

APRIL 7, 2009

The Harriman City council met in regular session April 7, 2009 at 7:00 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 March 10, 2009. Councilmember Tedder made the motion and Councilmember Mee seconded. The motion passed with a unanimous "Aye".

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

DELEGATIONS

Mayor Mason asked the Public if anyone would like to approach Council. Kathy Britton of Morgan Street approached Council regarding the light grant. Bob Tidwell advised that TDOT is working on the final stages. Mayor Mason mentioned that he had asked HUB to install temporary lights so that the street would be lit until the permanent lighting was in place. Mayor Mason advised he would follow up with H.U.B. regarding the security lighting.

Pat LaDue of 402 Morgan Street approached Council regarding the sidewalk restoration. Bob Tidwell advised that the City is still waiting on the grant to be approved. It is a federal grant handled through the State.

Chief Wayne Best advised that the Fire Department sponsored Easter Egg Hunt will be Saturday, April 11th at Harriman Riverfront Park at 10 AM. Chief Best also advised that the ISO rating results are in and the City has gone from an ISO rating of 5 down to a 4.

OLD BUSINESS

Mayor Mason asked Councilmember Sampson if he had any old business. Councilmember Sampson advised that he has received an "idea" quote on fixing the dock at the Riverfront Park and advised that Council can accept or have City Treasurer, Dr. Kerley do an official bid out. Councilman Mee wants to take bids but also wants Building Inspector, Maria Nelson to inspect the dock and report back as to whether or not the dock is safe as is or if it needs to be closed down until repairs can be made. Councilman Tedder made a motion to take bids not to exceed \$6000.00 on repairs. Councilman Wright seconded the motion. The motion passed with a unanimous "Aye".

Councilman Sampson advised that the Flying Club area discussed in a Council workshop as a possible picnic area needs to be removed from the table. After further investigation, Councilman Sampson advised that there are too many obstacles (such as gas lines, etc.) that would cause problems. Mayor Mason thanked Councilman Sampson for his work on it.

Mayor Mason asked Councilmember Mynatt if he had any old business. Councilmember Mynatt advised that the 1st Farmers Market is set and is on schedule for the 1st Weekend in June. Councilman Sampson asked if the Farmers Market will be excused from applying for the Peddlers Permit. Mayor Mason advised to add this to the April 14th Agenda.

Mayor Mason asked Councilmember Wright if he had any old business. Councilmember Wright thanked Drack Langley and the Street Department for their hard work on Harriman Pride Day. Mayor Mason added that Harriman Pride Day was a huge success and that next year the City will have more dumpsters for Walnut Hill location.

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

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

Mayor Mason asked City Coordinator Bob Tidwell if he had any old business to discuss. Mr. Tidwell advised on his recent trip to Nashville.

Mayor Mason asked City Treasurer Dr. Kerley if he had any old business to discuss. Dr. Kerley advised that the tractor bids had been opened by the Mayor prior to the Council Meeting and witnessed by the Clerk and himself. Dr. Kerley passed out a summary of the quotes received. Mayor Mason advised that he would have the Street Department Director, Drack Langley review the quotes and products as well. Mayor Mason added this to next week's agenda.

AGENDA

Beer Ordinance –

Currently, the Harriman Municipal Code states in Chapter 2, Beer, Section 8-212 *Prohibited conduct or activities by beer permit holders.* *It shall be unlawful for any beer permit holder to: (2) Make or allow any sale of beer between the hours of 12:00 Midnight and 6:00 A.M. during any night of the week or on Sunday.* Councilman Mee advised that he believes that since the City of Harriman can sale liquor by the drink, it has to follow what the State rules say. Councilman Tedder advised that the entire section of 8-212 needs to be reviewed and possibly revised. Mayor Mason advised that he would have the City Attorney, Harold Balcom look into what the State Law says. Mayor Mason tabled this until April 14th Council Meeting.

