

MINUTES OF THE EAST RIDGE CITY COUNCIL

CALLED MEETING May 12, 2016 – 5:30 pm

The East Ridge City Council met pursuant to notice on April 30, 2016, 5:30 pm at East Ridge City Hall. Mayor Lambert called the meeting to order.

Mayor Lambert called the meeting and all Councilmembers were given notice of call. The meeting was called for the following purpose:

- Interview of J. Scott Miller
- Discuss/take action on a formal contract offer to J. Scott Miller

Mayor Lambert gave the invocation and all joined in the Pledge of Allegiance to the flag.

Present were: Mayor Lambert, Vice Mayor Gravitt, Councilmember Cagle, Councilmember Manning, Councilmember Sewell, Interim City Manager/Chief Williams, City Attorney North, and City Recorder Middleton.

Communication from Citizens: None

Interview of J. Scott Miller:

Councilmember Cagle stated that on April 29th in Mr. Miller's interview, he asked Mr. Miller why he left the City of Leavenworth. Mr. Miller stated at that interview that it was for health reasons. Mr. Cagle found a newspaper article about a FEMA investigation of fraud allegations. Mr. Cagle discussed the time frame of Mr. Miller's resume and application with the City.

Mr. Miller stated when he was hired in Leavenworth, Kansas, he hoped to stay eight years. He informed them in 2014 he would stay two more years. He was diagnosed with health problems, but had surgery and is doing much better. After retirement, he missed working and decided to go back to work.

Mr. Gravitt stated that Mr. Miller was at Leavenworth for eight years, but the national average is only four years. Mr. Miller was in College Park, Georgia for a total of nine and a half years.

Mr. Cagle stated he asked Mr. Miller in the interview if there was anything in his past that could come back to haunt him and he stated no. Mr. Cagle believes he should have brought up the lawsuit in Leavenworth. Mr. Miller stated he looks at this differently because it is against the City of Leavenworth.

Mayor Lambert stated it appears that the lawsuit in Leavenworth is meritless. He stated the City of East Ridge is currently involved in four or five lawsuits. The Mayor also stated that all councilmembers were named in a lawsuit from WWT.A.

Vice Mayor Gravitt stated the lawsuit in Leavenworth appears to be a disgruntled employee. He also stated the federal government is not pursuing the matter, but the case is still open as a precaution. With Mr. Miller's record and longevity, he does not have any doubts that he would do a fine job.

Mr. Sewell stated it is impressive that College Park called Mr. Miller back to serve two additional years.

Mr. Gravitt stated Mr. North wants the council to go into executive session to discuss the contract.

Discuss/take action on a formal contract offer to J. Scott Miller – Mayor Lambert resumed the called meeting. He immediately adjourned the called meeting in order to go into the agenda session. The contract will be discussed in the regular meeting.

The meeting was adjourned.

MINUTES OF THE AGENDA WORK SESSION

May 12, 2016– 6:00 pm

**To Set the Agenda For The
May 26, 2016 Council Meeting**

The East Ridge City Council met pursuant to notice on May 12, 2016 at East Ridge City Hall to set the agenda for the May 26, 2016 Council Meeting and other items.

Mayor Lambert called the meeting to order.

Present were: Mayor Lambert, Vice Mayor Gravitt, Councilmember Cagle, Councilmember Manning, Councilmember Sewell, City Attorney North, and City Recorder Middleton. Interim City Manager/Chief Williams was not present.

Old Business:

ORDINANCE NO. 1006 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO AMEND ORDINANCE NO. 989 ENTITLED “AN ORDINANCE TO PROVIDE REVENUE FOR THE CITY OF EAST RIDGE, TENNESSEE FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016 APPROPRIATING THE SAME TO THE PAYMENT OF EXPENSES OF THE MUNICIPAL GOVERNMENT . . .” BY CHANGING THE REVENUES OF THE GENERAL FUND AND GRANT FUND AND BY CHANGING THE EXPENDITURES OF THE GENERAL FUND, GRANT FUND AND DOJ FEDERAL FORFEITURE FUND (2nd and final reading) - Mayor Lambert stated this item is on tonight’s regular meeting agenda and will be discussed further at that time.

ORDINANCE NO. 1008 – 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 ON CAMP JORDAN PARKWAY FROM R-1 RESIDENTIAL DISTRICT TO C-1 TOURISM COMMERCIAL DISTRICT (2nd and final reading) – Mayor Lambert stated this item is being advertised for a public hearing on second reading.

