

**CITY COUNCIL MINUTES  
SEPTEMBER 7, 2010**

The Harriman City Council met in regular session, September 7, 2010 at 7:00 p.m. in the City Municipal Complex. The Honorable Chris Mason, Mayor was present and presiding. Mayor called the meeting to order with the Pledge of Allegiance and a prayer by Councilmember Wright. Roll call of Council was as follows:

PRESENT: Buddy Holley  
Kenyon Mee  
Ken Mynatt  
J D Sampson  
Chase Tedder  
Lonnie Wright

ABSENT:

Mayor Mason asked for a motion to approve the minutes from August 10, 2010. Councilmember Sampson made the motion and Councilmember Mee seconded. The motion passed with a unanimous roll call "Yes".

Mayor Mason asked for a motion to pay the salaries. Councilmember Holley made the motion and was seconded by Councilmember Tedder. The motion passed with a unanimous roll call "Yes".

**DELEGATIONS**

Mayor Mason asked the public if anyone would like to approach Council.

Fire Chief Goss requested Council approval to transfer 40 hours sick time from Brad Goss and Brad Daniels to Chad Lemons. Chief Goss stated Mr. Lemons had gotten sick and needed surgery. He has exhausted all of his sick time but is in the process of getting some short term disability started. Mayor Mason stated this came as a recommendation from the fire board and asked for a motion to transfer 40 hours sick time from Brad Goss and Brad Daniels to Chad Lemons. Councilmember Tedder made the motion and this was seconded by Councilmember Mynatt. The motion passed with a unanimous roll call "Yes".

Randy Ellis wanted to thank the volunteers, police, fire and street departments for their help with Hooray for Harriman this year. He also wanted to thank all the downtown businesses that opened for the day. He reported an estimated 7000 people visited Harriman for the festivities.

Crystal Jones with the Triangle Park Association wanted to say thank you to Chief Randy Heidle and Mayor Mason for their assistance in a situation that occurred in her neighborhood. The extra patrol has seemed to help resolve the problem that has been occurring. Also wanted to let everyone know the Triangle Park Association was having a back to school bash Saturday September 11, 2010 from 11-2 at the triangle park. She also wanted to thank Drack Langley for all of his assistance.

Police Chief Heidle stated he would like to ask for council approval to transfer up to 40 hours total sick time from anyone who would like to donate time to Terry Humphreys. Mr. Humphreys had to have part of his lung removed and when he got a 24 hour virus that went through the department, it took him three weeks to get over it. Mayor Mason asked for a motion to approve the transfer of up to 40 hours total sick time from anyone who would donate time to Terry Humphreys. Councilmember Tedder made the motion and this was seconded by Councilmember Mynatt. The motion passed with a unanimous roll call "Yes."

### **OLD BUSINESS**

Mayor Mason asked Councilmember Wright if he had any old business. Councilmember Wright asked if everyone received a letter from Mr. Bain. Everyone had received the letter that has reported a noise problem and has seemed to have escalated into a harassment issue. Councilmember Wright asked Chief Randy Heidle what could be done to resolve the situation. Mayor Mason reported he has witnessed the noise problem. Chief Heidle stated they are doing everything they can to try and resolve the issue. Chief Heidle reported they have issued some citations and the citations were dismissed. He reported he is going to meet with the City Judge to see why the charges were dismissed. Chief Heidle reported the only thing he knows to do is to have an officer assigned to that area to try and catch the individuals who is making the noise. The only problem is the department currently does not have the manpower to do that.

Mayor Mason asked Councilmember Mynatt if he had any old business. Councilmember Mynatt would like to make a motion to place the city charter change on the November 2010 ballot for the citizens to vote on the T.C.A City Manager style of government. This was seconded by Councilmember Holley. Councilmember Mynatt reported he researched this thoroughly and felt the city needs someone on board to oversee the daily operations. Councilmember Holley reported he gave the council a job description and asked for everyone's comments. He never received any comments on the description he proposed to the council. He believed it should be left up to the citizen's to decide if they would like this form of government. Councilmember Sampson suggested that it be put on the ballot for the citizen's to choose either a city administrator or the city manager. Councilmember Mee reported had made several notes on the job description but thought it was put on the back burner. After much discussion the motion failed by a roll call vote. Councilmember's Holley and Mynatt voted "Yes" and Councilmember's Mee, Sampson, Tedder and Wright voted "No".

