

**MINUTES OF THE AGENDA WORK SESSION  
September 8, 2016 – 6:00 pm**

**To Set the Agenda For The  
September 22, 2016 Council Meeting**

The East Ridge City Council met pursuant to notice on September 8, 2016 at East Ridge City Hall to set the agenda for the September 22, 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 Manager Miller, City Attorney North, and City Recorder Middleton.

**Old Business:**

**ORDINANCE NO. 1017 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE AMENDING TITLE 9, CHAPTER 5, WRECKING AND TOWING SERVICES, BY DELETING THE PRESENT CHAPTER 5 IN ITS ENTIRETY AND SUBSTITUTING A NEW CHAPTER 5, WRECKING AND TOWING SERVICES (2<sup>nd</sup> and final reading)** - Mayor Lambert stated first reading will be in tonight's regular council meeting. This ordinance has been revised because the section numbers were not consistent with the table of contents.

**ORDINANCE NO. 1018 – 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 CHANGING THE REVENUES OF THE GRANT FUND AND DRUG FUND AND BY CHANGING THE EXPENDITURES OF THE GRANT FUND AND DRUG FUND (2<sup>nd</sup> and final reading)** – Mayor Lambert stated this item can be discussed further in tonight's regular meeting.

**ORDINANCE NO. 1019 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE AMENDING TITLE 11, MUNICIPAL OFFENSES, CHAPTER 3, OFFENSES AGAINST THE PEACE AND QUIET SECTION 11-302 (1) (h) BUILDING OPERATIONS, BY DELETING SECTION 11-302 (1) (h) IN ITS ENTIRETY AND CREATING A NEW SECTION 11-302 (1) (h) (2<sup>nd</sup> and final reading)** – Mayor Lambert stated there will be more discussion in tonight's regular meeting.

**New Business Discussion:**

**PUBLIC HEARING - ORDINANCE NO. \_\_\_\_\_ REZONING OF PROPERTY LOCATED AT 1016 GREENSLAKE ROAD** – Mayor Lambert stated this request for rezoning went before the Planning Commission and was approved.

**ORDINANCE NO. \_\_\_\_\_ - REZONING OF PROPERTY LOCATED AT 1016 GREENSLAKE ROAD FROM C-2 COMMERCIAL DISTRICT TO R-3 RESIDENTIAL**

**APARTMENT DISTRICT (1<sup>st</sup> reading)** - The Mayor stated this ordinance pertains to the public hearing listed above.

**RESOLUTION NO. \_\_\_\_\_ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING THE APPLICATION FOR AND ACCEPTANCE OF THE FY 2017 TENNESSEE DEPARTMENT OF TRANSPORTATION'S TRANSPORTATION ALTERNATIVES GRANT** - No discussion.

**RESOLUTION NO. \_\_\_\_\_ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING A BID FOR THE PURCHASE OF ONE HEAVY DUTY TRASH/BRUSH LOADER, BULK TRASH/JUNK BODY, MOUNTED ON A NEW TRUCK AND CHASSIS (KNUCKLEBOOM)** – Mayor Lambert stated bids will be opened on September 19, 2016.

**RESOLUTION NO. \_\_\_\_\_ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING A BID FOR NEW ARTIFICIAL SPORTS TURF FOR THE INDOOR SOCCER COURTS AT CAMP JORDAN ARENA (Bids to be opened September 12, 2016)** – The Mayor stated this was discussed in a previous meeting and has been rebid. Bids will be opened on September 12, 2016.

**RESOLUTION NO. \_\_\_\_\_ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING A BID FOR EIGHT (8) SCBA AIRPACKS FOR THE EAST RIDGE FIRE RESCUE DEPARTMENT** – The Mayor stated bids will be opened on September 19, 2016.

**RESOLUTION NO. \_\_\_\_\_ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING A BID FOR SIX (6) PORTABLE RADIOS FOR THE EAST RIDGE FIRE RESCUE DEPARTMENT** – The Mayor stated bids will be opened on September 19, 2016.