ORDINANCE NO. 1009 – AN ORDINANCE AMENDING ORDINANCE NO. 922, WHICH PREVIOUSLY AMENDED THE EAST RIDGE ZONING ORDINANCE, SPECIFICALLY WITH REGARD TO SECTIONS 115.3, MINIMUM HOTEL AND EXTENDED STAY HOTEL REQUIREMENTS AND STANDARDS, SUBSECTIONS (e) AND (j); SECTION 115.4 MINIMUM MOTEL REQUIREMENTS, SUBSECTION (h), AND BY ADDING ADDITIONAL SECTION 115.5 (2nd and final reading) – Mayor Lambert stated he would rather wait until the City Attorney is present. He will discuss this in the regular meeting.

New Business Discussion:

RESOLUTION NO. _____ Appointment of Assistant Deputy City Manager – Chief Williams stated he will be on vacation out of the country at the end of this month and has to

designate someone as his assistant city manager. Council will have to approve the appointment.

Councilmembers Manning and Sewell had nothing at this time.

Councilmember Cagle announced that Jack Jordan, former commissioner has passed away. He was 91 years old.

Vice Mayor Gravitt had nothing at this time.

Mayor Lambert stated East Ridge High School football team will have a scrimmage game at the high school on May 20th at 6:30 pm. Coach James has asked if we can put this on the digital sign in front of City Hall. No one had an objection to this.

Mr. Cagle announced the Optimist Club barbeque will be on May 14th, 11 am – 2 pm at the Camp Jordan pavilion.

Mr. Manning would like to get swings for the small children at the park. He would like to add this to the next agenda.

Mayor Lambert would like to add for discussion on the next agenda adjusting the time for construction to take place in residential areas.

The meeting was adjourned.

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

**MAY 12, 2016
6:30 pm**

The East Ridge City Council met pursuant to notice on May 12, 2016, 6:30 pm at East Ridge City Hall. Mayor Lambert called the meeting to order.

Mayor Lambert gave the invocation. All joined in the Pledge of Allegiance to the Flag.

Present were: Mayor Lambert, Vice Mayor Gravitt, Councilmember Cagle, Councilmember Manning, Councilmember Sewell, Interim City Manager/Chief Williams, and City Recorder Middleton. City Attorney North was not present for roll call because he was meeting with J. Scott Miller to negotiate the City Manager contract. He came in later in the meeting.

Consent Agenda:

- A. Approval of Minutes April 21, 2016 Called Meeting
- B. Approval of Minutes April 28, 2016 Agenda Work Session
- C. Approval of Minutes April 28, 2016 Council Meeting
- D. Approval of Minutes April 29, 2016 Called Meeting – City Manager Interviews
- E. Approval of Minutes April 30, 2016 Called Meeting – City Manager Interview
- F. Approval of Minutes April 30, 2016 Called Meeting
- G. Approval of Amendment to Minutes October 15, 2015 Agenda Work Session

Councilmember Sewell made a motion, seconded by Councilmember Manning, to approve the consent agenda. Roll call vote: Vice Mayor Gravitt - abstain; Councilmember Cagle - yes; Councilmember Manning - yes; Councilmember Sewell - yes; Mayor Lambert - yes. Motion approved.

Communication from Citizens:

Amy Moore 2027 Pioneer Ridge Trail, a volunteer with East Ridge Animal services, stated she is proud that the shelter is a “no kill” shelter. She stated the shelter has inadequate space and lack of resources and would like for Council to consider building a new shelter.

Matthew DeGlopper, 706 Pyron Lane, wants Council to consider removing the grandfather status from the extended stay ordinance and give owners a time frame to conform.

John Britt, 5305, Marion Avenue, would like for Council to consider allowing the mega bus to come into East Ridge. It could be a source of revenue.

Communication from Councilmembers:

Councilmember Cagle stated that Amanda Miller was planning to apply for a grant for a new animal shelter. Ms. Miller stated the grant is coming up in July. She needs council input as far as a location. Mayor Lambert stated it did not need to be in the same location because of flooding. Mr. Cagle stated it does not need to be in the border region.

Vice Mayor Gravitt stated the City Attorney is here, but is meeting with J. Scott Miller, the new City Manager. He also stated that Chief Williams and all the fire department left because of a house fire. The Vice Mayor would like to take Item G off tonight's agenda. Mr. Gravitt made a motion, seconded by Councilmember Manning to table Item G Discussion of Fire Department Establishing City Ambulance Service. The vote was unanimous. Motion approved.

Vice Mayor Gravitt would like to put Items B, Resolution No. 2562 and D, Resolution No. 2564 on a consent grant agenda to be voted on at the same time.

Mr. Gravitt would like for Chief Williams to check the regulations to install a ham radio antenna in a residential area.

