

Maryville, Tennessee
June 5, 2018
6:50 P.M.

PUBLIC HEARING
AND
REGULAR MEETING

The City Council of the City of Maryville met for a Public Hearing on June 5, 2018 at the Maryville Municipal Center at 6:50 p.m. when the following members were present: Mayor Tom Taylor presiding, Councilmen Tommy Hunt, Fred Metz, and Andy White. Also present were City Manager Greg McClain, City Recorder Sherri Phillips, and City Attorney Melanie Davis. The Mayor declared a quorum to be present.

Thereupon, the Mayor declared the Council in session for a Public Hearing at 6:50 p.m. to consider an ordinance to adopt the City of Maryville FY2019 Budget. There were no further comments so the Mayor declared the hearing closed.

Thereupon, the Mayor declared the Council in session for a Public Hearing at 6:51 p.m. to consider an ordinance repealing Title 12, Chapter 1 of the Maryville Municipal Code and replacing it with a new Title 12, Chapter 1, to adopt the International Building Code, 2018 Edition, and Appendices A and B with certain local changes. There were no further comments so the Mayor declared the hearing closed.

Thereupon, the Mayor declared the Council in session for a Public Hearing at 6:52 p.m. to consider an ordinance repealing Title 12, Chapter 5 of the Maryville Municipal Code and replacing it with a new Title 12, Chapter 5 to adopt the International Energy Conservation Code, 2018 Edition, with certain local changes. There were no further comments so the Mayor declared the hearing closed.

Thereupon, the Mayor declared the Council in session for a Public Hearing at 6:53 p.m. to consider an ordinance repealing Title 12, Chapter 2 of the Maryville Municipal Code and replacing it with a new Title 12, Chapter 2 to adopt the International Plumbing Code, 2018 Edition,

with certain local changes. There were no further comments so the Mayor declared the hearing closed.

Thereupon, the Mayor declared the Council in session for a Public Hearing at 6:54 p.m. to consider an ordinance repealing Title 13 of the Maryville Municipal Code and replacing it with a new Title 13 to adopt the International Property Maintenance Code, 2018 Edition, with certain local changes. There were no further comments so the Mayor declared the hearing closed.

Thereupon, the Mayor declared the Council in session for a Public Hearing at 6:55 p.m. to consider an ordinance repealing Title 12, Chapter 11 of the Maryville Municipal Code and replacing it with a new Title 12, Chapter 11 to adopt the International Residential Code for One and Two Family Dwellings, 2018 Edition, Chapters 1-23, 25-33, 44 and Appendices E, H and J with certain local changes. There were no further comments so the Mayor declared the hearing closed.

Thereupon, the Mayor declared the Council in session for a Public Hearing at 6:56 p.m. to consider an ordinance repealing Title 12, Chapter 4 of the Maryville Municipal Code and replacing it with a new Title 12, Chapter 4 to adopt the International Mechanical Code, 2018 Edition, with certain local changes. There were no further comments so the Mayor declared the hearing closed.

Thereupon, the Mayor declared the Council in session for a Public Hearing at 6:57 p.m. to consider an ordinance repealing Title 12, Chapter 3 of the Maryville Municipal Code and replacing it with a new Title 12, Chapter 3 to adopt the National Electrical Code, 2018 Edition, with certain local changes. At the time, there was some discussion among Gary Walker, City of Maryville Building Official, Council and several citizens as to the changes in the new Title 12, Chapter 5. There were no further comments so the Mayor declared the hearing closed.

Thereupon, the Mayor declared the Council in session for a Public Hearing at 6:58 p.m. to consider an amendment to Title 14, zoning and land use control, of the ordinances of the

City of Maryville regarding fences. There were no further comments so the Mayor declared the hearing closed.

Thereupon, the Mayor declared the Council in session for a Public Hearing at 6:59 p.m. to consider an amendment to Title 14, Zoning and Land Use Control of the ordinance of the City of Maryville regarding residential accessory structures. At this time, there was some discussion. There were no further comments so the Mayor declared the hearing closed.

Thereupon, it moved by Councilman Hunt and seconded by Councilman White to approve the minutes from the May 1, 2018 council meeting. On roll call the vote was unanimous.