**RESOLUTION NO. \_\_\_\_\_ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF THE AMERICAN SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS (ASPCA): LIL BUB'S BIG FUND FOR THE ASPCA – FY 2016 GRANT PROGRAM** – No discussion.

Discussion of fencing at Camp Jordan Road adjacent to Camp Jordan Park – No discussion.

**Other:**

Councilmember Cagle stated the Optimist Club is requesting use of the Community Center parking lot for a Halloween trunk or treat on October 29<sup>th</sup>. This will be added to the next agenda.

Vice Mayor Gravitt stated the week of October 13<sup>th</sup>, which is the first meeting in October, will be fall break. He will be out of town. Councilmember Sewell stated he will also be out of town. Mayor Lambert stated that since September has five Thursdays, they could possibly move the October 13<sup>th</sup> meeting to October 6<sup>th</sup>.

There was no further discussion at this time.

The meeting was adjourned.

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

**September 8, 2016  
6:30 pm**

The East Ridge City Council met pursuant to notice on September 8, 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, City Manager Miller, City Attorney North, and City Recorder Middleton.

**Consent Agenda:**

- A. Approval of Minutes August 25, 2016 Agenda Work Session
- B. Approval of Minutes August 25, 2016 Council Meeting

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

**Communication from Citizens:**

John Temple, 3938 S. Mission Oaks Drive, discussed the Jones Memorial Barbeque. He stated last year they raised over \$7,000 and purchased 170 jackets for elementary school students. Mr. Temple stated the barbecue will be on September 24<sup>th</sup> from 10 am – 6 pm. Councilmember Cagle stated the City bought 40 tickets last year for the barbecue. Mr. Cagle made a motion, seconded by Councilmember Manning, for the City to purchase 40 tickets. The vote was unanimous. Motion approved.

Richard E. Cook, Jr., 607 Marlboro Avenue, discussed the candidates forum that will be held on October 17<sup>th</sup> in the City Council chambers. He stated that Dr. Rick Wilson will be the moderator. Mr. Cook is soliciting questions through East Ridge News Online. He will form a committee to review the questions and select possibly a dozen questions to ask the candidates.

**Communication from Councilmembers:**

Councilmember Manning had nothing at this time.

Councilmember Sewell thanked the City Manager and the Street Department for trimming the grass on Ringgold Road.

Vice Mayor Gravitt asked if the Community Service Program was still in effect and if so, what do the workers do. City Manager Miller stated they do custodial work, cut grass and do some work at the park. Director Martin stated the program is working well at the park. Councilmember Cagle reminded everyone about the 9-11 dinner sponsored by the Optimist Club on Tuesday, September 13<sup>th</sup> at the Community Center.

Mayor Lambert announced there will be a special service for first responders at East Ridge Methodist Church on Prater Road during their regular Sunday morning service.

Mayor Lambert asked if the city limit sign at Sanctuary Road could be replaced because the paint has blistered and is hard to read.

**Communication from City Manager:** None

**Old Business:**

**ORDINANCE NO. 1015 – PUBLIC HEARING** – Mayor Lambert opened the public hearing. City Attorney North read the ordinance on caption. The ordinance refers to the construction of a cell tower at 4320 Bennett Road on the property of East Ridge High School. Luke Kasserman, with Tower Ventures, was present to answer any questions regarding the construction of the cell tower. No one spoke in opposition to the ordinance. The Mayor closed the public hearing.

**ORDINANCE NO. 1015 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, PERMITTING TOWER ASSETS NEWCO IX, LLC (TOWER VENTURES) TO CONSTRUCT A CELLULAR COMMUNICATIONS TOWER AT 4320 BENNETT ROAD, IN ACCORDANCE WITH ORDINANCE 481, ARTICLE VII, SECTION 113 TITLED USES PERMITTED ON REVIEW (2<sup>nd</sup> and final reading)** - City Attorney North read on caption. Councilmember Cagle stated the date stated in the ordinance for the public hearing was incorrect. Councilmember Manning made a motion, seconded by Councilmember Sewell, to approve Ordinance No. 1015 on second and final reading, with the amended date of September 8<sup>th</sup>. The vote was unanimous. Motion approved.

