



CITY COUNCIL

AGENDA

Tuesday, May 16, 2023, 6:00 P.M.

I. CALL TO ORDER

II. INVOCATION. COUNCIL MEMBER CURTIS

III. PLEDGE OF ALLEGIANCE (COLORS TO BE PRESENTED BY NATIONAL GUARD)

IV. ROLL CALL

V. APPROVAL OF MINUTES

- (1-5) a.) April 18, 2023 – City Council Regular Meeting

VI. COMMUNICATIONS AND SPECIAL PRESENTATIONS

- a.) Miscellaneous Correspondence
i. None

VII. REQUESTS FROM CITIZENS

VIII. CONSENT AGENDA

- (6) a.) Approve Resolution No 2023-12 for Safe Streets for All grant.
(7) b.) Approve Health Insurance Renewal as submitted by BlueCross BlueShield of Tennessee for the year beginning July 1, 2023.
(8-9) c.) Approve bid as submitted by Rogers Group for asphalt services.
(10-12) d.) Approve City of Athens Budget Amendment for Fiscal Year 2022-2023.
e.) Reappoint Sam Stephens, Jr. to the Board of Adjustments and Appeals, term expires June 3, 2027.
f.) Appoint Craig Hardin to the McMinn County Library Board, term expires June 30, 2026.

IX. ORDINANCES

- (13-14) a.) Ordinance No. 1116 – Second Reading/Public Hearing – Ordinance to alter the method of measuring the minimum distance requirements for liquor stores.
(15-16) b.) Ordinance No. 1117 – Second Reading/Public Hearing – Ordinance to alter the method of measuring the minimum distance requirements for beer permit holders.

X. OLD BUSINESS

- a.) None

XI. NEW BUSINESS

- (17-21) a.) Recommendations from Planning Commission
 - i. Approve rezoning request by Mark Lockmiller to change parcel identified as Tax Map 057H Group C Parcel 042.00 located on Short Street from I-1 light Industrial District to R-2 Medium Density Residential District containing approximately 1.82 acres – Anthony Casteel
 - (22-26) ii. Approve rezoning request by Dean and Rachel Morley to change parcel identified as Tax Map 056 Parcel 012.00 located at 2122 Decatur Pike from B-3 Intensive Business District to R-2 Medium Density Residential District containing approximately 1.78 acres – Anthony Casteel
- (27-33) b.) Proposed City of Athens Budget for FY2023/2024.
 - c.) Appoint Patti Greek to the Athens Utilities Board, term expires June 30, 2027.
 - d.) Proposed Legal Settlement.

XII. REPORTS

- (34-45) a.) Finance Department Report. **MIKE KEITH**
- (46-54) b.) Fire Department Report. **BRANDON AINSWORTH**
- c.) Police Department Report. **FRED SCHULTZ**

XIII. REPORT FROM THE CITY MANAGER

XIV. ADJOURNMENT

ATHENS CITY COUNCIL MINUTES OF MEETING

April 18, 2023

The Athens City Council met in regular session on Tuesday, April 18, 2023, at 6:00 p.m. with Mayor Sherlin presiding. The invocation was given by Council Member Eaton; and upon roll call, the following members were present:

Curtis, Pelley, Witt-McMahan, Eaton, Sherlin

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

- 1 -

APPROVAL OF MINUTES

The minutes of the March 16, 2023 called meeting, the March 21, 2023 regularly scheduled meeting and the April 3, 2023 called meeting were submitted and approved. **Council Member Pelley moved, Council Member Curtis seconded.** Roll call vote:

AYES: Curtis, Pelley, Witt-McMahan, Eaton, Sherlin
NAYS: None

- 2 -

COMMUNICATIONS AND SPECIAL PRESENTATIONS

PRESENTATION OF PROCLAMATION – MCMINN COUNTY HIGH SCHOOL BOYS BASKETBALL TEAM

Council Member Curtis presented a proclamation to coaches and players of the McMinn County High School Boys Basketball Team for their accomplishments during the year and for reaching the state tournament.

- 3 -

REQUESTS FROM CITIZENS

Charlene Such, 219 Shadows Lawn Drive in Davis Place subdivision, addressed concerns of new lots not being cleared properly, through-traffic speeding problems and an additional entrance to new homes. Pat Grayson, 351 Shadows Lawn Drive, shared similar concerns and requested information on when violations would be addressed. Barry Bitzker, 116 Shadows Lawn Drive, Davis Place subdivision, expressed concern of the shape lots were left in. This item was referred to the next Study Session. Glenn Whiting made comments regarding his court cases against the city, but no request was made. Craig Johnson, 1411 Hammerhill Road addressed major speeding issues in the neighborhood. Brian McKinney, 11817 No Pone Valley Road, Decatur, addressed concerns stated about Davis Place subdivision as the contractor for the excavating.

- 4 -

CONSENT AGENDA

Mayor Sherlin advised the recording clerk to read the following items into the record:

- a.) Approve Resolution No 2023-11 to close and abandon remaining sections of Cumberland Avenue.
- b.) Approve report prepared by Neal, Scouten & McConnell, P.C. due to the resignation of former City Manager Seth Sumner.
- c.) Approve an increase in the contract with Integrated Properties for the Public Works Facility in the amount of \$1,215.
- d.) Approve an increase in the contract with Adams Contracting for the school traffic project in the amount of \$18,651.22.

Council Member Curtis moved, Council Member Pelley seconded, that the Consent Agenda as stated above be approved. Roll call vote:

AYES: Curtis, Pelley, Witt-McMahan, Eaton, Sherlin
NAYS: None

- 5 -

ORDINANCES

None

- 6 -

OLD BUSINESS

None

- 7 -

NEW BUSINESS

ORDINANCE TO ALTER THE METHOD OF MEASURING THE MINIMUM DISTANCE REQUIREMENTS FOR LIQUOR STORES

ORDINANCE NO. 1116 – FIRST READING

AN ORDINANCE TO ALTER THE METHOD OF MEASURING THE MINIMUM DISTANCE REQUIREMENTS FOR LIQUOR STORES

The caption of the above described ordinance was read by the recording clerk. **Council Member Pelley moved, Council Member Witt-McMahan seconded, to approve Ordinance No. 1116 on First Reading. Roll call vote:**

AYES: Curtis, Pelley, Witt-McMahan, Eaton, Sherlin
NAYS: None

- 8 -

ORDINANCE TO ALTER THE METHOD OF MEASURING THE MINIMUM DISTANCE REQUIREMENTS FOR VARIOUS TYPES OF BEER PERMIT HOLDERS

ORDINANCE NO. 1117 – FIRST READING

AN ORDINANCE TO ALTER THE METHOD OF MEASURING THE MINIMUM DISTANCE REQUIREMENTS FOR VARIOUS TYPES OF BEER PERMIT HOLDERS

The caption of the above described ordinance was read by the recording clerk. **Council Member Curtis moved, Council Member Pelley seconded, to approve Ordinance No. 1117 on First Reading.** Roll call vote:

AYES: Curtis, Pelley, Witt-McMahan, Eaton, Sherlin
NAYS: None

- 9 -

APPROVE AUB REVISED REQUEST TO PROVIDE FUNDING IN THE AMOUNT OF \$15,000 FOR BROADBAND SERVICE TO HUNTERS BRANCH AND BELMONT HILLS SUBDIVISION.

Council Member Pelley moved, Vice Mayor Eaton seconded, to approve the AUB revised request to provide funding in the amount of \$15,000 for broadband service to Hunters Branch and Belmont Hills subdivisions. Roll call vote:

AYES: Pelley, Eaton
NAYS: Curtis, Witt-McMahan, Sherlin

- 10 -

MOTION TO APPROVE LIVE STREAMING OF ALL PUBLIC MEETINGS OF THE CITY COUNCIL.

Council Member Pelley moved, Vice Mayor Eaton seconded, to approve the motion to live stream all public meetings of the City Council. Roll call vote:

AYES: Pelley, Eaton
NAYS: Curtis, Witt-McMahan, Sherlin

- 11 -

APPROVE EMPLOYMENT AGREEMENT FOR NEW CITY MANAGER DEBORAH WALLACE.

Council Member Pelley moved, Council Member Curtis seconded, to approve the motion to approve the employment agreement for new city manager Deborah Wallace. Roll call vote:

AYES: Curtis, Pelley, Witt-McMahan, Eaton, Sherlin
NAYS: None

- 12 -
REPORTS

ATHENS CITY SCHOOL REPORT

Mr. Greene presented an update regarding the sharing of tax revenue by McMinn County, the progress on the new school building and the use of Westside Elementary School after the completion of the new school.

- 13 -
COMMUNITY DEVELOPMENT REPORT

Community Development Director Anthony Casteel present the first quarter report of new building and improvements for 2023. The report was accepted as presented.

- 14 -
FINANCE DEPARTMENT REPORT

Finance Director Mr. Mike Keith presented the Finance Department Report for March 2023. The report was accepted as presented.

- 15 -
FIRE DEPARTMENT REPORT

Fire Chief Brandon Ainsworth presented the Fire Department Report for March 2023. The report was accepted as presented.

- 16 -
POLICE DEPARTMENT REPORT

Police Chief Fred Schultz presented the Police Department Report for March 2023. The report was accepted as presented.

- 17 -
REPORT FROM THE CITY MANAGER

Interim City Manager Keith presented an update on the animal shelter, parks, budget hearings and the new Parks and Recreation Director's start date. The report was accepted as presented.

- 18 -
ADJOURNMENT

There being no further business to come before the meeting, the meeting adjourned at 8:20 p.m.

STEVEN S. SHERLIN, Mayor

MICHAEL L. KEITH, Interim City Manager

RESOLUTION NO. 2023-12

**A RESOLUTION AUTHORIZING THE SUBMISSION
OF A SAFE STREETS FOR ALL GRANT APPLICATION
TO DEVELOP A SAFETY ACTION PLAN**

WHEREAS, the Bipartisan Infrastructure Law provides for grant funding to develop a Safety Action Plan (SAP) for communities; and,

WHEREAS, the SAP is necessary to be able to apply for construction projects recommended by the plan; and,

WHEREAS, under this program, the City of Athens is eligible to apply for grant funds and the total cost of the SAP is estimated to be \$105,000, with the City providing the 20% match in the amount of \$21,000.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Athens, Tennessee, as follows:

That the recitals above are true and accurate and form a part of this Resolution; and

That meeting in regular session this 16th day of May, 2023, that the Mayor and City Manager are hereby authorized, empowered, and directed to submit a grant application for the cost of the SAP.

BE IT FURTHER RESOLVED that upon award of a grant, the Mayor and City Manager are hereby authorized to enter into an agreement and execute documents for the acceptance of the grant on behalf of the City of Athens.

ON MOTION BY _____, **SECONDED BY** _____, said Resolution was approved by roll call vote.

/s/ STEVEN S. SHERLIN, Mayor

/s/ MICHAEL L. KEITH, Interim City Manager

APPROVED AS TO FORM:

/s/ STEPHEN M. HATCHETT, City Attorney



HUMAN RESOURCES

TO: Mike Keith, Interim City Manager

FROM: Nina Edmonds, HR Director

DATE: 5/4/2023

SUBJECT: Health Insurance Renewal

We have reviewed the renewal of our health insurance submitted by Jason McConkey from Athens Insurance. Blue Cross Blue Shield has offered a renewal of our current plan with a 1.36% increase in premium for the 2023-2024 fiscal year.