THEREUPON, THE FOLLOWING PROCEEDINGS WERE HAD AND ENTERED OF RECORD TO-WIT:

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on second and final reading:

AN ORDINANCE PROVIDING FOR AN EXCEPTION TO GENERAL TRANSIENT VENDOR LICENSE AND FEE REQUIREMENTS FOR THOSE INVOLVED IN RETAIL SALES AS PART OF AN OFFICIAL CITY SANCTIONED SPECIAL EVENT ON PUBLIC PROPERTY WITHIN THE DESIGNATED SPECIAL EVENT ZONE DURING THE SPECIAL EVENT.

Thereupon, it was moved by Councilman Metz and seconded by Councilman White that said ordinance be passed on second reading. On roll call the vote was unanimous. Thereupon, the Mayor declared that said ordinance had passed on second and final reading and the Mayor ordered said ordinance numbered 2018-10 and recorded in the Ordinance Book of the City.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on second and final reading:

AN ORDINANCE AMENDING MARYVILLE MUNICIPAL CODE TITLE 14, CHAPTER 2, SECTION 14-211 (5)(v)(vi) GENERAL PROVISIONS-COMMERCIAL DESIGN CRITERIA-CITY WIDE AND SECTION 14-222 FENCES AND VEGETATION ADJACENT TO ROADWAYS.

Thereupon, it was moved by Councilman White and seconded by Councilman Hunt that said ordinance be passed on second reading. On roll call the vote was unanimous. Thereupon, the

Mayor declared that said ordinance had passed on second and final reading and the Mayor ordered said ordinance numbered 2018-11 and recorded in the Ordinance Book of the City.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on second and final reading:

AN ORDINANCE AMENDING MARYVILLE MUNICIPAL
CODE TITLE 14, CHAPTER 2, SECTION 14-214(9)
ACCESSORY BUILDING SETBACK REQUIREMENTS.

Thereupon, it was moved by Councilman Metz and seconded by Councilman White that said ordinance be passed on second reading. On roll call the vote was unanimous. Thereupon, the Mayor declared that said ordinance had passed on second and final reading and the Mayor ordered said ordinance numbered 2018-12 and recorded in the Ordinance Book of the City.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on second and final reading:

AN ORDINANCE TO ABANDON ALLEY #45A OFF JONES
AVE.

Thereupon, it was moved by Councilman Metz and seconded by Councilman White that said ordinance be passed on second reading. On roll call the vote was unanimous. Thereupon, the Mayor declared that said ordinance had passed on second and final reading and the Mayor ordered said ordinance numbered 2018-13 and recorded in the Ordinance Book of the City.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE AMENDING THE ANNUAL OPERATING
BUDGET OF THE CITY OF MARYVILLE, TENNESSEE FOR
FISCAL YEAR 2018.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Hunt that said ordinance be passed on first reading. On roll call the vote was unanimous and the Mayor declared that said ordinance had passed on first reading.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE OF THE CITY OF MARYVILLE, TENNESSEE ADOPTING THE ANNUAL BUDGET, APPROPRIATING FUNDS, AND PROVIDING REVENUES FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, AND ENDING JUNE 30, 2019.

Thereupon, it was moved by Councilman Hunt and seconded by Councilman Metz that said ordinance be passed on first reading. On roll call the vote was unanimous and the Mayor declared that said ordinance had passed on first reading.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE OF THE CITY OF MARYVILLE, TENNESSEE ADOPTING THE ANNUAL BUDGET, APPROPRIATING FUNDS, AND PROVIDING REVENUES FOR MARYVILLE CITY SCHOOLS FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, AND ENDING JUNE 30, 2019.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Hunt that said ordinance be passed on first reading. On roll call the vote was unanimous and the Mayor declared that said ordinance had passed on first reading.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE ADOPTING FUND TOTALS FOR GRANT (030), SCHOOL CONSTRUCTION (056), CITY CAPITAL PROJECT (061) AND EQUIPMENT REPLACEMENT (615) FUNDS OF THE CITY OF MARYVILLE, TENNESSEE.

Thereupon, it was moved by Councilman Hunt and seconded by Councilman White that said ordinance be passed on first reading. On roll call the vote was unanimous and the Mayor declared that said ordinance had passed on first reading.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE AMENDING MARYVILLE CITY CODE TITLE 8, CHAPTER 2, SPECIAL EVENTS PERMITS.