**ORDINANCE NO. 1016 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, REPLACING ORDINANCE NO. 867 AND AMENDING TITLE 20 RELATIVE TO THE TIMING AND PLACEMENT OF POLITICAL SIGNS ON CITY AND PRIVATE PROPERTY IN THE CITY OF EAST RIDGE (2<sup>nd</sup> and final reading)** - City Attorney North read on caption. Councilmember Sewell made a motion, seconded by Vice Mayor Gravitt, to approve Ordinance No. 1016 on second and final reading. Mr. Sewell stated that most signs are out of compliance because they are too close to the road. He discussed changing the distance to be measured from the white line on the side of the highway, rather than from the edge of the asphalt. Mr. Gravitt stated that all the candidates have copies of the political sign ordinance, so it would be better to wait until the next election. City Manager Miller stated that if signs are out of compliance, staff would call the candidate before the signs are removed.

Councilmember Cagle stated we need to enforce the ordinance that the Election Commission gave to all the candidates. Mayor Lambert stated that the five-foot distance should only apply to Ringgold Road as a way of reducing clutter.

Mayor Lambert stated Mr. Miller has presented language regarding the lottery for choosing tent sites. He stated this will not affect the distance regulations. Vice Mayor Gravitt made a motion to approve the lottery rules for placement of tents, but then withdrew the motion. He requested that the rules be added to the next meeting agenda. Councilmember Manning made a motion to amend the original motion to remove Item 3 regarding the lottery. The motion died for lack of a second. Roll call vote on the original motion: Vice Mayor Gravitt – yes; Councilmember Cagle – no; Councilmember Manning – no; Councilmember Sewell – yes; Mayor Lambert –

yes. Motion approved. Councilmember Cagle stated Council still needs to decide what the rules of the lottery will be.

**New Business:**

**ORDINANCE NO. 1017 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE AMENDING TITLE 9, CHAPTER 5, WRECKING AND TOWING SERVICES, BY DELETING THE PRESENT CHAPTER 5 IN ITS ENTIRETY AND SUBSTITUTING A NEW CHAPTER 5, WRECKING AND TOWING SERVICES (1<sup>st</sup> reading)** - City Attorney North read on caption. Councilmember Manning made a motion, seconded by Vice Mayor Gravitt (for discussion), to approve Ordinance No. 1017 on first reading. Vice Mayor Gravitt asked the City Attorney if this ordinance as written keeps the City legal as far as new Supreme Court rulings. Mr. North stated the question will be whether the restriction of having no more than three towing companies affects a public purpose such as safety or is it a pretext to limit competition. Everything done regarding this ordinance must be done with the purpose of public safety in mind. Mr. Gravitt stated the ordinance does not state if the wrecker companies have to have been in business for a certain length of time before going on the district wrecker rotation. City Manager Miller stated he has language that could be added to the ordinance that would require a wrecker company to have been in business in East Ridge for at least three years. This could be added in section 9-506 (11). Councilmember Cagle stated we only have four wrecker businesses in East Ridge and one of those did not want to be on the district wrecker rotation. Mayor Lambert stated this ordinance does not limit the number of wrecker companies that could open in East Ridge.

Mr. North suggested that Council may want to consider that a wrecker operation has been in business for three years, not necessarily in East Ridge. Mayor Lambert wants to make sure they are reputable companies. He is comfortable with the three-year provision and would equate that to a safety measure.