After a careful review of the offering from BCBSTN and considering that our experience with VERIS/Benecon has been less than satisfactory it is our recommendation that we renew our health insurance benefits with BCBSTN. **The premiums for this plan year will not change for our employees and the structure of the plan will remain the same.**

It is also our recommendation that we increase the benefit of the HRA for all employees from \$1,000 to \$1,500.00 for this policy period. This in essence makes the deductible for all employees \$1,000 for the plan year. For employees with E+1 and family coverage, the increase in the HRA benefit also applies to one of their dependents.



FINANCE DEPARTMENT

MEMORANDUM

TO: City Council
FROM: Mike Keith, Interim City Manager/Finance Director
DATE: May 3, 2023
SUBJECT: Asphalt Paving and Milling

Attached is a bid tabulation for asphalt paving and milling. Public Works has reviewed the bids and recommends awarding the bid to the overall low bidder, Rogers Group. Please let me know if you have any questions.

CITY OF ATHENS
 815 NORTH JACKSON STREET
 ATHENS, TN 37371-0849
 PHONE: (423) 744-2780
 FAX: (423) 744-8866

INVITATION NO: Bid #2306

DATE OF OPENING: 5/3/2023

DEPARTMENT: PUBLIC WORKS

TABULATION OF BID

815 NORTH JACKSON STREET ATHENS, TN 37371-0849 PHONE: (423) 744-2780 FAX: (423) 744-8866				PRI OF EAST TN Knoxville, TN	APAC-ATLANTIC Knoxville, TN	ROGERS GROUP Knoxville, TN	CALDWELL PAVING Cleveland, TN
INVITATION NO: Bid #2306							
DATE OF OPENING: 5/3/2023							
DEPARTMENT: PUBLIC WORKS							
ITEM DESCRIPTION							
ASPHALT PAVING AND MATERIALS							
1. Spec #411 D (Larger Roads) Price per ton in-place				\$166.50	\$166.00	\$144.00	\$148.00
2. Spec #411E (45% Sand Mix) (Most City Streets) Price per ton in-place				\$150.00	\$157.25	\$133.00	\$135.00
3. Spec #307B (Binder goes down before D,E) Price per ton in-place				\$200.00	\$183.00	\$195.00	\$120.00
4. Patching City Streets w/ 307 Binder Price per SF				\$25.00	\$9.00	\$9.75	\$5.44
5. ASPHALT MILLING - 1.5" DEPTH 1. Price per SF				\$0.50	\$3.00	\$0.50	\$2.50
ASPHALT MILLING - 2" DEPTH 2. Price per SF				\$0.65	\$3.25	\$0.60	\$3.00
ASPHALT MILLING - 2.5" DEPTH 3. Price per SF				\$0.80	\$3.50	\$0.75	\$4.00
7. FULL DEPTH RECLAMATION Price per SF				\$2.00	NO BID	NO BID	\$2.00
Note to all bidders: We are currently evaluating all bids.							



FINANCE DEPARTMENT

MEMORANDUM

TO: City Council
FROM: Mike Keith, Finance Director
DATE: May 3, 2023
SUBJECT: 2022-2023 Budget Amendment

I respectfully submit the following budget amendment. The local sales tax and youth sports activities are being increased to cover the expenditure line items. I believe most of the items are self-explanatory based on the line items, but I will elaborate on a few of these. Liability insurance increases and legal fees relate to several of the lawsuits taking place over the past year. Salary increases are related to the 5% increase approved in March. Overtime in fire is due to shift coverage when individuals have been in school this past quarter at Cleveland State and the costs will be reimbursed with a grant.

Please let me know if you need any additional information regarding this amendment.

To Increase Miscellaneous Line items in the General Fund, Debt Service Fund and Sanitation Fund

ACCOUNT NO.	DESCRIPTION	ORIGINAL BUDGET	REVISED BUDGET	INCREASE (DECREASE)
GENERAL FUND REVENUES:				
01-00-00-4165	Local Sales Tax	7,800,000	8,260,000	460,000
01-0000-4690	General Classes	30,000	45,000	15,000
01-00-00-4700	Youth Sports Activities	15,000	40,000	25,000
Increase in Revenues for General Fund				<u>500,000</u>
GENERAL FUND EXPENDITURES:				
City Manager				
01-0101-5710	Liability Insurance	4,000	62,000	58,000
City Council				
01-0102-5248	Telephone	0	5,000	5,000
City Attorney				
01-01-04-5260	Legal Services	40,000	70,000	30,000
Special Appropriations				
01-0105-5830	Senior Citizens	22,000	47,000	25,000
Athens Utilities Board				
01-01-07-5250	Street Lighting	480,000	530,000	50,000
Finance				
01-0201-5110	Salaries: Regular	290,000	305,000	15,000
01-02-01-5262	Accounting & Audit Services	29,000	37,000	8,000
City Hall				
01-0402-6090	Fixed Assets	0	8,000	8,000
Information Technology				
01-0403-5626	Other Contracts	103,000	118,000	15,000
Codes Enforcement				
01-0502-5626	Other Contracts	13,000	25,000	12,000
01-0502-5710	Liability Insurance	1,000	26,000	25,000
Cemeteries				
01-0503-5626	Other Contracts	30,200	36,200	6,000
Fire Prevention				
01-07-02-5955	Public Relations	8,000	12,000	4,000
Fire Suppression				
01-0701-5110	Salaries: Regular	1,020,000	1,070,000	50,000
01-07-03-5112	Salaries: Overtime	130,000	175,000	45,000
01-07-03-6090	Fixed Assets	29,000	52,000	23,000
Parks & Rec Maintenance				
01-08-02-5710	Liability Insurance	12,000	42,000	30,000
Parks & Rec Swimming Pools				
01-08-03-5118	Salaries: Seasonal	22,000	26,000	4,000
Parks & Rec Program Planning				
01-08-04-5298	Program Expenses	30,000	70,000	40,000

ACCOUNT NO.	DESCRIPTION	ORIGINAL BUDGET	REVISED BUDGET	INCREASE (DECREASE)
Public Works Administration				
01-0901-5110	Salaries: Regular	206,000	216,000	10,000
Public Works Street Cleaning				
01-09-05-5512	Gasoline & Diesel	50,000	70,000	20,000
Public Works Fleet Maintenance				
01-0906-5514	Fluids & Lubricants	13,000	21,000	8,000
01-0906-6090	Fixed Assets	3,000	12,000	9,000
Increase in Expenditures for General Fund				<u>500,000</u>
DEBT SERVICE FUND SCHOOLS				
04-00-00-5765	Interest Expense	400,000	1,200,000	800,000
Increase in Expenditures for Debt Service Fund				<u>800,000</u>
SANITATION FUND				
12-0907-6090	Fixed Assets	27,000	50,000	23,000
Increase in Expenditures for Sanitation Fund				<u>23,000</u>

ORDINANCE NO. 1116

**AN ORDINANCE TO AMEND TITLE 8, CHAPTER 2 OF THE ATHENS
MUNICIPAL CODE TO CHANGE MANNER OF MEASURING DISTANCE**

WHEREAS, the City Council has determined that the Municipal Code of the City of Athens should be revised to change the manner in which distance is measured for the purpose of interference with public health, safety, and morals.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ATHENS, TENNESSEE, AS FOLLOWS:

SECTION 1. Title 8, Chapter 2, is amended by replacing the current language of Section 205 titled **"Location of Liquor Store"**:

"The above minimum distance requirement from certain buildings shall be measured in a straight line between the nearest corner of the building proposed to sell alcoholic beverages and the nearest corner of the building from which there must be a minimum distance."

With:

"Excepting any existing buildings currently subject to previous requirements, the above minimum distance requirement from certain buildings shall be measured in a straight line between the middle of the main entrance of the building proposed to sell alcoholic beverages and the front door of the building from which there must be a minimum distance."

SECTION 2. Any Ordinance, Resolution, Motion or parts thereof in conflict herewith are hereby repealed and superseded. If any sentence, clause, phrase, or paragraph of this Ordinance is declared to be unconstitutional by any Court of competent jurisdiction, such holding will not affect any other portion of this Ordinance.

SECTION 3. BE IT FURTHER ORDAINED that this Ordinance shall take effect from and after its passage, the public welfare requiring it.

PASSED ON FIRST READING: _____

PASSED ON SECOND READING: _____

DATE OF PUBLIC HEARING: _____

STEVEN S. SHERLIN, Mayor

MICHAEL L. KEITH, Interim City Manager

APPROVED AS TO FORM:

STEPHEN M. HATCHETT, City Attorney

ORDINANCE NO. 1117

**AN ORDINANCE TO AMEND TITLE 8, CHAPTER 3 OF THE ATHENS
MUNICIPAL CODE TO CHANGE MANNER OF MEASURING DISTANCE**

WHEREAS, the City Council has determined that the Municipal Code of the City of Athens should be revised to change the manner in which distance is measured for the purpose of interference with public health, safety, and morals.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ATHENS, TENNESSEE, AS FOLLOWS:

SECTION 1. Title 8, Chapter 3, is amended by replacing the current language of Section 311, Subparagraph (2) titled **“Interference with Public Health, Safety, and Morals Prohibited”**:

“The distance shall be measured in a straight line between the nearest corner of the building proposed to sell, store or manufacture beer and the nearest corner of the building from which there must be a minimum distance.”

“For a Special Event Organizer, in the event the above minimum distance requirement is applicable, the distance shall be measured in a straight line between the nearest corner of the building within which the Organizer of the Special Event proposes to sell, distribute, store, dispense or serve beer and the nearest corner of the building from which there must be a minimum distance. For a Special Event Organizer, if the Special Event is scheduled in an outdoor location and the above minimum distance requirement from certain building is applicable, the distance shall be measured in a straight line between the booth or station where beer is proposed to be offered for sale or served by the Organizer and the nearest corner of the building from which there must be a minimum distance.”

With:

“Excepting any existing buildings currently subject to the previous manner of measuring distance, the distance shall be measured in a straight line between the middle of the main entrance of the building proposed to sell, store, or manufacture beer and the front door of the building from which there must be a minimum distance.”

“For a Special Event Organizer, in the event the above minimum distance requirement is applicable, the distance shall be measured in a straight line between the center of the main entrance of the building within which the Organizer of the Special Event proposes to sell, distribute, store, dispense or serve beer and the front door of the building from which there must be a minimum distance. For a Special Event Organizer, if the Special Event is scheduled in an outdoor location and the above minimum distance requirement from certain building is applicable, the distance shall be measured in a straight line

between the center of the booth or station where beer is proposed to be offered for sale or served by the Organizer and the front door of the building from which there must be a minimum distance.”

SECTION 2. Any Ordinance, Resolution, Motion or parts thereof in conflict herewith are hereby repealed and superseded. If any sentence, clause, phrase, or paragraph of this Ordinance is declared to be unconstitutional by any Court of competent jurisdiction, such holding will not affect any other portion of this Ordinance.

SECTION 3. BE IT FURTHER ORDAINED that this Ordinance shall take effect from and after its passage, the public welfare requiring it.

