

A MEETING OF THE BOARD OF COMMISSIONERS OF
THE CITY OF SODDY-DAISY, TENNESSEE WAS HELD
ON THURSDAY, MARCH 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
RECORDER JOHNSON

The minutes of February 19, 2015 were approved as presented.

OLD BUSINESS:

2014-2015 ORDINANCE NO. ____

**AN ORDINANCE OF THE CITY OF SODDY-DAISY, TENNESSEE, AMENDING
TITLE 13, PROPERTY MAINTENANCE REGULATIONS, SODDY-DAISY
MUNICIPAL CODE BY ADDING A NEW CHAPTER 3, OPERATION OF MOBILE
HOME PARKS. SECOND AND FINAL READING.**

1st - Commissioner Cothran
2nd - Commissioner Adams
Ayes - Unanimous

NEW BUSINESS:

None.

Citizens Participation:

Jamie Lemay, 9675 Old Dallas Hollow Road, presented the Board a petition with over 200 signatures opposed to allowing a liquor store at Wesley's Corner. Mr. Lemay requested for the package liquor store ordinance to be changed to prohibit stores from being less than three (3) miles apart and to be at least one thousand (1,000) feet from a church, school, hospital or place

of public gathering. Vice-Mayor Skates asked City Attorney Elliott since the previous application from the owner of Wesley's Corner has been denied by the State of Tennessee, if the ordinance can now be amended. City Attorney Elliott stated that it could. He said it could have been amended before but it would not have affected any current liquor stores or anyone who had an application already submitted. City Manager Cagle said the previous application from Ashish Chaudhari was not approved by the State of Tennessee due to the fact that Mr. Chaudhari is not a resident of Tennessee. City Attorney Elliott stated that it would be in the best interest of the Board to study how changing the ordinance would affect the entire City. Mr. Lemay said when citizens were voting to allow retail package liquor stores in the city, there was not an option to vote for how many stores would be allowed. Vice-Mayor Skates asked if the Board could vote tonight to amend the ordinance. City Attorney Elliott stated that an amended ordinance would first need to be prepared and advertised. Vice-Mayor Skates said she would like to poll the Board members to see if any were in favor of amending the ordinance before any work was performed to prepare one. Commissioner Adams stated that once you set a standard and then change it for one group or community, where would it stop. He said he felt the current ordinance is standard with other retail package liquor store ordinances across the State of Tennessee and that he was not in favor of changing it. Commissioner Cothran said the Board put a lot of thought and time into the current ordinance. He said if the Board changes it to prohibit stores from being less than three (3) miles apart and one thousand (1,000) feet from a school, church, hospital or place of public gathering, what would the Board be expected to do in the future when another group wants it changed to one thousand and fifteen hundred (1,500) feet. Commissioner Cothran said he is not sure who signed the petition Mr. Lemay presented to them. He said there are no addresses to know if it was signed by citizens of Soddy-Daisy. Commissioner Cothran

stated the Board cannot just think about one section of the City in a matter such as this. He said the Board has to look at how it affects the entire City. Commissioner Cothran said he was not in favor of amending the ordinance. Commissioner Shipley said he did not feel putting a liquor store on the property of Wesley's Corner is a good location due to it being in a predominately residential area. Commissioner Shipley stated directly behind the Sunrise Market and Cork & Flask there are neighborhoods as well. Commissioner Shipley said he is not in favor of amending the ordinance for one group because then others will have similar requests. Mayor Nunley said the battle was lost in November when the citizens voted to allow retail package liquor stores in the City. He said he was not in favor of amending the ordinance.

James Perry, 120 West Walden Street, said he did not like the idea of a liquor store being located on the property of Wesley's Corner due to it being adjacent to a church. He said he was told Mr. Chaudhari had to manipulate his site plan so that the front door of the liquor store would meet the stipulation of being over five hundred (500) feet from the front door of Green Pond Baptist Church. Mr. Perry said, while he was at the lectern, he would like to thank City Manager Cagle for the job she is doing for the City. He said there are people trying to drag the City down. Mr. Perry said he felt the employees of the City were doing a great job.

Richard Jones, 9823 Dallas Hollow Road, stated he has invested a lot money in his property and would not like to see the regulations changed for beer or liquor sales. He said it would have a negative effect on his business.

Greta Satterwhite informed the Board that First Steps Preschool would be opening for business on Monday, March 9th. She said the business will be located at 9834 Dayton Pike. Ms. Satterwhite invited the Board members to come by.

Kelcie King, 1110 Lighting Drive, said she did not think a liquor store should be located close to a school or church and felt it was morally disrespectful.