Councilmember Sewell would like for Chief Williams to find out what happened to the picnic tables at the pavilion by the playground.

Mayor Lambert would like for Chief Williams to see if the City has an ordinance about someone draining a swimming pool onto their neighbor's property.

Mayor Lambert stated that the Fire Department had an emergency at an assisted living.

Communication from City Manager: None

Mayor Lambert moved Item H to this part of the agenda. He introduced Bob Nevil, with Remote Area Medical in Knoxville. He stated RAM held a free clinic at Camp Jordan Arena in 2012 and helped more than 880 patients. They provided free medical, dental, and eye care. Mr. Nevil is requesting that Council waive the fee for use of the Arena in September 2017. Mayor Lambert stated RAM does very important work. Councilmember Manning made a motion, seconded by Councilmember Cagle, to approve the request. The vote was unanimous. Motion approved.

Old Business:

ORDINANCE NO. 1006 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO AMEND ORDINANCE NO. 989 ENTITLED "AN ORDINANCE TO PROVIDE REVENUE FOR THE CITY OF EAST RIDGE, TENNESSEE FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016 APPROPRIATING THE SAME TO THE PAYMENT OF EXPENSES OF THE MUNICIPAL GOVERNMENT . . ." BY CHANGING THE REVENUES OF THE GENERAL FUND AND GRANT FUND AND BY CHANGING THE EXPENDITURES OF THE GENERAL FUND, GRANT FUND AND DOJ FEDERAL FORFEITURE FUND (1st reading – tabled on April 28, 2016) – Mayor Lambert read on caption. Councilmember Manning made a motion, seconded by Councilmember Sewell, to remove

this item from the table. The vote was unanimous. Motion approved. Councilmember Manning made a motion, seconded by Councilmember Sewell, to approve Ordinance No. 1006. Mr. Cagle asked about expenditure for the Community Center. Account Specialist Qualls stated this is for two employees that worked over 29 hours per week so the City had to offer them insurance. Mr. Cagle also discussed player insurance for sports. Director Martin stated the City pays the fees and is then reimbursed through the cost of registration. Mr. Cagle would also like to have an expenditure account for CFC soccer. Mr. Gravitt stated he would like to have a separate recreation fund. He believes it would make it easier to understand. Ms. Qualls stated that could be done in the new budget

Mr. Cagle asked about the DOJ forfeiture fund amendment. Ms. Qualls stated this was for the purchase of tasers; they were not budgeted. The vote was unanimous. Motion approved.

Discuss/Take Action on Board Appointments – Mayor Lambert appointed Sarah (Mandy) Lambert to the Library Board. He has checked on this and it is legal to do so. Mayor Lambert made a motion, seconded by Vice Mayor Gravitt, to approve the appointment. The vote was unanimous. Motion approved.

Mayor Lambert stated that the City needs to reinstate the Housing Board in order for citizens to have a mechanism for an appeals process. This will be on the next agenda.

City Attorney North gave an update on the City Manager contract. He has negotiated an employment agreement with J. Scott Miller. Mr. North stated if any of these provisions vary from the Charter, the Charter would prevail. The contract provides for the following:

- Term one (1) year
- 90 days to establish residency by Charter.
- Compensation of \$110,000 per year.
- Retirement – City pays 5% of base salary to ICMA
- Use of the Volkswagen Passat
- City will pay Mr. Miller's Medicare supplement for prescriptions of \$160 per month.
- City provides dental and vision
- City provides minimum life insurance.
- City pays professional development costs.
- City will reimburse actual costs of relocation not to exceed \$2,500
- City will reimburse actual costs of temporary housing for maximum of four weeks, not to exceed \$2,000
- Two (2) weeks (80 hours) paid vacation
- Two (2) weeks (80 hours) paid sick leave
- Termination without cause during initial 12 months of agreement - City would pay one (1) month base salary in a lump sum
- On subsequent renewal of this contract if terminated without cause – City would pay four (4) months base salary in a lump sum
- Termination for cause – no severance
- Resignation – 30 days notice in advance and no severance
- Standard indemnification clause if Mr. Miller is sued in his capacity as city manager
- If Mr. Miller has to travel to Leavenworth, KS to testify in a lawsuit, Mr. Miller will bear the cost of travel and time off will be counted as vacation or sick leave.