Councilmember Manning and Vice Mayor Gravitt withdrew their motion and second. Mr. Manning made a motion, seconded by Councilmember Cagle, to approve Ordinance No. 1017 on first reading, adding a new section 9-506 (11) that states a wrecker operator must have been in business in East Ridge for three years and must have a physical location in East Ridge before they can apply to be on the district wrecker rotation. Mayor Lambert stated that Section 9 should also be changed to reflect three years. Mayor Lambert restated the motion as follows: 1) addition of section 9-506-11 which would state that a wrecker operator must be in business in East Ridge for three (3) years to be on the district rotation, (2) change wording in Section 9-506 – 9 to reflect three years, and (3) district wreckers must have a physical location in the City of East Ridge. Mr. North stated he was referring to the provision under 9-506 that limited the number of district wreckers to three. He stated that would be deleted. The vote was unanimous. Motion approved.

**ORDINANCE NO. 1018 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, TO AMEND ORDINANCE NO. 1013 “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 CHANGING THE REVENUES OF THE GRANT FUND AND DRUG FUND AND BY CHANGING THE EXPENDITURES OF THE GRANT FUND AND DRUG FUND (1<sup>st</sup> reading)** - City Attorney North read on caption. Vice

Mayor Gravitt made a motion, seconded by Councilmember Sewell, to approve Ordinance No. 1018 on 1<sup>st</sup> reading. The vote was unanimous. Motion approved.

**ORDINANCE NO. 1019 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE AMENDING TITLE 11, MUNICIPAL OFFENSES, CHAPTER 3, OFFENSES AGAINST THE PEACE AND QUIET SECTION 11-302 (1) (h) BUILDING OPERATIONS, BY DELETING SECTION 11-302 (1) (h) IN ITS ENTIRETY AND CREATING A NEW SECTION 11-302 (1) (h) (1<sup>st</sup> reading)** - City Attorney North read on caption. Councilmember Manning made a motion, seconded by Councilmember Cagle (for discussion), to approve Ordinance No. 1019 on first reading. Councilmember Sewell asked if this ordinance also applies to residential construction. Mr. Miller stated that it does, but the homeowner could get approval from the building inspector to do the construction. Mr. North stated that Mr. McVeagh with his firm has made several revisions to the ordinance which are highlighted in yellow. Mr. Manning and Mr. Cagle withdrew their motions. Councilmember Sewell then made a motion, seconded by Councilmember Manning, to approve Ordinance No. 1019 on 1<sup>st</sup> reading with the recommended changes. The vote was unanimous. Motion approved.

**RESOLUTION NO. 2589 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, AUTHORIZING THE CITY OF EAST RIDGE TO PARTICIPATE IN THE TML RISK MANAGEMENT POOL “DRIVER SAFETY” LOSS CONTROL MATCHING GRANT PROGRAM** - City Attorney North read on caption. Councilmember Manning made a motion, seconded by Councilmember Cagle (for discussion), to approve Resolution No. 2589. Mr. Cagle stated this is a 100% match but it states in the resolution in Section 2 that the City will match any monies. He would like that removed. Mr. Manning and Mr. Cagle withdrew their motion and second. Councilmember Cagle made a motion, seconded by Councilmember Manning, to approve Resolution No. 2589, with the amendment that Section 2 of the resolution will be removed. The vote was unanimous. Motion approved.

**RESOLUTION NO. 2590 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING A BID FOR THE PURCHASE OF ONE SIDE LOADING AUTOMATED REFUSE COLLECTION TRUCK** - City Attorney North read on caption. Councilmember Manning made a motion, seconded by Vice Mayor Gravitt, to approve Resolution No. 2590. City Manager Miller stated that staff is recommending the second lowest bidder, Lee Smith/CMI. They have a better warranty and have a local service centre, whereas the lowest bidder does not. The vote was unanimous. Motion approved.

**Appointment to Library Board – Councilmember Manning** – Mr. Manning made a motion, seconded by Vice Mayor Gravitt, to appoint Frances Pope to the Library Board. Mr. North will prepare a resolution to memorialize all the Library Board appointments. The vote was unanimous. Motion approved.

Vice Mayor Gravitt asked if staff could provide an agenda addendum packet if changes are made after the agenda packets go out. City Manager Miller stated that could be done.

The meeting was adjourned.

