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO AMEND ORDINANCE NO. 1013 ENTITLED “AN ORDINANCE TO PROVIDE REVENUE FOR THE CITY OF EAST RIDGE, TENNESSEE FOR THE FISCAL YEAR JULY 1, 2016 TO JUNE 30, 2017 APPROPRIATING THE SAME TO THE PAYMENT OF EXPENSES OF THE MUNICIPAL GOVERNMENT . . .” BY DESIGNATING A PORTION OF THE FUND BALANCE OF THE GENERAL FUND AND BY CHANGING THE REVENUES OF THE GRANT FUND, DRUG FUND AND CAPITAL PROJECTS FUND AND BY CHANGING THE EXPENDITURES OF THE GENERAL FUND, GRANT FUND, DRUG FUND AND CAPITAL PROJECTS FUND (1st reading) – City Attorney Litchford read on caption. Councilmember Cagle made a motion, seconded by Councilmember Helton, to approve Ordinance No. 1032 on first reading. The vote was unanimous. Motion approved.

Grant Consent Agenda:

1. **RESOLUTION NO. 2639** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING THE CONTRACT CHANGE ORDER FOR THE FY 2017 TENNESSEE DEPARTMENT OF TRANSPORTATION’S TRANSPORTATION ALTERNATIVES GRANT
2. **RESOLUTION NO 2640** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ACCEPT THE HAMILTON COUNTY 2016 HOMELAND SECURITY GRANT FOR THE EAST RIDGE FIRE DEPARTMENT
3. **RESOLUTION NO 2641** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY

OF EAST RIDGE, TENNESSEE, AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ACCEPT THE HAMILTON COUNTY 2016 HOMELAND SECURITY GRANT FOR THE EAST RIDGE POLICE DEPARTMENT

4. **RESOLUTION NO 2642** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING THE CONTRACT EXTENSION FOR THE TENNESSEE DEPARTMENT OF TRANSPORTATION’S ADA RETROFITTING PROJECT
5. **RESOLUTION NO 2643** – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING THE CONTRACT EXTENSION FOR THE TENNESSEE DEPARTMENT OF TRANSPORTATION’S FY 2015 MULTIMODAL ACCESS GRANT

City Attorney Litchford read the caption of all the resolutions. Councilmember Williams made a motion, seconded by Vice Mayor Sewell, to approve the Grant Consent Agenda. The vote was unanimous. Motion approved.

RESOLUTION NO. 2644 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, CLARIFYING AND AMENDING THE FAÇADE IMPROVEMENT GRANT PROGRAM OF THE CITY OF EAST RIDGE – City Attorney Litchford read on caption. City Manager Miller stated the program was established in 2015 and amended in 2016. It is a 50/50 matching grant up to \$10,000 for a total of \$20,000. We have only had one applicant, so he feels that changes need to be made. Some of the recommended changes are:

- Change the program to a Building and Façade Grant to include ADA requirements and lighting inside the building, awnings, etc.
- Eligible applicants – deleted language that required 3 years in business and 5 years for property owners. We want to encourage renovation of vacant buildings.
- Ineligible applicants – special consideration given for business located in multiple tenant building and not a stand-alone building was changed to single business tenant located in multiple tenant building with regard to façade work.
- Eligible project
 - Took out paint and roofing. These are maintenance items. If the applicant is doing a façade treatment on the entire front and painting as part of that, it is eligible, for example changing to stucco and then painting.
 - Window and door replacement, awnings need to adapt to design standards
 - Signage – We will have a lot of grants after Multimodal and TAP grant come into play. They would have to go to new standards for signs.
- Took out landscaping and parking lots, because we are mainly looking at the building.
- Added all under eligible projects
- Routine repairs and maintenance are ineligible projects.
- Applicants must follow architectural design standards.
- Businesses are eligible once every 24 months.
- Property owner has to sign off on if he is renting the building.

Councilmember Cagle stated in the purpose and overview, a business license is required at the time the application is received. He stated that some property owners may want to apply but may not have a business license if the building is vacant. Mr. Miller stated that staff could waive the requirement or take it out altogether. He also stated that if the properties are located in the Border Region, the funds the City spends are reimbursable.

The Mayor stated that some buildings on Ringgold Road are operating but are in desperate need of painting. Mr. Miller stated that the City has discretionary grants to help and Code Enforcement could possibly do something through the property maintenance code.