PASSED ON FIRST READING: _____

PASSED ON SECOND READING: _____

DATE OF PUBLIC HEARING: _____

STEVEN S. SHERLIN, Mayor

MICHAEL L. KEITH, Interim City Manager

APPROVED AS TO FORM:

STEPHEN M. HATCHETT, City Attorney

ORDINANCE NO. 1118

**AN ORDINANCE TO AMEND 'THE ZONING ORDINANCE OF THE CITY OF
ATHENS, TENNESSEE, SO AS TO AMEND THE OFFICIAL ZONING MAP TO REZONE
THE PROPERTY LOCATED ON SHORT STREET FROM I-1 (LIGHT INDUSTRIAL DISTRICT)
TO R-2 (MEDIUM DENSITY RESIDENTIAL) SAID AREA BEING LOCATED WITHIN THE
CORPORATE LIMITS OF ATHENS, TENNESSEE.**

BE IT ORDAINED BY THE CITY OF ATHENS, TENNESSEE, AS FOLLOWS:

SECTION 1. That the Official Zoning Map of Athens, Tennessee, identified and referred to in Section 3.02 of said Zoning Ordinance, be amended to show the following described property and zoning designation as described within the body of this ordinance and shown on the attached illustration titled; "Rezoning Request for Mark Lockmiller for Property located on Short Street (Tax Map 057H Group C Parcel 042.00) from I-1 Light Industrial District to R-2 Medium Density Residential District" said property being within the corporate limits of Athens, Tennessee:

Area Description (I-1 to R-2)

The parcel to be rezoned from I-2 to R-2 is shown on Tennessee Property Assessment Data - Property Viewer as Tax Map 057H Group C Parcel 042.00. The parcel is further described on the attached illustration that has been created from the Official Zoning Map of the City of Athens, Tennessee.

SECTION 2. Any Ordinance, Resolution, Motion or parts thereof in conflict herewith are hereby repealed and superseded. If any sentence, clause, phrase or paragraph of this Ordinance is declared to be unconstitutional by any Court of competent jurisdiction, such holding will not affect any other portion of this Ordinance.

SECTION 3. BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon final passage and as provided by law. As required by TENNESSEE CODE ANNOTATED, Section 13-7-203, a Public Hearing subject to fifteen day's notice has been held, and this ordinance meets the requirements of TENNESSEE CODE ANNOTATED, Section 13-7-201 through 13-7-210, including the approval of all necessary agencies.

PASSED ON FIRST READING: _____

PASSED ON SECOND READING: _____

DATE OF PUBLIC HEARING: _____

STEVEN S. SHERLIN, Mayor

MICHAEL L. KEITH, Interim City Manager

APPROVED AS TO FORM:

STEPHEN M. HATCHETT, City Attorney

**Rezoning Request for Mark Lockmiller for Property located on Short Street
(Tax Map 057H Group C Parcel 042.00) from I-1 Light Industrial District to
R-2 Medium Density Residential District.**



3. **Recommendation on rezoning request by Mark Lockmiller** to change parcel identified as Tax Map 057H Group C Parcel 042.00 located on Short Street from I-1 light Industrial District to R-2 Medium Density Residential District containing approximately 1.82 acres.

Mr. Casteel said this is an almost 2-acre industrial lot. It does not meet the minimum lot size for an industrial lot. He said he believes it has been that way since they have had zoning. He showed them the Rails for Trails and said it had been abandoned and there was no railroad right-of-way right there. He assumes it will eventually become a part of the Eureka Trail or an extension to downtown. He said he knows there are plans to run that down to Market Park somewhere in the Parks and Rec future. He said to him it tends more towards residential development because it is a transitional area. The land use map does show it as office and light commercial. He recommended approval of the request.

MOTION: To recommend to city council for the R-2 rezoning.

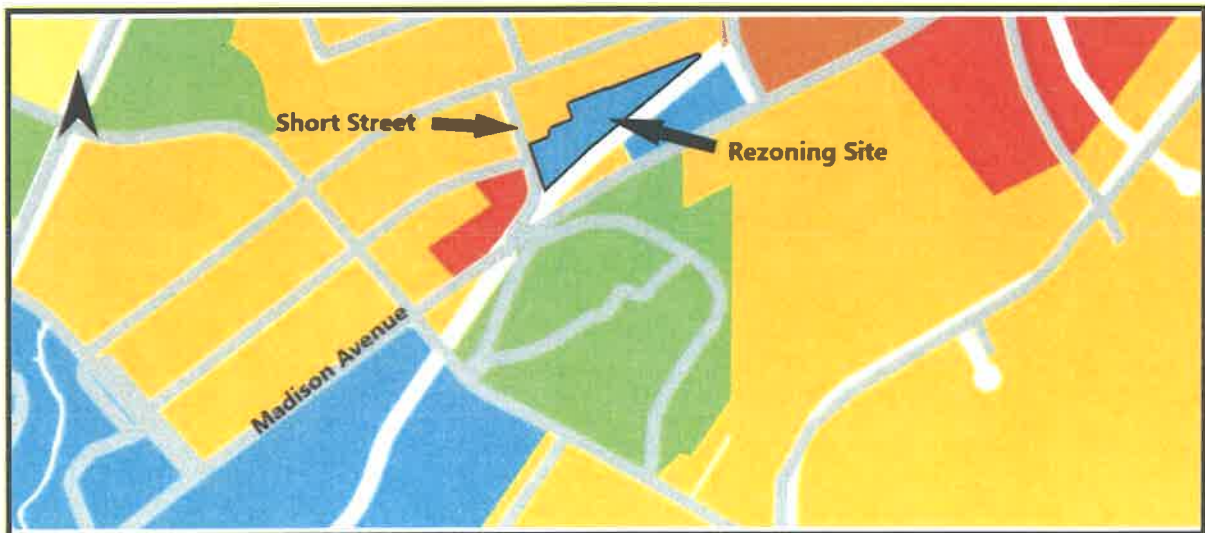
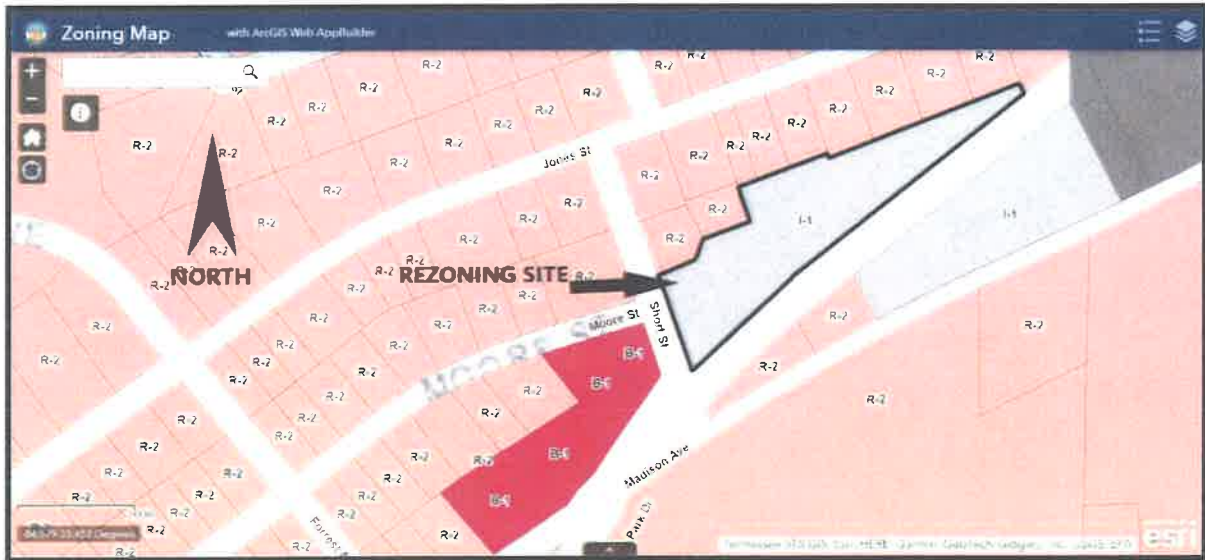
MADE: Eric Newberry

SECOND: Jordan Curtis

VOTE: Unanimous

MOTION PASSED

3. **Recommendation on rezoning request by Mark Lockmiller** to change parcels identified as Tax Map 057H Group C Parcel 042.00 located on Short Street from I-1 light Industrial District to R-2 Medium Density Residential District containing approximately 1.82 acres.



The Future Land Use map above shows the site to be a transitional area with five distinct land uses in the general area. The site itself in light blue is Office/Light Industrial. It is adjacent to the Rails to Trails abandoned railroad right of way to the south. Medium Density Residential is adjacent to the north and the majority landuse district in the area. The orange/brown area to the east is Regional Commercial. And the land use on the west is Commercial. There are multiple Parks and Recreational Land Uses in the area as well, that are conducive to residential

development land uses. There is R-2 Zoning adjacent to the north and south of the property. This requested zoning change is compatible with the general area of the Future Land Use map and Zoning Map. **Staff Recommends approval of the request.**

ORDINANCE NO. 1119

**AN ORDINANCE TO AMEND 'THE ZONING ORDINANCE OF THE CITY OF
ATHENS, TENNESSEE, SO AS TO AMEND THE OFFICIAL ZONING MAP TO REZONE
THE PROPERTY LOCATED ON DECATUR PIKE FROM B-3 (INTENSIVE BUSINESS DISTRICT)
TO R-2 (MEDIUM DENSITY RESIDENTIAL) SAID AREA BEING LOCATED WITHIN THE
CORPORATE LIMITS OF ATHENS, TENNESSEE.**

BE IT ORDAINED BY THE CITY OF ATHENS, TENNESSEE, AS FOLLOWS:

SECTION 1. That the Official Zoning Map of Athens, Tennessee, identified and referred to in Section 3.02 of said Zoning Ordinance, be amended to show the following described property and zoning designation as described within the body of this ordinance and shown on the attached illustration titled; "Rezoning Request for Dean and Rachel Morley for Property located at 2122 Decatur Pike (Tax Map 056 Parcel 012.00) from B-3 Intensive Business District to R-2 Medium Density Residential District" said property being within the corporate limits of Athens, Tennessee:

Area Description (B-3 to R-2)

The parcel to be rezoned from B-3 to R-2 is shown on Tennessee Property Assessment Data - Property Viewer as Tax Map 056 Parcel 012.00. The parcel is further described on the attached illustration that has been created from the Official Zoning Map of the City of Athens, Tennessee.

SECTION 2. Any Ordinance, Resolution, Motion or parts thereof in conflict herewith are hereby repealed and superseded. If any sentence, clause, phrase or paragraph of this Ordinance is declared to be unconstitutional by any Court of competent jurisdiction, such holding will not affect any other portion of this Ordinance.

SECTION 3. BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon final passage and as provided by law. As required by TENNESSEE CODE ANNOTATED, Section 13-7-203, a Public Hearing subject to fifteen day's notice has been held, and this ordinance meets the requirements of TENNESSEE CODE ANNOTATED, Section 13-7-201 through 13-7-210, including the approval of all necessary agencies.

PASSED ON FIRST READING: _____

PASSED ON SECOND READING: _____

DATE OF PUBLIC HEARING: _____

STEVEN S. SHERLIN, Mayor

MICHAEL L. KEITH, Interim City Manager

APPROVED AS TO FORM:

STEPHEN M. HATCHETT, City Attorney

Rezoning Request for Dean and Rachel Morley for Property located at 2122 Decatur Pike (Tax Map 056 Parcel 012.00) from B-3 Intensive Business District to R-2 Medium Density Residential District.



- 4. Recommendation on rezoning request by Dean and Rachel Morley** to change parcel identified as Tax Map 056 Parcel 012.00 located at 2122 Decatur Pike from B-3 Intensive Business District to R-2 Medium Density Residential District containing approximately 1.78 acres.