**MINUTES OF THE AGENDA WORK SESSION  
September 22, 2016 – 6:00 pm**

**To Set the Agenda For The  
October 13, 2016 Council Meeting**

The East Ridge City Council met pursuant to notice on September 22, 2016 at East Ridge City Hall to set the agenda for the October 13, 2016, 2016 Council Meeting and other items.

Vice Mayor Gravitt called the meeting to order.

**Present were:** Vice Mayor Gravitt, Councilmember Cagle, Councilmember Manning, Councilmember Sewell, City Manager Miller, City Attorney North, and City Recorder Middleton. Mayor Lambert was not present.

**Old Business:**

**ORDINANCE NO. 1020 - REZONING OF PROPERTY LOCATED AT 1016 GREENSLAKE ROAD FROM C-2 COMMERCIAL DISTRICT TO R-3 RESIDENTIAL APARTMENT DISTRICT (2<sup>nd</sup> and final reading)** – Vice Mayor Gravitt stated this ordinance is on tonight’s regular council meeting agenda for first reading.

**New Business Discussion:**

**ORDINANCE NO. \_\_\_\_\_ – 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 (1<sup>st</sup> reading)** – Vice Mayor Gravitt stated this will be on first reading at the next regular council meeting.

**GRANT CONSENT AGENDA:**

1. **RESOLUTION NO. \_\_\_\_\_ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF THE TENNESSEE AMERICAN WATER FIREFIGHTING SUPPORT GRANT PROGRAM** – No discussion.
  
2. **RESOLUTION NO. \_\_\_\_\_ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF THE PETCO HOLIDAY WISHES GRANT CAMPAIGN PROGRAM** – No discussion.

**RESOLUTION NO. \_\_\_\_\_ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AN AGREEMENT WITH \_\_\_\_\_ FOR ENGINEERING SERVICES WITH REGARD TO THE TRANSPORTATION**

**ALTERNATIVES PROGRAM HIGHWAY 41 CORRIDOR ENHANCEMENT PROJECT** – City Manager Miller stated staff will be reviewing the proposals next week and will be ready for a recommendation at the next meeting. He stated this is the second phase of the Multi-modal Grant.

**RESOLUTION NO. \_\_\_\_\_ - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AN AGREEMENT WITH \_\_\_\_\_ FOR ENGINEERING SERVICES WITH REGARD TO THE SAFE ROUTES TO SCHOOL GRANT (EAST RIDGE ELEMENTARY)** – Mr. Miller stated engineering services will be interviewed next week for this grant. This is separate from the Multi-modal grant.

**Discussion of TML Loan for Purchase of Equipment** - City Manager Miller stated the replacement of a backhoe and a loader are included in this year's budget. This will be a 10-year loan. He needs authorization to start the process with the TML Bond Fund.

**Discussion of Landscaping Plan for Exit 1** – City Manager Miller stated that Vaughn & Melton and ASA engineering firms are doing the engineering for the Exit 1 interchange project reconfiguration. The plans do not incorporate any landscaping. He stated we need to get the engineer on board now to draft plans so this can be done in conjunction with the construction phase. Councilmember Cagle asked the Vice Mayor if the state was going to give beautification grants for interstate exits. Mr. Gravitt stated he could have a preliminary discussion with TDOT but this could not be voted on until session starts in January.

**Discussion of Liquor Fee** – City Recorder Middleton stated the State of Tennessee allows cities to collect a privilege tax on liquor by the drink, but there is no penalty if the taxes are not paid or if they are delinquent. Ms. Middleton stated that the Alcoholic Beverage Commission informed her that the City could do an ordinance or resolution setting penalties if the tax is not paid or is delinquent.

**Other:**

Councilmember Manning asked everyone to remember the family of Perry Vandergriff, the band director at East Ridge High School. Mr. Vandergriff recently passed away.

There was no further discussion.

The meeting was adjourned.



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

**September 22, 2016  
6:30 pm**

The East Ridge City Council met pursuant to notice on September 22, 2016, 6:30 pm at East Ridge City Hall. Vice Mayor Gravitt called the meeting to order.

