

A MEETING OF THE BOARD OF COMMISSIONERS
OF THE CITY OF SODDY-DAISY, TENNESSEE, WAS
HELD ON THURSDAY, OCTOBER 6, 2011 AT 7:00 P.M.

MEMBERS PRESENT:

MAYOR JIM ADAMS
COMMISSIONER SHANE HARMON
COMMISSIONER RICK NUNLEY
COMMISSIONER GENE SHIPLEY
CITY MANAGER HARDIE STULCE
CITY ATTORNEY SAM ELLIOTT
CITY RECORDER BURT JOHNSON

MEMBERS ABSENT:

VICE-MAYOR JANICE CAGLE

The minutes of the meeting held September 15, 2011 were approved as presented.

Presentation:

Bryan Farlow, Southeast Tennessee Development District, gave a presentation to the Board regarding the development of a trail for Holly Park and a grant program that will help fund it. Mr. Farlow stated the grant would be for \$150,000 from Recreational Trails Program Funds and it would require a 20% match from the City. He said the match does not have to be cash and can be in-kind. He stated he has spoken with City Manager Stulce and they have decided by utilizing labor and equipment from the public works department that this would be more than enough to meet the 20% match. Mr. Farlow presented the Board with maps showing the projected path of the trail. He also gave the Board some pictures showing what the trail might look like after completion. Mr. Farlow explained that he gave City Manager Stulce a resolution asking for the Boards approval for him to write the grant and submit it on behalf of the City. He stated the trail would be on an old TVA road bed and would have a minimal environmental

impact. There was some discussion between the Board and Mr. Farlow on various aspects of the trail and future phases. Mayor Adams informed Mr. Farlow that the resolution was on the agenda and would be dealt with later in the meeting.

Old Business:

2011-2012 ORDINANCE NO. _____
AN ORDINANCE OF THE CITY OF SODDY-DAISY, TENNESSEE,
AMENDING TITLE 3, CHAPTER 2, SECTION 3-206 OF THE
SODDY-DAISY MUNICIPAL CODE. SECOND HEARING AND FINAL
READING.

City Manager Stulce explained that this amendment states if there are one hundred (100) or more people at a public function, dogs would not be allowed. Mayor Adams explained this would include not allowing dogs at the Fourth of July Celebration, the Punkin' Festival and the Christmas Parade.

1st - Commissioner Shipley
2nd - Commissioner Nunley
Ayes - Unanimous

New Business:

2011-2012 RESOLUTION NO. _____
A RESOLUTION OF THE CITY OF SODDY-DAISY, TENNESSEE,
AUTHORIZING AND SUPPORTING THE SUBMISSION OF AN
APPLICATION FOR RECREATIONAL TRAILS PROGRAM FUNDS (RTP)
FOR THE CITY.

City Manager Stulce explained that the resolution is stating to the Federal Government that if the City is awarded the grant that “we” are committed to the 20% match and the City is “on board with it”.

1st - Commissioner Shipley
2nd - Commissioner Harmon
Ayes - Unanimous

Citizens Participation:

Pete D'Amico, 277 Brumlow Hollow Road, stated he is still dealing with a disruptive neighbor and he is not sure what to do about it. He said one of his neighbors fell due to the road being damaged further. City Attorney Elliott stated he believes the issue is a "police matter". Mayor Adams asked if Public Works Director Steve Grant if Mr. D'Amico's Brumlow Hollow Road address is on a city street. Public Works Director Grant stated he has researched it and from all the information he was able to gather, it is not. Mayor Adams asked the Board "what recourse does Mr. D'Amico have?" City Attorney Elliott asked Mr. D'Amico if he has witnessed the neighbor tearing up the road. Mr. D'Amico said most of the time the damage is done at night. Commissioner Shipley asked him if he could bring his deed to City Hall in the morning to further determine if he lives on a city street. Mr. D'Amico said he could. City Attorney Elliott informed Mr. D'Amico he could swear out a warrant against the neighbor because an officer would have to witness a misdemeanor taking place to do anything about it. Mayor Adams asked Mr. D'Amico to come to City Hall in the morning with his deed and also asked if he was willing to swear out a warrant. Mr. D'Amico stated he was.

City Manager Stulce requested voucher approval for the emergency repair of one of the City's dump trucks. He gave details of all the repairs that were needed at a total cost of \$20,864. Commissioner Harmon made a motion to approve payment of the repairs, seconded by Commissioner Nunley and the ayes were unanimous.

City Manager Stulce informed the Board that the first 2 pavilions for Poe's Tavern Park were paid for by individuals and some of the materials were donated. He

said a real good estimate of the cost for the remaining 10 pavilions is \$5,000 each. City Manager Stulce said the City is hoping citizens or businesses would be interest in paying for these pavilions and having their names put on them. He mentioned it would be good permanent advertisement for a business. Mayor Adams stated that \$24,000 had been donated so far for the “Cabin”.

City Manager Stulce informed the Board he and Public Works Director Grant were going to Memphis on Tuesday October 11th to look at some trucks.

City Manager Stulce gave the Board an update on the contract with the Soddy-Daisy Falling Water Utility District. He said he and Public Works Director Grant met with the David Callahan, manager of the Utility District and his lead man. City Manager Stulce stated he believes the agreement they have worked out was “all we hoped for” and it is his recommendation for the Board to allow the Mayor to sign the contract. Public Works Director Grant informed the Board on a few details of the contract that the City had been in disagreement with. He said they have reached a solution that would benefit both the City and the Utility District. Commissioner Harmon made a motion to allow the Mayor to sign the contract which was seconded by Commissioner Nunley and the ayes were unanimous.