Thereupon, it was moved by Councilman Hunt and seconded by Councilman White that said ordinance be passed on first reading. On roll call the vote was unanimous and the Mayor declared that said ordinance had passed on first reading.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE REPEALING TITLE 12, CHAPTER 1 OF THE MARYVILLE MUNICIPAL CODE AND REPLACING IT WITH A NEW TITLE 12, CHAPTER 1 TO ADOPT THE INTERNATIONAL BUILDING CODE, 2018 EDITION, AND APPENDICES A AND B WITH CERTAIN LOCAL CHANGES.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Hunt that said ordinance be passed on first reading. On roll call the vote was as follows:

Councilman Hunt	Yes
Councilman Metz	Yes
Councilman White	No
Mayor Taylor	Yes

The Mayor declared that said ordinance had passed on first reading.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE REPEALING TITLE 12, CHAPTER 5 OF THE MARYVILLE MUNICIPAL CODE AND REPLACING IT WITH A NEW TITLE 12, CHAPTER 5 ADOPTING THE INTERNATIONAL ENERGY CONSERVATION CODE, 2018 EDITION, WITH CERTAIN LOCAL CHANGES.

Thereupon, it was moved by Councilman Hunt and seconded by Councilman Metz that said ordinance be passed on first reading. On roll call the vote was as follows:

Councilman Hunt	Yes
Councilman Metz	Yes
Councilman White	No
Mayor Taylor	Yes

The Mayor declared that said ordinance had passed on first reading.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE REPEALING TITLE 12, CHAPTER 2 OF THE MARYVILLE MUNICIPAL CODE AND REPLACING IT WITH A NEW TITLE 12, CHAPTER 2 SO AS TO ADOPT THE INTERNATIONAL PLUMBING CODE, 2018 EDITION AND RELATED AMENDMENTS.

Thereupon, it was moved by Councilman Hunt and seconded by Councilman Metz that said ordinance be passed on first reading. On roll call the vote was unanimous and the Mayor declared that said ordinance had passed on first reading.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE REPEALING TITLE 13, OF THE MARYVILLE MUNICIPAL CODE AND REPLACING IT WITH A NEW TITLE 13, ADOPTING THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2018 EDITION WITH CERTAIN LOCAL CHANGES.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Hunt that said ordinance be passed on first reading. On roll call the vote was unanimous and the Mayor declared that said ordinance had passed on first reading.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE REPEALING TITLE 12, CHAPTER 11 OF THE MARYVILLE MUNICIPAL CODE AND ADOPTING A NEW TITLE 12, CHAPTER 11 ADOPTING THE INTERNATIONAL RESIDENTIAL CODE FOR ONE AND TWO FAMILY DWELLINGS, 2018 EDITION, CHAPTERS 1-23, 25-33, 44 AND APPENDICES E. H. AND J WITH CERTAIN LOCAL CHANGES.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Hunt that said ordinance be passed on first reading. On roll call the vote was unanimous and the Mayor declared that said ordinance had passed on first reading.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE REPEALING TITLE 12, CHAPTER 4 OF THE MARYVILLE MUNICIPAL CODE AND REPLACING IT WITH

A NEW TITLE 12, CHAPTER 4 SO AS TO ADOPT THE INTERNATIONAL MECHANICAL CODE, 2018 EDITION AND RELATED AMENDMENTS.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Hunt that said ordinance be passed on first reading as amended to include repealing of old Title 12 and replacing with a new Title 12. It was moved by Councilman Hunt and seconded by Councilman Metz to declare said ordinance effective on October 1, 2018. On roll call the vote was unanimous and the Mayor declared that said ordinance had passed on first reading as amended.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE AMENDING TITLE 12, CHAPTER 3 OF THE MARYVILLE MUNICIPAL CODE SO AS TO ADOPT THE NATIONAL ELECTRIC CODE, 2017 EDITION AND ELECTRICAL REQUIREMENTS AND REPEAL THE PREVIOUSLY ADOPTED ELECTRICAL CODE.