Vice Mayor Sewell stated that if more business owners knew about the Border Region, they may want to tear down and rebuild. Mr. Miller stated he has talked to realtors and developers and offered to talk to groups about what we can do on Ringgold Road under the Border Region.

Councilmember Williams asked if the applicants are still eligible if they exceed \$20,000 for the project. He thinks the wording should be changed to read that the applicant will be reimbursed \$10,000 toward the first \$20,000 of a project. He believes they should be able to spend what they want.

Mr. Miller stated he could tweak the wording on the sections that were discussed and bring it back to Council.

Councilmember Cagle made a motion, seconded by Councilmember Helton, to table this item until we get the language right. The vote was unanimous. Motion approved.

Request to Host Additional Public Forum on April 24, 2017 Regarding the Recreation Comprehensive Plan – Community Involvement Coordinator Miller stated the first recreation meeting was held on April 1st, but had a very small attendance. She would like to have another meeting on April 24th from 5:30 – 7:00 pm to give people an opportunity to attend that could not on April 1st. Councilmember Cagle made a motion, seconded by Councilmember Helton, to approve hosting the public forum at the Community Center on April 24th. The vote was unanimous. Motion approved.

Approval for the City to purchase tickets for the Optimist Club BBQ at Camp Jordan Park on May 6, 2017 – Councilmember Cagle stated the Council purchased 40 tickets last year, which helps pay for the fishing rodeo. The cost was \$300. Councilmember Williams made a motion, seconded by Councilmember Helton, to approve purchasing tickets in the amount of \$300. Vice Mayor Sewell asked what the City would do with the tickets, if it was possible to raffle them off to employees. The vote was unanimous. Motion approved.

Discuss/Take Action on Vaughn & Melton providing preliminary engineering and design plans for the relocation of the street lights at Exit 1 – City Manager Miller stated that one phase of the development is for relocation of street lights at the northbound exit, which needs to be coordinated with construction of Exit 1. Vice Mayor Sewell made a motion, seconded by Councilmember Helton, to approve Vaughn & Melton providing the preliminary engineering and design plans for the relocation of the street lights. The vote was unanimous. Motion approved.

The meeting was adjourned.

MINUTES OF THE AGENDA WORK SESSION

April 27, 2017 – 6:00 pm

**To Set the Agenda For The
May 11, 2017 Council Meeting**

The East Ridge City Council met pursuant to notice on April 27, 2017 at East Ridge City Hall to set the agenda for the May 11, 2017 Council Meeting and other items.

Mayor Lambert called the meeting to order.

Present were: Mayor Lambert, Vice Mayor Sewell, Councilmember Cagle, Councilmember Helton, Councilmember Williams, City Manager Miller, City Attorney Litchford, and City Recorder Middleton.

Old Business:

ORDINANCE NO. 1034 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO AMEND THE ZONING REGULATIONS AND THE ZONING MAP OF THE CITY OF EAST RIDGE, TENNESSEE SO AS TO REZONE THE PROPERTY LOCATED AT 501 SOUTH GERMANTOWN ROAD, TAX MAP #157H E 007, FROM R-1 RESIDENTIAL DISTRICT TO O-1 OFFICE DISTRICT (2nd and final reading) - Mayor Lambert stated the four items under Old Business are dependent on what happens in tonight's regular meeting, since they are being considered on first reading. There will be more discussion at that time.

ORDINANCE NO. 1035 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO ALLOW CONSTRUCTION OF A BILLBOARD ON A TRACT OF LAND LOCATED AT 6726 RINGGOLD ROAD IN ACCORDANCE WITH ORDINANCE NO. 1028, TITLE 14, CHAPTER 2, ARTICLE VI, SECTION 110 AND ORDINANCE 481, ARTICLE IV, SECTION 105 (2nd and final reading)

ORDINANCE NO. 1036 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO ALLOW CONSTRUCTION OF A DIGITAL BILLBOARD ON A TRACT OF LAND LOCATED AT 5705 RINGGOLD ROAD IN ACCORDANCE WITH ORDINANCE NO. 1028, TITLE 14, CHAPTER 2, ARTICLE VI, SECTION 110 AND ORDINANCE 481, ARTICLE IV, SECTION 105 (2nd and final reading)

ORDINANCE NO. 1037 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO ALLOW CONSTRUCTION OF AN OFF-PREMISE SIGN ON A TRACT OF LAND LOCATED AT 6642 RINGGOLD ROAD IN ACCORDANCE WITH ORDINANCE NO. 1028, TITLE 14, CHAPTER 2, ARTICLE VI, SECTION 110 AND ORDINANCE 481, ARTICLE IV, SECTION 105 (2nd and final reading)

New Business Discussion:

RESOLUTION NO. _____ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF THE MADDIE'S FUND INNOVATION GRANTS PROGRAM –

Community Involvement Coordinator Miller stated that some dogs have behavioral issues and owners are not able to keep them. This grant could help dogs stay in the home by bringing in a trainer to work with the dogs that have various issues.

