#### Maryville, Tennessee

October 6, 2015

6:50 P.M.

PUBLIC HEARINGS

# AND

REGULAR MEETING

The City Council of the City of Maryville met for a Public Hearing on October 6, 2015 at the Maryville Municipal Center at 6:50 p.m. when the following members were present and answered roll call: Mayor Tom Taylor presiding, Councilmen Fred Metz and Joe Swann. Councilmen Tommy Hunt and Andy White were absent. Also present were City Manager Greg McClain, City Recorder Deborah P. Caughron, and Acting City Attorney John T. McArthur. 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. in regard to the annual report of the MS4s (Municipal Separate Storm Sewer Systems) required by Section 5.4 of the Tennessee Small MS4 General NPDES Permit. There were no 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. in regard to the consideration of an ordinance amending Title 12, Chapter 3 of the Maryville Municipal Code so as to adopt the National Electric Code, 2011 Edition and associated electrical requirements and repeal the previously adopted Electrical Code. There were no 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. in regard to the consideration of an ordinance creating Title 12, Chapter 4 of the Maryville Municipal Code so as to adopt the International Mechanical Code, 2012 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. in regard to the consideration of an ordinance amending the adoption of the Maryville Municipal Code 12-1101 – 12-1104 by adding Chapters 12-23 of the 2012 International Residential Code so as to adopt the mechanical provisions contained therein. There were no 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. in regard to the consideration of an ordinance repealing the prior Permit Fee Schedule established by Ordinance No. 2010-09 and replacing it with a new revised Fee Schedule for Building, Plumbing, Electrical and other various permits. There were no 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. in regard to the consideration of an ordinance amending the Maryville Municipal Code Title 14, Chapter 2, §14-202 Basic Definitions and Interpretation, and §14-210 Permissible Uses in regard to Independent Living Facilities. There were no 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. in regard to the consideration of an ordinance amending the Maryville Municipal Code Title 14, Chapter 2, §14-210 Permissible Uses in regard to Nursery Schools; Day Care Centers. There were no 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. in regard to the consideration of an ordinance amending the Maryville Municipal Zoning Map, via extension of the Parkway District to include the recent annexation of parcels along E. Lamar Alexander Parkway. Two Walland residents, John Rush and Yvonne Young spoke in support of the proposed action as well as Nathan Higdon of 203 Stanley Avenue, Maryville. There were no further comments so the Mayor declared the hearing closed.

Thereupon, Council convened for regular business at 7:00 p.m. when the following members were present and answered roll call: Mayor Tom Taylor presiding, Councilmen Fred Metz and Joe Swann. Councilmen Tommy Hunt and Andy White were absent. Also present were City Manager Greg McClain, City Recorder Deborah P. Caughron, and Acting City Attorney John T. McArthur. The Mayor declared a quorum to be present.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann to approve the minutes from the September 1, 2015 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 AMENDING ORDINANCE NO. 2015-41 ADJUSTING THE TOTAL BUDGET AND SCOPE OF WORK FOR THE GRANT FUND (030) OF THE CITY OF MARYVILLE.

Thereupon, it was moved by Councilman Swann and seconded by Councilman Metz 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 2015-60 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 THE ANNUAL OPERATING BUDGET OF THE CITY OF MARYVILLE, TENNESSEE FOR FISCAL YEAR 2015.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann 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 2015-61 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 AUTHORIZE THE ABANDONMENT OF A PORTION OF AN ALLEY THAT RUNS OFF MONTVALE ROAD TO ALLEY #344 BETWEEN WALLER AVENUE AND BOARDMAN AVENUE AND IS IDENTIFIED AS ALLEY #459 ON THE BLOUNT COUNTY GIS MAP.

Thereupon, it was moved by Councilman Swann and seconded by Councilman Metz 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 2015-62 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 AUTHORIZE THE ABANDONMENT OF AN ALLEY THAT RUNS OFF BEST STREET AND IS IDENTIFIED AS ALLEY #296 ON THE BLOUNT COUNTY GIS MAP.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann 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 2015-63 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 AMEND ORDINANCE NO. 2012-20 BEING THE CUSTOMER SERVICE POLICY FOR THE CITY OF MARYVILLE.

