

# AGENDA

## ATHENS CITY COUNCIL

TUESDAY, JUNE 21, 2011, 6:00 P.M.

**I. CALL TO ORDER** – Mayor Hal Buttram

**II. PLEDGE OF ALLEGIANCE**

**III. INVOCATION** – Mayor Hal Buttram

**IV. ROLL CALL**

\* **V. MINUTES** – May 17, 2011 – Regular Meeting

**VI. COMMUNICATIONS**

\* a.) Presentation of VIVID Award – Bobbye Billings

b.) Presentation of Chancellor’s Award for Excellence in Philanthropy

c.) Presentation of Proclamations:

- \* 1. Amateur Radio Week Proclamation  
\* 2. Small Cities Week Proclamation

\* d.) Miscellaneous Correspondence

**VII. PETITIONS AND REQUESTS**

a.) Requests from Audience – **(three-minute time limit per speaker)**

**VIII. REPORTS**

\* a.) Finance Department Report

\* b.) Police Department Report

\* c.) Fire Department Report

**IX. CONSENT AGENDA**

\* a.) Approve Resolution No. 2011-16 to adopt the fourth amendment to the City of Athens, Tennessee Pension Plan;

\* b.) Approve Medical Insurance Renewal as submitted by Blue Cross Blue Shield of Tennessee for year beginning July 1, 2011;

\* c.) Approve Life, AD&D, and Long Term Disability (LTD) Insurance Proposal as submitted by USABLE for year beginning July 1, 2011;

\* d.) Approve Athens City Board of Education Budget Amendment No. 2 for Fiscal Year 2010/2011;

\* e.) Approve City of Athens Budget Amendment No. 2 for Fiscal Year 2010/2011;

- \* f.) Approve Resolution No. 2011-17 authorizing the Mayor and City Manager to enter into a contract with Progression Electric, LLC for traffic signal maintenance;
- \* g.) Approve Resolution No. 2011-18 to authorize the extension of contract with Metro Janitorial Services, Inc. for cleaning services of the Athens Municipal Building and the Public Works Service Center;
- \* h.) Reappoint Lou Pascarella to serve a four-year term on the Athens Utilities Board, term expires June 30, 2015;
- \* i.) Reappoint Tom Hamilton to serve a five-year term on the Board of Zoning Appeals, term expires June 30, 2016;
- \* j.) Reappoint Shelley Griffith to serve a three-year term on the Library Committee, term expires June 30, 2014;
- \* k.) Reappoint Chad Goodin to serve a four-year term on the Recreation Advisory Board, term expires June 30, 2015;
- \* l.) Reappoint Doug Harrod to serve a four-year term on the Hiwassee Utilities Commission, term expires July 17, 2015.

## **X. ORDINANCES**

- \* a.) ORDINANCE NO. 995 – SECOND/FINAL READING – PUBLIC HEARING  
AN ORDINANCE TO AMEND ‘THE ZONING ORDINANCE OF THE CITY OF ATHENS, TENNESSEE,’ SO AS TO AMEND THE OFFICIAL ZONING MAP TO REZONE PROPERTY ON DECATUR PIKE FROM R-2 (MEDIUM DENSITY RESIDENTIAL DISTRICT) TO B-4 (HIGHWAY AND MAJOR ARTERIAL SERVING BUSINESS DISTRICT) SAID AREA BEING LOCATED WITHIN THE CORPORATE LIMITS OF ATHENS, TENNESSEE.
- \* b.) ORDINANCE NO. 996 – SECOND/FINAL READING – PUBLIC HEARING  
AN ORDINANCE TO AMEND TITLE 16 OF THE ATHENS MUNICIPAL CODE BY ADDING CHAPTER 6 ENTITLED ‘CLOSURE AND ABANDONMENT OF STREETS OR RIGHT-OF-WAYS’.
- \* c.) ORDINANCE NO. 997 – SECOND/FINAL READING – PUBLIC HEARING  
AN ORDINANCE TO ADOPT A BUDGET AND SET THE TAX RATE IN THE AMOUNT OF \$1.1147 ON EACH ONE HUNDRED DOLLARS ASSESSED VALUE OF TAXABLE PROPERTY LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY OF ATHENS, TENNESSEE, FOR THE FISCAL YEAR JULY 1, 2011 THROUGH JUNE 30, 2012.

## **XI. OLD BUSINESS**

## **XII. NEW BUSINESS**

- a.) Recommendation from Planning Commission
  - \* 1. Rezoning Request – Rezoning property on Elizabeth Street, Long Mill Road, and White Street from R-1 (Low Density Residential District) to R-3 (High Density Residential), from B-4 (Highway and Major Arterial Serving Business District) to R-3 (High Density Residential), from R-1 (Low Density Residential District) to B-4 (Highway and Major Arterial Serving Business District) and from R-3

(High Density Residential) to B-4 (Highway And Major Arterial Serving Business District)

- \* 2. Request to abandonment an unnamed, unopened right-of-way located between parcels situated North of Ingleside Avenue
  - \* 3. Request to accept Private Brand Way into the city street system
- b.) Manager's Report