Councilmember Sewell made a motion, seconded by Vice Mayor Gravitt, to approve the contract with J. Scott Miller. Mr. Manning asked if council accepts the contract does that mean we are hiring him. Mr. North stated it absolutely does. Roll call vote: Vice Mayor Gravitt - yes; Councilmember Cagle - yes; Councilmember Manning - no; Councilmember Sewell - yes; Mayor Lambert - yes. Motion approved. Mayor Lambert stated the City has a bright future and he is looking forward to working with Mr. Miller. Mr. Miller stated he is also looking forward to working for the City.

New Business:

ORDINANCE NO. 1009 – AN ORDINANCE AMENDING ORDINANCE NO. 922, WHICH PREVIOUSLY AMENDED THE EAST RIDGE ZONING ORDINANCE, SPECIFICALLY WITH REGARD TO SECTIONS 115.3, MINIMUM HOTEL AND EXTENDED STAY HOTEL REQUIREMENTS AND STANDARDS, SUBSECTIONS (e) AND (j); SECTION 115.4 MINIMUM MOTEL REQUIREMENTS, SUBSECTION (h), AND BY ADDING ADDITIONAL SECTION 115.5 – City Attorney North read on caption. Councilmember Sewell made a motion to approve Ordinance No. 1009 on first reading, with the exception that all hotels and motels would have to conform to the new regulations. Hotels that are considered “grandfathered” in would have two years to conform. Mr. North will have to look at the legality of doing that. Vice Mayor Gravitt seconded the motion. Mayor Lambert stated the Planning Commission discussed the cap on the number of days a person could stay in one calendar year. The Commission decided on 180 days but he would be fine in changing it to 120 days. Mayor Lambert stated that Fire Marshal Custer is scheduling a meeting with City officials and the hotel owners who will be affected. Roll call vote: Vice Mayor Gravitt - yes; Councilmember Cagle - abstain Councilmember Manning - abstain; Councilmember Sewell - yes; Mayor Lambert - yes. Motion approved.

Grant Consent Agenda:

- A. RESOLUTION NO. 2562 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING THE APPLICATION FOR, AND ACCEPTANCE OF, THE 2016-2017 AQUATIC STREAM CLEANUP GRANT**

- B. RESOLUTION NO. 2564 – 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 2015 HOMELAND SECURITY GRANT FOR THE FIRE AND POLICE DEPARTMENTS**

Councilmember Manning made a motion, seconded by Vice Mayor Gravitt, to approve the Grant Consent Agenda which includes Resolution No. 2562 and Resolution No. 2563. The vote was unanimous. Motion approved.

RESOLUTION NO. 2563 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE THE ATTACHED CONTRACT WITH THE STATE OF

TENNESSEE DEPARTMENT OF TRANSPORTATION, FOR THE CITY OF EAST RIDGE TO PROVIDE MOWING SERVICES AT THE I-75, EXIT 1 INTERCHANGE, FOR FY 16/17, ON A REIMBURSEMENT BASIS – City Attorney North read on caption. Councilmember Manning made a motion, seconded by Mayor Lambert, to approve Resolution No. 2563. Councilmember Sewell stated he has suggested for three years that the City plant wildflowers and would like for the new city manager to get this done. Mr. Gravitt stated that a lot of things that come up in council meetings that never gets followed up on. He wants to see that situation rectified. The vote was unanimous. Motion approved.

RESOLUTION NO. 2565 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, AUTHORIZING THE MAYOR AND/OR THE INTERIM CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH RIVER STREET ARCHITECTURE TO PROVIDE PROFESSIONAL SERVICES FOR THE DESIGN AND ENGINEERING OF FIRE STATION #2 – City Attorney North read on caption. Mr. North stated this is a standard AIA contract. Mr. North discussed the changes regarding retention of rights by the architect. If we choose to build a new fire hall in the future we cannot use these plans; we would have to start over with plans. One other change is that the City will pay 1½% interest per month for any payment that was over 60 days. This is a professional service that does not have to be bid out. Don Sells, the architect, came forward to speak. He stated he is a citizen of East Ridge. He stated his intent is to use as much of the old fire station materials as possible. He can reuse the steel frame, but not the siding. He has added an additional bay. Councilmember Sewell stated the old building materials could possibly be used as a new animal shelter. Mr. Sells stated construction could begin the first of July. Councilmember Manning made a motion, seconded by Councilmember Sewell, to approve Resolution No. 2565. The vote was unanimous. Motion approved.