RESOLUTION NO. _____ - Consideration of Awarding Bids for roofing project (rebid) – City Manager Miller stated the City received no bids for this project. He has found out that most companies are too busy at this time. Mr. Miller will rebid the project.

RESOLUTION NO. _____ - Consideration of Awarding Bids for Camp Jordan Parkway Streetscape Project – Mr. Miller stated that bids were opened today, and the lowest base bid was \$3,725_____. He stated there was some confusion on the part of one of the bidders as far as the alternate add-ons. Mr. Miller believes we should just do the base bid and not do the alternate bid for the fencing. He did state that the retention pond should be fenced all around. He also encouraged the Council not to accept the retention pond, stating it should not be maintained with taxpayer dollars. The City would have to have a 20-year bond issue to cover the costs.

Discussion of School Appropriations – Mayor Lambert asked for this to be placed on the agenda. He stated we have a line item in this year's budget of \$2,000. We have not had any requests this year, but in the past we have funded an art program at one of the elementary schools. The Mayor stated he has spoken to the music teacher at Spring Creek Elementary about a student orchestra program. The teacher stated they have had some instruments donated but they are still lacking. Mayor Lambert would like to divide the \$2,000 equally between the four area schools to help purchase things they might need. Councilmember Cagle stated he spoke to someone who stated that Spring Creek is in dire need of a new playground. Mayor Lambert will ask the Spring Creek principal about this.

Councilmembers Helton and Williams, and Vice Mayor Sewell had nothing at this time.

Councilmember Cagle thanked the Police Department for handling the complaints from residents on Myrtle Avenue in the previous meeting.

Mayor Lambert had nothing further at this time.

The meeting was adjourned.

**REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF EAST RIDGE**

**April 27, 2017
6:30 pm**

The East Ridge City Council met pursuant to notice on April 27, 2017, 6:30 pm at East Ridge City Hall. Mayor Lambert called the meeting to order.

Denny Manning gave the invocation. All joined in the Pledge of Allegiance to the Flag.

Present were: Mayor Lambert, Vice Mayor Sewell, Councilmember Cagle, Councilmember Helton, Councilmember Williams, City Manager Miller, City Attorney Litchford, and City Recorder Middleton

Consent Agenda:

- A. Approval of Minutes April 13, 2017 Agenda Work Session
- B. Approval of Minutes April 13, 2017 Regular Council Meeting
- C. Approval of March 2017 Financial Report

Councilmember Cagle made a motion, seconded by Councilmember Williams, to approve the Consent Agenda. The vote was unanimous. Motion approved.

Mayor Lambert stated we are about \$360,000 ahead in local option sales tax from this time last year.

City Manager Miller stated we will have a reduction in food tax of approximately \$200,000 because of the state cut in food sales tax. He also stated we have had a big increase in sales tax from the Walmart Neighborhood Market.

Communication from Citizens:

Pete Floyd, 1528 John Ross Road, discussed an ATV track in his neighborhood that is causing noise and dust pollution. He stated the person who owns the property with the track does not live there; he only rides and allows others to ride their ATVs. The owner bought the property with the intention of building two houses. Mr. Floyd also discussed the patches on John Ross Road.

Jim Jones, 1805 Glen Oaks Place, adjacent to ATV track, stated the track made his pool and patio unusable last summer because of the noise and the dust. The owners even have a portable toilet. The track does not belong in a residential area and could drive down property values. Other residents were present also.

Greg Shipley, 6116 Nottingham Drive, stated the Optimist Club barbeque is May 6th and he has tickets if anyone wants them.

Matthew DeGlopper, 706 Pyron Lane, stated the Façade Grant is moving in the right direction, but having to bring everything up to code may scare people off. Mr. Miller explained that he could not spend money without bring properties up to ADA standards.

Communication from Councilmembers:

Councilmember Cagle had nothing at this time.

Vice Mayor Sewell stated the middle school will have a clean-up day on Saturday from 8 am – 1 pm. They are asking for volunteers.