Mr. Casteel said Ms. Morley called in early in the week before work session and he forgot to let them know. He said she asked about rezoning, but she never really said that is what they planned on doing. They both came in right after works session and asked to fill out a rezoning application. They had decided to move it to residential to preserve the single-family home that is already there. That it why they have it on the agenda now. The site is out on Decatur Pike. There is seventy feet of difference in elevation according to the GIS TOPO map. It is 844-feet at Decatur pike and 914- feet at the building site. There is a 70-foot difference in elevation. There is no way for them to ever get a driveway off Decatur Pike without bringing the whole hill down. He said the only way you can get access to the property is to travel all the way on top of the hill. That is why he said it could be rezoned residential because he does not think it is functional as a commercial property. He said it is shown as Regional Commercial on the future land use map and they do allow apartments in the B-3 zoning district and there is R-2 across the street and would not be considered spot zoning. He recommended approval of the request.

MOTION: To recommend to city council for the R-2 rezoning.

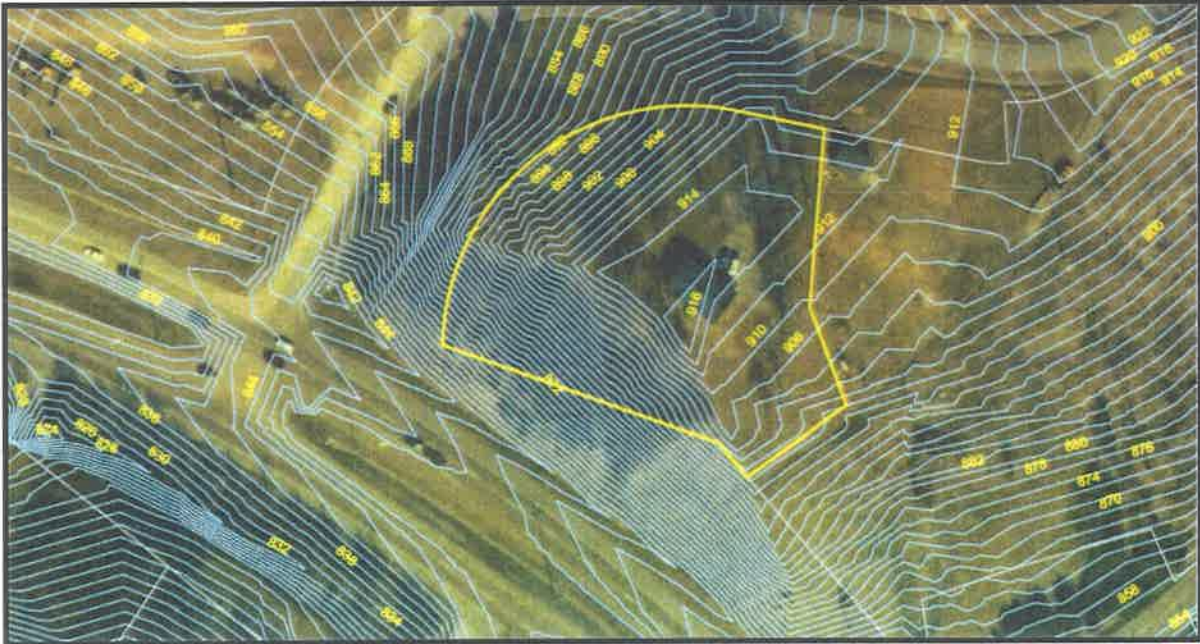
MADE: Janice Hardaway

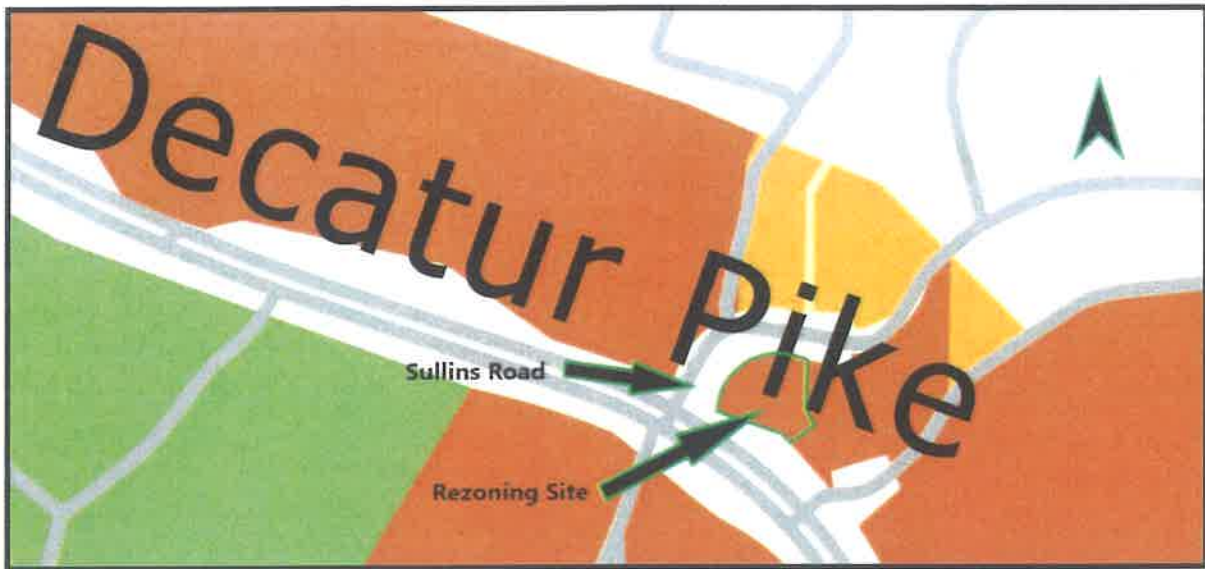
SECOND: John Proffitt

VOTE: Unanimous

MOTION PASSED

4. **Recommendation on rezoning request by Dean and Rachel Morley** to change parcel identified as Tax Map 056 Parcel 012.00 located at 2122 Decatur Pike from B-3 Intensive Business District to R-2 Medium Density Residential District containing approximately 1.78 acres.





The Future Land Use map above shows the site in orange/brown as Regional Commercial. Medium Density Residential is adjacent to the north. The orange/brown area to the east south and west is Regional Commercial as well. There is R-2 Zoning adjacent to the north of the property. There is an existing residential home that has been used as a fence company in the past. The topography of the site limits the commercial uses that could potentially locate on the site. There is a 70-foot difference (914-844) in elevation from Decatur Pike to the buildable area of the property and makes it exceedingly difficult to develop commercially and have access to Decatur Pike. The current landowners want to protect the single-family home and use is residential the future. This requested zoning change is compatible with the general area of the Future Land Use map and Zoning Map. **Because of the topography of the site and limited access for commercial traffic, Staff Recommends approval of the request.**

ORDINANCE NO. 1120

AN ORDINANCE TO ADOPT A BUDGET AND SET THE TAX RATE ON TAXABLE PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY OF ATHENS, TENNESSEE, FOR THE FISCAL YEAR JULY 1, 2023 THROUGH JUNE 30, 2024.

WHEREAS, the Council for the City of Athens, Tennessee, after much consideration and study of the budget prepared and submitted by the City Manager, considers said budget to be in complete detail showing the financial condition of the City for the past fiscal year, and the proposed budget and expenditures for the various departments for the fiscal year beginning July 1, 2023 through June 30, 2024.

SECTION 1. NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ATHENS, TENNESSEE, AS FOLLOWS:

That the budget hereto attached and made a part hereof consisting of the following words and figures, be and is hereby adopted as the Budget for the City of Athens, Tennessee, for the Fiscal Year beginning July 1, 2023 and extending through June 30, 2024.

	<u>Actual</u> <u>2021-2022</u>	<u>Estimated</u> <u>2022-2023</u>	<u>Proposed</u> <u>2023-2024</u>
GENERAL FUND			
<u>GENERAL FUND REVENUES</u>			
Taxes	17,703,663	16,896,000	17,654,000
Intergovernmental Revenue	2,681,183	2,315,000	2,390,000
Charges for Services	343,419	186,000	226,000
Fines and Forfeits	201,699	151,000	110,000
Interest	27,100	30,000	300,000
Miscellaneous	42,078	20,000	20,000
TOTAL GENERAL FUND REVENUES	20,999,142	19,598,000	20,700,000
<u>GENERAL FUND EXPENDITURES</u>			
<u>ADMINISTRATION</u>			
City Manager's Office	335,185	356,400	316,000
City Council	40,749	60,700	63,400
City Judge	12,918	13,000	13,000
City Attorney	29,163	40,000	40,000
Special Appropriations	377,100	371,700	389,000
Athens City Schools	2,421,000	2,421,000	2,421,000
Athens Utilities Board	509,594	480,000	530,000
TOTAL ADMINISTRATION	3,725,709	3,742,800	3,772,400
FINANCE	480,099	499,300	523,500
HUMAN RESOURCES	27206,329	231,300	260,200

ADMINISTRATION & EMERGENCY SERVICES

Administration	136,603	185,100	131,600
City Hall	159,149	187,800	194,500
Information Technology	<u>237,044</u>	<u>320,900</u>	<u>442,800</u>
TOTAL ADMIN. & EMERG. SERVICES	532,796	693,800	768,900

COMMUNITY DEVELOPMENT

Administration	173,200	186,800	193,500
Codes Enforcement	277,817	309,300	329,700
Cemeteries	<u>32,624</u>	<u>33,400</u>	<u>43,200</u>
TOTAL COMMUNITY DEVELOPMENT	483,641	529,500	566,400

POLICE

Administration	221,725	325,900	319,700
Patrol	2,171,188	2,447,000	2,591,500
Special Services	<u>490,182</u>	<u>579,100</u>	<u>609,600</u>
TOTAL POLICE	2,883,095	3,352,000	3,520,800

FIRE

Administration	184,027	195,300	205,700
Prevention	100,900	116,100	117,700
Suppression	<u>2,232,571</u>	<u>2,333,600</u>	<u>2,455,700</u>
TOTAL FIRE	2,517,498	2,645,000	2,779,100

PARKS & RECREATION

Administration	245,831	257,500	239,400
Maintenance	693,183	748,700	806,000
Swimming Pools	53,129	46,200	50,600
Program Planning	<u>327,132</u>	<u>317,100</u>	<u>325,400</u>
TOTAL PARKS & RECREATION	1,319,275	1,369,500	1,421,400

PUBLIC WORKS

Administration	319,363	369,400	424,000
Traffic Control	173,906	234,000	300,700
Street Maintenance	395,792	1,003,900	1,026,900
Street Construction	446,926	596,100	621,900
Street Cleaning	913,715	972,100	1,020,100
Fleet Maintenance	280,080	329,900	352,200
Animal Control	<u>152,160</u>	<u>191,100</u>	<u>214,200</u>
TOTAL PUBLIC WORKS	2,681,942	3,696,500	3,960,000

