

**TOWN OF DANDRIDGE, TENNESSEE
BOARD OF MAYOR AND ALDERMEN
Regular Meeting
14 July 2015**

I. PUBLIC HEARING

- 3rd and Final Reading of **Ordinance No.15/16-02** An Ordinance to Amend the FY2014/2015 Budget
No Comments

II. CALL TO ORDER

- A. The Dandridge Board of Mayor and Aldermen (BMA) met in a regular session at the Dandridge Police Department/Public Works Building in Dandridge, Tennessee on Tuesday, the 14th day of July 2015.
- B. Mayor GEORGE GANTTE was present and presiding. Mayor GANTTE called the meeting to order immediately following the Beer Board Meeting.

III. ROLL CALL

- A. A roll call of the BMA was conducted by Town Recorder Cathy Dixon, with the following members responding:
 - Mayor GEORGE GANTTE
 - Vice-Mayor MIKE NELSON
 - Alderman MIKE CHAMBERS
 - Alderman PAM FARRAR
 - Alderman DAVID JONES
 - Alderman KEN THORNHILL

ABSENT: Alderman TODD KESTERSON

- B. A quorum being present, the following business was conducted and entered on the record:

The Pledge and Invocation was led by DWMF Superintendent Mike Norton.

IV. READING OF THE MINUTES

It came on a motion by Vice-Mayor NELSON, seconded by Alderman THORNHILL, to approve the Regular Session minutes of the June 9, 2015 meeting as written.

On a voice vote, the motion passed unanimously, and was so ordered.

It came on a motion by Alderman JONES, seconded by Alderman CHAMBERS, to approve the Special Called Session minutes of the June 23, 2015 meeting as written.

On a voice vote, the motion passed unanimously, and was so ordered.

It came on a motion by Alderman CHAMBERS, seconded by Alderman THORNHILL, to approve the Special Called Session minutes of the July 7, 2015 meeting as written.

On a voice vote, the motion passed unanimously, and was so ordered.

V. PUBLIC PRESENTATIONS

- Bill Potter, Lakeside Drive, White Pine – re: proposed Love’s gas station in the vicinity of Exit 424 and county’s disregard for current regulations. Town Attorney Jim Gass explained that the Town of Dandridge has no regulatory authority over decisions made by the County or the County Committees. Mr. Potter requested that BMA motion to make a statement to the county in a proposal for a motion to state some difference to the signage proposal, the size, and height. Mr. Potter stated to BMA that he felt it was BMAs responsibility to carry out wishes of the community, which is heavily involved and deeply concerned. Mayor Gantte responded that the town has been unsuccessful in the past working with the county on certain issues.
- Jerry, Applewood Subdivision – expressed the serious disruption to the community if the Love’s Travel Center locates in the Exit 424 area.
- Karen Hughes & Katie Huffaker – is advocating for the best possible growth/outcome for the community. Growth that has a minimal negative impact on the natural resources and the image presented. Asked the Town to request that Loves comply with all the town ordinances. Town Attorney Jim Gass reiterated that as much as the Town would like to be able to contract with a private entity to enforce all of the town’s ordinances outside the corporate limits of the town, would only be a contract and impossible for the town to enforce a breach of such a contract except to put the entity on notice and to sue in a court of law by showing the town had been damaged by the breach in contract. The practical aspect of having ordinances and tentative measures tied to the ordinances if violated within the corporate limits is to issue citations to city court. If ordinances are tied to a contract outside the corporate limits, it is unenforceable except as a breach of contract.

Town Administrator Melissa Peagler reported that she had spoken with Chad from Loves and he had indicated/agreed to submit a landscape plan for the site.

- Liz Lovelace – asked if there was a speed limit on Middle Alley? PW Superintendent Gregg Gann responded that the speed limit on town streets was 30 mph, unless otherwise posted. Ms. Lovelace requested consideration of lowering the speed limit to 15 mph and closed to commercial traffic. Ms. Lovelace also inquired of a noise ordinance in regards to jake brakes. Response: The Town does not have an ordinance regarding jake brakes. This item was discussed in April of 2005 and after discussion was determined that such an ordinance would be difficult for officers to enforce as an officer would have to witness the use of the jake brake in order to issue a citation, therefore an ordinance was not written.

VI. PRESENTATION OF PETITIONS, MEMORIALS, REMONSTRANCES, AND COMMUNICATIONS

None presented.

VII. BUSINESS PRESENTED BY THE MAYOR

- Mayor GANTTE reported on a meeting held with the Town Administrator and Building Inspector regarding legislation to be presented to the Planning Commission regarding signage.