Mayor Mason asked Councilmember Tedder if he had any old business. Councilmember Tedder would like to ask council approval for the fire department to utilize the basement again this year for the Haunted House. Everyone was in agreement for them to use the basement for the haunted house.

Mayor Mason asked Councilmember Sampson if he had any old business. Councilmember Sampson reported Mr. Newcomb with the Alumni Association had declined to just move their meetings to the downstairs office. Mayor Mason asked when Councilmember Sampson had talked to Mr. Newcomb, because he had also spoken to him and had agreed to the terms of just meeting downstairs. Councilmember Sampson reported the county is going to help the new medical plaza, going in at Midtown, gain access to public sewer. Since he has been on the council he has

trying to get sewer access on that side of the road. He feels like this would increase the value of the property there and help to bring in more businesses. He would like to see what it would cost and see what the city could do to help get the sewer lines run. Councilmember Wright asked who was going to pay for it. Councilmember Sampson stated that he would like to get see if there was a grant that we might be able to apply for. Councilmember Wright stated he would like to do everything he can for businesses but the majority of the city does not have access to public sewer.

Mayor Mason asked Councilmember Mee if he had any old business. Councilmember Mee reported the buildings and grounds committee came to the conclusion that the bathroom floor in the Temperance building might need a temporary fix due to the foundation work that needs to be done first.

Mayor Mason asked Councilmember Holley if he had any old business. Councilmember Holley reported he attended the HUB tour of their facilities. It was very informative tour and he believes they are moving n the right direction. He reported that the 7 mile sewer pipeline was damaged by the ash spill. TVA is working on repairing the damage and in the mean time HUB has to pipe the treated sewer out into the Emory River.

Mayor Mason reported he has a potential developer interested in some of the buildings in the downtown area that the city is looking to turn over to the Industrial Development Board.

Mayor Mason reported he met with KCDC and Alvin Nance is going to try and get in contact with Mr. Gencay. He is the owner of several building that the city is hoping to take over due to the poor shape they are in.

Mayor Mason has asked for a motion to adopt the bylaws for the Industrial Development Board submitted to the council. Councilmember Wright made the motion and this was seconded by Councilmember Sampson. The motion passed with a unanimous roll call "Yes".

Mayor Mason reported he had found the goals the city council approved back in September 2004. One goal was to redevelop and revitalize the downtown commercial properties and buildings along with reenergizing parking and other external issues. The date was by January 2009. The city sent a letter to TVA in May of 2009 to accomplish this. Item A on the goals was for Councilmember Chris Mason to work with the current owners of the Princess Theatre to explore actions to reopen the theatre. He did and they sold it to the city for \$1.00. He wanted to let everyone know they are on track with the revitalization efforts. Mayor Mason reported the council has been invited to a tentative tour of the princess theatre and channel 15 either this week or next week.

Mayor Mason reported they have two bids to open for the Fire Department on the Sparky Suit.

Robotronics \$3,912.72

Heritage Fire \$4,250.00

Mayor Mason stated he would give the bids to Fire Chief Goss for review. He and the fire board will bring back a recommendation to the council next week.

Mayor Mason asked if there were any committee reports.

Councilmember Mee reported the Golf Board asked for Council approval on a new zero turn lawn mower. The one they opted to fix has finally seen its last days. They have

received three bids and everyone should have a copy. The recommendation from the board is bid number one from SL Bowman for \$7,199 but stated they would take anything the council would approve. Councilmember Mynatt made the motion to take the lowest bid which was bid number two from Co-op for \$6,500. Motion failed for lack of a second. Councilmember Mee made a motion to approve bid number one from SL Bowman for \$7,199 and this was seconded by Councilmember Mynatt. After much discussion the motion was withdrawn and will be brought back next week.

### AGENDA

#### Discuss and possibly approve the Tennessee Eagles RC Club Lease

Mayor Mason asked for a motion to approve the Tennessee Eagles RC Club Lease. The motion was made by Councilmember Tedder and seconded by Councilmember Mynatt. After much discussion Councilmembers Tedder and Mynatt reported the lease should be a three year lease from today's date. Councilmember Tedder asked Mayor Mason to call the question. Everyone was in agreement to call a question. The motion to approve the three year lease to the Tennessee Eagles RC Club passed with a roll call five "Yes" vote and one "No" vote by Councilmember Sampson.