Discuss/Take Action on Purchasing Truck for Traffic Control Department – Councilmember Manning made a motion, seconded by Councilmember Sewell, to approve the purchase of the truck. Vice Mayor Gravitt stated he is uncomfortable making any further high dollar expenditures at this time. He wants to wait until the new budget. Mike Ailey, Traffic Control Supervisor, stated the original plan was to refurbish the department’s 15-year old truck and convert it into a paint truck to hold the new paint machine. Councilmember Cagle asked why Traffic Control needed a new 4 x 4 extended cab truck just to go from “pole to pole.” Mr. Ailey stated there is a lot more involved than just going “pole to pole.” He stated Traffic Control responds to all emergencies but there are not enough 4 x 4 trucks to go around, which can be a safety issue for crews. Mr. Sewell stated crews could be painting in the six weeks until the new budget. Ms. Qualls stated the fund could come out of the state street aid fund. Mayor Lambert stated that Mr. Ailey did not cause this situation; council needs to plan more effectively. Mr. Ailey stated that Traffic Control is part of public safety, but for 27 years they have had to do things the hard, slow inefficient way. Mr. Manning and Mr. Sewell withdrew their motion and second. Councilmember Cagle made a motion, seconded by Councilmember Manning, to bid out the truck for Traffic Control. The vote was unanimous. Motion approved.

Approval to Purchase Picnic Tables and Grills for the New Picnic Pavilion at Camp Jordan Park – Director Martin stated he would wait on the new budget for these items, since they will cost approximately \$9,000. He will move tables from the other pavilion at the park.

Mr. Cagle stated the step at the new pavilion is too high and is not handicap accessible. Mr. Martin has addressed this with the Interim City Manager and the Street Supervisor.

The meeting was adjourned.

MINUTES OF THE AGENDA WORK SESSION

May 26, 2016– 6:00 pm

**To Set the Agenda For The
June 9, 2016 Council Meeting**

The East Ridge City Council met pursuant to notice on May 26, 2016 at East Ridge City Hall to set the agenda for the June 9, 2016 Council Meeting and other items.

Mayor Lambert called the meeting to order.

Present were: Mayor Lambert, Vice Mayor Gravitt, Councilmember Cagle, Councilmember Manning, Councilmember Sewell, Interim City Manager/Chief Williams, City Attorney North, and City Recorder Middleton.

Old Business:

ORDINANCE NO. 1011 – 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 501 NOTRE DAME AVE. FROM R-1 RESIDENTIAL DISTRICT TO O-1 OFFICE DISTRICT, TAX MAP 1570-P-001 (2nd and final reading) – Mayor Lambert stated this will potentially be second reading if approved in tonight’s regular meeting. There will be more discussion on this in the regular meeting.

New Business Discussion:

ORDINANCE NO. _____ - BUDGET ORDINANCE FOR FY 2016-2017 (1st reading) – Accounts Specialist Qualls stated she is finishing up the budget. She has prepared a continuation budget ordinance, but depending on timing of the budget ordinance, we may not need it. The Mayor would like to have a budget workshop before first reading. Councilmember Sewell stated he will be out of town for the next two weeks. The Mayor stated we could look at the Thursdays on which we do not have a meeting, possibly June 2nd or June 16th. Council discussed moving the June meetings to the third and fifth Thursdays since there are five Thursdays in June. Mr. Gravitt stated he will be out of town on June 16th. The Mayor asked Councilmembers to think about when they want to have workshops.

ORDINANCE NO. _____ - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE ADOPTING THE FY 2015 - 2016 ANNUAL BUDGET AS A CONTINUATION BUDGET FOR FY 2016 - 2017 UNTIL SUCH TIME AS A FINALIZED ANNUAL BUDGET FOR FY 2016 - 2017 IS ADOPTED (1st reading – only if necessary) – Discussed earlier.

RESOLUTION NO. _____ - APPROVAL BIDS FOR TRUCK FOR TRAFFIC CONTROL – Mayor Lambert stated this was discussed at length in the last meeting.

RESOLUTION NO. _____ - APPROVAL OF BIDS FOR MULCHING SERVICES – Ms. Qualls stated Sanitation Supervisor Petty would like to bid this out.

RESOLUTION NO. _____ - APPROVAL OF BIDS FOR SPORTS PHOTOGRAPHY

- Mayor Lambert stated this is something we do every year.

Discussion of Repairs to Community Center – Interim City Manager Williams stated the insurance estimate from the adjuster was over \$10,000, we will need to bid this out and include it in the next budget.

Other:

Councilmember Manning announced that there will be a Memorial Day service at the Veteran’s monument at 1 pm on Monday, May 30th.

Councilmember Sewell stated there is a house on Beulah Avenue that has grass growing “knee deep.” He would like for someone to check into this.

Councilmember Cagle had nothing at this time.

Vice Mayor Gravitt had nothing at this time.

