

MINUTES OF MEETING, ATHENS CITY COUNCIL, DECEMBER 15, 2015

The Athens City Council met in regular session on Tuesday, December 15, 2015, at 6:00 p.m. with Vice Mayor Perkinson presiding. The invocation was given by Council Member Pelley; and upon roll call, the following members were present:

Burris, Pelley, Raper, Perkinson

Mayor Davis was attending a TML Risk Management Pool meeting in Nashville and was unable to attend the meeting.

The following decisions were made and ordered made a part of the records of the Athens City Council.

- 1 -
MINUTES

The Minutes of the regularly scheduled meeting of November 17, 2015 was submitted and approved by unanimous consent.

- 2 -
COMMUNICATIONS

PRESENTATION OF PROCLAMATION

Vice Mayor Perkinson presented a proclamation to the Titans Punt Pass & Kick Champion in the 10 to 11 year old boys' age group to Andy Sullins. Stuart and Amy Sullins along with teachers from North City School were also in attendance. Andy Sullins thanked everyone for their support and wished everyone a Merry Christmas.

- 3 -

MISCELLANEOUS CORRESPONDENCE

Vice Mayor Perkinson acknowledged receipt of a letter of appreciation from Dwight Sullivan of the Firefly Project to Fire Chief Dyer for use of the fire station and his hospitality.

- 4 -
PETITIONS AND REQUESTS

AUDIENCE

Vice Mayor Perkinson opened the meeting for petitions and requests from the audience. Mr. Stephen Dick, 610 Greenwood Drive, Apt. 25, thanked the City Council for considering his request to adopt a resolution supporting Governor Haslam's Insure Tennessee plan. He stated there were some people trying to make this a political issue but did not feel that was true of the City Council or himself. He felt this was an issue of fiscal responsibility, an issue of education and an issue of ethics and urged the Council to adopt the resolution. Vice Mayor Perkinson thanked Mr. Dick for his comments and reminded everyone that the Council would be taking up this issue again in January.

- 5 -
REPORTS

FINANCE DEPARTMENT REPORT

Mr. Michael Keith, Finance Director, presented the Finance Department Report for the month of November 2015. The report was accepted as presented.

- 6 -

POLICE DEPARTMENT REPORT

Chief Chuck Ziegler presented the Police Department Report for the month of November 2015. The report was accepted as presented.

- 7 -

FIRE DEPARTMENT REPORT

Chief Dyer presented the Fire Department Report for the month of November 2015. The report was accepted as presented.

- 8 -

CONSENT AGENDA

Vice Mayor Perkinson advised that the following items were discussed during the recent work session and are presented as a part of the Consent Agenda. The recording clerk read the items into the record:

- a.) Approve City of Athens Debt Management Policy, annual review by the Athens City Council;
- b.) Approve Resolution No. 2015-27 authorizing the distribution of Athens Utilities Board’s electrical in lieu of tax payments for fiscal year 2015/16;
- c.) Approve Resolution No. 2015-28 authorizing the distribution of Athens Utilities Board’s gas in lieu of tax payments for fiscal year 2015/16;
- d.) Approve staff’s recommendation to declare 1989 Ford F150 as surplus property and authorize sale on GovDeals as detailed in memorandum from Matthew Marshall, Director of Purchasing, dated December 2, 2015;
- e.) Approve request for a ninety-day extension of Certificates of Compliance for Prakash and Monika Patel, Heni Corporation, for retail liquor store, extension expires March 15, 2016.

On motion by Council Member Pelley, seconded by Council Member Raper, the Consent Agenda as stated above was approved by the following roll call vote:

AYES: Burris, Pelley, Raper, Perkinson
NAYS: None
ABSENT: Davis

- 9 -

ORDINANCES

ORDINANCE NO. 1044 – SECOND/FINAL READING – PUBLIC HEARING
 AN ORDINANCE TO AMEND ‘THE ZONING ORDINANCE OF THE CITY OF ATHENS, TENNESSEE,’ SO AS TO AMEND THE OFFICIAL ZONING MAP TO ADD PARCELS TAX MAP 057N GROUP A PARCELS 026.00 AND 027.00 AS M-1 MEDICAL DISTRICT, SAID AREA BEING LOCATED WITHIN THE CORPORATE LIMITS OF ATHENS, TENNESSEE.

