

MINUTES

June 12, 2006

The Winchester City Council met in a regular session on Monday, June 12, 2006, rescheduled from June 13, 2006, beginning at 7:00 p.m. at City Hall.

Present and participating were: Mayor Richard Stewart, presiding; Beth Rhoton, City Administrator; City Attorney Greg O'Neal; Judy Baker, Secretary; various Department Heads; and the following Council members:

Present: Councilman Harrell
Councilman Scharber
Councilman Snead (arrived 7:13)
Councilman Womack

Absent: Councilman Franklin

Mayor Stewart called the meeting to order with a prayer by Councilman Harrell and then City Administrator Rhoton led the audience in the Pledge of Allegiance.

Under requests, addresses or presentations, the Council approved a request for a roadblock by Jay Carmack for the "Tennessee Voyagers" girl's basketball to be held on June 17th on a motion by Councilman Harrell, seconded by Councilman Scharber, and all voted in favor of said motion.

First under unfinished business, the reading of the minutes of the May 9, 2006, council meeting was dispensed and approved as written on a motion by Councilman Harrell, seconded by Councilman Womack, and all voted in favor.

Next, City Administrator Rhoton stated TML attorneys advised the Council's need for a motion to ratify approval or denial of the administrative law judge decision (attached) in the matter of Thomas Cohenour. Councilman Harrell moved for approval of the decision, seconded by Councilman Womack, and all voted in favor of said motion.

Next, Mayor Stewart asked Attorney O'Neal to give an update on the Hundred Oaks street issue between Vernon Miller and P. K. Bramlett. (At the April meeting, the Council agreed to the following options concerning the road in question: #1, the City could condemn the road and rebuild it; #2, let the attorneys work together and decide what to do; or #3, go to court and let the courts decide). Attorney O'Neal stated that the parties involved still could not seem to come to an agreement and, as a last result, the ultimate thing to do would be for the City to file a condemnation to make Hundred Oaks a city street. He stated that Tom Ore has been hired to conduct an accurate survey of the property to be condemned and said that an appraisal will have to be obtained for the necessary preparatory work required to have the road

condemned. Clifton Miller, attorney for Vernon Miller, then spoke and stated that Mr. O'Neal was correct in saying that the parties are no closer in finding a resolution to this issue and requested the City to condemn the road and rebuild it. Mayor Stewart requested that Mr. Ore be asked to begin the survey as soon as possible.

Next, the Council approved the second reading of Ordinance #857, an ordinance pertaining to the keeping of vicious dogs. Motion for approval was made by Councilman Womack, seconded by Councilman Scharber, and all voted in favor by the following roll call:

Ayes: Councilman Harrell
Councilman Scharber
Councilman Womack

Nays: None

Next, the Council approved the second reading of Ordinance #858, an ordinance annexing, at the request of the owner John Curtis, 47 acres of property located at the intersection of Arnold Farm Road and Cowan Highway 64/41A. Motion for approval was made by Councilman Harrell, seconded by Councilman Scharber, and all voted in favor by the following roll call vote:

Ayes: Councilman Harrell
Councilman Scharber
Councilman Womack

Nays: None

Next, Mayor Stewart recognized Coyle Clark, accountant with Clark and Knies Accountants, who discussed the second draft of the budget documents with the Council.

Note: Councilman Snead arrived at 7:13 p.m.

Next, after instructing Accountant Coyle Clark to make a correction, the Council approved the second draft & reading of Ordinance #859, an ordinance amending Appropriations Ordinance #843 for the fiscal year ending June 30, 2006. Motion for approval was made by Councilman Scharber, seconded by Councilman Womack, and all voted in favor by the following roll call vote:

Ayes: Councilman Harrell
Councilman Scharber
Councilman Snead
Councilman Womack

Nays: None

Next, the Council approved the second draft & reading of Ordinance #860, an ordinance making appropriations for the administration operation and maintenance and capital expenditures of each department, agency and fund of the City of Winchester for the fiscal year ending June 30, 2007. After a discussion, Mr. Clark was instructed to make a couple of corrections/adjustments to this budget document. Councilman Harrell made a motion to accept the second draft

of this ordinance, seconded by Councilman Womack, and all voted in favor by the following roll call:

Ayes: Councilman Harrell
Councilman Scharber
Councilman Snead
Councilman Womack

Nays: None

Next, the Council approved the first reading of Ordinance #861, an ordinance assessing and levying taxes within the corporate limits of the City for the fiscal year ending June 30, 2006, at a rate of ninety-nine cents (\$0.99) per one hundred dollars. Motion for approval was made by Councilman Harrell, seconded by Councilman Snead, and all voted in favor by the following roll call:

Ayes: Councilman Harrell
Councilman Scharber
Councilman Snead
Councilman Womack

Nays: None

Next, City Administrator Rhoton informed the Council that no bids were received for the Highway 41-A/Swann Avenue traffic signalization. Also, no bids were received for traffic light installation at the Holders Cove Road/Highway 64 Bypass. These items will be re-bid at a later date.

Next, Jerome Dempsey of Dempsey, Dilling & Associates reviewed the following sealed bids (attached) that were received and opened on June 8th for the City Hall buildings roof improvements:

Porter Roofing	\$221,363.00
Two Rivers Roofing	\$265,800.00

After a discussion, Councilman Scharber moved to approve the low bid by Porter Roofing, seconded by Councilman Womack, and all voted in favor.

Next, Cameron Crownover requested the responsibility of taking care of the sign and entrance into the Crownover Industrial Park, which is named after his grandfather. Cameron also requested to purchase approximately five acres of property, adjacent to Phillip Stewart's property, in the Crownover Industrial Park at a cost of \$2,000.00 per acre (letter & map is attached). Mr. Crownover will need to have a survey made of the exact acreage as well as access availability as a portion of the requested property is landlocked. Cameron informed the Council that he would start a plant production facility, known as "pot and pot", and will employ ten people upon opening. Motion for approval of the purchase, after the property is surveyed and upon availability of easement, was made by Councilman Scharber, seconded by Councilman Womack, and all voted in favor.

In the last order of business, the Council approved certificate of compliance letters for the owners of TJ'S Liquors and

Tims Ford Package Store on a motion by Councilman Scharber, seconded by Councilman Snead, and all voted in favor.

Reports and community happenings were presented by Mayoral, council, department and committee communications updates.

With no further business to be brought before the Council, the meeting adjourned on a motion by Councilman Scharber, seconded by Councilman Snead, and all voted in favor of said motion.

City of Winchester's website is:
www.winchester-tn.com

and

International Dogwood Festival website is:
www.winchesterdogwoodfestival.com

Richard Stewart, Mayor
City of Winchester

Attest:

Beth J. Rhoton, City Administrator

Minutes taken by: Judy Baker

Date of Meeting: June 12, 2006