#### Reading of Resolution R0910-01: A Resolution Authorizing the Establishment of the Industrial Development Board of the City of Harriman, Tennessee

Mayor Mason asked for a motion to approve Resolution R0910-01. Councilmember Wright made the motion and this was seconded by Councilmember Tedder. The motion passed with a unanimous roll call "Yes".

#### Discuss and possibly approve James and Vivian Godsey's request to operate a taxicab with the City of Harriman

Mayor Mason asked Chief Heidle if he knew anything about the request and if he had done a background check. Chief Heidle reported he was unaware of the request and had not done a background check on them. After brief discussion Mayor Mason asked for this item to be placed on next weeks agenda.

#### First reading of Ordinance 0910-01: An ordinance amending ordinance 07-09-02 being an ordinance to establish a budget for the City of Harriman, Tennessee, for the fiscal year beginning July 1, 2009, and ending June 30, 2010.

Mayor Mason yielded the floor to Dr. Kerley. Dr. Kerley read the ordinance aloud for everyone. He reported this was routine bookkeeping for last years budget. Mayor Mason asked for a motion to approve the first reading of Ordinance 0910-01. The motion was made by Councilmember Mynatt and this was seconded by Councilmember Holley. The motion passed with a unanimous roll call "Yes".

#### Discuss and possibly approve the bid for paving submitted by Rogers Group

Mayor Mason reported everyone should have a copy of the bid in their packet. The bid was opened by Mayor Mason on August 19, 2010 at 8:40am in the presence of Treasurer Charles Kerley and City Clerk Angie Skidmore. Councilmember Tedder reported the language contradicted itself. On page one item one the price includes Clip and Sweep Roads and Prepare for Asphalt. On page two item five it states the City of Harriman is responsible for clipping of roadways before paving operations. Mayor Mason asked for a motion to approve

the bid submitted by Rogers Group excluding item number five on page two. Councilmember Wright made the motion and was seconded by Councilmember Mynatt. The motion passed with a unanimous roll call “Yes”.

Discuss and possibly take action on forgiving lein

Mayor Mason reported a piece of property on Siluria Street has a \$29,000 lein against it for the demolition of a structure. The Mill Baptist Church is wanting to purchase the property to extend their parking lot. He reported you can forgive a lein but not taxes. He would like to bring this back before council when he has correct address.

Discuss and possibly take action on a committee for the Riverfront property

Mayor Mason reported this was the old papermill property. Councilmember Holley has been working closely with the EPA trying to do something with this property. Mayor Mason asked for a motion to approve Andy Abels, Buddy Holley and Richard Evans. The motion was made by Councilmember Wright and this was seconded by Councilmember Mynatt. The motion passed with a roll call five “Yes” vote and a “Pass” vote by Councilmember Holley.

Waiving of the Agenda Rule

Mayor Mason asked for a motion to waive the agenda rule. Councilmember Mynatt made the motion and was seconded by Councilmember Mee. The motion passed with a unanimous “Aye”.

Mayor Mason reported he has a request from Steve Robinette to utilize the soccer fields at the Riverfront Park to have a Mixed Martial Arts event. The event usually brings a crowd of around 3,000 to 5,000 spectators. Mr. Robinette stated he would like to donate a \$1.00 back to the City from each ticket sold. Mayor Mason asked for a motion to approve this event. Councilmember Tedder made the motion and was seconded by Councilmember Mee. Councilmember Sampson stated he would like to see the proceeds go toward the Temperance Building restoration fund for this one event. Councilmember Tedder made the ammendment to include the proceeds to go to the Temperance Building restoration fund this one time and Councilmember Mee agreed. The motion passed with a unanimous roll call “Yes”.

Discuss and possibly take action on auctioning furniture in the building next to the Municipal Complex

Mayor Mason gave a brief history on the building next to the municipal complex. Mayor mason asked for a motion to approve the auctioning of the furniture pending the approval of city attorney Harold Balcom. The motion was made by Councilmember Mynatt and this was seconded by Councilmember Mee. The motion passed with a unanimous roll call “Yes”.

Mayor Mason reminded everyone to please shop their local businesses.

There being no further business, motion was made by Councilmember Tedder to adjourn and was seconded by Councilmember Mynatt. Motion passed with a unanimous “Aye”.

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Christopher B. Mason/Mayor

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Angela Skidmore/City Clerk