

## MINUTES

September 12, 2006

The Winchester City Council met in a regular session on Tuesday, September 12, 2006, beginning with a public hearing at 7:00 p.m. The purpose for the public hearing was for Resolution #772, Ordinance #863, and Ordinance #864 (described below).

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

Present: Councilman Franklin  
Councilman Glasner  
Councilman Scharber  
Councilman Snead  
Councilman Womack

Absent: None

Mayor Harrell called the meeting to order with a prayer by Councilman Glasner and the Pledge of Allegiance led by Councilman Franklin.

Mayor Harrell opened the public hearing for any comments on Resolution #772, Ordinance #863, and Ordinance #864. No one present spoke for or against the resolution and ordinances and the public hearing was adjourned.

The regular Council meeting began immediately after the close of the public meeting.

Under requests, addresses or presentations, the Council approved a request by Zack Norwood for a roadblock for the "Franklin County Cheetah's" track team on October 28<sup>th</sup> on a motion by Councilman Snead, seconded by Councilman Franklin, and all voted in favor.

Jeannie Amacher explained that the United Way Chili Cook-off campaign had begun and a chili cook-off would be held between all departments of the city on September 27<sup>th</sup> at the Citizens Pavilion and judged by United Way board members. A brief presentation about the United Way will be given at this event. A grand cook-off between the winners of each company, city, etc. that participates will take place in January, 2007. Mayor Harrell challenged all cities to conduct a chili cook-off for the United Way.

Mayor Harrell recognized Larry Phillips who wanted a rezoning issue that had recently been approved by the Planning Commission placed on this agenda. However, as State Planner Art Brown did not have the necessary paperwork finalized in time, Mayor Harrell informed Mr. Phillips that this item would be on the agenda for the special called meeting being held later this month.

First under unfinished business, the reading of the minutes of the August 8<sup>th</sup> and 21<sup>st</sup> council meetings were dispensed and approved as written on a motion by Councilman Glasner, seconded by Councilman Womack, and all voted in favor.

For our record, Billy J. Rigsby called the morning of September 12<sup>th</sup> and told City Administrator Rhoton to take the 3<sup>rd</sup> and final reading of Annexation Ordinance #862, an ordinance annexing at the request of the owners J-Win LLC, 102 acres located on Georgia Crossing Road at Halfmoon Road and Plan of Services Resolution #772 off this agenda. (Public hearing for this ordinance was held July 11, 2006). Mr. Rigsby called again late afternoon and asked to place only Plan of Services Resolution #772 back on tonight's agenda and that he would possibly put 3<sup>rd</sup> reading of Annexation Ordinance #862 on the next agenda.

Next, the Council approved the third and final reading of Ordinance #863, amending Zoning Ord. #506, to allow the option of a zero side lot line in a M-1, medical-professional office district. Motion for approval was made by Councilman Scharber, seconded by Councilman Glasner, and all voted in favor by the following roll call:

Ayes: Councilman Franklin  
Councilman Glasner  
Councilman Scharber  
Councilman Snead  
Councilman Womack

Nays: None

Next, the Council approved the third and final reading of Ordinance #864, amending Zoning Ord. #506, to zone 47 acres of the John Curtis property located at the intersection of Arnold Farm Road and Cowan Hwy. 64/41A as C-2, commercial highway service district. Motion for approval was made by Councilman Womack, seconded by Councilman Scharber, and all voted in favor by the following roll call:

Ayes: Councilman Franklin  
Councilman Glasner  
Councilman Scharber  
Councilman Snead  
Councilman Womack

Nays: None

Next, the Council approved the purchase of thirteen (13) acres in the Crownover Industrial Park to Cameron Crownover at a cost of \$2,000.00 per acre on a motion by Councilman Glasner, seconded by Councilman Scharber, and all voted in favor. (Mr. Crownover had requested to purchase this property at the June 12<sup>th</sup> meeting). During a discussion, Phillip Stewart, who has adjoining property in the Park, stated there was a question concerning access to the roadway between the two properties. City Administrator Rhoton set up a meeting with all

parties involved to look at the property site on Sunday to resolve any problems with the road access.

