

A G E N D A

FARRAGUT BOARD OF MAYOR AND ALDERMEN

September 8, 2011

FBMA MEETING

7:00 PM

I. Silent Prayer, Pledge of Allegiance, Roll Call

II. Approval of Agenda

III. Mayor's Report

- A. Presentation of Constitution Week Proclamation
- B. Presentation of "DAR" Day October 11, 2011 Proclamation

IV. Citizens Forum

V. Approval of Minutes

- A. August 25, 2011

VI. Ordinances

- A. First Reading
 - 1. **Ordinance 11-14**, Ordinance to amend Title 7, Fire Protection and Fireworks, Chapter 1. Fire code, of the Farragut Municipal Code
 - 2. **Ordinance 11-15**, Ordinance to amend Title 12, Building, Utility, Etc. Codes, Chapter 1. International Building Code, Of The Farragut Municipal Code
 - 3. **Ordinance 11-16**, Ordinance to amend Title 12, Building, Utility, Etc. Codes, Chapter 2. International Plumbing Code, Of The Farragut Municipal Code
 - 4. **Ordinance 11-17**, Ordinance to amend Title 12, Building, Utility, Etc. Codes, Chapter 4. International Fuel Gas Code, Of The Farragut Municipal Code
 - 5. **Ordinance 11-18**, Ordinance to amend Title 12, Building, Utility, Etc. Codes, Chapter 8. Swimming Pool Code, Of The Farragut Municipal Code
 - 6. **Ordinance 11-19**, Ordinance to amend Title 12, Building, Utility, Etc. Codes, Chapter 10. 2006 International Mechanical Code, Of The Farragut Municipal Code
 - 7. **Ordinance 11-20**, Ordinance to amend Title 12, Building, Utility, Etc. Codes, Chapter 11. International Residential Code For One- And Two-Family Dwellings, Of The Farragut Municipal Code

VII. Business Items

- A. Consider Approval of Dates for the November and December BMA meetings
- B. Consider Approval of Elect Voting Delegate (1) and Alternate Voting Delegates (2) to the National League of Cities Conference
- C. Consider Approval of special event directional signage for 2011 Parade of Homes
- D. Consider Approval of Memorandum of Understanding between Knox County Government and the Town of Farragut for Road Realignment to Farlow Drive

- VIII. Town Administrator's Report**
- IX. Assistant Town Administrator's Report**
- X. Engineer's Report**
- XI. Recorder's Report**
- XII. Attorney's Report**

Town of Farragut

PROCLAMATION

WHEREAS, the Constitution of the United States of America, the guardian of our liberties, embodies the principles of limited government in a Republic dedicated to rule by law, and

WHEREAS, September 17, 2011, marks the two hundred twenty-fourth anniversary of the framing of the Constitution of the United States of America by the Constitutional Convention, and

WHEREAS, it is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary, and to the patriotic celebrations which will commemorate it, and

WHEREAS, the Daughters of the American Revolution petitioned the U.S. Congress to dedicate a week for observance of Constitution Week, and Congress subsequently authorized and President Dwight D. Eisenhower signed Public Law #915, on August 2, 1956, authorizing the Constitution Week be commemorated September 17 through September 23 as Constitution Week,

WHEREAS, the Admiral David Farragut, Andrew Bogle, Bonny Kate, Cavett Station, Daughters at the University of Tennessee, James White, Emory Road, and Samuel Frazier Chapter, Daughters of the American Revolution, promote knowledge of history and patriotism,

NOW, THEREFORE, I, Ralph McGill, Mayor of the Town of Farragut, by virtue of the authority vested in me, do hereby proclaim the week of September 17-23, 2011, as

CONSTITUTION WEEK

and ask all our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties.

Signed this 8th day of September 2011.

