

A MEETING OF THE BOARD OF COMMISSIONERS OF
THE CITY OF SODDY-DAISY, TENNESSEE WAS HELD
ON THURSDAY, FEBRUARY 5, 2015 AT 7:00 P.M.

MEMBERS PRESENT:

MAYOR NUNLEY
VICE-MAYOR SKATES
COMMISSIONER ADAMS
COMMISSIONER COTHRAN
COMMISSIONER SHIPLEY
CITY MANAGER CAGLE
CITY ATTORNEY ELLIOTT
REC. SEC. DOLBERRY

MEMBER ABSENT:

RECORDER JOHNSON

Fire Chief Mike Guffey presented Mason Booker with a Certificate of Achievement. Mason's poster won the State Fire Prevention Contest for his grade level. Chief Guffey noted that this was the first time the Soddy-Daisy Fire Department had competed in this contest. He stated that the contest posters are judged by Graphic Artist from the Nashville area. He said that this speaks well of Mason's artistic ability.

The minutes of January 15, 2015 were approved as presented.

OLD BUSINESS:

2014-15 ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF SODDY-DAISY, TENNESSEE, TO
AMEND TITLE 8, CHAPTER 3 OF THE SODDY-DAISY MUNICIPAL
CODE TO PROVIDE FOR THE INSPECTION FEE AUTHORIZED
BY T.C.A. § 57-3-501. SECOND AND FINAL READING.**

- 1st - Commissioner Shipley
- 2nd - Commissioner Cothran

Vice-Mayor Skates asked for clarification on the effective date of the ordinance. City Manager Cagle stated that it would become effective March 1st. City Attorney Elliott stated Ordinances are effective 15 days from the date of passage. Vice-Mayor Skates stated that she wanted to clarify that the fee would not be retroactive.

Ayes - Unanimous

NEW BUSINESS:

AN ORDINANCE OF THE CITY OF SODDY-DAISY, TENNESSEE, REZONING FROM R-2A RURAL RESIDENTIAL DISTRICT TO A-1 AGRICULTURAL DISTRICT A TRACT OF LAND LOCATED AT 7629 DAYTON PIKE. PUBLIC HEARING AND FIRST READING.

City Manager Cagle stated that she had made the request on behalf of the City. She said that a small area of the parcel was zoned R-2A Rural Residential District with the remainder A-1 Agricultural District. She said the City should have corrected the zoning at the time of annexation, but did not. She said the owner of the property now wishes to develop the parcel for an agricultural use.

1st - Vice-Mayor Skates
2nd - Commissioner Shipley
Ayes - Unanimous

AN ORDINANCE OF THE CITY OF SODDY-DAISY, TENNESSEE, REZONING FROM R-2A RURAL RESIDENTIAL DISTRICT TO C-3 GENERAL BUSINESS DISTRICT A TRACT OF LAND LOCATED AT 11133 DAYTON PIKE. PUBLIC HEARING AND FIRST READING.

Mayor Nunley stated that an industrial business had purchased this property. He said that they conduct X-Rays of welds, pipes, etc. He said that X-Ray is not harmful to the environment.

1st - Commissioner Cothran
2nd - Vice-Mayor Skates
Ayes - Unanimous

City Manager Cagle stated that she had given the Board draft copies of an ordinance to regulate Mobile Home Parks. She said the City now has a full time Codes Enforcement Officer and he had reviewed the draft as well as the City Hall staff. She asked the Board to review the draft and to let her know if they wished to make any changes. She said the Ordinance would be on the next agenda.