TML Resolution R0409_1 – A motion was made by Councilman Wright and was seconded by Councilman Tedder to approve the Resolution. After much discussion, it was decided to table the Resolution to the April 14th Council meeting so that the City Attorney, Harold Balcom could advise. Councilman Wright and Councilman Tedder withdrew their motion.

TML Interlocal Agreement – Tabled until April 14, 2009.

Turn Code Violators over to Harold Balcom –

Councilman Sampson made a motion to turn code violators over to City Attorney, Harold Balcom. Councilman Tedder seconded the motion. After much discussion, Councilman Tedder called the question. Mayor Mason asked for anyone opposed to calling the question to say “Aye”. The question failed with a unanimous “Aye” from the members of Council. The Building Inspector and Codes Enforcement Officer, Maria Nelson advised Council that she is seeking permission to escalate to the next higher court from City Court. Council is in agreement that the City Court needs more “teeth” to be able to hold code violators accountable. Councilman Mynatt advised he would try and get a copy of what Memphis Law states and what the City of Jonesboro's code state. Councilman Mynatt advised he would give a copy to members of Council and to the City Attorney, Harold Balcom for their review. Mayor Mason asked Maria Nelson to be at the next scheduled Workshop being held on Tuesday, April 21st at 6:00 P.M. and asked that City Judge, Charlie Crass also be present.

1st Reading of Ordinance 0409_1

AN ORDINANCE AMENDING THE “ZONING MAP, HARRIMAN, TENNESSEE” BY RESCINDING THE “ZONING MAP, HARRIMAN, TENNESSEE JULY 2006” AND ADOPTING THE DIGITAL “ZONING

MAP, HARRIMAN, TENNESSEE JANUARY, 2009". Mayor Mason read the Ordinance. A motion was made by Councilman Tedder and seconded by Councilman Mynatt. The motion passed with a unanimous Roll Call "Yes" vote. Councilman Tedder added that Maria Nelson, Laura Smith with the State and the Harriman City Planning Commission worked very hard on reviewing and updating the Zoning Map into Digital Form.

1st Reading of Ordinance 0409-2

AN ORDINANCE TO AMEND THE ZONING MAP OF THE HARRIMAN, TENNESSEE DESIGNATING TERRITORY ANNEXED BY RESOLUTION NUMBER R1207-2 AS C-2 GENERAL COMMERCIAL DISTRICT. Mayor Mason read the Ordinance. Councilman Wright made the motion to approve and was seconded by Councilman Mynatt. The motion passed with a unanimous Roll Call "Yes" vote.

Lien on 123 Jasper Drive

This is a house that burned down several years ago. The City has issued a lien on the property to recover the costs of tearing the house down. Maria Nelson advised that she received three estimates to tear down the building and the best cost came to \$1980.00. Councilman Tedder made the motion to approve the Lien and was seconded by Councilman Sampson. The motion passed with a unanimous Roll Call "Yes" vote.

H.U.B. Appointment

Mayor Mason asked for a motion to approve Edgar R. (Buddy) Bowers for the upcoming available H.U.B. spot. Mayor Mason read a little about Mr. Bower's qualifications. Councilman Wright made the motion to accept the appointment and advised that it was a very good decision. The motion was seconded by Councilman Mynatt. Councilman Wright thanked Mr. Collins for his service on the Board. Mr. Bowers will be replacing Mr. Collins in July. Councilman Wright also advised the Mayor that he likes the new method of allowing the new Appointee to sit in on the meetings prior to serving on the board. The motion passed with a unanimous Roll Call "Yes" vote.

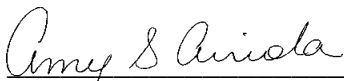
Councilman Mynatt reminded everyone that the first Crusin is Saturday, April 11th from 2:00 – 7:30 P.M.

Mayor Mason reminded everyone to please check out the City's new website at www.cityofharriman.net.

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



Christopher B. Mason/Mayor



Amy S. Arriola/City Clerk