Mayor Lambert stated that a citizen, Curtis Baker, had suggested that the City put up anti-littering banners across Ringgold Road. He also suggested that groups of 10 to 12 people get together to help pick up litter around the City. Chief Williams stated that the litter on Frawley and Beulah has been picked up by Community Service people.

The meeting was adjourned.

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

**May 26, 2016
6:30 pm**

The East Ridge City Council met pursuant to notice on May 26, 2016, 6:30 pm at East Ridge City Hall. Mayor Lambert called the meeting to order.

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

Present were: Mayor Lambert, Vice Mayor Gravitt, Councilmember Cagle, Councilmember Manning, Councilmember Sewell, Interim City Manager/Chief Williams, City Attorney North, and City Recorder Middleton.

Consent Agenda:

- A. Approval of Minutes May 12, 2016 Called Meeting
- B. Approval of Minutes May 12, 2016 Agenda Work Session
- C. Approval of Minutes May 12 2016 Council Meeting
- D. Approval of April 2016 Financial Report

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

Communication from Citizens:

Commissioner Tim Boyd thanked the Mayor and Council for their support regarding the cell tower and reconstruction of the East Ridge stadium. He stated that the stadium is now fully funded by the school board. Mayor Lambert stated that nothing has unified the community like the stadium has.

The Mayor introduced Director Martin to speak about the Corvette Club's request for the City to waive fees for use of Camp Jordan Arena. Mr. Martin stated the Corvette Club hosted a car show last year at the park with a portion of the proceeds going to the Needy Child Fund. The club has cut the amount going to other charities this year, so more money will go to the Needy Child Fund. The event date will be August 6th. Councilmember Manning made a motion, seconded by Councilmember Cagle, to waive the fees for use of the Arena by the Corvette Club. Vice Mayor Gravitt asked who will provide security and sanitation for this event. Mr. Martin stated the City has a part time park officer who will provide security for the event, with no overtime to the City. We can also use police reserves which would also be at no cost. The vote was unanimous. Motion approved.

Communication from Councilmembers:

Mayor Lambert announced that there will be a Memorial Day service at 1 pm on May 30th at the Veteran's Memorial by the playground.

Councilmember Sewell stated he attended the football dinner and over \$1,000 was raised to help with the cost of the stadium.

Councilmember Cagle stated the Optimist Club fishing rodeo will be on June 4th at the Camp Jordan pond. He thanked the city for use of the park for this event and for their recent barbeque.

Mr. Cagle asked what the procedure is for Council receiving mail at City Hall. Chief Williams stated when mail is received Ms. Qualls date stamps it and it is placed in mail boxes. Ms. Qualls stated she opens the Mayor's mail in case it concerns a grant, but opens nothing that is marked "personal and confidential." Mr. Cagle stated he was told a letter was mailed to all Councilmembers and was told his letter was in his mailbox, but when he checked, it was not there. Chief Williams suggested that Council have secure mailboxes, with only them having a key. He stated the letter slammed various City employees and was not signed.

Vice Mayor Gravitt and Mayor Lambert had nothing at this time.

Communication from City Manager:

Chief Williams provided information to Council regarding "ham" radio antennas. Mr. Gravitt had asked about this in a previous meeting.

Chief Williams stated that Councilmember Sewell had asked about the picnic tables at the pavilion next to Pioneer Frontier and thought they had been stolen. Director Martin stated they were torn up and had to be thrown away.

Chief Williams stated that Mayor Lambert brought up an issue in the last meeting about a citizen draining their pool on their neighbor's property. The Chief stated staff has contacted Hamilton County Water Quality and it is permissible to drain the water if there is no chlorine in it. If the citizen notifies Water Quality while the draining is going on, they could come out and check the water.

Chief Williams stated the Mayor would like to address having a meeting with extended stay hotel owners. The Mayor stated staff has attempted to set up a meeting, but have not been able to schedule it yet. The Mayor suggested having the owners come to a 5:30 meeting before the next council meeting or have them at the agenda work session. The Mayor also suggested tabling Ordinance No. 1009 tonight until this meeting can be schedule.

Old Business:

ORDINANCE NO. 1008 – PUBLIC HEARING – Mayor Lambert opened the public hearing and City Attorney North read on caption. Mayor Lambert stated this is a parcel that was donated to the City some years ago and we sold it to the Exit 1 developers. A fraction of the property is actually useable for parking lot space. Only a very small structure could be built on the property. Permits are being applied for but have not come back. Mayor Lambert

stated if the developers cannot get permits, it does not matter how the property is zoned. No one spoke in favor or in opposition. Mayor Lambert closed the public hearing

ORDINANCE NO. 1008 – 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 ON CAMP JORDAN PARKWAY FROM R-1 RESIDENTIAL DISTRICT TO C-1 TOURISM COMMERCIAL DISTRICT (2nd and final reading) – Vice Mayor Gravitt made a motion, seconded by Councilmember Sewell, to approve Ordinance No. 1008 on second and final reading. The vote was unanimous. Motion approved.

