

MINUTES OF MEETING, ATHENS CITY COUNCIL, JULY 19, 2011

The Athens City Council met in regular session on Tuesday, July 19, 2011, at 6:00 p.m. with Vice Mayor Perkinson presiding. The invocation was given by Vice Mayor Perkinson; and upon roll call, the following members were present:

Davis, Jackson, Perkinson

*Mayor Buttram and Council Member Pelley were out-of-town and did not attend the meeting.*

The following decisions were made and ordered made a part of the records of the Athens City Council.

- 1 -

COMMUNICATIONS

EMPLOYEE OF THE QUARTER

Ms. Rita Brown, Human Resources Director, presented the “Employee of the Quarter” award for the period ending June 30, 2011. Ms. Connie Wyatt, Account Clerk in the Finance Department, was recognized for her outstanding service to the City of Athens. As in the past, the recipient of this award receives a \$50 savings bond and becomes eligible for the “Employee of the Year” award, which is given annually to recognize significant service to the City of Athens.

- 2 -

MINUTES

The Minutes of the regularly scheduled meeting of June 21, 2011 were submitted and approved by unanimous consent.

- 3 -

COMMUNICATIONS

PROCLAMATION – PARKS AND RECREATION MONTH

Vice Mayor Perkinson read a proclamation recognizing the month of July 2011 as Parks and Recreation Month. Employees of the City of Athens Parks and Recreation Department were present to accept the award. Austin Fesmire was in Akron, Ohio at the Soap Box Derby races and was unable to attend the meeting.

- 4 -

MISCELLANEOUS CORRESPONDENCE

Vice Mayor Perkinson acknowledged receipt of letters of appreciation for services performed by city staff.

- 5 -

PETITIONS AND REQUESTS

AUDIENCE

Vice Mayor Perkinson opened the meeting for petitions and requests from the audience. Harold 'Prof' Powers announced that this was the 54<sup>th</sup> year of the "Learn to Swim" program and he estimated over 3,000 children had received their Beginner's Card as a result of the program. There were no other petitions or requests presented at this time.

- 6 -

REPORTS

FINANCE DEPARTMENT REPORT

Mr. Brad Harris, Finance Director, presented the Finance Department Report for the month of June 2011. After brief discussion and comments, the report was accepted as presented.

- 7 -

POLICE DEPARTMENT REPORT

Chief Chuck Ziegler presented the Police Department Report for the month of June 2011. After brief discussion and comments, the report was accepted as presented.

- 8 -

FIRE DEPARTMENT REPORT

Fire Chief Jim Dyer presented the Fire Department Report for the month of June 2011. After brief comments, the report was accepted as presented.

- 9 -

COMMUNITY DEVELOPMENT QUARTERLY REPORT

Mr. Anthony Casteel, Community Development Director, presented the Building Permit Quarterly Report for the City of Athens. After brief comments, the report was accepted as presented.

- 10 -

CONSENT AGENDA

Vice Mayor Perkinson advised that the following items were discussed during the recent work session and are presented as a part of the Consent Agenda. The recording clerk read the items into the record:

- a.) Approve Athens Utilities Board budget for Fiscal Year 2011/12;

- b.) Approve Resolution No. 2011-23 to authorize submission of application for a Loss Control Matching Grant through the TML Risk Management Pool;
- c.) Approve Resolution No. 2011-24 to authorize extension of a contract with the Tennessee Department of Transportation (TDOT) for maintenance of state rights-of-way within the City of Athens for the period of time beginning July 1, 2011 and ending June 30, 2012;
- d.) Approve Resolution No. 2011-25 requesting Governor Haslam to consider supporting the efforts of the City of Athens to establish an Enterprise Development Center;
- e.) Reappoint Kenny Charles to serve a three-year term on the Athens Regional Planning Commission, term expires August 18, 2014.

