

FEBRUARY 10, 2009

The Harriman City council met in regular session February 10, 2009 at 7:30 p.m. in the Conference Room of the Harriman Municipal/Utility Building. The Honorable Chris Mason, Mayor was present and presiding. Mayor called meeting to order with the Pledge of Allegiance and a prayer by Councilmember Wright. Roll call of Council was as follows:

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

ABSENT:

Mayor Mason asked for a motion to approve the minutes from February 3, 2009. Councilmember Sampson made the motion and Councilmember Tedder seconded. The motion passed with a unanimous "Aye".

Mayor Mason asked for a motion to pay the bills. Councilmember Mee made the motion and was seconded by Councilmember Wright. The motion passed with a unanimous "Aye".

DELEGATIONS

Mayor Mason asked the Public if anyone would like to approach Council. A gentleman approached Council regarding his daughters property located at 103 Evergreen. His daughter, Mrs. Shane Best, applied for a building permit but was denied by the BZA because there is a variance on the lot. The setbacks are there for the utilities. The city right of way is 60 feet. Would like Council to see if the BZA would possibly reconsider looking at it again. Councilman Mynatt made a motion to have the BZA reconsider appeal for 103 Evergreen and to have H.U.B. look at the property as well for plans on running sewer. (Currently the area is on septic tanks). Councilman Sampson seconded the motion. The motion passed with a unanimous Roll Call "Yes".

Chrystal Jones with the Triangle Park Association approached Council regarding the improvements of the park. Mayor Mason advised that the Triangle Park was on the Agenda.

OLD BUSINESS

Mayor Mason asked Councilmember Sampson if he had any old business. Councilmember Sampson advised that five or six legs of the dock foundation is hanging and is in need of repair. He would like for Street Department Supervisor, Drack Langley to see if it's something the City can repair before TVA backs up the water.

Councilman Sampson also would like to get the parking lot between the playground and the pavilion at the Riverfront Park on the "paving list".

Councilman Sampson mentioned the parking lot that is directly across from the entrance of Riverfront Park owned by Mr. Kirkland needs to be cleaned up. Codes Enforcement Officer Maria Nelson advised that the last time she checked on the property, Mr. Kirkland was in compliance, but would drive by again to check.

Mayor Mason asked Councilmember Mynatt if he had any old business. Councilmember Mynatt advised he did not have any old business to discuss.

Mayor Mason asked Councilmember Wright if he had any old business. Councilmember Wright advised that the paving list is a work in progress; however TDOT has been informed that we are ready to start.

Mayor Mason asked Councilmember Tedder if he had any old business. Councilmember Tedder inquired as to when the Christmas Lights would be taken

down from the street lights. Councilman Tedder also asked to the status of the lighting of the north end of town.

Mayor Mason asked Councilmember Mee if he had any old business. Councilmember Mee inquired about the status of the appeal in regards to the Midtown lawsuit against Kingston. Mayor Mason advised he would follow up with City Attorney, Harold Balcom as to the status.

Councilman Tedder also inquired about the status of Pinnacle Point. Mayor Mason advised that due to legalities it's confidential, but there have been some major updates in the last two weeks.

Mayor Mason asked City Treasurer, Dr. Charles Kerley if he had any old business to discuss. Dr. Kerley advised that he did not.

Mayor Mason asked City Coordinator Bobby Tidwell if he had any old business to discuss. Mr. Tidwell advised that he did not.

Mayor Mason advised that in 2005 there were 1653 offenses and in 2008 the list of crimes had gone down to 799. Mayor Mason thanked the Harriman Police Department for their hard work.

Mayor Mason advised that the lighting project on the north end of town may qualify for the enhancement grant. A former mayor obtained grant money years ago that has not been used. There is about \$35,000.00 available. Mayor Mason advised that he would like to use any stimulus money for the streets and the enhancement money for the street lights. Councilman Sampson advised that he does not agree with lighting the north end of town first.

Councilman Tedder made a motion for Mayor Mason to move forward with the Enhancement Grant. The motion was seconded by Councilman Wright. The motion passed with a unanimous Roll Call "Yes".