Thereupon, it was moved by Councilman Hunt and seconded by Councilman Metz that said ordinance be passed on first reading. On roll call the vote was as follows:

Councilman Hunt	Yes
Councilman Metz	Yes
Councilman White	No
Mayor Taylor	Yes

It was moved by Councilman Hunt and seconded by Councilman Metz to declare said ordinance effective on October 1, 2018. On roll call the vote was as follows:

Councilman Hunt	Yes
Councilman Metz	Yes
Councilman White	No
Mayor Taylor	Yes

The Mayor declared that said ordinance had passed on first reading as amended.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE TO ABANDON ALLEY #35 BETWEEN ELLIS AVENUE AND HIGH STREET.

Thereupon, it was moved by Councilman Hunt and seconded by Councilman Metz that said ordinance be passed on first reading. At this time, Gary Douglas representing LCD Properties and Barry Counts addressed Council regarding the plans for the building located adjacent to said alley and in favor of closing the alley. After much discussion, on roll call the vote was as follows:

Councilman Hunt	Yes
Councilman Metz	Yes
Councilman White	Yes
Mayor Taylor	No

The Mayor declared that said ordinance had passed on first reading.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE TO ABANDON ALLEY #37 BETWEEN ELLIS AVENUE AND HIGH STREET.

Thereupon, it was moved by Councilman Hunt and seconded by Councilman White that said ordinance be passed on first reading. On roll call the vote was as follows:

Councilman Hunt	Yes
Councilman Metz	Yes
Councilman White	Yes
Mayor Taylor	No

The Mayor declared that said ordinance had passed on first reading.

Thereupon, the following resolution was presented, considered, and placed for adoption:

A RESOLUTION CHANGING THE SPEED LIMIT FROM 30 MPH TO 25 MPH FOR FOREST AVENUE AND MARION STREET BETWEEN EAST BROADWAY AVENUE AND SOUTH EVERETT HIGH ROAD IN THE CITY OF MARYVILLE, TENNESSEE.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Hunt that said resolution be adopted. On roll call the vote was unanimous. The Mayor declared that said resolution had been adopted. The resolution was signed by the Mayor and City Recorder. The Mayor ordered said resolution numbered 2018-12 and recorded in the Resolution Book of the City.

Thereupon, the following resolution was presented, considered, and placed for adoption:

A RESOLUTION ADOPTING A LOCAL VERSION OF THE TENNESSEE DEPARTMENT OF TRANSPORTATION'S CONSULTATION SELECTION POLICY FOR PROJECTS FUNDED IN WHOLE OR IN PART WITH FUNDS PROVIDED BY THE FEDERAL HIGHWAY ADMINISTRATION OR THE TENNESSEE DEPARTMENT OF TRANSPORTATION.

Thereupon, it was moved by Councilman Hunt and seconded by Councilman Metz that said resolution be adopted. On roll call the vote was unanimous. The Mayor declared that said resolution had been adopted. The resolution was signed by the Mayor and City Recorder. The Mayor ordered said resolution numbered 2018-13 and recorded in the Resolution Book of the City.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Hunt to consider a motion to award the contract for the construction of the Maryville Municipal Parking Facilities upgrades to the low bidder, Joseph Construction Company, Inc, in the amount of \$1,726,980.00. On roll call the vote was unanimous.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Hunt to consider a motion to approve and authorize the Mayor to sign a revised interlocal agreement with Blount County to secure HPP (High Priority Project) federal transportation funds for the improvement of Morganton Road from William Blount Drive to Foothills Mall Drive. On roll call the vote was unanimous.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Hunt to consider a motion to declare certain items as surplus and to authorize their disposal. On roll call the vote was unanimous.

Thereupon, it was moved by Councilman Hunt and seconded by Councilman Metz to consider a motion to re-appoint Dr. Tom Bogart and Boyce Smith to the Blount Partnership Tourism Development Authority for a term to expire 2024. On roll call the vote was unanimous.

Thereupon, it was moved by Councilman White and seconded by Councilman Hunt to consider a motion to re-appoint Fred Lawson and Monica Gawet for a term to expire 2024. On roll call the vote was unanimous.

Thereupon, there being no further business, the Mayor adjourned the meeting until the next scheduled meeting unless sooner called by the Mayor or as otherwise provided by law.

Mayor

Attest:

City Recorder