City Manager Cagle said that she had received a letter from a new citizen with a residence located on Edd Clift Lane which is a private drive. She said that he was informed that the address is 714 Edd Clift Lane and then was notified that it is 11616 Hixson Pike. She said that as the City does not address parcels on private drives, the City changed the address from Edd Clift Lane to Hixson Pike in 1998 along with the other parcels located on the private drive as well. She stated some of the residents apparently never made the change. She said that the individual is requesting that he be allowed to use Edd Clift Lane as his address and that the City accept Edd Clift Lane as a city street. She said that this would be at the discretion of the Board and would require action by the Planning Commission as well as the City Commission, a recorded plat of the road and some costs would be incurred. She questioned how the Commission wished for her to respond to the letter. She further stated that the City Attorney had researched this years before. She asked the Commission to advise.

City Manager Cagle asked for approval for the outer bullet proof vest that the Board approved in the December 4, 2014 Commission Meeting to be paid out of the “Unbudgeted Funds” line item.

- 1st - Vice-Mayor Skates
- 2nd - Commissioner Shipley
- Ayes - Unanimous

City Manager Cagle noted that the Board's packets contained three (3) prices for copiers. She said that the copier would be located in the Police Records Office. She further stated that the best price for the machine as well as the maintenance had been received from Royal Office Equipment in the amount of \$6,732.

- 1st - Vice-Mayor Skates
- 2nd - Commissioner Cothran
- Ayes - Unanimous

City Manager Cagle informed the Board that the City's boom mower is in the shop at Chattanooga Ford Tractor. She stated that specifications for repairs had been faxed to other businesses, with no reply. She said that the cost of repair from Chattanooga Ford Tractor would be \$13,518.59. Public Works Director Steve Grant stated that a new tractor without the boom could be purchased for \$52,000.00. He stated that the largest portion of the repair cost is for labor on removing the transmission. Commissioner Adams questioned if a new tractor was included in the budget. Director Grant stated that it would be in next year's budget.

- 1st - Commissioner Shipley to repair the tractor at a cost of \$13,518.59
- 2nd - Commissioner Cothran
- Ayes - Unanimous

City Manager Cagle stated that a member of the staff had requested that the Commission Meetings be changed from the first and third Thursdays to the second and fourth Thursdays of the month. Mayor Nunley asked if the meeting times are set in the Charter. City Attorney Elliott stated that an ordinance would be required as it is in the Code. Vice-Mayor Skates questioned if the meeting date and time had been changed before. City Attorney Elliott stated that the third Thursday meetings were held at 8:30 a.m. once before to accommodate a Commissioner who could not otherwise have attended and when he was no longer on the Board the times had changed back. City Manager Cagle asked the Commission to consider this request and let her

know their pleasure. Commissioner Shipley asked when she would need to know. She stated within the next few days in order to avertise and have the first reading of the ordinance on the next agenda.

Fire Chief Guffey noted that fire personnel would be leaving to pick up the heavy rescue truck on February 17th.

Police Chief Phillip Hamrick stated that one of the K-9 units, Chase, was no longer fit for duty. He requested that the department be allowed to adopt Chase out as surplus property. Vice-Mayor Skates made a motion that Chase be adopted out as surplus property, seconded by Commissioner Cothran and the ayes were unanimous.

Pam Glaser, 209 Lloyd Springs Road and Chairman of the Parks and Recreation Board, spoke to the Board concerning rules and regulations for use of the City's parks. She presented the Board with a draft of park rules and regulations. It was the recommendation of the Parks and Recreation Board that use of the parks by anyone for personal gain continue to not be allowed. She said that is something the Board may want to revisit sometime in the future, but not at this time. She said that currently the parks are used for birthday parties, family reunions and occassionally by non-profit organizations.