Stephanie Putnam, 2120 Dallas Lake Road, questioned the Board if a particular number of signatures on a petition requesting for the retail package store ordinance to be amended would change their minds. Vice-Mayor Skates said, by the comments made by each commissioner tonight, it would not make a difference.

Arnold Stulce, Chairman of the Red Bank and Soddy-Daisy Charitable Foundation, presented a check for \$26,130.50 to the Board. He said the money is to be used solely to help build a new building for Fire Hall #3. Mr. Stulce stated to accept the funds the Board will need to pass a resolution at the March 19th commission meeting accepting the terms stated in the letter from the Red Bank and Soddy-Daisy Charitable Foundation. The Board thanked Mr. Stulce and the Foundation for their donation.

Pete Burns, 9218 Dayton Pike, questioned the Board as to how the distance between Green Pond Baptist Church and the proposed site of the liquor store on the Wesley's Corner Property was measured. City Manager Cagle said a measuring wheel was used. Mr. Burns asked if the distance was 300 feet. City Manger Cagle said the ordinance stipulates it has to be at least 500 feet.

City Manager Cagle requested a Board approval to purchase sixteen (16) self contained breathing apparatuses for the fire department. She said there are three quotes in their packets with Tennessee Fire Equipment being the lowest for \$6,925. City Manger Cagle stated this was budgeted for the 2014-2015 Fiscal Year. Vice-Mayor Skates made a motion to approve the purchase from Tennessee Fire Equipment, seconded by Commissioner Shipley and the ayes were unanimous.

Fire Chief Mike Guffey informed the Board that the fire department received their ISO rating a few days prior to the meeting. He said the fire department remains a Class 3. Fire Chief Guffey said the department missed a Class 2 rating by .37 of a point. He informed the Board that he has reviewed all of the information provided and is appealing. He said he has found several items that need to be corrected. Fire Chief Guffey stated there are only 2,400 Class 3 departments and 750 Class 2 departments in the United States. City Manager Cagle said Fire Chief Guffey was disappointed when he received the letter stating the fire department would remain a Class 3. She said she was not and that she is proud of the job the fire department does for the City of Soddy-Daisy. Fire Chief Guffey said that the praise needs to go to all the men and women working for the fire department. He said they have put in the work to make it an exceptional fire department. Fire Chief Guffey thanked Arnold Stulce and the Foundation for all the money they have donated over the years to purchase fire trucks and equipment. Mayor Nunley asked the current status on building a new Fire Hall #3. Fire Chief Guffey stated the original estimate to build a new fire hall was \$762,000 but the most recent estimate was \$1,269,000. Commissioner Shipley questioned the difference in cost for homeowners insurance between a Class 3 and a Class 2. Fire Chief Guffey stated there is not much difference for residential homeowners' insurance. He said there is a significant reduction for commercial and industrial insurance rates.

Vice-Mayor Skates said the City now has over \$220,000 in the fund to build a new fire hall.

Vice-Mayor Skates stated when she was planning to run for commissioner, her high school students asked why she would want to be a commissioner for no pay. She said she was raised to be involved in her community. Vice-Mayor Skates said she recently read some hurtful

comments made about the City of Soddy-Daisy. She said she feels the City of Soddy-Daisy and the quality of people who live in it and work for the City are as good as any City in the nation. She said the Board of Commissioners and the City employees do everything they can to make this a great City. Vice-Mayor Skates thanked City Manager Cagle, Police Chief Phillip Hamrick, Lieutenant Mike Sneed, Lieutenant Jeff Gann and all of the officers for doing a good job for the City. She stated she felt the City of Soddy-Daisy had the best public works, fire and administration departments as well.

Commissioner Shipley said he would like to echo Vice-Mayor Skates' comments. He said when a distress call is made by an elderly person who has fallen in their home, our police and fire departments answer these calls, work together seamlessly and never gripe or complain.

Commissioner Cothran stated he received the release for the armored personnel carrier. He said he hopes to have it ready and in place before the Wall of Honor Ceremony in May.

Commissioner Cothran said he would also like to echo the comments from Vice-Mayor Skates in regard to having the best police, fire and public works departments around. He said, during the recent snow event, Dallas Hollow Road was cleared quickly and looked better than it ever has after a snow event. Commissioner Cothran said he appreciated the police and fire departments. He said both departments have honest, hard working people.

Commissioner Adams stated he was proud of the City of Soddy-Daisy and to be a citizen of it.

ADJOURNED 7:44 P.M.

RECORDER JOHNSON