

MINUTES OF MEETING, ATHENS CITY COUNCIL, JANUARY 18, 2011

The Athens City Council met in regular session on Tuesday, January 18, 2011, at 6:00 p.m. with Mayor Buttram presiding. The invocation was given by Mayor Buttram; and upon roll call, the following members were present:

Jackson, Pelley, Perkinson, Buttram

*Council Member Davis was ill and unable attend the meeting.*

The following decisions were made and ordered made a part of the records of the Athens City Council.

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MINUTES

The Minutes of the regularly scheduled meeting on December 21, 2010 were submitted and approved by unanimous consent.

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COMMUNICATIONS

PRESENTATION OF PROCLAMATION – SCHOOL BOARD APPRECIATION WEEK

Mayor Buttram read a proclamation recognizing the week of January 23-29, 2011 as “School Board Appreciation Week”. Mike Bivens, Chairman from the Athens City Schools School Board, was present to accept the proclamation on behalf of the School Board. Director of Schools Robert Greene was also in attendance.

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PRESENTATION OF VIVID AWARD

Council Member Jackson presented the *Very Important Volunteer Individual Award* for the month of January 2011 to Dennis and Susan Laugherty for their outstanding support of this community. Mr. and Mrs. Laugherty were present to accept the award.

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MISCELLANEOUS CORRESPONDENCE

Mayor Buttram acknowledged receipt of letters of appreciation for services performed by city staff.

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PETITIONS AND REQUESTS

AUDIENCE

Mayor Buttram opened the meeting for petitions and requests from the audience. Ms. Kikki White, 157 South Jackson Street, asked the Council to stop putting the chemical fluoride into the drinking water. Ms. White commented that the EPA recently issued a report asking that the levels of fluoride in the water be lowered and stated several reasons why she was opposed to fluoridation. She urged the Council to look into this issue. This request will be forwarded to Athens Utilities Board for their consideration.

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BEER BOARD

**6:15 P.M.....The Athens City Council recessed and reconvened as the Athens Beer Board**

RELINQUISHMENT OF BEER PERMIT – STOP N GO #1

Mayor Buttram acknowledged receipt of a letter from Ashok K. Patel, Athens Gurukrupa, Inc. relinquishing the Grocery (Food Stores) Beer Permit at Stop N Go #1 located at 1122 Congress Parkway as this store will no longer sell beer. **A motion was made by Board Member Perkinson, seconded by Board Member Jackson, to accept the relinquishment of the Grocery (Food Stores) Beer Permit by Stop N Go #1 as submitted.** Upon roll call, the motion was approved by the following vote:

AYES: Jackson, Pelley, Perkinson, Buttram  
NAYS: None  
ABSENT: Davis

RELINQUISHMENT OF BEER PERMIT – VALLEY MART #2

Mayor Buttram acknowledged receipt of a letter from Scott Shankle relinquishing the Grocery (Food Stores) Beer Permit at Valley Mart #2 located at 2432 South Congress Parkway due to a change in ownership. **A motion was made by Board Member Jackson, seconded by Board Member Pelley, to accept the relinquishment of the Grocery (Food Stores) Beer Permit by Valley Mart # 2 as submitted.** Upon roll call, the motion was approved by the following vote:

AYES: Jackson, Pelley, Perkinson, Buttram  
NAYS: None  
ABSENT: Davis

BEER APPLICATION – IAN’S MARKET #18, 2432 SOUTH CONGRESS PARKWAY

An application for a Grocery (Food Stores) Beer Permit at Ian’s Market #18, 2432 South Congress Parkway, was presented for consideration.