AGENDA

George Pope - Appeal to Council - Rezoning property from R1 - C2. Building Inspector and Codes Enforcement Officer, Maria Nelson advised Council that Mr. George Pope appealed to the Harriman City Planning Commission to rezone his property (The Corner Market) from an R-1 to C-2. The Planning Commission ruled in favor of Mr. Pope's appeal and stood by their original decision made to Council in June 2008. Maria Nelson cited Mr. Pope due to junked cars in the lot. Mr. Pope stated that he was in the process of trying to open up a Hot Rod Shop. The property however is zoned as a Residential property and not Commercial. The property has been used as a commercial location for over 20 years. Due to cleanup problems Mr. Pope has been cited for in the past, Council voted "no" to Ordinance 0608-1 to rezone the property from R1 to C2 back in June 2008. Council advised he would first need to clean and organize the cars and parts then he could appeal. Councilman Mee advised that regardless of whether or not Mr. Pope gets the property cleaned up, the property still needs to be rezoned properly as a Commercial Zone. Councilman Mee made a motion to rezone the property from R1 to C2. Councilman Wright seconded the motion. The motion passed with four Roll Call "Yes" votes and one "No" vote by Councilman Mynatt. The original Ordinance 0608-1 will be put back on the agenda for March for two readings (March 3rd and March 10th) a public hearing for the Ordinance will be set for March 10th prior to the Council meeting. The Ordinance number will change from 0608-1 to 0309-1.

Triangle Park Association

Chrystal Jones advised Council that the Triangle Park Association would like Council to approve a budget amendment so that they can get the park repaved and make the park handicap accessible as well as the curbs and entrances into the park from the street. Councilman Sampson stated that he went by the park and advised that the sidewalks are in desperate need of repair. Ms. Jones advised that she is obtaining three quotes. Councilman Tedder asked if that is required, Mayor Mason advised no. Ms. Jones stated that she wanted to be fair.

Councilman Mee made a motion to amend the Fiscal Budget and to approve giving the Triangle Park Association \$10,000.00 to repave the park. Councilman Mynatt seconded the motion. The motion passed with a unanimous Roll Call "Yes". The budget was amended because the TPA turned in their budget request after the cut off date. Dr. Kerley advised all Organizations requesting money from the City to have their financial/profit statements turned in by the end of June for the new fiscal year.

TDOT

After much research it is positive that the City of Harriman owes TDOT for work done back in 2002. Councilman Sampson asked if interest would be charged, and was advised no. Councilman Wright made a motion to pay the total \$108,101.72 over a period of three years (\$36,033.91). Councilman Mynatt seconded the motion. The motion passed with a unanimous Roll Call "Yes".

Flood Plain

Mayor Mason advised that the City of Harriman is working with TVA on the 100 year Flood Plain area. TVA advised that they are sending out a letter to all residents in the 100 Year Flood Plane zones that if there is any damage to their homes, TVA will costs in case of emergency. There are approximately 100 homes in the affected area. Mayor Mason advised that he has a meeting with Howie Rose the Director of Roane County Office of Emergency Management & Homeland Security) on Thursday February 12th and will have more information afterwards.

FIRE BID

The Fire Department sent out bids and opened by Mayor Mason, City Treasurer Charles Kerley, and City Clerk Amy Arriola. The lowest bidder for each item and for all items excluding pagers (covered under a separate grant) was Nafeco. Councilman Wright made a motion to go with Nafeco, the lowest bid. The motion was seconded by Councilman Mynatt. The motion passed with a unanimous Roll Call "Yes".

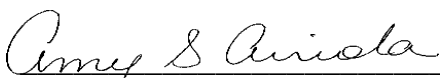
Mayor Mason asked for a motion to waive the Agenda rule. Councilman Tedder made the motion and was seconded by Councilman Mynatt. The motion passed with a unanimous "Aye".

Chief Randy Heidle presented the Police Board a request to purchase new software that will provide the officers the ability to stay in the car and do their paperwork. This allows the officer to maintain their visibility in the neighborhoods and on the street rather than having to go back to the station to submit any paperwork that they have to file. The amount of the software is \$2400.00 and is in the budget. This comes before Council as a Police Board recommendation. Councilman Wright made the motion to approve spending the \$2400.00 on the software. Councilman Sampson seconded the motion. The motion passed with a unanimous Roll Call "Yes".

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



Christopher B. Mason/Mayor



Amy S. Arriola/City Clerk