CITY OF MANCHESTER

REVISED BOARD OF MAYOR AND ALDERMEN AGENDA

November 20, 2012

6:30 P.M.

Work Session at 5:30 p.m.

1. INVOCATION
2. PLEDGE TO THE FLAG
3. ROLL CALL
4. MINUTES –November 6, 2012
5. CORRESPONDENCE
6. COMMENTS FROM CITIZENS
7. COMMUNICATIONS FROM THE MAYOR

   COMMITTEES: Safety; Finance; Street; Street Lighting; Water & Sewer Commission; Recreation; Historical/Zoning, Tourism Committee-, and Planning Commission
8. RESOLUTIONS & ORDINANCES

   Ordinances

   1. 3RD reading of an ordinance reading of an ordinance to authorize health officers and animal control officers to issue ordinance summonses as contemplated by Title 7 Chapter 23 of Tennessee Code, sponsored by Alderman Parsley.
   2. 2ND reading of an ordinance to amend Manchester Municipal Code 8-207 to require the attendance of beer permit applicants at the meeting at which is to be considered; sponsored by Vice Mayor French.
   3. 2nd reading of an ordinance establishing a policy and procedure committee; sponsored by Alderman Swan.
9. OLD BUSINESS
10. NEW BUSINESS-
11. ITEMS FROM THE BOARD OF MAYOR AND ALDERMEN
12. ADJOURNMENT TO BEER BOARD

BEER BOARD

BEER PERMIT for Mipatron Mexican Restaurant

CITY OF MANCHESTER

Board of Mayor and Aldermen

October 16, 2012

The Board of Mayor and Aldermen met in regular session at 6:30 p.m. in the Boardroom of the Manchester City Hall. Vice Mayor Ryan French presided in scheduled absence of Mayor Norman. Present were Vice Mayor Ryan, Alderman Swan, Alderman Bryan, Alderman Parsley, Alderman Patton, Alderman Pauley, Attorney Ewell, Finance Director Esther Greene, Water & Sewer Director Bryan Pennington, Information System Director Tennie Smotherman, Health & Codes Director Paul Guess, Internal Affairs/Citizen Liaison Terry Dendy, Police Major Bill Sipe, Fire Chief Charlie Taylor, Public Works Director Brent Carter, Recreation & Parks Director Bonnie Gamble, Chaplin Benny Benjamin, other employees and citizens.

Minutes

Alderman Bryan made a motion to approve the minutes of October 2, 2012. The motion was seconded and approved by a vote of 5 to zero.

Correspondence

None.

Comments from Citizens

None.

Communications from the Mayor

Vice Mayor announced there will be a work session after the Beer Board meeting which will be after the regular Board meeting and Beer Board meeting.

Committee Reports

1. Safety Committee, Alderman Patton stated they would meet on Thursday this week.

2. Finance Committee stated that Tri-County is temporarily performing the drug screens for the City and URMC will be giving the flu shots and TB test. It was discussed that the Drug Screen must be maintained by someone who has training for the retention of the drug screens and that Alderman Patton had the training with the County and Major Sipe had the training for the City. The City is paying for the employee flu vaccine and TB test as it has in the past. The 23rd of this month is the regular scheduled day for the flu vaccine and TB test with the 26th being an alternate date. If employees don't use the opportunity to get the vaccine on one those dates then they will need to pay for their vaccine through their regular insurance and provider. There was more discussion regarding the City paying for vaccine verses employee insurance paying for vaccine. It was determined that the City allows all employees the opportunity of the vaccine for free as there are part time employees who may not have insurance and therefore may not be able to afford the vaccination. It is beneficial for the City and employees if all are offered the opportunity.

3. Street Committee, Planning Commission, Historical Zoning and Street Lighting had nothing to report.

4. Recreation Committee–Alderman Patton held up an enlarged check from the Governor from the State for the City soccer fields grant fund. She advised it was a $175,000 grant she and Bonnie Gamble received from the Governor on the 27th of September. Their pictures were taken with the Governor upon acceptance of grant. The grant is for 50/50 but Park Partners is paying $125,000 and the City can bill the state an additional amount for "Inkind" and labor up to $50,000. Also the recreation

center will be having a free outdoor movie called Spider Web Chronicles on Amazing Family night October 27th weekend.

5. Tourism – Downtown STP Funds that was set for 2 phases. Terry Dendy and the Mayor met with the governor because $270,000 was left after the first phase and it had to be obligated by September 15th or state would take funding back. So they proposed to do entire thing at same time. Governor said he was ok with obligating the funds to do it all at once.