**A motion was made by Board Member Pelley, seconded by Board Member Perkinson, to approve the beer application from Ian's Market #18 as submitted.** Upon roll call, the motion was approved by the following vote:

AYES: Jackson, Pelley, Perkinson, Buttram  
NAYS: None  
ABSENT: Davis

RELINQUISHMENT OF BEER PERMIT – VALLEY MART #5

Mayor Buttram acknowledged receipt of a letter from Scott Shankle relinquishing the Package Beer Stores (Off Premises) Beer Permit at Valley Mart #5 located at 947 North Congress Parkway due to a change in ownership. **A motion was made by Board Member Pelley, seconded by Board Member Perkinson, to accept the relinquishment of the Package Beer Stores (Off Premises) Beer Permit by Valley Mart # 5 as submitted.** Upon roll call, the motion was approved by the following vote:

AYES: Jackson, Pelley, Perkinson, Buttram  
NAYS: None  
ABSENT: Davis

BEER APPLICATION – IAN'S MARKET #8, 947 NORTH CONGRESS PARKWAY

An application for a Package Beer Stores (Off Premises) Beer Permit at Ian's Market #8, 947 North Congress Parkway, was presented for consideration.

**A motion was made by Board Member Pelley, seconded by Board Member Jackson, to approve the beer application from Ian's Market #8 as submitted.** Upon roll call, the motion was approved by the following vote:

AYES: Jackson, Pelley, Perkinson, Buttram  
NAYS: None  
ABSENT: Davis

RELINQUISHMENT OF BEER PERMIT – VALLEY MART #6

Mayor Buttram acknowledged receipt of a letter from Scott Shankle relinquishing the Grocery (Food Stores) Beer Permit at Valley Mart #6 located at 430 South White Street due to a change in ownership. **A motion was made by Board Member Pelley, seconded by Board Member Perkinson, to accept the relinquishment of the Grocery (Food Stores) Beer Permit by Valley Mart # 6 as submitted.** Upon roll call, the motion was approved by the following vote:

AYES: Jackson, Pelley, Perkinson, Buttram  
NAYS: None  
ABSENT: Davis

BEER APPLICATION – IAN’S MARKET #19, 430 SOUTH WHITE STREET

An application for a Grocery (Food Stores) Beer Permit at Ian’s Market #19, South White Street, was presented for consideration.

**A motion was made by Board Member Pelley, seconded by Board Member Jackson, to approve the beer application from Ian’s Market #19 as submitted.** Upon roll call, the motion was approved by the following vote:

AYES: Jackson, Pelley, Perkinson, Buttram  
NAYS: None  
ABSENT: Davis

RELINQUISHMENT OF BEER PERMIT – VALLEY MART #12

Mayor Buttram acknowledged receipt of a letter from Scott Shankle relinquishing the Package Beer Stores (Off Premises) Beer Permit at Valley Mart #12 located at 1006 North Congress Parkway due to a change in ownership. **A motion was made by Board Member Perkinson, seconded by Board Member Pelley, to accept the relinquishment of the Package Beer Stores (Off Premises) Beer Permit by Valley Mart # 12 as submitted.** Upon roll call, the motion was approved by the following vote:

AYES: Jackson, Pelley, Perkinson, Buttram  
NAYS: None  
ABSENT: Davis

BEER APPLICATION – IAN’S MARKET #6, 1006 NORTH CONGRESS PARKWAY

An application for a Package Beer Stores (Off Premises) Beer Permit at Ian’s Market #6, 1006 North Congress Parkway, was presented for consideration.

**A motion was made by Board Member Pelley, seconded by Board Member Perkinson, to approve the beer application from Ian’s Market #6 as submitted.** Upon roll call, the motion was approved by the following vote:

AYES: Jackson, Pelley, Perkinson, Buttram  
NAYS: None  
ABSENT: Davis

**6:20 P.M.....The Athens Beer Board adjourned and reconvened as the Athens City Council**

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REPORTS

FINANCE DEPARTMENT REPORT

Mr. Brad Harris, Finance Director, presented the Finance Department Report for the month of December 2010. After brief comments, the report was accepted as presented.

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POLICE DEPARTMENT REPORT

Chief Chuck Ziegler presented the Police Department Report for the month of December 2010. After brief comments, the report was accepted as presented.

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FIRE DEPARTMENT REPORT

Fire Chief Jim Dyer presented the Fire Department Report for the month of December 2010. After brief comments, the report was accepted as presented.

