

MINUTES OF MEETING, ATHENS CITY COUNCIL, APRIL 16, 2013

The Athens City Council met in regular session on Tuesday, April 16, 2013, at 6:00 p.m. with Mayor Buttram presiding. The invocation was given by Vice Mayor Davis; and upon roll call, the following members were present:

Burris, Pelley, Perkinson, Davis, Buttram

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

Mayor Buttram announced that HP Pelzer Automotive Systems, Inc. would be locating a \$28 million facility in the Mt. Verd Interchange Industrial Park and bringing 200 new jobs to the area.

Council Member Pelley asked for a moment of silence for the men and women injured or killed in Boston on April 15, 2013.

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MINUTES

The Minutes of the regularly scheduled meeting of March 19, 2013 was submitted and approved by unanimous consent.

Council Member Perkinson stated that after much thought he would like to pursue further discussion about the Code of Professionalism at a future work session rather than through debate. He asked that agenda item a.) City Council Personal Code of Professionalism under Old Business be withdrawn. The item was withdrawn from the agenda by unanimous consent of the City Council.

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COMMUNICATIONS

PRESENTATION OF PROCLAMATION – PAY IT FORWARD DAY

Mayor Buttram read a proclamation recognizing April 25, 2013 as “Pay it Forward Day”. Sandy Starr from Athens City Middle School and student Baylor Ingram were present to accept the proclamation on behalf of the School.

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PRESENTATION OF VIVID AWARD

Vice Mayor Davis presented the *Very Important Volunteer Individual Award* for April 2013 to Sheila Chesanow for her outstanding support of this community. Ms. Chesanow thanked the Council for honoring her with the award.

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DISTINGUISHED SERVICE AWARDS

Members of the Athens City Council presented Distinguished Service Awards in conjunction with a wreck on March 25, 2013 involving a vehicle on its top in the Oostanula Creek with two individuals still inside. The following individuals were recognized for their outstanding performance in the line-of-duty: Athens Police Sergeant Tony Byers and Athens Firefighters Colby Kizer and Clinton Maddox.

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MISCELLANEOUS CORRESPONDENCE

Mayor Buttram acknowledged receipt of a letter of appreciation for services performed.

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PETITIONS AND REQUESTS

AUDIENCE

Mayor Buttram announced a new procedure for individuals wishing to speak under Petitions and Requests. In the past under Petitions and Request, individuals were asked for their name and address. The form was developed to assist the Clerk with the recording of the names and addresses of individuals addressing the City Council and to help the Council in responding to individuals. Ellen Kimball, Executive Director for the Athens Area Council for the Arts, introduced Lauren Shepherd who will be taking Ms. Kimball's place upon her retirement. Ms. Kimball invited everyone to a reception at the Athens Area Council for the Arts on April 30th from 4:30 p.m. to 6:00 p.m. to celebrate her retirement and to welcome Ms. Shepherd. Sheree Callaway, 111 New Englewood Road, commented on the underground building being built on property the City is leasing. She felt that the funds could be better used on other national items. Glen Whiting, 237 County Road 655, stated he had nothing to say since the item on the Code of Professional Conduct had been dropped from the agenda.

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REPORTS

FINANCE DEPARTMENT REPORT

Mr. Michael Keith, Finance Director, presented the Finance Department Report for the month of March 2013. The report was accepted as presented.

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POLICE DEPARTMENT REPORT

Chief Chuck Ziegler presented the Police Department Report for the month of March 2013. The report was accepted as presented.

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FIRE DEPARTMENT REPORT

Fire Chief Jim Dyer presented the Fire Department Report for the month of March 2013. The report was accepted as presented.

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COMMUNITY DEVELOPMENT QUARTERLY REPORT

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

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CONSENT AGENDA

Mayor Buttram 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 extension of contract with MES (Bid No. 1560 dated April 2, 2012) for Athens Fire Department uniforms;
- b.) Approve extension of contract with MES (Bid 1563 dated April 25, 2012) for Turnout Gear;
- c.) Appoint Jo Lundy to fill vacancy on Council Advisory Committee, term expires March 21, 2016;

- d.) Appoint Jeff Walker to fill vacancy on Council Advisory Committee, term expires March 21, 2016.