Ordinances

1. 3rd reading of an ordinance to amend Manchester Municipal Code 12-101 to Delete the Incorporation of all Appendices to the Codes Adopted by Reference; sponsored by Alderman Swan. Alderman Swan motioned to approve the ordinance. It was seconded and passed by a vote of 5-0.

2. 3rd reading of an ordinance to amend Manchester Municipal code 4-217 to Delete the Single Payment in in Lieu of Holiday Leave Pay; sponsored by Alderman Swan. Alderman Patton motioned to approve the ordinance. Vice Mayor French wanted it noted that the holiday pay being paid in December left an accrual from one fiscal year to another; and it had become a cumbersome liability on the City. It was seconded and passed by a vote of 5-0. The employees that had the option for the Holiday pay to be paid in December will be paid this week for the outstanding holiday pay due to date to clear the records.

3. 3rd reading of an ordinance to authorize the purchase of four automobiles from Al White Motors, Inc. for use by the police department; sponsored by Alderman Parsley. Alderman Bryan motioned to approve the ordinance. It was seconded and passed by a vote of 5-0.

4. 3rd reading of an ordinance declaring certain real property owned by the City of Manchester located on Interstate Drive as surplus and authorizing sale of same. Alderman Swan advised it was discussed with MTAS this month and there were various procedures that the Board could use to sell the property. The City could auction it, bid it or contact realtors. Alderman Pauley motioned to approve the ordinance. It was seconded and passed by a vote of 5-0. It was the final vote on property that was proposed to be developed as a police station. The land was purchased for $284,000 approximately. It was discussed that once the board decides on final offer for the sale that the procedure will be by Resolution.

5. 2nd reading of an ordinance establishing an impound/storage fee for vehicles and equipment impounded by the City of Manchester, Tennessee, sponsored by Alderman Patton. Alderman Parsley motioned to approve the ordinance. It was seconded and passed by a vote of 5-0.

6. 1st reading on an ordinance to authorize health officers and animal control officers to issue ordinance summonses as contemplated by Title 7 Chapter 23 of the Tennessee Code. It was discussed that currently animal control had no authority to issue citations unless a police officer assisted and the police officer issued the citation. This ordinance provides the animal control officer to write a citation. If the pet owner refuses to sign the citation then the animal control officer can request an officer to arrest the person. Animal control still would not have authority to arrest anyone but could advise the pet owner an officer could be called if the pet owner refuses to sign the citation. Alderman Parsley motioned to approve the ordinance. It was seconded and passed by a vote of 5-0.

Old Business

None.

New Business

None

Adjournment

Being no further business, the Board adjourned at 6:50 p.m. and opened the Beer Board

Beer Board Meeting

Vice Mayor French opened the Beer Board and stated there were 2 applicants for 3 businesses. The first one being D's Corner Market and Dollar General had 2 locations. He advised that the Board had requested in a prior Board meeting that applicants for beer permits must be present to answer any questions by the Board. He also realized that Major Sipe was not aware of that but he wanted him made aware for the future. He advised the Board would proceed tonight with the meeting since Major Sipe was unaware of the request by the Board for applicant's presence. It was stated that the applicant's presence needs to be added to the ordinance.

1. D's Corner Market- Mayor Bill Sipe advised that Mr. Lowe was present for D's Corner Market. D's Corner Market meets all the requirements and the background check has been received. It was understood that the background check was the reason the Board postponed the vote last meeting. Alderman Swan motioned to approve. It was seconded and passed by a vote of 6-0.

2. Dollar General #3522 and #127 – James Smits is the applicant for the two renewals for Dollar General and was not present for the meeting. Major Sipe stated the Board needed to be aware that Canvas Community Church is 82 ft. from Dollar General on McArthur but Dollar General had already been selling beer with a permit before the Church moved into the property on McArthur. The CEO of Dollar General retired and that is why Dollar General needed new beer permits. The Board received an affirmative answer that Dollar General on McArthur had no other changes and this is a "grandfathered" situation since they were already in operation when the Church established in February this year on the McArthur property. It was decided by the board to approve both properties in one reading. Alderman Patton motioned to approve. It was seconded and passed by a vote of 6-0.

Being no further discussion on the Beer Board the meeting was adjourned at 7:05 p.m.

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Vice Mayor Ryan French

Attest:

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Joy K. Ballard
Executive Administrative Assistant