Ralph McGill, Mayor

Town of Farragut

PROCLAMATION

WHEREAS, The National Society of the Daughters of the American Revolution (DAR), founded October 11, 1890 and incorporated by an act of Congress in 1869, is headquartered in Washington, D.C. acting as a non-profit, non-political volunteer women's service organization; and

WHEREAS, The DAR is dedicated to promoting patriotism, preserving American history, and securing American's future through better education for children with the motto, "God, Home and Country;" and

WHEREAS, DAR members volunteer more than 250,000 hours annually to Veteran patients, award thousands of dollars to students in scholarships and financial aid each year, and support schools for the underprivileged with annual donations exceeding one million dollars; and

WHEREAS, The DAR boasts 170,000 members in 3,000 chapters across the United States and throughout the world; and

WHEREAS, Any women 18 years or older, regardless of race, religion, or ethnic background who can prove lineal descent from a patriot of the American Revolution is eligible for membership; and

WHEREAS, The Town of Farragut recognizes the Admiral David Farragut, Andrew Bogle, Bonny Kate, Cavett Station, Daughters at the University of Tennessee, James White, Emory Road and Samuel Frazier Chapters on this 121st Anniversary of the founding of the DAR

NOW, THEREFORE, I, Ralph McGill, Mayor of the Town of Farragut, do hereby proclaim October 11, 2011, as

DAUGHTERS of the AMERICAN REVOLUTION DAY

And urge all citizens to join me in this observance.

Signed this 8th day of September 2011.

Ralph McGill, Mayor

A G E N D A

FARRAGUT BOARD OF MAYOR AND ALDERMEN

August 25, 2011

FBMA MEETING

7:00 PM

- I. Silent Prayer, Pledge of Allegiance, Roll Call**
- II. Approval of Agenda**
- III. Mayor's Report**
- IV. Citizens Forum**
- V. Approval of Minutes**
 - A. August 11, 2011
 - B. August 18, 2011
- VI. Ordinances**
 - A. Public Hearing & Second Reading
 - 1. **Ordinance 11-13**, a map of correction/map amendment to Parcel 37, Tax Map 131, located on the northwest corner of Kingston Pike & Lovell Road, the site of the future Costco Warehouse, from B-1 to C-1, to reduce the B-1 Buffer District to 50 feet in width adjacent to Powell Acres subdivision
- VII. Business Items**
 - A. Consider Approval of Contract 2012-05, Resurfacing
 - B. Consider Approval of Contract 2011-11, McFee Park Irrigation
 - C. Consider Approval of Bid for 2012 Two-Wheel Drive Half-Ton Pickup Truck
 - D. Consider Approval of Bid for two (2) 2011 Four-Wheel Drive Mowers
 - E. Consider Approval of Bid for 2011 2-Wheel Drive Mower
- VIII. Town Administrator's Report**
- IX. Assistant Town Administrator's Report**
- X. Engineer's Report**
- XI. Recorder's Report**
- XII. Attorney's Report**

MINUTES

FARRAGUT BOARD OF MAYOR AND ALDERMEN

August 25, 2011

FBMA MEETING

Mayor McGill called the meeting to order at 7:00 PM. Members present were Mayor McGill, Aldermen Honken, LaMarche and Markli; Alderman Elliott was absent.

Approval of Agenda

Motion was made to approve the agenda as presented. Moved by Mayor McGill, seconded by Alderman Honken; voting yes, Mayor McGill, Aldermen Honken, LaMarche and Markli; Alderman Elliott was absent; no nays; motion passed.

Approval of Minutes

Motion was made to approve the minutes of August 11, 2011 as presented. Moved by Alderman Markli, seconded by Alderman LaMarche; voting yes, Mayor McGill, Aldermen LaMarche and Markli; Alderman Honken abstained; Alderman Elliott was absent; no nays; motion passed.

Motion was made to approve the minutes of August 18, 2011 as presented. Moved by Alderman Markli, seconded by Alderman LaMarche; voting yes, Mayor McGill, Aldermen Honken, LaMarche and Markli; Alderman Elliott was absent; no nays; motion passed.

Ordinances

Public Hearing & Second Reading

Ordinance 11-13, a map of correction/map amendment to Parcel 37, Tax Map 131, located on the northwest corner of Kingston Pike & Lovell Road, the site of the future Costco Warehouse, from B-1 to C-1, to reduce the B-1 Buffer District to 50 feet in width adjacent to Powell Acres subdivision

Ordinance 11-13 involves a technical correction to the Official Town Zoning Map which upon adoption will illustrate the correct width of the B-1 Buffer District as 50 feet in width adjacent to Powell Acres subdivision. See the minutes of August 18, 2011 for historical information.