Commissioner Shipley noted that Cox Lane is in need of an emergency road to be used should the roadway which crosses over the train tracks be blocked by a train. Public Works Director Grant and Fire Chief Guffey have researched the possibility of an emergency road which would connect the parking lot driveway of Soddy-Daisy First Baptist Church with Jirah Court by crossing over property owned by Jay Branum. Public Works Director Grant and Chief Guffey advised that due to the terrain a police SUV and fire rescue truck could access Cox Lane over this roadway, but a police car, fire engine or ambulance could not. Commissioner Shipley

questioned how the City should proceed in securing an emergency route. He said that Jay Branum and the Church are willing to work with the City, but have requested that the roadway be gated and locked with only emergency personnel having access during emergency situations. The roadway would not be used for residents when trains block the crossing from time to time. Commissioner Shipley questioned the cost of constructing the roadway with the requested gate. Public Works Director Grant stated approximately \$2,000 or less for the gate. City Manager Cagle questioned the cost of the roadway. Public Works Director Grant stated approximately \$400 if graveled. Commissioner Shipley stated he felt this was necessary especially in the case of a train derailment. Commissioner Shipley made a motion to approve the City Manager to meet with Arnold Stulce, Soddy-Daisy First Baptist Church and Jay Branum to discuss the roadway and gate construction and to approve up to \$5,000.00 to be spent to develop the emergency route, seconded by Vice-Mayor Skates. Commissioner Nunley questioned if an easement or licensed agreement would be needed. City Attorney Elliott stated either would be appropriate. The ayes were unanimous.

Commissioner Shipley questioned the schedule for Rock Quarry Road improvements. Public Works Director Grant stated that repairs would most likely begin in April or May and that the pavement would be included in the new budget. This could not be done until warmer weather.

Vice-Mayor Skates questioned with K-9 Chase being retired, how many dogs do the Police Department currently have. Police Chief Hamrick stated two, one owned by the City and the other being Officer Penney's personal dog. She asked Chief Hamrick to consider budgeting for bullet proof vests for the K-9s. Chief Hamrick said that there are organizations that provide grants to assist with this cost as well.

Vice-Mayor Skates questioned how many hours the officers are spending in the schools. Chief Hamrick stated on the average they have 120 checks per month with each check lasting 15 minutes to one hour. She asked Chief Hamrick to check into providing a Resource Officer for Soddy-Daisy Middle School, citing the recent issues at East Ridge and Lookout Valley. She suggested that he also look into Resource Officers for the elementary schools as well. She asked him to discuss the possibility of sharing the costs with Hamilton County Sheriff's Office. Chief Hamrick stated that he would research this. Vice-Mayor Skates stated that you cannot put a price on a child's life. Commissioner Shipley asked if retired officers could be used for this purpose. Chief Hamrick stated that if they are retired under Tennessee Consolidated Retirement System, then you cannot. If they are retired Chattanooga Officers, you can.

Mayor Nunley stated that Commissioner Cothran had questioned if a 3 minute rule had been established for citizens addressing the Commission. He said that in 2009 the Commission had voted to restrict citizens to 3 minutes when addressing the Commission, but ultimately the timeframe allowed is at the Mayor's discretion. Commissioner Shipley stated that he is not in favor of restricting tax paying citizens to 3 minutes when addressing the Commission. Commissioner Cothran stated that he only wanted clarification. If it is a rule then the Commission should follow it and if not, then it should be done away with. City Attorney Elliott stated that the Commission could leave this to the Mayor's discretion if it is their desire. Commissioner Shipley made a motion to repeal the 3 minute limit and leave the timeframe to the Mayor's discretion, seconded by Vice-Mayor Skates and the ayes were unanimous.

Vice-Mayor Skates reminded everyone to wear red on Friday in honor of Heart Day.

Margaret Chastain, 206 Northern Trails Drive, questioned where the City Seal which hung on the courtroom wall had been moved to. City Manager Cagle stated that it had been removed for the recent painting of the interior of City Hall.

Mayor Nunley stated that the Opry in the Park had been addressed tonight with the recommendations from the Parks and Recreation Board. He clarified that a non-profit organization would have to sponsor this event. Commissioner Cothran agreed with the recommendation of the Parks and Recreation Board. Vice-Mayor Skates questioned the use of the park by Allen Elementary. City Manager Cagle stated that this had been approved previously.

ADJOURNED 7:41 P.M.

RECORDER JOHNSON