City Attorney North gave the invocation. All joined in the Pledge of Allegiance to the Flag.

**Present were:** Vice Mayor Gravitt, Councilmember Cagle, Councilmember Manning, Councilmember Sewell, City Manager Miller, City Attorney North, and City Recorder Middleton. Mayor Lambert was not present.

**Oath of Service for Three Firefighters** – Vice Mayor Gravitt administered the Oath of Service to new firefighters Chris Cope, Brandon Clark, and Tyler Ezell.

**Presentation of Proclamation by the Daughter's of the American Revolution-** Christy Torak with the Daughters of the American Revolution presented a proclamation to the City honoring Constitution Week from September 17 – 23, 2016. Vice Mayor Gravitt read the proclamation.

**Consent Agenda:**

- A. Approval of Minutes September 8, 2016 Agenda Work Session
- B. Approval of Minutes September 8, 2016 Council Meeting
- C. Declaration of Surplus Property

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

**Communication from Citizens:**

Matthew DeGlopper, 706 Pyron Lane, thanked the council for having the lottery for placement of the candidates' tents. He believes candidates should conduct themselves in a civil and calm manner and this is a fair and balanced way for them to do so.

**Communication from Councilmembers:**

Councilmember Cagle had nothing at the time.

Councilmember Sewell stated the dedication of "Jo's Garden", honoring Jo Lawrence, will be on October 26<sup>th</sup>. He believes the City should budget or get donations for upkeep of the garden. Vice Mayor Gravitt agreed and stated Ms. Lawrence did a lot for the community.

Councilmember Manning had nothing at this time.

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

Vice Mayor Gravitt stated his Library Board appointment no longer wishes to serve on the Board and he would like to vote on the replacement tonight. Councilmember Cagle stated he thought council voted on the members all at one time. City Attorney North stated he would do a resolution to confirm the appointments which will also reference their terms. This item was added to the agenda as Item L under New Business.

Old Business:

**ORDINANCE NO. 1017 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE AMENDING TITLE 9, CHAPTER 5, WRECKING AND TOWING SERVICES, BY DELETING THE PRESENT CHAPTER 5 IN ITS ENTIRETY AND SUBSTITUTING A NEW CHAPTER 5, WRECKING AND TOWING SERVICES (2<sup>nd</sup> and final reading)** – City Attorney North read on caption. Councilmember Manning made a motion, seconded by Councilmember Sewell, to approve Ordinance No. 1017 on second and final reading. Mr. Sewell wanted to reiterate that new wrecker businesses would have to have their business and a storage lot in East Ridge and then wait three years to apply for a district wrecker license. Councilmember Manning asked if the wrecker businesses had to own their buildings. Vice Mayor Gravitt stated there was nothing in the ordinance that requires this. Mr. North stated that any changes to the ordinance had to be based on public safety. The vote was unanimous. Motion approved.

**ORDINANCE NO. 1018 – 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 CHANGING THE REVENUES OF THE GRANT FUND AND DRUG FUND AND BY CHANGING THE EXPENDITURES OF THE GRANT FUND AND DRUG FUND (2<sup>nd</sup> and final reading)** – City Attorney North read on caption. Councilmember Manning made a motion, seconded by Councilmember Sewell, to approve Ordinance No. 1018 on second and final reading. The vote was unanimous. Motion approved. Councilmember Cagle asked if the grant amount for the knuckleboom truck should be changed since the bid came in at \$124,000 and there was \$132,000 budgeted. City Manager Miller stated the truck bid has not yet been awarded. Finance Director Qualls stated that it would not have to be changed; it could be awarded for less and the remainder of the funds would not be spent. Mr. Cagle stated \$20,000 was found that should have gone in the drug fund. Ms. Qualls stated this was a coding error from court and has been corrected. The vote was unanimous. Motion approved.