Councilmember Williams commended the Police Department for the work they did on Myrtle Avenue to help cut down on speeders.

Councilmember Helton also expressed her appreciation for the Police Department.

Mayor Lambert also thanked the Police Department. He also reminded everyone that the Prayer Breakfast is the following Tuesday morning and the City will have a table.

Communication from City Manager: City Manager Miller had nothing at this time.

Mayor Lambert moved Item 9 H. “Discuss/Take Action on ATV’s in residentially zoned areas” to this portion of the agenda.

Discuss/Take Action on ATV’s in residentially zoned areas – City Manager Miller provided Council with a copy of the noise ordinance. He stated using this property for an ATV track is not compatible for a residential area. Options would be to prohibit ATV courses, amend the noise ordinance, adding a section regarding long continued noise from ATVs and motorized dirt bikes. The City Attorney will draft something based on the Council’s recommendations. Vice Mayor Sewell suggested language that someone cannot build a track on vacant parcels. Mr. Miller recommended that we define an ATV motorized dirt bike tract on vacant property as being illegal. He stated you could make it from a zoning perspective and it would have to go before the Planning Commission. Mr. Williams stated he drove to the property and there is a portable toilet and temporary power on the property. He stated there is also a lot of dust which, as well as the noise, is bothering the neighbors. Mr. Miller stated the City can have the electrical inspector shut off the temporary power. The Mayor would like to revisit this in the May 11th meeting or at least provide an update.

Old Business:

ORDINANCE NO. 1030 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE TO AMEND AND RESTATE IN ITS ENTIRETY TITLE 17, REFUSE AND TRASH DISPOSAL, CHAPTER 1, GARBAGE AND TRASH, OF THE EAST RIDGE MUNICIPAL CODE (2nd and final reading) – City Attorney Litchford read on caption. Mayor Lambert stated this was approved on first reading with updates to the language. Councilmember Cagle made a motion, seconded by Councilmember Helton, to approve Ordinance No. 1030 on second and final reading. The vote was unanimous. Motion approved.

ORDINANCE NO. 1031 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO AMEND THE ZONING REGULATIONS AND

THE ZONING MAP OF THE CITY OF EAST RIDGE, TENNESSEE TO REZONE THE PROPERTY LOCATED AT 1506 PRIGMORE ROAD FROM C-2 COMMERCIAL DISTRICT TO R-1 RESIDENTIAL DISTRICT, TAX MAP #169J G 009 (2nd and final reading) – City Attorney Litchford read on caption. Vice Mayor Sewell made a motion, seconded by Councilmember Cagle, to approve Ordinance No. 1031 on second and final reading. The vote was unanimous. Motion approved.

ORDINANCE NO. 1032 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO AMEND ORDINANCE NO. 1013 ENTITLED “AN ORDINANCE TO PROVIDE REVENUE FOR THE CITY OF EAST RIDGE, TENNESSEE FOR THE FISCAL YEAR JULY 1, 2016 TO JUNE 30, 2017 APPROPRIATING THE SAME TO THE PAYMENT OF EXPENSES OF THE MUNICIPAL GOVERNMENT . . .” BY DESIGNATING A PORTION OF THE FUND BALANCE OF THE GENERAL FUND AND BY CHANGING THE REVENUES OF THE GRANT FUND, DRUG FUND AND CAPITAL PROJECTS FUND AND BY CHANGING THE EXPENDITURES OF THE GENERAL FUND, GRANT FUND, DRUG FUND AND CAPITAL PROJECTS FUND (2nd and final reading) – City Attorney Litchford read on caption. Finance Director stated the City is required to pass a balanced budget. We must amend the budget to reflect any changes, for example receiving grants. Vice Mayor Sewell made a motion, seconded by Councilmember Cagle, to approve Ordinance No. 1032 on second and final reading. The vote was unanimous. Motion approved.

RESOLUTION NO 2644 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, CLARIFYING AND AMENDING THE FAÇADE IMPROVEMENT GRANT PROGRAM OF THE CITY OF EAST RIDGE (tabled 4/13/17) – City Attorney Litchford read on caption. Mr. Miller stated in the meeting of April 13th, the Council agreed to certain amendments, but since that time he has made more amendments as follows:

- Page 3 - business license requirement was eliminated.
- Page 1 and 4 - the grant does not have a project cap of \$20,000, but the grant cap is still \$10,000

Councilmember Cagle made a motion, seconded by Vice Mayor Sewell, to approve Resolution No. 2644. The vote was unanimous. Motion approved.