COMMUNICATIONS

	<u>297,648</u>	<u>313,300</u>	<u>327,300</u>
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TRANSFERS	<u>4,960,000</u>	<u>5,425,000</u>	<u>2,800,000</u>
TOTAL GENERAL FUND EXPENDITURES	<u>20,088,032</u>	<u>22,498,000</u>	<u>20,700,000</u>
CHANGE IN CASH/FUND BALANCE	911,110	(2,900,000)	0
BEGINNING CASH/FUND BALANCE	<u>16,500,000</u>	<u>17,000,000</u>	<u>14,100,000</u>
ENDING CASH/FUND BALANCE	<u>17,411,110</u>	<u>14,100,000</u>	<u>14,100,000</u>
ENDING CASH AS A % OF EXPENDITURES	86.67%	62.67%	68.12%

DEBT SERVICE FUND-SCHOOLSDEBT SERVICE FUND REVENUES

Interest	5,964	0	80,000
Transfers	<u>1,000,000</u>	<u>1,000,000</u>	<u>1,700,000</u>
TOTAL DEBT SERVICE FUND REVENUES	<u>1,005,964</u>	<u>1,000,000</u>	<u>1,780,000</u>

<u>DEBT SERVICE FUND EXPENDITURES</u>	<u>157,053</u>	<u>400,000</u>	<u>2,100,000</u>
CHANGE IN CASH/FUND BALANCE	848,911	600,000	(320,000)
BEGINNING CASH/FUND BALANCE	<u>2,000,000</u>	<u>2,800,000</u>	<u>3,400,000</u>
ENDING CASH/FUND BALANCE	<u>2,848,911</u>	<u>3,400,000</u>	<u>3,080,000</u>
ENDING CASH AS A % OF EXPENDITURES	1813.98%	850.00%	146.67%

DEBT SERVICE FUND-CITY PROJECTSDEBT SERVICE FUND REVENUES

Intergovernmental Revenues	0	0	0
Interest	406	0	1,000
Transfers	<u>400,000</u>	<u>400,000</u>	<u>400,000</u>
TOTAL DEBT SERVICE FUND REVENUES	<u>400,406</u>	<u>400,000</u>	<u>401,000</u>

<u>DEBT SERVICE FUND EXPENDITURES</u>	<u>381,635</u>	<u>385,000</u>	<u>385,000</u>
CHANGE IN CASH/FUND BALANCE	18,771	15,000	16,000
BEGINNING CASH/FUND BALANCE	<u>0</u>	<u>18,000</u>	<u>33,000</u>
ENDING CASH/FUND BALANCE	<u>18,771</u>	<u>33,000</u>	<u>49,000</u>
ENDING CASH AS A % OF EXPENDITURES	N/A	8.57%	12.73%

SANITATION FUNDSANITATION FUND REVENUES

Charges For Services	979,907	960,000	960,000
Interest	2,273	1,000	40,000
Miscellaneous	<u>47,293</u>	<u>9,000</u>	<u>10,000</u>
TOTAL SANITATION FUND REVENUES	<u>1,029,473</u>	<u>970,000</u>	<u>1,010,000</u>

<u>SANITATION FUND EXPENDITURES</u>	<u>299,900,958</u>	<u>970,000</u>	<u>1,010,000</u>
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CHANGE IN CASH/FUND BALANCE	128,515	0	0
BEGINNING CASH/FUND BALANCE	700,000	800,000	800,000
ENDING CASH/FUND BALANCE	828,515	800,000	800,000
ENDING CASH AS A % OF EXPENDITURES	91.96%	82.47%	79.21%

DRUG FUNDDRUG FUND REVENUES

Fines and Forfeits	25,426	20,000	20,000
Interest	101	0	0
TOTAL DRUG FUND REVENUES	25,527	20,000	20,000

<u>DRUG FUND EXPENDITURES</u>	10,010	29,000	34,000
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CHANGE IN CASH/FUND BALANCE	15,517	(9,000)	(14,000)
BEGINNING CASH/FUND BALANCE	131,000	140,000	131,000
ENDING CASH/FUND BALANCE	146,517	131,000	117,000
ENDING CASH AS A % OF EXPENDITURES	1463.71%	451.72%	344.12%

HOTEL/MOTEL FUNDHOTEL/MOTEL FUND REVENUES

Hotel/Motel Tax	321,863	350,000	400,000
Interest	0	0	0
TOTAL HOTEL/MOTEL FUND REVENUES	321,863	350,000	400,000

<u>HOTEL/MOTEL FUND EXPENDITURES</u>	0	350,000	400,000
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CHANGE IN CASH/FUND BALANCE	321,863	0	0
BEGINNING CASH/FUND BALANCE	0	300,000	300,000
ENDING CASH/FUND BALANCE	321,863	300,000	300,000
ENDING CASH AS A % OF EXPENDITURES	N/A	85.71%	75.00%

SECTION 2. BE IT FURTHER ORDAINED that the budget hereto attached and made a part hereof consisting of the following words and figures, be and is hereby adopted as the Budget for the Athens City Schools, for the Fiscal Year beginning July 1, 2023 and extending through June 30, 2024, as approved by the Athens City Board of Education:

	General Purpose Fund	Federal Projects Fund	Food Service Fund	Total All Funds
Revenues:				
Local Taxes	5,982,000	0	0	5,982,000
Charges for Services	180,000	0	69,000	249,000
Other Local Revenues	29,146	0	81,750	110,896
State Education Funds	11,760,996	0	14,000	11,774,996
Federal Funds received through State	260,010	4,134,248	1,380,470	5,774,728
Other Sources	500	0	0	500
Total estimated revenues	18,212,652	4,134,248	1,545,220	23,892,120
Expenditures:				
Regular Instruction	9,619,556	196,219	0	9,815,775
Special Education	894,609	483,143	0	1,377,752
Student Body Education	5,500	0	0	5,500
Support Services:				
Attendance	105,180	0	0	105,180
Health Services	246,480	34,563	0	281,043
Other Student Support	319,136	227,002	0	546,138
Regular Instruction	626,781	268,104	0	894,885
Special Education	131,568	123,716	0	255,284
Education Technology	283,898	0	0	283,898
Board of Education	995,687	352	0	996,039
Office of Superintendent	235,365	0	0	235,365
Office of Principal	1,041,903	10,498	0	1,052,401
Fiscal Services	261,126	0	0	261,126
Operation of Plant	1,155,864	7,075	0	1,162,939
Maintenance of Plant	369,640	0	0	369,640
Transportation	2,508,037	97,614	0	2,605,651
Non-Instructional Services:				
Food Service	8,490	0	1,670,220	1,678,710
Community Services	505,450	0	0	505,450
Early Childhood Education	749,354	0	0	749,354
Regular Capital Outlay	1,944,789	877,897		
Other Uses (Transfers)	0	42,091	0	42,091
Total expenditures	22,008,413	2,368,274	1,670,220	23,224,221
Change in cash/fund balance	(3,795,761)	1,765,974	(125,000)	(2,154,787)
Beginning cash/fund balance	7,500,000		800,000	8,300,000
Ending cash/fund balance	3,704,239	1,765,974	675,000	6,145,213
Ending cash as a % of expenditures	16.83%	74.57%	40.41%	

SECTION 3. BE IT FURTHER ORDAINED that the taxes provided by Chapter 387 of the Public Acts of 1971 known as the Business Tax Act, as amended, are hereby enacted, ordained and levied on the businesses, business activities, vocations or occupations carried on in the City of Athens, Tennessee, at the rates and in the manner prescribed by said Act; also, the tax on the gross sales of beer sold within the corporate limits of the City of Athens, Tennessee, as provided by Chapter 76 of the Public Acts of Tennessee, as amended, for the fiscal year 2023-2024.

SECTION 4. BE IT FURTHER ORDAINED that the authority of municipalities to assess and collect certain privilege and license taxes is based upon the population of municipalities according to the Federal Census of 2020 on a graduated basis or any subsequent Federal Census or other census authorized by and certified to the Federal Government by the Tennessee State Planning Commission, whichever is latest. It is therefore, declared by the Council for the City of Athens that the official census for Athens, Tennessee, is 14,084. The levy and collections are only to the extent not repealed by Chapter 387 of the Public Acts of 1971.

SECTION 5. BE IT FURTHER ORDAINED that the City Manager or his Assistant shall collect a fee on all business licenses sold in accordance with applicable state law and said fee shall be turned over to the City for General Fund purposes. The Tennessee Department of Revenue will receive business tax payments under the Business Tax Act and the Director of Finance shall coordinate with the Tennessee Department of Revenue regarding the City receiving its appropriate share of business taxes collected pursuant to this ordinance.

SECTION 6. BE IT FURTHER ORDAINED that refuse collection and disposal charges for fiscal year 2023-2024 is hereby fixed as follows: small professional, commercial or business establishments operating within the City of Athens shall pay a minimum fee of \$9.50 per month; large professional, commercial or business establishments operating within the City of Athens shall pay a minimum fee of \$28.50 per month; all residences within the City of Athens shall pay a minimum fee of \$9.50 per month.

SECTION 7. BE IT FURTHER ORDAINED that the Mayor and City Manager, by appropriate authorization may borrow upon tax anticipation notes such sums or sum of money as may be necessary to defray current operating expenses, provided however, that such notes shall bear interest at a rate not to exceed one (1%) percent in excess of prime interest rates set by New York Banks and shall not be borrowed for a period longer than the current fiscal year and said sums shall not exceed fifty percent (50%) of the annual tax levy as set out in Section 5 of the Corporate Powers of the Charter of the City of Athens, Tennessee, said interest to be exempt from all Federal, State, and Municipal taxation.

SECTION 8. BE IT FURTHER ORDAINED that the City maintains an additional Enterprise Fund for its Conference Center. It is hereby acknowledged that the Conference Center Fund's estimated revenues and expenditures for the 2022-2023 fiscal year are as follows:

Estimated Revenues:

Rental Income	20,000
Total estimated revenues	20,000
Beginning Net Assets	1,100,000

Estimated Expenditures

Ending Net Assets	20,000
	1,100,000

SECTION 9. BE IT FURTHER ORDAINED that if for any reason a budget ordinance is not adopted prior to the beginning of the next fiscal year, the appropriations in this budget ordinance shall become the appropriations for the next fiscal year until the adoption of the new budget ordinance in accordance with Section 6-56-210, *Tennessee Code Annotated* provided sufficient revenues are being collected to support the continuing appropriations. Approval for a continuation budget will be requested from the Director of the State and Local Finance Division in the Office of the Comptroller of the Treasury if any indebtedness is outstanding.

SECTION 10. BE IT FURTHER ORDAINED that all Ordinances, and parts of Ordinances in conflict with this Ordinance shall be, and the same are, hereby repealed and superseded.

SECTION 11. BE IT FURTHER ORDAINED that if any section, paragraph, clause, or sentence of this Ordinance shall be held invalid by a Court of competent jurisdiction, such holding shall not affect the remaining sections, paragraphs, clauses, and sentences.

SECTION 12. BE IT FURTHER ORDAINED in that the fiscal year begins on July 1, 2022, and time is of the essence, therefore, this Ordinance is declared to be an emergency ordinance to take effect from and after its passage.