**ORDINANCE NO. 1019 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE AMENDING TITLE 11, MUNICIPAL OFFENSES, CHAPTER 3, OFFENSES AGAINST THE PEACE AND QUIET SECTION 11-302 (1) (h) BUILDING OPERATIONS, BY DELETING SECTION 11-302 (1) (h) IN ITS ENTIRETY AND CREATING A NEW SECTION 11-302 (1) (h) (2<sup>nd</sup> and final reading)** – City Attorney North read on caption. Councilmember Sewell made a motion, seconded by Councilmember Cagle, to approve Ordinance No. 1019 on second and final reading. The vote was unanimous. Motion approved.

At this time, Vice Mayor Gravitt took a five-minute break.

**Discuss/Take Action on Rules for Placement of Tents on City Property on Election Day –** Vice Mayor Gravitt asked City Attorney North to discuss this item. Mr. North read the rules of the lottery as presented by City Manager Miller as follows:

- There shall be twelve (12) tent sites marked off (12 ft. x 12 ft.) in the front yards of City Hall and the Recreation Center (the Election Poll).
- A lottery shall be held seven (7) days prior to the election date at noon at City Hall.
- The drawing shall be conducted by the City Recorder.
- The first name drawn shall have the opportunity to select the site they desire to locate their tent; the second name drawn shall have the opportunity to select the site they desire to locate their tent; and so on until the last name is read.
- The candidates shall be allowed to set up their tents on their designated location sites (determined by the lottery) no more than 24 hours prior to the opening of the polls on Election Day; and further, the tents must be removed within 24 hours following the election date.

The Vice Mayor stated he does not see a problem with having a lottery and believes it is the fair way. He stated it has gotten to be a race to see who could claim their spot first. Councilmember Cagle stated he has not seen a problem in the past, so he made a motion, seconded by Councilmember Manning, to remove any reference to the lottery from Ordinance No. 1016. Roll call vote: Vice Mayor Gravitt - no; Councilmember Cagle - yes; Councilmember Manning - yes; Councilmember Sewell - no. Mr. North checked Robert's Rules of Order and stated the rules state if the tie cannot be broken, the motion is lost. Mr. North stated it can be brought up again at the next meeting, but it is not an automatic rollover.

#### **New Business:**

Vice Mayor Gravitt moved **Item K - Appointment to Board of Zoning Appeals – Councilmember Manning** and **Item L – Appointment to Library Board – Vice Mayor Gravitt** to this portion of the agenda.

Councilmember Manning made a motion, seconded by Councilmember Sewell, to appoint Mike Hendrix to the Board of Zoning Appeals. The vote was unanimous. Motion approved.

Vice Mayor Gravitt made a motion, seconded by Councilmember Manning, to appoint Mary Lambert to the Library Board. Mr. Gravitt stated that Ms. Lambert is a retired Army Colonel and has a PHD in Nursing. The vote was unanimous. Motion approved.

**PUBLIC HEARING - ORDINANCE NO. 1020 - REZONING OF PROPERTY LOCATED AT 1016 GREENSLAKE ROAD –** Vice Mayor Gravitt opened the public hearing. The Vice Mayor asked if anyone wished to speak in favor of or against the rezoning. Richard Boyd, owner of the property, stated when he purchased the property ten years ago, there was a hair salon in one of the units. Since that time, the salon moved out and Mr. Boyd turned that unit into an apartment. He stated he has a letter from the Building Department stating it is a legal non-conforming use of the property. He wants to rezone the property in order for it to be in compliance with his insurance policy. Councilmember Sewell stated there has been an issue with police calls at that location. Vice Mayor Gravitt closed the public hearing.

**ORDINANCE NO. 1020 – 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 1016 GREENSLAKE ROAD FROM C-2 GENERAL COMMERCIAL DISTRICT TO R-3 RESIDENTIAL APARTMENT DISTRICT, TAX MAP 168E-N-016 (1<sup>st</sup> reading)** - Councilmember Sewell made a motion, seconded by Vice Mayor Gravitt, to table Ordinance No. 1020 until the next regular council meeting. The vote was unanimous. Motion approved.