New Business:

RESOLUTION NO. 2646 – Public Hearing for Housing and Redevelopment Authority – Mayor Lambert stated there are specific T.C.A. rules regarding establishing a Housing and Redevelopment Authority. He stated that a petition of at least 25 signatures has to be presented to the City Clerk. The Clerk will then advertise a public hearing. After the public hearing, the Council will make a decision if unsafe, unsanitary housing conditions exist in the City.

Mayor Lambert opened the public hearing to residents and business owners of the City. Matthew DeGlopper, 706 Pyron Lane, asked if once established, does the authority have to establish a set of rules to determine blighted property, or does the state have standards to go by. City Attorney Litchford stated the provisions are addressed in T.C.A. 13-20-201. The authority can make its own rules. Mr. DeGlopper also asked why the Mayor appointed all five members. Mr. Litchford stated that is state statute under T.C.A. 13-20-408. The Mayor asked Chief Building Official Custer to come forward to discuss the Housing Authority. Mr. Custer stated

that in any aging City, you will have blight, mainly because of absentee landlords. He stated out of the approximately 10,000 homes in East Ridge, 49% are non-owner occupied; 15% is the average. Councilmember Cagle asked if the Housing Authority could provide mortgages on property. The Mayor stated their powers are very broad, similar to WWTA, which operates on its own. Mr. Cagle would like to table this item. The Mayor does not want to table, especially after dealing with the Superior Creek disaster. He also stated the City has one property in which two people were murdered. He wants to get the authority created and look at various issues later. Mayor Lambert closed the public hearing.

RESOLUTION NO. 2646 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, ENABLING THE CREATION OF AN EAST RIDGE HOUSING AND REDEVELOPMENT AUTHORITY – City Attorney Litchford read on caption. Councilmember Cagle made a motion to table this item. The motion died for lack of a second. Vice Mayor Sewell made a motion to approve Resolution No. 2646, citing there has been a finding of blight and unsanitary conditions in East Ridge and feels that the creation of a Housing and Redevelopment Board would help these conditions. Councilmember Helton seconded the motion. The Mayor appoints all the members of a Housing and Redevelopment Board and stated he would try to have the appointments ready in two weeks. Council could even consider narrowing some of the powers of the Board. Councilmember Williams would like to adopt the T.C.A. codes as they are. Roll call vote: Vice Mayor Sewell - yes; Councilmember Cagle - abstain; Councilmember Helton - yes; Councilmember Williams - yes; Mayor Lambert - yes. Motion approved.

ORDINANCE NO. 1034 - Public Hearing for Rezoning of Property Located at 501 S. Germantown Road from R-1 Residential to O-1 Office District – Mayor Lambert opened the public hearing. Mayor Lambert stated this property has always been used for an office and the owners want to continue that use. No one came forward to speak in favor of or in opposition to the rezoning. Mayor Lambert closed the public hearing.

ORDINANCE NO. 1034 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO AMEND THE ZONING REGULATIONS AND THE ZONING MAP OF THE CITY OF EAST RIDGE, TENNESSEE SO AS TO REZONE THE PROPERTY LOCATED AT 501 SOUTH GERMANTOWN ROAD, TAX MAP #157H E 007, FROM R-1 RESIDENTIAL DISTRICT TO O-1 OFFICE DISTRICT (1st reading) - City Attorney Litchford read on caption. Vice Mayor Sewell made a motion, seconded by Councilmember Williams, to approve Ordinance No. 1034 on first reading. The vote was unanimous. Motion approved.

ORDINANCE NO. 1035 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO ALLOW CONSTRUCTION OF A BILLBOARD ON A TRACT OF LAND LOCATED AT 6726 RINGGOLD ROAD IN ACCORDANCE WITH ORDINANCE NO. 1028, TITLE 14, CHAPTER 2, ARTICLE VI, SECTION 110 AND ORDINANCE 481, ARTICLE IV, SECTION 105 (1st reading) – City Attorney Litchford read on caption. Chief Building Official Custer pulled all the measurements required in the sign ordinance. He stated this sign does not meet the distance requirements set forth in the ordinance because it is too close to the new fire station being constructed. The land was bought for the fire station prior to January 2016 for the purpose of constructing a fire station. Councilmember Cagle made a motion to approve Ordinance No. 1035 on first reading. Clyde Locke, owner of the sign company wanting to construct the billboard, stated he needed the sign for more revenue for him. Mayor Lambert stated he appreciates the businesses and the owners, but stated we do not need any more billboards in East Ridge. Councilmember Williams

seconded the motion. Roll call vote: Vice Mayor Sewell - no; Councilmember Cagle - yes; Councilmember Helton - yes; Councilmember Williams - yes; Mayor Lambert - no. Motion approved.