PASSED ON FIRST READING: _____

PASSED ON SECOND READING: _____

DATE OF PUBLIC HEARING: _____

STEVEN S. SHERLIN, Mayor

MICHAEL L. KEITH, Interim City Manager

APPROVED AS TO FORM:

/s/ _____
STEPHEN M. HATCHETT, City Attorney

City of Athens Fire Dept

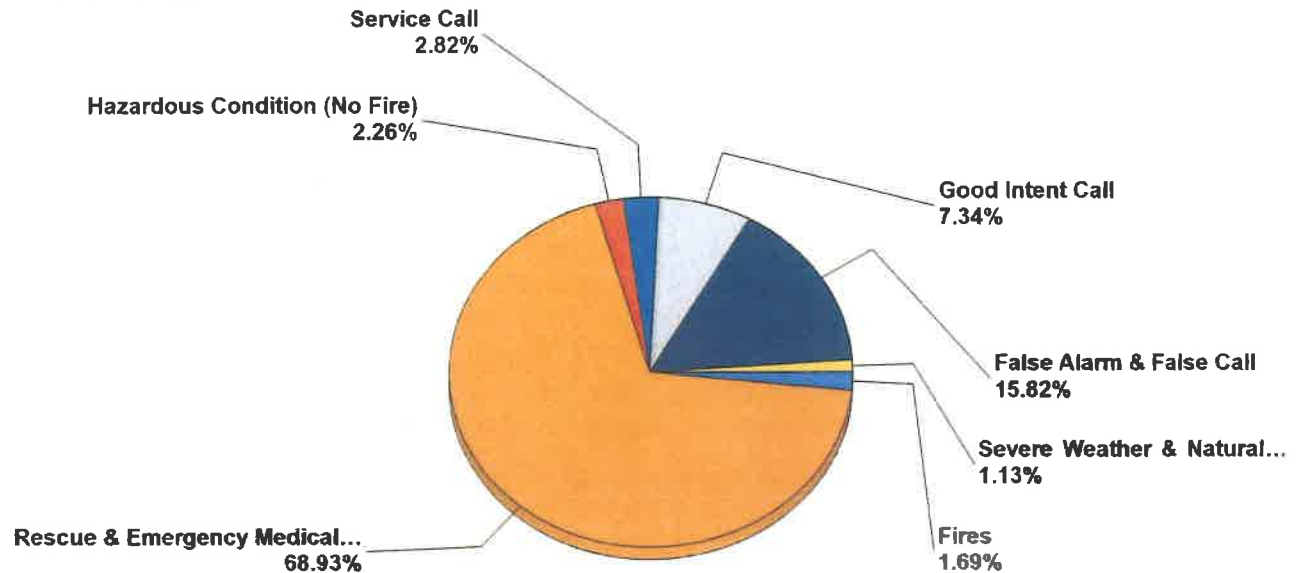
Athens, TN

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Breakdown by Major Incident Types for Date Range

Zone(s): All Zones | Start Date: 04/01/2023 | End Date: 04/30/2023



MAJOR INCIDENT TYPE	# INCIDENTS	% of TOTAL
Fires	3	1.69%
Rescue & Emergency Medical Service	122	68.93%
Hazardous Condition (No Fire)	4	2.26%
Service Call	5	2.82%
Good Intent Call	13	7.34%
False Alarm & False Call	28	15.82%
Severe Weather & Natural Disaster	2	1.13%
TOTAL	177	100%

1847 Employee training hours
 CPR - 3 classes 26 students
 3 State inspections
 64 hour/live burn classes complete and awaiting Live Burn
 Getting Drone Program up and running
 4 attended FDIC
 Special Olympics
 NPPA 1403 Live Burn Instructor class
 6 employees passed EMT Final and State Practical

Only REVIEWED and/or LOCKED IMPORTED incidents are included. Summary results for a major incident type are not displayed if the count is zero.

Detailed Breakdown by Incident Type		
INCIDENT TYPE	# INCIDENTS	% of TOTAL
111 - Building fire	2	1.13%
113 - Cooking fire, confined to container	1	0.56%
311 - Medical assist, assist EMS crew	103	58.19%
322 - Motor vehicle accident with injuries	13	7.34%
324 - Motor vehicle accident with no injuries.	6	3.39%
412 - Gas leak (natural gas or LPG)	1	0.56%
442 - Overheated motor	1	0.56%
444 - Power line down	2	1.13%
510 - Person in distress, other	1	0.56%
551 - Assist police or other governmental agency	2	1.13%
561 - Unauthorized burning	2	1.13%
600 - Good intent call, other	1	0.56%
611 - Dispatched & cancelled en route	6	3.39%
622 - No incident found on arrival at dispatch address	1	0.56%
651 - Smoke scare, odor of smoke	2	1.13%
652 - Steam, vapor, fog or dust thought to be smoke	1	0.56%
671 - HazMat release investigation w/no HazMat	2	1.13%
700 - False alarm or false call, other	1	0.56%
736 - CO detector activation due to malfunction	2	1.13%
744 - Detector activation, no fire - unintentional	25	14.12%
813 - Wind storm, tornado/hurricane assessment	2	1.13%
TOTAL INCIDENTS:	177	100%

Only REVIEWED and/or LOCKED IMPORTED incidents are included. Summary results for a major incident type are not displayed if the count is zero.

City of Athens Fire Dept

Athens, TN

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Property Values versus Loss and Save per Incident for Date Range

Start Date: 04/01/2023 | End Date: 04/30/2023

INCIDENT #	PRE-INCIDENT VALUE	LOSSES	SAVED
2023-518	\$74,700.00	\$10,200.00	\$64,500.00
2023-526	\$138,500.00	\$1,500.00	\$137,000.00
2023-526	\$225,000.00	\$105,000.00	\$120,000.00
2023-591	\$310,000.00	\$0.00	\$310,000.00
2023-618	\$6,025,000.00	\$30,000.00	\$5,995,000.00
Totals:	\$6,773,200.00	\$146,700.00	\$6,626,500.00

Both the PRE-INCIDENT VALUE and LOSSES columns are the summation of the respective Property and Contents fields as recorded on the Basic Info 5 screen of an incident. Only REVIEWED incidents included. EMS incidents excluded.



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City of Athens Fire Dept

Athens, TN

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Losses for Date Range

Start Date: 04/01/2023 | End Date: 04/30/2023

TOTAL INCIDENTS	TOTAL PROPERTY LOSS	TOTAL CONTENT LOSS	TOTAL LOSSES	AVERAGE LOSS
4	\$66,500.00	\$80,200.00	\$146,700.00	\$36,675.00

INCIDENT NUMBER	DATE	Incident Type	PROPERTY LOSS	CONTENT LOSS	TOTAL	% of Total
2023-518	04/01/2023	111 - Building fire	\$10,000.00	\$200.00	\$10,200.00	6.95%
2023-526	04/01/2023	111 - Building fire	\$55,000.00	\$50,000.00	\$105,000.00	71.57%
2023-526	04/01/2023	111 - Building fire	\$1,500.00	\$0.00	\$1,500.00	1.02%
2023-618	04/16/2023	442 - Overheated motor	\$0.00	\$30,000.00	\$30,000.00	20.45%

Only REVIEWED incidents included



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City of Athens Fire Dept

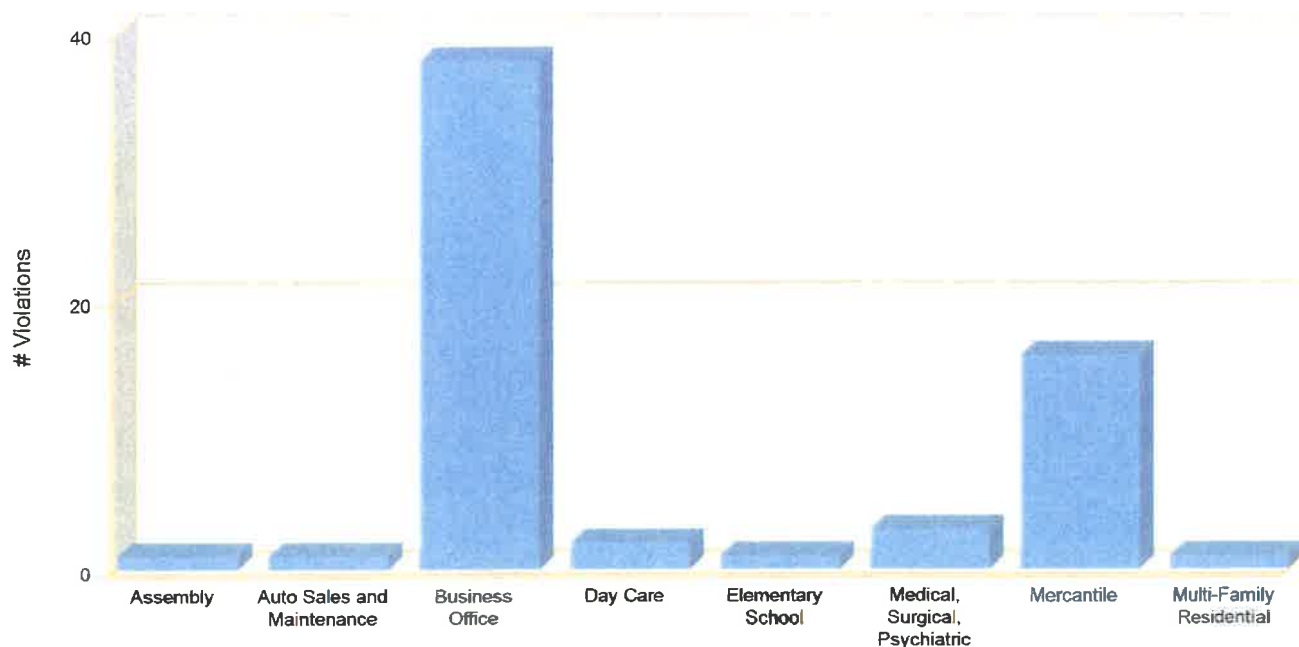
Athens, TN

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Count of Violations per Occupancy Type for Inspection Date Range

Inspection Observations: FAIL | Start Date: 04/01/2023 | End Date: 04/30/2023



OCCUPANCY TYPE	# VIOLATIONS
Assembly	1
Auto Sales and Maintenance	1
Business Office	38
Day Care	2
Elementary School	1
Medical, Surgical, Psychiatric	3
Mercantile	16
Multi-Family Residential	1
Total of Violations:	63

Total number of violations for LOCKED inspections that took place for the DATE RANGE provided for each Occupancy Type.



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City of Athens Fire Dept

Athens, TN

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Completed Inspections per Inspection Type for Date Range

Occupancy Status: All | Start Date: 04/01/2023 | End Date: 04/30/2023

ID	OCCUPANCY	ADDRESS	DATE	INSPECTOR	RESULT	NOTES
Inspection Type: Alarm System Test						
243	Athens City Primary School	316 McMinn AVE Athens, TN 37303	04/10/2023	Parrott, Jonathan E	Passed	Elevator did not lock to the first floor.
66	Athens City Middle School	200 Keith LN Athens, TN 37303	04/10/2023	Fulbright, Joshah	Passed	
638	North City School	1601 Palos ST Athens, TN 37303	04/10/2023	Parrott, Jonathan E	Passed	
890	Tri County Center	3030 Lee HWY Athens, TN 37303	04/10/2023	Ingram, Jack	Passed with Comments	They are aware of the non working strobes and sounders. They have contacted their alarm company multiple times
973	Westside School	700 Westside AVE Athens, TN 37303	04/10/2023	Ingram, Jack	Passed	
465	Ingleside Elementary School	200 Guille ST Athens, TN 37303	04/10/2023	Fulbright, Joshah	Passed	
596	McMinn County Alternative School	1775 Overland DR Athens, TN 37303	04/11/2023	Roach, Josh	Passed	
380	Christ's Legacy Academy	625 Matlock AVE Athens, TN 37303	04/11/2023	Roach, Josh	Passed	
602	McMinn County Career Technical School	2103 S Congress PKY Athens, TN 37303	04/11/2023	Evans, Robert Tyler	Passed	

Total # Inspections for Alarm System Test:

9

Inspection Type: Annual

1049	Love Without Walls	111 Park ST Athens, TN 37303	04/03/2023	Parrott, Jonathan E	Passed	
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Includes LOCKED inspections for both archived and unarchived occupancy records.