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COMMUNITY DEVELOPMENT QUARTERLY/ANNUAL REPORT

Mr. Anthony Casteel, Community Development Director, presented the Building Permit Quarterly/Annual Report for the City of Athens. After brief comments, the report was accepted as presented.

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CONSENT AGENDA

Mayor Buttram advised that there was no consent agenda as the January work session had been cancelled due to the recent snow event.

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NEW BUSINESS

APPROVE 2011 MONTHLY CRUISE-IN SCHEDULE FOR THE ATHENS TRAVELERS

Mayor Buttram presented an email from Danny Richesin, President of the Athens Travelers, requesting approval of the 2011 Monthly Cruise-In Schedule for the dates of March 19, April 16, May 21, June 18, July 16, August 20, September 17, and the Toys for Kids on October 15. The Athens Travelers asked to close the streets from 4:00 p.m. instead of 3:00 p.m. closing requested in prior years. **A motion was made by Council Member Pelley, seconded**

**by Vice Mayor Perkinson, to approve the 2011 Monthly Cruise-In Schedule as presented.**

Upon roll call, the motion was approved by the following vote:

**AYES: Jackson, Pelley, Perkinson, Buttram**  
**NAYS: None**  
**ABSENT: Davis**

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ATHENS FLOOD AWARENESS WEEK

Mayor Buttram presented a proposed resolution declaring the week of January 17-21, 2011, Athens Flood Awareness Week.

**RESOLUTION NO. 2011-01**

**A RESOLUTION TO DECLARE THE WEEK OF JANUARY 17-21, 2011, ATHENS FLOOD AWARENESS WEEK.**

The caption of the above-described Resolution was read by the recording clerk. **Motion was made by Vice Mayor Perkinson, seconded by Council Member Jackson, to approve Resolution No. 2011-01 as presented.** Upon roll call, the resolution was approved by the following vote:

**AYES: Jackson, Pelley, Perkinson, Buttram**  
**NAYS: None**  
**ABSENT: Davis**

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REVIEW COMPREHENSIVE FINANCIAL AUDIT (CITY/AUB/ACS)

Brad Harris, Finance Director presented the Comprehensive Annual Financial Report for the year ended June 30, 2010. He referred the City Council to paragraph three of the letter from the City's independent auditor, Neal, Scouten & McConnell, P.C., and noted that the City had received an "unqualified opinion" on its audited financial statements. An "unqualified opinion" is the best opinion an agency can receive after an independent audit. Mr. Harris briefly highlighted the key components of the report and noted that on the city's web site interested individuals will find the current report and reports from the past five years as well as five years of the city budget. After brief discussion and comments, the report was accepted as presented.

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REVIEW OF BIDS – RECLAMATION AND BEAUTIFICATION OF THE I-75, EXIT 49 INTERCHANGE

Mayor Buttram presented a proposed resolution for the Reclamation and Beautification of the I-75, Exit 49 Interchange project.

**RESOLUTION NO. 2011-02**

**“A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT BETWEEN THE CITY OF ATHENS, TENNESSEE, AND EROSION SOLUTIONS, LLC FOR THE ROADSCAPES EXIT 49 BEAUTIFICATION PROJECT.”**

The caption of the above-described Resolution was read by the recording clerk. **Motion was made by Council Member Jackson, seconded by Vice Mayor Perkinson, to approve Resolution No. 2011-02 as presented.** Upon roll call, the resolution was approved by the following vote:

**AYES: Jackson, Pelley, Perkinson, Buttram**  
**NAYS: None**  
**ABSENT: Davis**

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**MANAGER’S REPORT**

City Manager Moore presented the Manager's Report. He reviewed the progress of current city projects/meetings scheduled during the months of January and February. After brief comments, the report was accepted as presented.

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**ADJOURNMENT**

There being no further business to come before the meeting and upon motion duly made and seconded, the meeting adjourned at 7:11 p.m.

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R. HAL BUTTRAM, Mayor

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MITCHELL B. MOORE, City Manager