VIII. FINANCIAL REPORT BY THE TOWN RECORDER

<u>Bank Balance:</u>	<u>BMA Acct:</u>	\$1,237,710.80	<u>Drug Fund Balance:</u>	\$ 29,442.18
	<u>Money Market Balance:</u>	\$ 70,082.15	<u>DVFD Balance:</u>	\$170,839.15

Fire Chief, Andy Riley reported total sales on the fireworks fundraiser was \$18,904.10, minus expenses for purchase of fireworks and advertising, resulting in approx. \$8,300 profit to benefit the VFD.

IX. PRESENTATION OF ORDINANCES AND RESOLUTIONS

- Third and Final Reading of **Ordinance No.15/16-02** To Amend the FY2014-2015 Budget

It came on a motion by Alderman JONES, seconded by Alderman THORNHILL, to approve Ordinance No.15/16-02 on third and final reading.

A roll call was asked for and the BMA responded as follows:

Mayor GANTTE	AYE	Alderman JONES	AYE
Vice-Mayor NELSON	AYE	Alderman THORNHILL	AYE
Alderman CHAMBERS	AYE		
Alderman FARRAR	AYE		

On a roll call vote, the motion passed unanimously, and was so ordered.

- **Resolution No.15/16-01** Authorizing the Town of Dandridge to Participate in the Pool's "Safety Partners" Matching Grant Program

Grant will match 50/50 up to \$3,000. Grant will be utilized to purchase turn out gear for the VFD.

It came on a motion by Alderman CHAMBERS, seconded by Vice-Mayor NELSON, to approve Resolution No.15/16-01.

On a voice vote, the motion passed unanimously, and was so ordered.

- **Resolution No.15/16-02** Updating the Pay Scale for the Employees of the Town of Dandridge to be Made a Part of the Personnel Handbook

It came on a motion by Alderman THORNHILL, seconded by Vice-Mayor NELSON, to approve Resolution No.15/16-02.

On a voice vote, the motion passed unanimously, and was so ordered.

- **Resolution No.15/16-03** Cell Phone Policy

It came on a motion by Alderman THORNHILL, seconded by Alderman CHAMBERS, to approve Resolution No.15/16-03.

On a voice vote, the motion passed unanimously, and was so ordered.

X. OLD BUSINESS

None presented.

XI. NEW BUSINESS

- Ratification of Private Chapter No.22, House Bill No.1400, Senate Bill No.1424

Charter amendment

It came on a motion by Vice-Mayor NELSON, seconded by Alderman FARRAR, to approve the ratification.

A roll call was asked for and the BMA responded as follows:

Mayor GANTTE	AYE	Alderman JONES	AYE
Vice-Mayor NELSON	AYE	Alderman THORNHILL	AYE
Alderman CHAMBERS	AYE		
Alderman FARRAR	AYE		

On a roll call vote, the motion passed unanimously, and was so ordered.

- Sewer Development Agreement between the Town of Dandridge and Love's Inc. (to include a Landscape Plan)

Alderman JONES asked for clarification that this agreement does not set precedence as far as any other business entity is concerned outside of the growth plan of Dandridge. Town Attorney Jim Gass responded, "no, it does not and MTAS has concurred. This is a trunk line carrying sewer by contract of a specific location, the right to the sewer is different within the corporate limits of the town, but not outside the corporate limits."

Alderman JONES: so no one else should have an expectation of being a part of the line except by authorization of the BMA?

Town Attorney Jim Gass: that's right, unless there is a court of record in the appellate court of TN that changes the state of the law or a statute passes.

It came on a motion by Alderman FARRAR, seconded by Alderman JONES, to approve the agreement.

On a voice vote, the motion passed unanimously, and was so ordered.

- Skate Park for the Town of Dandridge

No action taken. This item will be presented to the Recreation Board for consideration.

- TDOT Right-of-Way Nominal Payment Parcel / Offer to Acquire Real Property / Agreement of Sale

It came on a motion by Vice-Mayor NELSON, seconded by Alderman THORNHILL, to table this item until the next regular scheduled meeting or a special called meeting.

On a voice vote, the motion passed unanimously, and was so ordered.

- Approval of Removal of Small Trees and Underbrush behind Residences at 1223 and 1221 Circle Drive

This item was removed from the agenda via the property owner.

- Sidewalk Estimate

No action taken as this item will be placed on the next regular scheduled meeting agenda.

XII. MISCELLANEOUS

- Urban Growth Boundary mediation hearings, Nashville, July 20 – 21st.

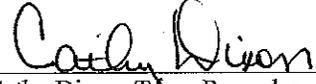
XIII. ADJOURNMENT

It came on a motion by Alderman THORNHILL, seconded by Alderman CHAMBERS, that the meeting of July 14, 2015 be adjourned.

On a voice vote, the motion passed unanimously, and was so ordered.


George Gantte, Mayor

ATTEST:


Cathy Dixon, Town Recorder
MINUTES-BMA-071415