Motion was made to approve Ordinance 11-13 on second and final reading. Moved by Alderman Markli, seconded by Alderman LaMarche; voting yes, Mayor McGill, Aldermen Honken, LaMarche and Markli; Alderman Elliott was absent; no nays; motion passed.

Business Items

Consider Approval of Contract 2012-05, Resurfacing

Motion was made to award Contract 2012-05, Resurfacing, to APAC-Atlantic, Inc. in the amount of \$409,313.50. The Road which will be resurfaced are: Aspenwood Drive, Walden View Lane, Hickory Trail, Admiral Drive, Augusta National Way, Royal Birkdale, Herron Road (N. Campbell Station to Ivy Chase), Campbell Lakes Drive (N. Campbell Station to Lakesedge), & Dixie View Road.

Moved by Alderman LaMarche, seconded by Alderman Markli; voting yes, Mayor McGill, Aldermen Honken, LaMarche and Markli; Alderman Elliott was absent; no nays; motion passed.

Consider Approval of Contract 2011-11, McFee Park Irrigation

Motion was made to award Contract 2011-11, McFee Park Irrigation Phase I & II, to Little Green Garden, Inc. in the amount of \$34,083.84. Moved by Alderman Markli, seconded by Alderman Honken; voting yes, Mayor McGill, Aldermen Honken, LaMarche and Markli; Alderman Elliott was absent; no nays; motion passed.

Consider Approval of Bid for 2012 Two-Wheel Drive Half-Ton Pickup Truck

Motion was made to approve the purchase of a 2012 Ford F150 2-wheel drive pick-up from Country Ford in the amount of \$22,874.25. Moved by Alderman Honken, seconded by Alderman Markli; voting yes, Mayor McGill, Aldermen Honken, LaMarche and Markli; Alderman Elliott was absent; no nays; motion passed.

Consider Approval of Bid for two (2) 2011 Four-Wheel Drive Mowers

Motion was made to approve the purchase of two (2) Kubota F3080 4-wheel drive mowers from Tyler Brothers in the amount of \$33,370. Moved by Alderman LaMarche, seconded by Alderman Honken; voting yes, Mayor McGill, Aldermen Honken, LaMarche and Markli; Alderman Elliott was absent; no nays; motion passed.

Consider Approval of Bid for 2011 2-Wheel Drive Mower

Motion was made to approve the purchase of a 2-wheel drive John Deere 997 zero turn mower from Farragut Lawn and Tractor in the amount of \$12,840. Moved by Alderman Markli, seconded by Alderman LaMarche; voting yes, Mayor McGill, Aldermen Honken, LaMarche and Markli; Alderman Elliott was absent; no nays; motion passed.

Town Administrator's Report

David Smoak, Town Administrator, presented four (4) options from the Redistricting Committee for Knox County.

Engineer's Report

Darryl Smith, Town Engineer, reported that TDOT had awarded the Kingston Pike/Everett Road construction project to McKinnon Construction in the amount of \$2,110,790.75. Mr. Smith also announced that Knox County had awarded the Outlets drive Extension project to APAC-Atlantic.

Recorder's Report

Allison Myers, Town Recorder, presented the following bill for approval:

Regions Bank, Chapel Grove letter of credit refund, 08/20/11, \$43,000

Ms. Gail Howell, Tract 18 of Watt Rd extension, 08/25/11, \$16,000

After some questions regarding the return of the letter of credit to Regions Bank a motion was made to approve the bill as presented, subject to clarification of concerns with the letter of credit between the Town and Regions Bank. Moved by Alderman LaMarche, seconded by Alderman Honken; voting yes, Mayor McGill, Aldermen Honken, LaMarche and Markli; Alderman Elliott was absent; no nays; motion passed.

Meeting adjourned at 7:45 PM.