**On motion by Council Member Davis, seconded by Council Member Jackson, the Consent Agenda as stated above was approved by the following roll call vote:**

**AYES: Davis, Jackson, Perkinson**  
**NAYS: None**  
**ABSENT: Pelley, Buttram**

- 11 -  
ORDINANCES

**ORDINANCE NO. 998 – SECOND/FINAL READING**

AN ORDINANCE TO AMEND ‘THE ZONING ORDINANCE OF THE CITY OF ATHENS, TENNESSEE,’ SO AS TO AMEND THE OFFICIAL ZONING MAP TO REZONE PROPERTY ON ELIZABETH STREET, LONG MILL ROAD AND WHITE STREET; FROM R-1 (LOW DENSITY RESIDENTIAL DISTRICT) TO R-3 (HIGH DENSITY RESIDENTIAL), FROM B-4 (HIGHWAY AND MAJOR ARTERIAL SERVING BUSINESS DISTRICT) TO R-3 (HIGH DENSITY RESIDENTIAL), FROM R-1 (LOW DENSITY RESIDENTIAL DISTRICT) TO B-4 (HIGHWAY AND MAJOR ARTERIAL SERVING BUSINESS DISTRICT) AND FROM R-3 (HIGH DENSITY RESIDENTIAL) TO B-4 (HIGHWAY AND MAJOR ARTERIAL SERVING BUSINESS DISTRICT) SAID AREA BEING LOCATED WITHIN THE CORPORATE LIMITS OF ATHENS, TENNESSEE.

The caption of the above-described Ordinance was read by the recording clerk. Vice Mayor Perkinson stated that the petitioner requested that this ordinance not be approved on second and final reading. **A motion was made by Council Member Jackson, seconded by Council Member Davis, to disapprove Ordinance No. 998 on Second and Final Reading.** Ordinance No. 998 failed on second reading by the following roll call vote:

**AYES: Davis, Jackson, Perkinson**  
**NAYS: None**  
**ABSENT: Pelley, Buttram**

NEW BUSINESS

RECOMMENDATION FROM PLANNING COMMISSION

**ORDINANCE NO. 999**

AN ORDINANCE TO AMEND 'THE ZONING ORDINANCE OF THE CITY OF ATHENS, TENNESSEE,' SO AS TO AMEND THE OFFICIAL ZONING MAP TO REZONE PROPERTY ON ELIZABETH STREET, LONG MILL ROAD AND WHITE STREET; FROM R-1 (LOW DENSITY RESIDENTIAL DISTRICT) TO R-3 (HIGH DENSITY RESIDENTIAL), FROM B-4 (HIGHWAY AND MAJOR ARTERIAL SERVING BUSINESS DISTRICT) TO R-3 (HIGH DENSITY RESIDENTIAL), FROM R-1 (LOW DENSITY RESIDENTIAL DISTRICT) TO B-4 (HIGHWAY AND MAJOR ARTERIAL SERVING BUSINESS DISTRICT) AND FROM R-3 (HIGH DENSITY RESIDENTIAL) TO B-4 (HIGHWAY AND MAJOR ARTERIAL SERVING BUSINESS DISTRICT) SAID AREA BEING LOCATED WITHIN THE CORPORATE LIMITS OF ATHENS, TENNESSEE.

The caption of the above-described Ordinance was read by the recording clerk. **A motion was made by Council Member Davis, seconded by Council Member Jackson, to approve Ordinance No. 999 on First Reading.** Upon roll call, the first reading of Ordinance No. 999 was approved by the following vote:

**AYES: Davis, Jackson, Perkinson**  
**NAYS: None**  
**ABSENT: Pelley, Buttram**

**ORDINANCE NO. 1000**

AN ORDINANCE TO AMEND 'THE ZONING ORDINANCE OF THE CITY OF ATHENS, TENNESSEE,' SO AS TO AMEND THE OFFICIAL ZONING MAP TO REZONE PROPERTY AT 809 AND 813 INGLESIDE AVENUE FROM B-1 (LOCAL BUSINESS DISTRICT) TO R-2 (MEDIUM DENSITY RESIDENTIAL DISTRICT) SAID AREA BEING LOCATED WITHIN THE CORPORATE LIMITS OF ATHENS, TENNESSEE.

The caption of the above-described Ordinance was read by the recording clerk. **A motion was made by Council Member Jackson, seconded by Council Member Davis, to approve Ordinance No. 1000 on First Reading.** Upon roll call, the first reading of Ordinance No. 1000 was approved by the following vote:

**AYES: Davis, Jackson, Perkinson**  
**NAYS: None**  
**ABSENT: Pelley, Buttram**

- 14 -

MANAGER'S REPORT

City Manager Moore presented the Manager's Report. He reviewed the progress of current city projects/meetings scheduled during the months of July and August. After brief comments, the report was accepted as presented.

- 15 -

ADJOURNMENT

There being no further business to come before the meeting and upon motion duly made and seconded, the meeting adjourned at 6:51 p.m.

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WILLIAM BO PERKINSON, Vice Mayor

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MITCHELL B. MOORE, City Manager