**GRANT CONSENT AGENDA:**

1. **RESOLUTION NO. 2591 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING THE APPLICATION FOR AND ACCEPTANCE OF THE FY 2017 TENNESSEE DEPARTMENT OF TRANSPORTATION'S TRANSPORTATION ALTERNATIVES GRANT** – City Attorney North read on caption.
2. **RESOLUTION NO. 2592 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF THE AMERICAN SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS (ASPCA): LIL BUB'S BIG FUND FOR THE ASPCA – FY 2016 GRANT PROGRAM** – City Attorney North read on caption.

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

**RESOLUTION NO. 2593 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING A BID FOR THE PURCHASE OF ONE HEAVY DUTY TRASH/BRUSH LOADER, BULK TRASH/JUNK BODY, MOUNTED ON A NEW TRUCK AND CHASSIS (KNUCKLEBOOM)** – City Attorney North read on caption. Councilmember Manning made a motion, seconded by Councilmember Sewell, to approve Resolution No. 2593. The vote was unanimous. Motion approved.

**RESOLUTION NO. 2594 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING A BID FOR NEW ARTIFICIAL SPORTS TURF FOR THE INDOOR SOCCER COURTS AT CAMP JORDAN ARENA** – City Attorney North read on caption. Councilmember Manning made a motion, seconded by Councilmember Sewell, to approve Resolution No. 2594, Option 3. The vote was unanimous. Motion approved.

**RESOLUTION NO. 2595 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING A BID FOR EIGHT (8) SCBA AIRPACKS FOR THE EAST RIDGE FIRE RESCUE DEPARTMENT** – City Attorney North read on caption. Councilmember Cagle made a motion, seconded by Councilmember Manning, to approve Resolution No. 2595. City Manager Miller stated this bid came in under budget. The vote was unanimous. Motion approved.

**RESOLUTION NO. 2596 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, APPROVING A BID FOR SIX (6) PORTABLE RADIOS FOR THE EAST RIDGE FIRE RESCUE DEPARTMENT** – City Attorney North read on caption. Councilmember Cagle made a motion, seconded by Councilmember Manning, to approve Resolution No. 2596. The vote was unanimous. Motion approved.

**Discuss/Take Action on Fencing at Camp Jordan Road Adjacent to Camp Jordan Park –** City Manager Miller stated the replacement cost for black fencing will be \$9,407.01 plus \$2,000 for installation. He stated that even though it is under \$10,000, we are changing the previous action of the council to install bollards in that area. Councilmember Manning made a motion, seconded by Vice Mayor Gravitt, to approve the purchase and installation of the fencing. The vote was unanimous. Motion approved.

**Discuss/Take Action on Request from the East Ridge Optimist Club to Use the Community Center Parking Lot for a Halloween Trunk or Treat on October 29<sup>th</sup>, 2016 -** Councilmember Cagle made a motion, seconded by Councilmember Manning, to approve the Optimist Club request. The vote was unanimous. Motion approved.

**Discuss/Take Action on Changing the October 13<sup>th</sup> meeting to October 6, 2016 –** Vice Mayor Gravitt stated this meeting would be during the fall break and two Councilmembers will be out of town. Vice Mayor Gravitt made a motion, seconded by Councilmember Manning, to approve changing the October 13<sup>th</sup> meeting date to October 6, 2016. The vote was unanimous.

Councilmember Cagle stated in August, Council voted to purchase 16 tasers, at a cost of \$22,575.93. Since then we have received a grant for \$11,084 for the purchase of tasers. Finance Director Qualls stated the grant money will go directly into the Grant Fund. He asked if we would have to bid out for 11 more tasers to receive this grant. Ms. Qualls stated we would not. City Manager Miller stated this will be enough tasers for all officers, except for the Police Chief and Assistant Chief.

Councilmember Sewell stated that two tables are missing from the pavilion at Pioneer Park and he would like to purchase two tables to replace them. Director Martin stated that he has already ordered tables and they should be here next week. Mr. Sewell also stated that someone is sleeping on the table at the pavilion and he would like “no loitering” signs installed.

The meeting was adjourned.