Ralph McGill, Mayor

Allison Myers, Town Recorder

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Ruth Viergutz Hawk, Community Development Director

SUBJECT: Ordinance 11-14, ordinance on 1st reading to amend the Farragut Municipal Code, Title 7, Fire Protection and Fireworks, Chapter 1. Fire Code, to delete fees

Ordinance 11-15, ordinance on 1st reading to amend the Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 1. International Building Code, to delete fees

Ordinance 11-16, ordinance on 1st reading to amend the Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 2. International Plumbing Code, to delete fees

Ordinance 11-17, ordinance on 1st reading to amend the Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 4. International Fuel Gas Code, to delete fees

Ordinance 11-18, ordinance on 1st reading to amend the Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 8. Swimming Pool Code, to delete fees

Ordinance 11-19, ordinance on 1st reading to amend the Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 10. International Mechanical Code, to delete fees

Ordinance 11-20, ordinance on 1st reading to amend the Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 11. International Residential Code for One- And Two-Family Dwellings, to delete fees

INTRODUCTION: On June 23, 2011, the Board of Mayor and Aldermen passed Resolution 2011-06, which established the fees the town charges for the various services provided. Some of the fees included in Resolution 2011-06 are currently found within the Municipal Code.

DISCUSSION: The purpose of Ordinances 11-14, 11-15, 11-16, 11-17, 11-18, 11-19, and 11-20 is to remove the fee schedules out of the Municipal Code. The passing of Resolution 2011-06 was the first step in creating a central location for all of the town's fees. These ordinances remove the duplicate fee schedule and complete the process.

PROFESSIONAL RECOMMENDATION: Community Development Director, Ruth Hawk, recommends approval of Ordinance 11-14, Ordinance 11-15, Ordinance 11-16, Ordinance 11-17, Ordinance 11-18, Ordinance 11-19, and Ordinance 11-20.

PROPOSED MOTION: To approve Ordinance 11-14, Ordinance 11-15, Ordinance 11-16, Ordinance 11-17, Ordinance 11-18, Ordinance 11-19, and Ordinance 11-20.

BOARD ACTION:

MOTION BY: _____ **SECONDED**

BY: _____

<u>VOTE/TOTAL</u>	<u>ELLIOTT</u>	<u>LAMARCHE</u>	<u>MARKLI</u>	<u>HONKEN</u>	<u>MCGILL</u>
YES	_____	_____	_____	_____	_____
NO	_____	_____	_____	_____	_____
ABSTAIN	_____	_____	_____	_____	_____

ORDINANCE:	11-14
PREPARED BY:	Hawk/Johnson/Householder/Coker/Sievers
1ST READING:	_____
2ND READING:	_____
PUBLISHED IN:	_____
DATE:	_____

**AN ORDINANCE TO AMEND TITLE 7, FIRE PROTECTION AND FIREWORKS,
CHAPTER 1. FIRE CODE, OF THE FARRAGUT MUNICIPAL CODE**

WHEREAS, the Board of Mayor and Alderman of the Town of Farragut, Tennessee, wishes to amend Title 7, Fire Protection and Fireworks, Chapter 1. Fire Code, Section 7-106., of the Farragut Municipal Code,

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Alderman of the Town of Farragut, Tennessee, that the Farragut Municipal Code is hereby amended as follows:

SECTION 1.

The Farragut Municipal Code, Title 7, Fire Protection and Fireworks, Chapter 1. Fire Code, Section 7-102. Modifications., (1), is amended by deleting it in its entirety and renumbering the remaining items accordingly.

SECTION 2.

The Farragut Municipal Code, Title 7, Fire Protection and Fireworks, Chapter 1. Fire Code, Section 7-106. Fee for repeated inspections., is amended by deleting it in its entirety and substituting in lieu thereof the following:

7-106. Repeated inspections. A permit holder is required to contact the town office to request required inspections at such time as the construction is at the appropriate stage for the inspection to be completed. It is the responsibility of the permit holder to have the appropriate construction and improvements in place at the time a request for inspection is made. When a request for inspection is made and the fire official finds that the required construction and/or improvements are inadequate to perform the required inspection, a penalty fee shall be assessed. If a second request for inspection is made and the fire official finds that the required construction and/or improvements are inadequate to perform the required inspection, an additional penalty fee shall be assessed. The purpose of these reinspection fees is to recover costs incurred for additional follow-up inspections. The penalty fee shall be collected prior to scheduling another inspection and prior to the issuance of a certificate of occupancy.

ORDINANCE 11-14

Page 2

Said penalty fee shall be assessed when the permit holder fails to have the required construction and improvements in place in order for the fire official to perform the appropriate requested inspection. The permit holder shall be responsible for notifying the town at such time as he/she is ready for the follow-up inspection to be undertaken.