City Manager Stulce made an announcement that Hamilton County employees are having a fundraiser on October 11th at 7:00 P.M. at the Veterans Park for United Way. He said everyone is invited.

City Manager Stulce stated he needed some guidance on getting the Veterans Wall ready by November. He gave a detail of the lighting that was needed and said it would cost between \$6,000 and \$8,000. City Manager Stulce said this was not budgeted

and asked for the Board's input on whether to go forward or to get a complete design and take another look at a later time. Commissioner Shipley stated there would be no money savings in getting a design due to the fact that it would be an extra expense and the City hasn't had to contribute much money to the project up to this point. Commissioner Shipley made a motion to authorize the City Manager to furnish the lights for the Veterans Wall not to exceed \$10,000 which was seconded by Commissioner Nunley and the ayes were unanimous.

City Manager Stulce informed the Board that he had met with the EPB about lighting for the walking track at Poe's Tavern Park and replacing lights at the two walking tracks in the City's other parks. He stated these lights would be purchased from GMAG and they are LED lights that use less current. He also said these lights are more indestructible. City Manager Stulce said currently the lights the City has are not burning out, they are being torn up by individuals.

City Manager Stulce asked the Board when they would like to further discuss the maps he had furnished them on properties to annex and roads to de-annex. There was some discussion between Board members about putting this on the agenda for a future meeting to get a better understanding of what needs to be done to proceed. City Attorney Elliott stated he would put together a step by step process of what needs to be done in order to annex and de-annex properties.

City Manager Stulce explained how the grant for Holly Park is different from the regular TDEC money. He said these funds are specific for a multi-use trail, a small amount of money and the applicant has to have control of the property. City Manager Stulce gave some details on how the trail will be constructed. He said this is

discretionary money that our State Representatives and Senators have a great deal of influence on where it goes. City Manager Stulce commented that if anyone knew someone to contact in Nashville to have them consider the City's request, it would be greatly appreciated.

Mayor Adams asked City Manager Stulce if the recommendation to annex and de-annex properties was going to infringe on Hamilton County's 20 year growth plan. City Manager Stulce assured him that it would not.

Commissioner Shipley complimented City Manager Stulce and his staff on their hard work on getting grants for the City. He stated the City Manager has saved the City a lot of money on projects that the City cannot afford at this time.

Commissioner Shipley passed along gratitude from Robert Cothran of the Vietnam Veterans for the hard work put forth by the Board and the City employees in putting on the Punkin' Festival.

Commissioner Shipley addressed a garbage situation across from Polly's Fruit Stand. He said this has been an issue on several occasions and it has not gotten any better. He stated he would like to see if "we" could get the owner of the property to meet with City Manager Stulce and Public Works Director Grant. Commissioner Shipley said he would like to give the owner 30 days to put up a fence to contain the cans and other garbage. He asked was it the consensus of the Board to proceed in this manner. The remaining Board members assured Commissioner Shipley that it was. Commissioner Shipley said there was an issue with a construction company at the south end of the City as well. He stated the first thing people see when entering the City is a scrap yard. He said this property is in a C-2 zone and everything that is going on at this location is

prohibited. Commissioner Shipley said he would like for the owner to meet with the Planning Commission to see what can be done to rectify the issue. City Attorney Elliott said there is no need to get the Planning Commission involved since they do not have any power to do anything about the problem. He said if they are in violation of the zoning ordinance, they need to come into compliance with the zoning ordinance or be cited to court. Commissioner Shipley stated first they should be asked to come before the Board. Public Works Director Grant said that he and City Manager Stulce would meet with the owner and ask him to comply with the zoning ordinance.

Commissioner Shipley stated he would like the basketball court at the North Park to be moved to where the tennis courts are located to allow for an additional parking lot to be constructed. He said he never sees anyone playing tennis on these courts and making this a parking area would make the park better and safer for the kids. Commissioner Shipley made a motion for the City to pursue relocation of the basketball court to the tennis courts to allow for additional parking which was seconded by Commissioner Nunley and the ayes were unanimous.

Commissioner Harmon commented that garbage is being blown everywhere from the car wash near the south end of the City. He asked what can be done to remedy this problem. Public Works Director Grant said he would contact the owner.

Mayor Adams stated he felt the City has become lenient on the “Sparkle Pick Up”. He asked if there is a written policy limiting this to twice a year. City Manager Stulce said he has never seen anything in writing. City Manager Stulce also said that the Board could set a policy stating what the city was going to do about the “Sparkle Pick Up” and what the City was not going to do. Mayor Adams asked if a record could easily

be kept to monitor how many pick ups had been requested by each address. City Recorder Johnson stated that it would not be a problem. Mayor Adams asked for a policy to be drawn up to alleviate the problem. City Manager Stulce asked if the policy would be for private residents only including rental and commercial properties. Mayor Adams stated it should be limited to two pick ups per address.

Mayor Adams said signs have become prolific in the City. City Manager Stulce said if so directed by the Board he would make sure the signs were removed. It was the consensus of the Board to have all the signs removed. Public Works Director Grant said that the public works department would begin the sign removal first thing in the morning.

Mayor Adams asked the Boards permission for a one night trip to attend the ICSC convention on November 15th and 16th in Atlanta and permission was granted.

ADJOURNMENT 8:15 P.M.

RECORDER JOHNSON