First under new business, the Council approved the first reading of Ordinance #865, adopting the model code of ethics developed by the University of Tennessee Municipal Technical Advisory Service (MTAS) and included the recommendation of the Mayor that each year every employee, including members of the elected officials and other entities such as Planning Commission, Airport Board, Winchester Utilities, etc., read and sign that they've reviewed the code of ethics to comply with this ordinance. Councilman Franklin seconded this motion and all voted in favor by the following roll call:

Ayes: Councilman Franklin  
Councilman Glasner  
Councilman Scharber  
Councilman Snead  
Councilman Womack

Nays: None

Next, upon the recommendation of the Winchester Planning Commission, the Council approved the abandonment of the alley between 5<sup>th</sup> Avenue S.W., and 6<sup>th</sup> Avenue, S.W. and to give the adjoining property owners their portion of the alley if they want it. Motion for approval was made by Councilman Scharber, seconded by Councilman Womack, and all voted in favor of said motion. Letters were sent to the property owners informing them that they may obtain their portion of the alley that abuts their property.

Next, Susie Smith was appointed to the Historic Committee on a motion by Councilman Snead, seconded by Councilman Womack, and the motion passed unanimously.

Next, Councilman Scharber, on behalf of the recommendation of the Franklin County Highway Dept. and E911 Addressing, requested to

rename the City's portion of Old State Highway 64 as "Old David Crockett Highway" and approved on a motion by Councilman Snead, seconded by Councilman Glasner, and all voted in favor.

Next, City Administrator Rhoton informed the Council that the City had purchased new Dell computers through a lease program and requested approval to surplus and sell the old computers on the internet through govdeals.com. Councilman Snead then recommended and made a motion for the City to donate the surplus computers to the Franklin County School System with these computers to be used at the Townsend Center. Councilman Womack seconded this motion and all voted in favor.

In the last order of regular business, the Council approved Resolution #772, adopting a plan of services for 102 acres of the J-Winn LLC property located at Georgia Crossing Road at Halfmoon Road for Annexation #862, on a motion by Councilman Scharber, seconded by Councilman Glasner, and all voted in favor of said motion.

Under his communications, Mayor Harrell stated that some committees may be combined and consolidated in the future.

Under council communications, committee reports, updates and/or community happenings were given. Councilman Scharber and Fire Chief Cofer announced that the old American LaFrance fire engine, which no longer met specifications, had been donated to the community of Saginaw, Alabama, who were overjoyed to receive this donated equipment.

Under department head communications, Police Chief Dennis Young stated that the Council had given him and the City Administrator approval at the August meeting to attend a GAS sale in Chattanooga to purchase a new (not used) vehicle with funds from the Drug Fund. Those vehicles did not meet the criteria, but they were able to purchase a

2007 Dodge Durango SUV at a cost of \$23,476.00 through a State contract (#403315) bid. Councilman Womack made a motion to approve the purchase, seconded by Councilman Scharber and the motion passed by a vote of four ayes and one nay cast by Councilman Franklin.

Swimplex Manager Bryan Dalton requested the addition of an employee benefit by allowing city employees and their immediate families (only those residing in the household) to use recreational swimming, lap swimming, and water aerobics at no charge at the Swimplex. (Pool parties, pavilion rentals, etc. are not free). Motion for approval was made by Councilman Snead, seconded by Councilman Womack, and all voted in favor of said motion.

With no further 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](http://www.winchester-tn.com)

and

International Dogwood Festival website is:

[www.winchesterdogwoodfestival.com](http://www.winchesterdogwoodfestival.com)

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Terry Harrell, Mayor  
City of Winchester

Attest:

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Beth J. Rhoton, City Administrator

Minutes taken by: Judy Baker

Date of Meeting: September 12, 2006