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ID	OCCUPANCY	ADDRESS	DATE	INSPECTOR	RESULT	NOTES
Inspection Type: Annual						
890	Tri County Center	3030 Lee HWY Athens, TN 37303	04/05/2023	Parrott, Jonathan E	Pending	
498	Kangaroo	529 John J Duncan PKY Athens, TN 37303	04/11/2023	Evans, Robert Tyler	Violation Notice Issued	
752	Sunoco Foodmart	489 John J Duncan PKY Athens, TN 37303	04/11/2023	Evans, Robert Tyler	Violation Notice Issued	
607	McMinn County High School	2215 S Congress PKY Athens, TN 37303	04/11/2023	Gable, Tyler	Passed	
1113	StraightWay Ministry, Inc	1303 Frye ST Athens, TN 37303	04/19/2023	Parrott, Jonathan E	Passed	none
529	Liberty Tax Service	1402 Decatur PIKE Athens, TN 37303	04/19/2023	Ingram, Jack	Passed with Comments	
539	Lovely Nails & Spa	1400 Decatur PIKE Athens, TN 37303	04/19/2023	Ingram, Jack	Passed with Comments	
123	Assured storage	511 Old Riceville RD Athens, TN 37303	04/19/2023	Parrott, Jonathan E	Passed	General Inspection of the office area only.
1098	Assured Storage	1300 Frye ST Athens, TN 37303	04/19/2023	Parrott, Jonathan E	Passed	
313	Dr. Sherrie Holman	1450 Decatur PIKE Athens, TN 37303	04/19/2023	Ingram, Jack	Passed with Comments	
1099	Assured Storage	1238 Frye ST Athens, TN 37303	04/19/2023	Parrott, Jonathan E	Passed	Outside inspection only, storage units only office not occupied.
99	Athens Lawn & Garden	1310 Railroad AVE Athens, TN 37303	04/19/2023	Nipper, Ron F	Passed with Comments	
813	Subway	1440 Decatur PIKE Athens, TN 37303	04/19/2023	Ingram, Jack	Passed	
90	Athens I-75 Campground Office	2509 Decatur PIKE Athens, TN 37303	04/19/2023	Parrott, Jonathan E	Passed	

Includes LOCKED inspections for both archived and unarchived occupancy records.

ID	OCCUPANCY	ADDRESS	DATE	INSPECTOR	RESULT	NOTES
Inspection Type: Annual						
771	Signature Day Spa	1444 Decatur PIKE Athens, TN 37303	04/19/2023	Ingram, Jack	Passed	
1145	The Hair Place	1448 Decatur PIKE Athens, TN 37303	04/19/2023	Ingram, Jack	Passed	
188	Burke's Outlet	1605 S Congress PKY Athens, TN 37303	04/19/2023	Nipper, Ron F	Passed with Comments	
799	Plaza	1609 S Congress PKY Athens, TN 37303	04/19/2023	Nipper, Ron F	Passed	
1125	Keller Williams	1607 S Congress PKY Athens, TN 37303	04/19/2023	Nipper, Ron F	Passed with Comments	

Total # Inspections for Annual: 20

Inspection Type: Outside Inspection Only (Vacant)						
743	Athens Lodge	115 Liberty Branch LN Athens, TN 37303	04/11/2023	Evans, Robert Tyler	Passed with Comments	building under heavy construction with no key holder onsite. Curbside inspection only.
389	Vacant	605 S Congress PKY Athens, TN 37303	04/19/2023	Parrott, Jonathan E	Outside Inspection Only	

Total # Inspections for Outside Inspection Only (Vacant): 2

TOTAL # INSPECTIONS: 31

Includes LOCKED inspections for both archived and unarchived occupancy records.



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City of Athens Fire Dept

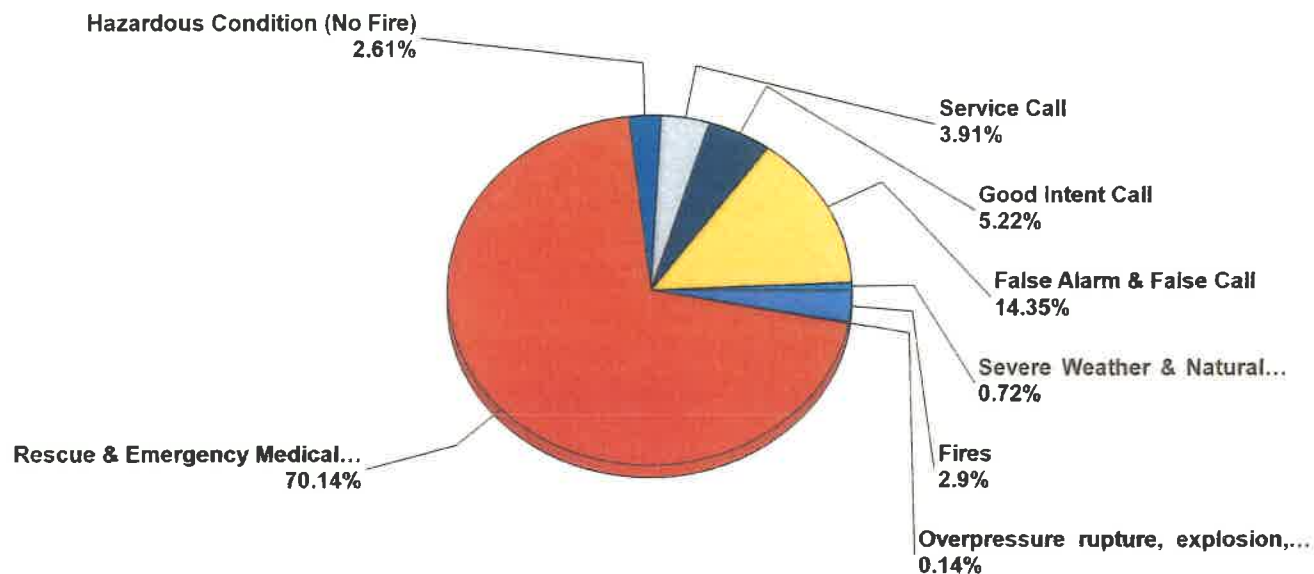
Athens, TN

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Breakdown by Major Incident Types for Date Range

Zone(s): All Zones | Start Date: 01/01/2023 | End Date: 04/30/2023



MAJOR INCIDENT TYPE	# INCIDENTS	% of TOTAL
Fires	20	2.9%
Overpressure rupture, explosion, overheating - no fire	1	0.14%
Rescue & Emergency Medical Service	484	70.14%
Hazardous Condition (No Fire)	18	2.61%
Service Call	27	3.91%
Good Intent Call	36	5.22%
False Alarm & False Call	99	14.35%
Severe Weather & Natural Disaster	5	0.72%
TOTAL	690	100%

Only REVIEWED and/or LOCKED IMPORTED incidents are included. Summary results for a major incident type are not displayed if the count is zero.



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Detailed Breakdown by Incident Type		
INCIDENT TYPE	# INCIDENTS	% of TOTAL
111 - Building fire	5	0.72%
112 - Fires in structure other than in a building	1	0.14%
113 - Cooking fire, confined to container	2	0.29%
131 - Passenger vehicle fire	4	0.58%
132 - Road freight or transport vehicle fire	1	0.14%
142 - Brush or brush-and-grass mixture fire	1	0.14%
143 - Grass fire	1	0.14%
150 - Outside rubbish fire, other	2	0.29%
151 - Outside rubbish, trash or waste fire	2	0.29%
160 - Special outside fire, other	1	0.14%
251 - Excessive heat, scorch burns with no ignition	1	0.14%
311 - Medical assist, assist EMS crew	423	61.3%
320 - Emergency medical service, other	2	0.29%
322 - Motor vehicle accident with injuries	45	6.52%
323 - Motor vehicle/pedestrian accident (MV Ped)	1	0.14%
324 - Motor vehicle accident with no injuries.	10	1.45%
350 - Extrication, rescue, other	1	0.14%
352 - Extrication of victim(s) from vehicle	1	0.14%
354 - Trench/below-grade rescue	1	0.14%
400 - Hazardous condition, other	1	0.14%
412 - Gas leak (natural gas or LPG)	4	0.58%
440 - Electrical wiring/equipment problem, other	4	0.58%
442 - Overheated motor	1	0.14%
444 - Power line down	4	0.58%
445 - Arcing, shorted electrical equipment	2	0.29%
462 - Aircraft standby	2	0.29%
510 - Person in distress, other	1	0.14%
531 - Smoke or odor removal	1	0.14%
551 - Assist police or other governmental agency	8	1.16%
553 - Public service	1	0.14%
561 - Unauthorized burning	15	2.17%
571 - Cover assignment, standby, moveup	1	0.14%
600 - Good intent call, other	1	0.14%
611 - Dispatched & cancelled en route	17	2.46%
622 - No incident found on arrival at dispatch address	7	1.01%
631 - Authorized controlled burning	1	0.14%
651 - Smoke scare, odor of smoke	6	0.87%
652 - Steam, vapor, fog or dust thought to be smoke	1	0.14%
671 - HazMat release investigation w/no HazMat	3	0.43%
700 - False alarm or false call, other	4	0.58%
736 - CO detector activation due to malfunction	5	0.72%
740 - Unintentional transmission of alarm, other	1	0.14%
741 - Sprinkler activation, no fire - unintentional	2	0.29%
744 - Detector activation, no fire - unintentional	87	12.61%
800 - Severe weather or natural disaster, other	2	0.29%
813 - Wind storm, tornado/hurricane assessment	3	0.43%
TOTAL INCIDENTS:	690	100%

Only REVIEWED and/or LOCKED IMPORTED incidents are included. Summary results for a major incident type are not displayed if the count is zero.

City of Athens Fire Dept

Athens, TN

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Property Values versus Loss and Save per Incident for Date Range

Start Date: 01/01/2023 | End Date: 04/30/2023

INCIDENT #	PRE-INCIDENT VALUE	LOSSES	SAVED
2023-40	\$510,000.00	\$5,000.00	\$505,000.00
2023-113	\$1,224,400.00	\$10,000.00	\$1,214,400.00
2023-199	\$5,275,200.00	\$2,500.00	\$5,272,700.00
2023-304	\$509,800.00	\$200.00	\$509,600.00
2023-330	\$3,000.00	\$3,000.00	\$0.00
2023-452	\$228,000.00	\$60,000.00	\$168,000.00
2023-468	\$1,500.00	\$1,500.00	\$0.00
2023-518	\$74,700.00	\$10,200.00	\$64,500.00
2023-526	\$138,500.00	\$1,500.00	\$137,000.00
2023-526	\$225,000.00	\$105,000.00	\$120,000.00
2023-591	\$310,000.00	\$0.00	\$310,000.00
2023-618	\$6,025,000.00	\$30,000.00	\$5,995,000.00
Totals:	\$14,525,100.00	\$228,900.00	\$14,296,200.00

Both the PRE-INCIDENT VALUE and LOSSES columns are the summation of the respective Property and Contents fields as recorded on the Basic Info 5 screen of an incident. Only REVIEWED incidents included. EMS incidents excluded.