SECTION 3.

This ordinance shall take effect from and after its final passage and publication, the public welfare requiring it.

Dr. Ralph McGill, Mayor

Allison Myers, Town Recorder

ORDINANCE: 11-15
PREPARED BY: Hawk/Coker/Householder/Sievers/Johnson
1ST READING: _____
2ND READING: _____
PUBLISHED IN: _____
DATE: _____

**AN ORDINANCE TO AMEND TITLE 12, BUILDING, UTILITY, ETC. CODES,
CHAPTER 1. INTERNATIONAL BUILDING CODE, OF THE FARRAGUT
MUNICIPAL CODE**

WHEREAS, the Board of Mayor and Alderman of the Town of Farragut, Tennessee, wishes to amend Title 12, Building, Utility, Etc. Codes, Chapter 1. International Building Code, of the Farragut Municipal Code,

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Alderman of the Town of Farragut, Tennessee, that the Farragut Municipal Code is hereby amended as follows:

SECTION 1.

The Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 1. International Building Code, Section 12-102. Modifications., (1), is amended by deleting it in its entirety and substituting in lieu thereof the following:

(1) The International Building Code, is amended by establishing the permit fees in a general fee schedule resolution adopted by the Farragut Board of Mayor and Aldermen.

SECTION 2.

The Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 1. International Building Code, Section 12-102. Modifications., (2), is amended by deleting it in its entirety and renumbering the remaining items accordingly.

SECTION 3.

The Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 1. International Building Code, Section 12-106. Fee for repeated inspections., is amended by deleting it in its entirety and substituting in lieu thereof the following:

ORDINANCE 11-15

Page 2

12-106. Repeated inspections. A permit holder is required to contact the town office to request required inspections at such time as the construction is at the appropriate stage for the inspection to be completed. It is the responsibility of the permit holder to have the appropriate construction and improvements in place at the time a request for inspection is made. When a request for inspection is made and the codes official finds that the required construction and/or improvements are inadequate to perform the required inspection, a penalty fee shall be assessed. If a second request for inspection is made and the codes official finds that the required construction and/or improvements are inadequate to perform the required inspection, an additional penalty fee shall be assessed. The purpose of these reinspection fees is to recover costs incurred for additional follow-up inspections. The penalty fee shall be collected prior to scheduling another inspection and prior to the issuance of a certificate of occupancy.

Said penalty fee shall be assessed when the permit holder fails to have the required construction and improvements in place in order for the codes official to perform the appropriate requested inspection. The permit holder shall be responsible for notifying the town at such time as he/she is ready for the follow-up inspection to be undertaken.

SECTION 4.

This ordinance shall take effect from and after its final passage and publication, the public welfare requiring it.

Dr. Ralph McGill, Mayor

Allison Myers, Town Recorder

ORDINANCE: 11-16
PREPARED BY: Hawk/Coker/Householder/Sievers/Johnson
1ST READING: _____
2ND READING: _____
PUBLISHED IN: _____
DATE: _____

**AN ORDINANCE TO AMEND TITLE 12, BUILDING, UTILITY, ETC. CODES,
CHAPTER 2. INTERNATIONAL PLUMBING CODE, OF THE FARRAGUT
MUNICIPAL CODE**

WHEREAS, the Board of Mayor and Alderman of the Town of Farragut, Tennessee, wishes to amend Title 12, Building, Utility, Etc. Codes, Chapter 2. International Plumbing Code, of the Farragut Municipal Code,

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Alderman of the Town of Farragut, Tennessee, that the Farragut Municipal Code is hereby amended as follows:

SECTION 1.

The Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 2. International Plumbing Code, Section 12-206. Fee for repeated inspections., is amended by deleting it in its entirety and substituting in lieu thereof the following:

12-206. Repeated inspections. A permit holder is required to contact the town office to request required inspections at such time as the construction is at the appropriate stage for the inspection to be completed. It is the responsibility of the permit holder to have the appropriate construction and improvements in place at the time a request for inspection is made. When a request for inspection is made and the codes official finds that the required construction and/or improvements are inadequate to perform the required inspection, a penalty fee shall be assessed. If a second request for inspection is made and the codes official finds that the required construction and/or improvements are inadequate to perform the required inspection, an additional penalty fee shall be assessed. The purpose of these reinspection fees is to recover costs incurred for additional follow-up inspections. The penalty fee shall be collected prior to scheduling another inspection and prior to the issuance of a certificate of occupancy.