ORDINANCE NO. 1009 – AN ORDINANCE AMENDING ORDINANCE NO. 922, WHICH PREVIOUSLY AMENDED THE EAST RIDGE ZONING ORDINANCE, SPECIFICALLY WITH REGARD TO ARTICLE VI, SECTIONS 115.3, MINIMUM HOTEL AND EXTENDED STAY HOTEL REQUIREMENTS AND STANDARDS, SUBSECTIONS (e) AND (j); SECTION 115.4, MINIMUM MOTEL REQUIREMENTS, SUBSECTION (h); AND BY ADDING ADDITIONAL SECTION 115.5, PENALTIES FOR FAILURE TO COMPLY WITH HOTEL, EXTENDED STAY HOTEL OR MOTEL REGULATIONS (2nd and final reading) – City Attorney North read on caption. Councilmember Cagle made a motion, seconded by Councilmember Manning, to table Ordinance No. 1009 until Council can meet with the hotel owners. The vote was unanimous. Motion approved.

ORDINANCE NO. 1010 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO AMEND ORDINANCE NO. 989 ENTITLED “AN ORDINANCE TO PROVIDE REVENUE FOR THE CITY OF EAST RIDGE, TENNESSEE FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016 APPROPRIATING THE SAME TO THE PAYMENT OF EXPENSES OF THE MUNICIPAL GOVERNMENT . . .” BY CHANGING THE REVENUES OF THE GENERAL FUND, GRANT FUND AND DRUG FUND AND BY CHANGING THE EXPENDITURES OF THE GENERAL FUND, GRANT FUND, DOJ FEDERAL FORFEITURE FUND AND DRUG FUND (2nd and final reading – Misnumbered on first reading as Ordinance No. 1006) – City Attorney North read on caption. Mayor Lambert stated on first reading, the ordinance was misnumbered as Ordinance No. 1006. He would like to make the correction now that it is Ordinance No. 1010. Vice Mayor Gravitt asked if any dollar number changed from first reading. Accounts Specialist Qualls stated she has increased revenues in some areas. She also stated that the diesel pump will need repairs soon. Mr. Gravitt asked if we could enter into an agreement with a gas station, such as we have done with regular gas. Chief Williams stated we get a better quality of diesel than at the pumps and it is cheaper.

Ms. Qualls stated that Arena overtime was cut when last year’s budget was prepared, so she had to increase it by \$12,000. The Community Center had an employee that was not put in the budget, plus we have two part-time employees that had to be offered insurance and they took it. She would also like to take two employees’ salaries out of the State Street Aid Fund. Ms. Qualls stated we are at 100% on collecting property taxes, 101% on delinquent property taxes, and 105% on business licenses. She stated that Ashley Reardon, our Business License Specialist has done an excellent job on collections. Councilmember Manning made a motion,

seconded by Councilmember Cagle, to approve Ordinance No. 1010 on second reading. The vote was unanimous. Motion approved.

Discussion of Fire Department Establishing City Ambulance Service – Vice Mayor Gravitt stated he asked for this to be on the agenda, but after discussing with Chief Williams, he is not sure the City is in a position to establish this service at this time. He commended Chief Williams, Fire Marshal Custer and Firefighter Drew Andrews for the work they did on this. He asked that this item be pulled from the agenda.

New Business:

ORDINANCE NO. 1011 – PUBLIC HEARING – City Attorney North read on caption. Mayor Lambert stated this is a residential structure. He stated other properties in the area have been rezoned to O-1 and it is consistent with other uses in the area. The Mayor also stated the Planning Commission approved this request with the following three conditions:

- a. Construction of a six (6)-foot wooden screen surrounding the dumpster.
- b. No additional structures can be constructed on the property.
- c. Parking lot lighting shall be installed in such a way that it will not be invasive on neighboring properties.

There was no one that came forward to speak in favor of or in opposition to the rezoning. Mayor Lambert closed the public hearing.

ORDINANCE NO. 1011 – 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 501 NOTRE DAME AVE. FROM R-1 RESIDENTIAL DISTRICT TO O-1 OFFICE DISTRICT, TAX MAP 157O-P-001 (1st reading) – Councilmember Cagle made a motion, seconded by Vice Mayor Gravitt, to approve Ordinance No. 1011. The vote was unanimous. Motion approved.