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City of Athens Fire Dept

Athens, TN

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Incident Detail for Aid Given and Received for Incident Type Range for Date Range

Incident Type Range: 100 - 911 | StartDate: 04/01/2023 | EndDate: 04/30/2023

INCIDENT DATE	INCIDENT #	ADDRESS	INCIDENT TYPE	SHIFT
AID TYPE: Mutual aid received				
04/01/2023	2023-526	701 E MADISON AV	111 - Building fire	ST1 - Athens Fire Station 1
04/01/2023	2023-526	705 E Madison AVE	111 - Building fire	ST1 - Athens Fire Station 1

Percentage of Total Incidents:

1.13%

Displays all incidents with aid given or received, and excludes incidents with neither. Percentages calculated from total number of incidents for parameters provided. Only REVIEWED incidents included.



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Police Department Report to City Manager

April	▼	2023	▼
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	This Month	This Year	Last Year to Date
Homicide	0	0	0
Sex Offense	1	4	3
Robbery	0	0	2
Assault	20	61	78
Burglary	7	23	24
Theft	34	158	146
MV Theft	3	25	29

Moving Violations	94	494	487
Citations	36	182	257
Warnings	58	308	226
Drugs	38	162	90
Arrests	140	563	336
Total Calls for Service	1443	5663	4036



Police Department Report to City Manager

April	▼	2023	▼
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	This Month	This Year	Last Year to Date
Vehicle Accidents	45	167	285
Pedestrian	0	0	2
Private Property	22	92	147
Total	67	259	332
Injuries	10	42	37
Fatalities	0	0	0

Authorized Sworn Positions	34
Current Sworn Positions Filled	26
Police Department Vacancies	8

Prepared:

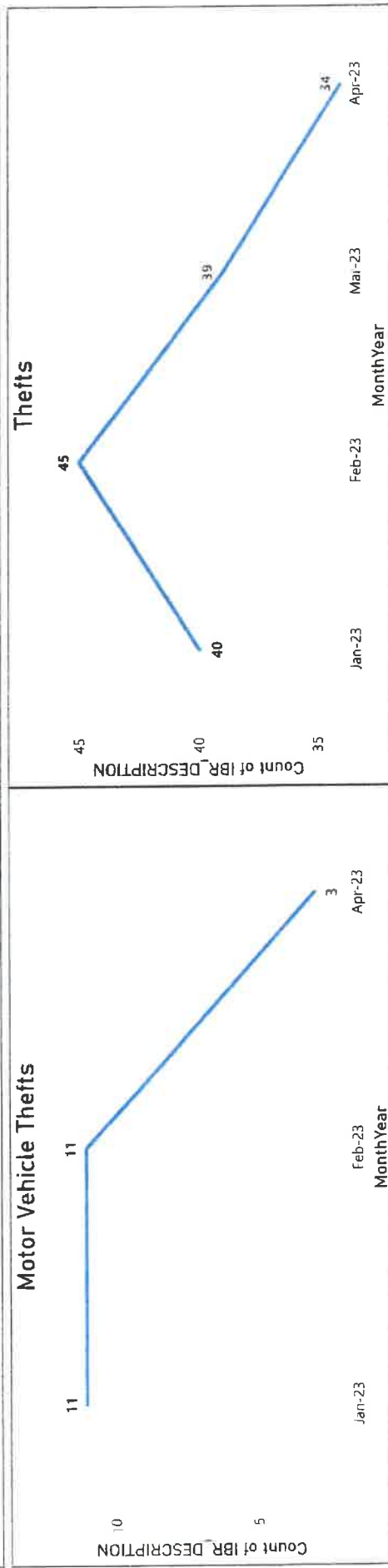
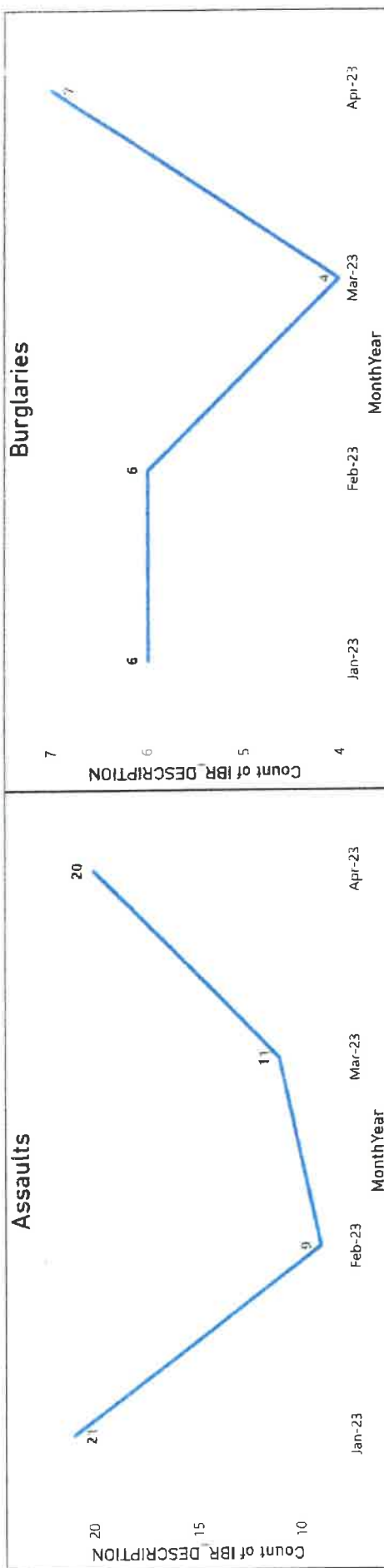
Jason B. Garren

Deputy Chief

Submitted:

Fred K. Schultz

Chief of Police



Date

4/1/2023 4/30/2023

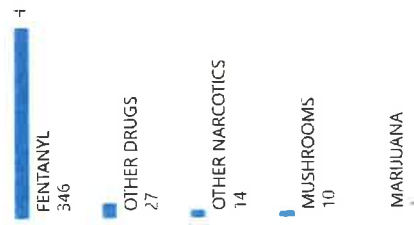


MEASUREMENT

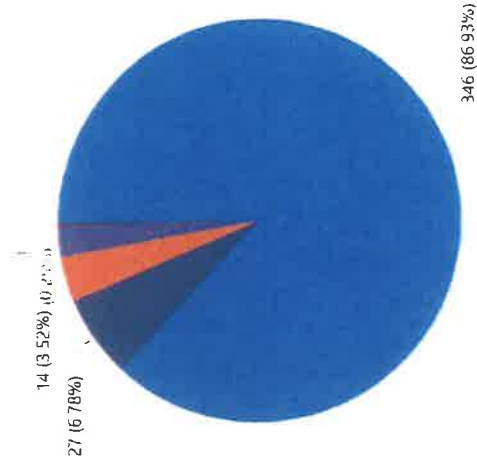
DOSAGE UNITS

DRUG_QUANTITY by DRUG_TYPE

DRUG_TYPE



DRUG_TYPE
FENTANYL
OTHER DRUGS
OTHER NARCOTICS
MUSHROOMS
MARIJUANA



Date

4/1/2023 4/30/2023



MEASUREMENT

GRAMS

DRUG_QUANTITY by DRUG_TYPE

DRUG_TYPE

DRUG QUANTITY

219

MARIJUANA

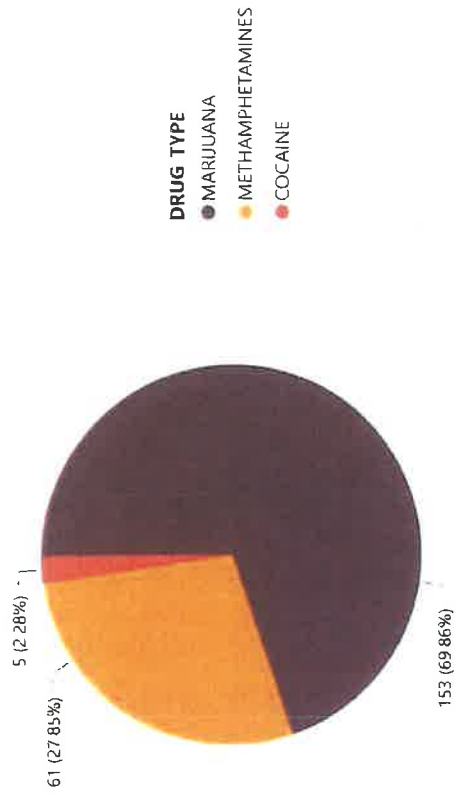
153

METHAMPHETAMINES

61

COCAINE

5



Athens Police Department

USE OF FORCE VS. EVENT COMPARISON (RESULT FOR YEAR 2023)

USE OF FORCE VS. EVENT COMPARISON SUMMARY BY MONTH

Event vs. Arrests vs. Use of Force Comparison



2023 Events vs. Use Of Force

Total Events: 5727
Use of Force Incidents: 18
0.31%

2023 Arrests vs. Use Of Force

Total Arrests: 561
Use of Force Incidents: 18
3.21%

MONTHS	TOTAL EVENTS	USE OF FORCE	%
January	1486	3	0.20%
February	1351	4	0.30%
March	1447	9	0.62%
April	1443	2	0.14%
May	0	0	0.00%
June	0	0	0.00%
July	0	0	0.00%
August	0	0	0.00%
September	0	0	0.00%
October	0	0	0.00%
November	0	0	0.00%
December	0	0	0.00%

MONTHS	TOTAL ARRESTS	USE OF FORCE	%
January	156	3	1.92%
February	126	4	3.17%
March	139	9	6.47%
April	140	2	1.43%
May	0	0	0.00%
June	0	0	0.00%
July	0	0	0.00%
August	0	0	0.00%
September	0	0	0.00%
October	0	0	0.00%
November	0	0	0.00%
December	0	0	0.00%

Monthly Overtime Report for Patrol Division April 2023

Late Shift: 22.00 hours

(reports, late arrests, late calls, early shift calls, raids, assignments)

Manpower: 110.50 hours

(fill in for sick leave, vacations, training)

Court: 2.00 hours

General Sessions: 2.00

City: 00.00

Criminal: 00.00

Civil: 00.00

Juvenile: 00.00

Grand Jury: 00.00

Training: 00.00 hours

Special Assignments: 30.50 hours

Meeting: 5.75

THSO: 00.00

K9 Maintenance: 24.75

Total hours for the month: 165.00 hours

Total expenditure for patrol overtime for the month: \$3986.94

Total budgeted for patrol overtime for the month: \$5,416.66

Athens Police Department

Amber Harrell

False Alarm Sheet

April 2023

There were 48 alarms this month.

48 were not charged. This leaves only 0 chargeable.

This month 48 Last year this month 45

MONEY COLLECTED FOR FINANCE ON WARRANTS

This month \$00.00

DISPOSITION COUNT

04/01/2023 to 04/30/2023

<u>Disp. Code Id</u>	<u>Disp. Code Name</u>	
(9)	Dismissed	<u>6</u>
(10)	Dismissed after Drv Safety Course	<u>1</u>
(11)	Dismissed upon payment of cost w/time to pay	<u>1</u>
(4)	Guilty - Trial by Judge	<u>1</u>
(19)	Paid in Full	<u>55</u>
(21)	Plea Guilty/ as charged	<u>9</u>
Total Dispositions:		<u>73</u>