The caption of the above-described Ordinance was read by the recording clerk. Vice Mayor Perkinson opened the public hearing. There being no one present wishing to discuss the Ordinance, Public Hearing was closed. **A motion was made by Council Member Pelley, seconded by Council Member Burris, to approve Ordinance No. 1044 on Second and Final Reading.** Ordinance No. 1044 was approved by the following roll call vote:

AYES: Burris, Pelley, Raper, Perkinson
NAYS: None
ABSENT: Davis

- 10 -
NEW BUSINESS

CONSIDERATION OF PROPOSED ORDINANCE TO ADD "CAR DEALERSHIPS" AS AN ALLOWABLE USE IN B-1 LOCAL BUSINESS DISTRICT

ORDINANCE NO. 1045 – FIRST READING

AN ORDINANCE OF THE CITY OF ATHENS, TENNESSEE, PROVIDING THAT THE ATHENS MUNICIPAL CODE, TITLE 14, CHAPTER 2, SECTION 3.04.06.B. BE AMENDED TO ADD REGULATIONS THAT ADDRESS CAR DEALERSHIPS IN THE B-1 LOCAL BUSINESS DISTRICT AS USES PERMITTED; AND PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

The caption of the above-described Ordinance was read by the recording clerk. **A motion was made by Council Member Pelley, seconded by Council Member Burris, to approve Ordinance No. 1045 on First Reading.** The motion was approved by the following roll call vote:

AYES: Burris, Pelley, Raper, Perkinson
NAYS: None
ABSENT: Davis

- 11 -

CONSIDERATION OF PROPOSED ORDINANCE AMENDING THE TELECOMMUNICATION TOWERS SECTION OF THE ZONING CODE TO CLARIFY LANGUAGE REGARDING THE SETBACKS FROM RESIDENTIAL USES AND DISTRICTS AND FENCING REQUIREMENTS

ORDINANCE NO. 1046 – FIRST READING

AN ORDINANCE OF THE CITY OF ATHENS, TENNESSEE, PROVIDING THAT THE ATHENS MUNICIPAL CODE, TITLE 14, CHAPTER 2, SECTION 4.16 TELECOMMUNICATION STRUCTURES BE AMENDED TO ADD LANGUAGE THAT CLARIFIES THE SETBACKS FROM RESIDENTIAL USES AND DISTRICTS AND FENCING REQUIREMENTS; AND PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.

The caption of the above-described Ordinance was read by the recording clerk. **A motion was made by Council Member Burris, seconded by Council Member Pelley, to approve Ordinance No. 1045 on First Reading.** The motion was approved by the following roll call vote:

AYES: Burris, Pelley, Raper, Perkinson
NAYS: None
ABSENT: Davis

- 12 -

MANAGER'S REPORT


City Manager Moore presented the Manager's Report. The Department of Revenue had not distributed the local sales tax distributions for October. As soon as the information has been received, the report will be placed in the Council's mailboxes at City Hall. Mr. Moore reviewed the progress of current city projects/meetings scheduled during the months of December/January. The City Council Planning Retreat was scheduled for February 26, 2016 from 6:00 p.m. to 10:00 p.m. and for February 27, 2016 from 9:00 a.m. to 2:00 p.m. The report was accepted as presented.

- 13 -
ADJOURNMENT

There being no further business to come before the meeting and upon motion duly made and seconded, the meeting adjourned at 6:48 p.m.



MITCHELL B. MOORE, City Manager



ANN S. DAVIS, Mayor