RESOLUTION NO. 2566 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE APPROVING THE APPOINTMENT OF THE ACCOUNT SPECIALIST TO THE POSITION OF ASSISTANT DEPUTY CITY MANAGER AND RECOGNIZING THAT THE ASSISTANT DEPUTY CITY MANAGER SHALL ASSUME THE DUTIES OF THE DEPUTY CITY MANAGER/INTERIM CITY MANAGER IN THE EVENT OF AN ABSENCE BY OR DISABILITY OF THE DEPUTY CITY MANAGER/INTERIM CITY MANAGER – City Attorney North read on caption. Chief Williams explained he will be leaving town before the new City Manager comes in. He wants to make sure someone is in charge while he is gone. He would like to appoint Diane Qualls; he feels she is more than qualified and has proven herself many times. Councilmember Sewell made a motion, seconded by Mayor Lambert (for discussion purposes), to approve Resolution No. 2566. Councilmember Cagle stated that the Chief was recently out of town for a week but did not appoint an Assistant. Chief Williams stated he would be out of the country this time, with no access to phones or emails. He stated this would only be for the time he is on vacation. The Chief stated that according to the Charter, the City Manager or Interim must appoint a Deputy; the Council cannot do this. Councilmember Manning stated the Mayor should step in and take over this role. The Mayor stated he cannot; there is no provision for an elected official to serve as City Manager or Deputy/Assistant. Councilmember Sewell and Mayor Lambert withdrew their

motion and second. Councilmember Sewell made a motion, seconded by Vice Mayor Gravitt, to approve Resolution No. 2566 with the amendment that the Deputy/Assistant will serve “until the Deputy City Manager/Interim City Manager is able to return to the duties of the office or a new City Manager begins employment, whichever first occurs.” Roll call vote: Vice Mayor Gravitt - yes; Councilmember Cagle - yes; Councilmember Manning - abstain; Councilmember Sewell - yes; Mayor Lambert - yes. Motion approved.

Grant Consent Agenda

- 1. RESOLUTION NO 2567 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING THE APPLICATION FOR, AND ACCEPTANCE OF, FIREHOUSE SUBS FY 2016 GRANT**

- 2. RESOLUTION NO. 2568 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING THE APPLICATION FOR, AND ACCEPTANCE OF, THE FY2016 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT, IN THE AMOUNT OF \$11,084, TO PURCHASE EQUIPMENT AND/OR PAY FOR TRAINING FOR THE EAST RIDGE POLICE DEPARTMENT**

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

Discussion of Adjusting the Time for Construction to Take Place in Residential Areas – Mayor Lambert – The Mayor stated that Fire Marshal Custer provided him with the current code. He stated that if we enforce what we have, we are okay. The allowable hours are 7:00 am to 6:00 pm on weekdays in residential areas. The Mayor stated that if there is a time consideration that could hurt development, staff can make exceptions to lengthen those hours. Chief Williams stated in emergency situations, the water company or EPB could go out at any time of day or night.

Discussion of Reinstating the Housing Board – Mayor Lambert – The Mayor stated that each Councilmember needs to make an appointment. Councilmember Cagle would like to get a list of the qualifications. The Mayor stated that three of the five appointees must have a background in building. The council made the following appointments:

Councilmember Manning – Jim Bethune
Councilmember Sewell – Travis Olinger
Mayor Lambert – Eddie Phillips

The Mayor stated that the board members will have to draw lots to determine their terms, which must be staggered. Councilmembers would like to get a list of the old board members. Mr. North stated the remaining Councilmembers need to have their appointment by the next meeting. Councilmember Manning made a motion, seconded by Councilmember Sewell, to approve the appointments. The vote was unanimous. Motion approved.

Discussion of Purchase of Swings for Small Children at Camp Jordan – Councilmember Manning – Director Martin stated he checked with two companies, who quoted the following prices:

- Playcore - \$5,000 (we have to pick up)
- Playworld - \$4,155 for six swings.

Mr. Cagle stated this could be in next year's budget. Sanitation Supervisor Petty could use the City's mulch to put around the swings. Vice Mayor Gravitt made a motion, seconded by Councilmember Manning, to approve the purchase in next year's budget. The vote was unanimous. Motion approved.

Councilmember Sewell asked the Mayor if he could bring up one more item. He stated the Police Department has no available line cars. Assistant Chief Allen stated we have two spare cars and one of those is being used by new officers who are attending the Police Academy. He also stated the Chevrolets are being repaired often. Ms. Qualls stated that five cars were proposed last year but were not put into capital projects.

The meeting was adjourned.