Thereupon, it was moved by Councilman Swann and seconded by Councilman Metz 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 2015-64 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 TITLE 12, CHAPTER 3 OF THE MARYVILLE MUNICIPAL CODE SO AS TO ADOPT THE NATIONAL ELECTRICAL CODE 2011 EDITION AND ASSOCIATED ELECTRICAL REQUIREMENTS, AND REPEAL THE PREVIOUSLY ADOPTED ELECTRICAL CODE

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann that said ordinance be passed on first reading. On roll call the vote was unanimous. 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 CREATING TITLE 12, CHAPTER 4 OF THE MARYVILLE MUNICIPAL CODE SO AS TO ADOPT THE INTERNATIONAL MECHANICAL CODE, 2012 EDITION, WITH CERTAIN LOCAL CHANGES.

Thereupon, it was moved by Councilman Swann and seconded by Councilman Metz that said ordinance be passed on first reading. On roll call the vote was unanimous. 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 THE ADOPTION OF CITY CODE 12-1101 – 12-1104 BY ADDING CHAPTERS 12-23 OF THE 2012 INTERNATIONAL RESIDENTIAL CODE SO AS TO ADOPT THE MECHANICAL PROVISIONS CONTAINED THEREIN.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann that said ordinance be passed on first reading. On roll call the vote was unanimous. 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 THE PRIOR PERMIT FEE SCHEDULE ESTABLISHED BY ORDINANCE NO. 2010-09 AND REPLACING IT WITH A NEW REVISED FEE SCHEDULE FOR BUILDING, PLUMBING, ELECTRICAL AND OTHER VARIOUS PERMITS.

Thereupon, it was moved by Councilman Swann and seconded by Councilman Metz that said ordinance be passed on first reading. On roll call the vote was unanimous. 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 MUNICIPAL CODE TITLE 14, CHAPTER 2, SECTION 14-202 BASIC DEFINITIONS AND INTERPRETATIONS AND SECTION 14-210 PERMISSIBLE USES WITH REGARD TO INDEPENDENT LIVING FACILITIES.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann that said ordinance be passed on first reading. On roll call the vote was unanimous. 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 MUNICIPAL CODE TITLE 14, CHAPTER 2, SECTION 14-210 PERMISSIBLE USES WITH REGARD TO DAY CARE CENTERS.

Thereupon, it was moved by Councilman Swann and seconded by Councilman Metz that said ordinance be passed on first reading. On roll call the vote was unanimous. 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 AMEND THE OFFICIAL ZONING MAP OF THE CITY OF MARYVILLE, TENNESSEE, AS SET FORTH IN SECTION 13-7-203 THROUGH 13-7-204, TENNESSEE CODE ANNOTATED, BY INCLUDING TERRITORY ALONG E. LAMAR ALEXANDER PARKWAY IN THE PARKWAY OVERLAY DISTRICT.

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

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

A RESOLUTION AUTHORIZING THE CITY OF MARYVILLE TO PARTICIPATE IN THE POOL’S “DRIVER SAFETY” GRANT PROGRAM FOR 2015.

Thereupon, it was moved by Councilman Swann 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 2015-23 and recorded in the Resolution Book of the City.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann to ratify the emergency purchase of a 2016 Dodge Charger Police Pursuit Vehicle in the amount of $25,976. On roll call the vote was unanimous.

Thereupon, it was moved by Councilman Swann and seconded by Councilman Metz to ratify the emergency purchase of two (2) 2016 Kenworth PacMac KBF-20H-HJ Knuckleboom Trucks in the amount of $246,588. On roll call the vote was unanimous.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann to approve the sole source purchase of a Mobile Interface System and Licensing from Spillman Technologies, Inc. for Public Safety in the amount of $78,263. On roll call the vote was unanimous.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann to consider a motion to declare certain items as surplus and to authorize their disposal. 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