ORDINANCE NO. 1036 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO ALLOW CONSTRUCTION OF A DIGITAL BILLBOARD ON A TRACT OF LAND LOCATED AT 5705 RINGGOLD ROAD IN ACCORDANCE WITH ORDINANCE NO. 1028, TITLE 14, CHAPTER 2, ARTICLE VI, SECTION 110 AND ORDINANCE 481, ARTICLE IV, SECTION 105 (1st reading) - City Attorney Litchford read on caption. Chief Building Official Custer stated this sign meets all the requirements. Bob McLaughlin, president of Chattanooga Pool and Patio stated that Estes Signs owns the sign. Councilmember Cagle stated that this use on review meets every requirement that Council approved in the sign ordinance; therefore, he made a motion to approve Ordinance No. 1036 on first reading. Councilmember Helton seconded the motion. Mayor Lambert believes we have a proliferation of signs in East Ridge. Roll call vote: Vice Mayor Sewell - no; Councilmember Cagle - yes; Councilmember Helton - yes; Councilmember Williams - yes; Mayor Lambert - no. Motion approved.

ORDINANCE NO. 1037 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO ALLOW CONSTRUCTION OF AN OFF-PREMISE SIGN ON A TRACT OF LAND LOCATED AT 6642 RINGGOLD ROAD IN ACCORDANCE WITH ORDINANCE NO. 1028, TITLE 14, CHAPTER 2, ARTICLE VI, SECTION 110 AND ORDINANCE 481, ARTICLE IV, SECTION 105 (1st reading) – City Attorney Litchford read on caption. Chief Building Official Custer stated this is a request from the Econo Lodge, which is under renovation, for an off premise sign to be located on the property belonging to the LaQuinta. The representatives from Econo Lodge stated they would be willing to change to a monument sign. Councilmember Cagle made a motion, seconded by Vice Mayor Sewell, to approve construction of a monument sign at 6642 Ringgold Road. The Ordinance will have to be amended before second reading to reflect that a monument sign will be constructed. The vote was unanimous. Motion approved.

RESOLUTION NO. 2645 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO AWARD THE TRAFFIC SIGNAL STRAIN POLES BID FOR THE EXIT 1 PROJECT – City Attorney Litchford read on caption. Vice Mayor Sewell made a motion, seconded by Councilmember Cagle, to approve Resolution No. 2645. The vote was unanimous. Motion approved.

Discuss/Take Action on the Police and Fire Agreements with the City of Ridgeside – City Manager Miller stated the calls to Ridgeside do not meet the definition of excessive. In fact, the calls have decreased. He does not recommend that we increase the fees. Vice Mayor Sewell made a motion to approve, but then look at rewriting the contract before it comes due again. Mr. Miller recommended that we go through the fiscal year ending June 30, 2018. Mayor Lambert asked if providing these services to Ridgeside is costing us more than we are making. Chief Williams stated that the Fire Department is making money on this contract. He also stated that if Ridgeside had to go to another entity for services, they would lose our ISO rating. Mayor Lambert stated that Ridgeside only has property taxes as a source of income, plus the Hall Income Tax is being eliminated. Mr. Miller stated he will discuss the contract with the Mayor of Ridgeside. Mr. Sewell withdrew his motion to approve.

Discuss/Take Action on Proposal for Engineering, Permitting and Design Services for Gravity Sewer Repairs – I-75, Exit 1 Interchange – City Manager Miller stated that he and Chief Building Official Custer met with WWTa regarding a sewer line at Exit 1 that has a fracture on top. With the weight of the new road on top of the line, WWTa feels that it could result in the line collapsing. If it collapses, a bypass system would have to be installed. WWTa will not sign off on the utility easement to start the Exit 1 project until this line is repaired. S&ME Engineers proposed a fee of \$60,000 for engineering services for the repairs. If Council approves tonight, WWTa will sign off on and TDOT will accept that. Vice Mayor Sewell made a motion, seconded by Councilmember Helton, to approve the proposal from S&ME for engineering, permitting, and design services. Finance Director Qualls stated the funds would come from the unassigned fund balance, but it is reimbursable through the Border Region. The vote was unanimous. Motion approved.

The meeting was adjourned.