### **XIII. BEER BOARD**

- \* a.) Public Hearing to receive evidence that Athens Gurukrupa, Inc. (Ashok Patel and Satish Patel, Owners) Beer Permit Holder for Stop N Go #2, 102 Old Riceville Road, violated Section 8-213 (13) of the Athens City Code requiring any person holding a permit to continuously operate the business
- b.) Action of the Beer Board in the event the Beer Permit Holder is determined to have violated Section 8-213 (13) of the Athens City Code requiring any person holding a permit to continuously operate the business, and if any permit hold either voluntarily or involuntarily fails or refuses to carry on the business for a period of sixty (60) days, the beer permit shall be revoked by the Beer Board
- \* c.) Relinquishment of Beer Permit – Value Mart #3 – 1405 Decatur Pike – Southeast Investments Holdings, Inc. – Jollyben Patel
- \* d.) Package Beer Stores (Off Premises) Permit – Ian's Market #22 – 1405 Decatur Pike – Karsham L.L.C. – Karim Boghani
- \* e.) Relinquishment of Beer Permit – Ian's Market #18 – 2432 Congress Parkway South – Karsham L.L.C. – Karim Boghani
- \* f.) Grocery (Food Stores) Permit – Sunrise Market # 13 – 2432 Congress Parkway South – Ishika L.L.C. – Alpesh Patel and Nimesh Patel
- \* g.) Relinquishment of Beer Permit – B.P. Two Mart – 1300 Railroad Avenue – S and A Jubilee, Inc. – Akbar Farishta
- \* h.) Package Beer Stores (Off Premises) Permit – Sunrise Market # 14 – 1300 Railroad Avenue – Kamala L.L.C. – Nimesh Patel
- \* i.) Relinquishment of Beer Permit – B.P. One Mart – 1124 West Madison Avenue – S and A Jubilee, Inc. – Akbar Farishta
- \* j.) Package Beer Stores (Off Premises) Permit – Sunrise Market # 15 – 1124 West Madison Avenue – Raguram L.L.C. – Nimesh Patel

### **XIV. ADJOURNMENT**

**Police Department Report to City Manager  
Offense Statistics**

**Classification of Offenses**

**Offenses Reported**

<b>Part I - Crimes Against Persons</b>	<b>This Month</b>	<b>This Year</b>	<b>Last Year to Date</b>
1. Homicide	0	1	0
2. Sex Offense	1	11	14
3. Robbery	7	18	14
4. Assault	17	92	130
<b>Part II - Crime Against Property</b>			
5. Burglary	13	67	78
6. Theft	62	268	311
7. Motor Vehicle Theft	2	17	19
<b>Moving Violations</b>	444	2329	2526
<b>Drugs</b>	22	126	165
<b>Arrests</b>	111	413	449

**Traffic Accident Statistics**

**Accidents**

**Injuries**

	<b>This Month</b>	<b>This Year</b>	<b>Last Year to Date</b>		<b>This Month</b>	<b>This Year</b>	<b>Last Year to Date</b>
<b>Vehicle</b>	71	283	323		18	64	92
<b>Pedestrian</b>	1	1	2		1	1	2
<b>Other</b>	14	56	40		4	10	12
<b>Total</b>	86	340	365		23	75	106
<b>Priv. Prop.</b>	26	125	125		3	5	3

**Fatality**

<b>This Month</b>	0
<b>This Year</b>	0
<b>Last Year</b>	0

**Employment**

<b>Authorized Positions</b>	<b>31</b>
<b>Current Positions Filled</b>	<b>30</b>
<b>Police Dept. Vacancies</b>	<b>1</b>

Prepared:  
Amy B. Arnwine  
City Clerk/Records Clerk

Submitted:  
Charles T. Ziegler  
Chief of Police

**\*\* Private Property accidents/injuries are included in above totals.**

# ATHENS FIRE DEPARTMENT INCIDENT SUMMARY TO CITY MANAGER

TYPE OF CALL	MONTH OF		MAY 2011	
	THIS MONTH	LAST YEAR	TYTD	LYTD
RESIDENTIAL	0	2	6	13
COMMERCIAL	2	0	6	0
INDUSTRIAL	0	0	1	0
GRASS	1	1	5	7
VEH FIRES	1	2	7	11
TRASH FIRES	0	4	7	9
VEH ACC	9	7	35	36
FALSE ALARMS	9	9	34	52
OTHERS	19	23	92	84
MUTUAL AID	1	0	1	1
<b>TOTAL CALLS</b>	<b>42</b>	<b>48</b>	<b>194</b>	<b>213</b>
<b>SAVED VALUE</b>	<b>\$930,800</b>	<b>\$70,000</b>	<b>\$16,597,450</b>	<b>\$1,001,750</b>
<b>LOSSES</b>				
RESIDENTIAL	\$0	\$20,000	\$116,700	\$232,250
COMMERCIAL	\$60,000	\$0	\$145,500	\$0
INDUSTRIAL	\$0	\$0	\$30,000	\$0
VEHICLE	\$16,500	\$5,200	\$37,550	\$16,900
MISC	\$0	\$0	\$0	\$0
<b>TOTALS</b>	<b>\$76,500</b>	<b>\$25,200</b>	<b>\$329,750</b>	<b>\$249,150</b>
<b>ST INSPECTIONS</b>	3		11	
<b>SAFETY SURVEYS</b>	84	47	279	201
VIOLATIONS	210	97	651	471
PUBLIC EDU	35	0	1080	2660
<b>FIREFIGHTER TRAINING</b>				
FULL TIME ACADEMIC	182	181	1169	1528
FULL TIME PRACTICAL	272	370	1650	1428
VOLUNTEER ACADEMIC	4	11	9	64
VOLUNTEER PRACTICAL	2	11	16	77
<b>PERSONNEL</b>	<b>ALLOWANCE</b>		<b>EMPLOYED</b>	
FULLTIME	22		21	
VOLUNTEERS	25		9	