A motion was made by Council Member Perkinson, seconded by Vice Mayor Davis, to approve the Consent Agenda as stated above and approved by the following roll call vote:

AYES: Burris, Pelley, Perkinson, Davis, Buttram
NAYS: None

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ORDINANCES

ORDINANCE NO. 1017 – SECOND/FINAL READING – PUBLIC HEARING

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 THE CORNER OF MAPLE STREET AND ELLIOTT STREET FROM R-2 (MEDIUM DENSITY RESIDENTIAL DISTRICT) TO B-1 (LOCAL 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. Mayor Buttram opened the public hearing. There being no one present wishing to discuss the Ordinance, Public Hearing was closed. **A motion was made by Vice Mayor Davis, seconded by Council Member Burris, to approve Ordinance No. 1017 on Second and Final Reading.** Ordinance No. 1017 was approved by the following roll call vote:

AYES: Burris, Pelley, Perkinson, Davis, Buttram
NAYS: None
ABSENT: None

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NEW BUSINESS

PLAN OF SERVICES – HIGHWAY 305 – EXIT 52 ANNEXATION AREA

RESOLUTION NO. 2013-16

A RESOLUTION AMENDING AND UPDATING THE STATUS OF THE AUGUST 21, 2012 ADOPTED PLAN OF SERVICES FOR THE ANNEXATION OF PROPERTY ALONG HIGHWAY 305 - EXIT 52 AREA BY THE CITY OF ATHENS, TENNESSEE.

Mayor Buttram opened the public hearing. There being no one present wishing to discuss the Plan of Services, Public Hearing was closed. The caption of Resolution No. 2013-16 was read by the recording clerk. **Motion was made by Council Member Perkinson, seconded by Vice Mayor Davis, to approve Resolution No. 2013-16.** Upon roll call, the resolution was approved by the following vote:

AYES: Burris, Pelley, Perkinson, Davis, Buttram
NAYS: None

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REZONING REQUEST

ORDINANCE NO. 1018

AN ORDINANCE TO AMEND 'THE ZONING ORDINANCE OF THE CITY OF ATHENS, TENNESSEE,' SO AS TO AMEND THE OFFICIAL ZONING MAP TO REZONE PROPERTY LOCATED AT 602 OLD RICEVILLE ROAD FROM R-2 (MEDIUM DENSITY RESIDENTIAL DISTRICT) TO B-1 (LOCAL 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 Perkinson, seconded by Council Member Burris, to approve Ordinance No. 1018 on First Reading.** Upon roll call, the first reading of Ordinance No. 1018 was approved by the following vote:

AYES: Burris, Pelley, Perkinson, Davis, Buttram
NAYS: None
ABSENT: None

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PROPOSED ABANDONMENT OF AN UNOPENED SECTION OF FORREST PARK DRIVE

RESOLUTION NO. 2013-17

A RESOLUTION TO OFFICIALLY ABANDON AN UNOPENED PORTION OF FORREST PARK DRIVE, AND DESCRIBED WITHIN THE BODY OF THIS RESOLUTION AND SHOWN ON THE ATTACHED ILLUSTRATION WITHIN THE CORPORATE LIMITS OF THE CITY OF ATHENS, TENNESSEE.

The caption of Resolution No. 2013-17 was read by the recording clerk. **Motion was made by Vice Mayor Davis, seconded by Council Member Perkinson, to approve Resolution No. 2013-17.** Council Member Burris stated both he and Council Member Perkinson had been asked at a meeting how and when it changed to require payment for right-of-way abandonment. City Manager Moore stated he would research the item and provide Council with an answer on the amount and when the fee was adopted. Upon roll call, the resolution was approved by the following vote:

AYES: Burris, Pelley, Perkinson, Davis, Buttram
NAYS: None

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ATHENS CITY SCHOOLS BUDGET AMENDMENT NO. 2 FOR FISCAL YEAR 2012/2013

A motion was made by Council Member Pelley, seconded by Vice Mayor Davis, to approve the Athens City Schools Budget Amendment No. 2 for fiscal year 2012/2013 by the following roll call vote:

AYES: Burris, Pelley, Perkinson, Davis, Buttram
NAYS: None

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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 April and May. The report was accepted as presented.


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ADJOURNMENT

There being no further business to come before the meeting and upon motion duly made and seconded, the meeting adjourned at 7:07 p.m.



R. HAL BUTTRAM, Mayor



MITCHELL B. MOORE, City Manager