Said penalty fee shall be assessed when the permit holder fails to have the required construction and improvements in place in order for the codes official to perform the appropriate requested inspection. The permit holder shall be responsible for notifying the town at such time as he/she is ready for the follow-up inspection to be undertaken.

ORDINANCE 11-16
Page 2

SECTION 2.

This ordinance shall take effect from and after its final passage and publication, the public welfare requiring it.

Dr. Ralph McGill, Mayor

Allison Myers, Town Recorder

ORDINANCE: 11-17
PREPARED BY: Hawk/Coker/Householder/Sievers/Johnson
1ST READING: _____
2ND READING: _____
PUBLISHED IN: _____
DATE: _____

**AN ORDINANCE TO AMEND TITLE 12, BUILDING, UTILITY, ETC. CODES,
CHAPTER 4. INTERNATIONAL FUEL GAS CODE, OF THE FARRAGUT
MUNICIPAL CODE**

WHEREAS, the Board of Mayor and Alderman of the Town of Farragut, Tennessee, wishes to amend Title 12, Building, Utility, Etc. Codes, Chapter 4. International Fuel Gas Code, of the Farragut Municipal Code,

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Alderman of the Town of Farragut, Tennessee, that the Farragut Municipal Code is hereby amended as follows:

SECTION 1.

The Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 4. International Fuel Gas Code, Section 12-406. Fee for repeated inspections., is amended by deleting it in its entirety and substituting in lieu thereof the following:

12-406. Fee for repeated inspections. A permit holder is required to contact the town office to request required inspections at such time as the construction is at the appropriate stage for the inspection to be completed. It is the responsibility of the permit holder to have the appropriate construction and improvements in place at the time a request for inspection is made. When a request for inspection is made and the codes official finds that the required construction and/or improvements are inadequate to perform the required inspection, a penalty fee shall be assessed. If a second request for inspection is made and the codes official finds that the required construction and/or improvements are inadequate to perform the required inspection, an additional penalty fee shall be assessed. The purpose of these reinspection fees is to recover costs incurred for additional follow-up inspections. The penalty fee shall be collected prior to scheduling another inspection and prior to the issuance of a certificate of occupancy.

Said penalty fee shall be assessed when the permit holder fails to have the required construction and improvements in place in order for the codes official to perform the appropriate requested inspection. The permit holder shall be responsible for notifying the town at such time as he/she is ready for the follow-up inspection to be undertaken.

ORDINANCE 11-17
Page 2

SECTION 2.

This ordinance shall take effect from and after its final passage and publication, the public welfare requiring it.

Dr. Ralph McGill, Mayor

Allison Myers, Town Recorder

ORDINANCE: 11-18
PREPARED BY: Hawk/Coker/Householder/Sievers/Johnson
1ST READING: _____
2ND READING: _____
PUBLISHED IN: _____
DATE: _____

**AN ORDINANCE TO AMEND TITLE 12, BUILDING, UTILITY, ETC. CODES,
CHAPTER 8. SWIMMING POOL CODE, OF THE FARRAGUT MUNICIPAL CODE**

WHEREAS, the Board of Mayor and Alderman of the Town of Farragut, Tennessee, wishes to amend Title 12, Building, Utility, Etc. Codes, Chapter 8. Swimming Pool Code, of the Farragut Municipal Code,

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Alderman of the Town of Farragut, Tennessee, that the Farragut Municipal Code is hereby amended as follows:

SECTION 1.

The Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 8. Swimming Pool Code, Section 12-805. Fee for repeated inspections., is amended by deleting it in its entirety and substituting in lieu thereof the following:

12-805. Fee for repeated inspections. A permit holder is required to contact the town office to request required inspections at such time as the construction is at the appropriate stage for the inspection to be completed. It is the responsibility of the permit holder to have the appropriate construction and improvements in place at the time a request for inspection is made. When a request for inspection is made and the codes official finds that the required construction and/or improvements are inadequate to perform the required inspection, a penalty fee shall be assessed. If a second request for inspection is made and the codes official finds that the required construction and/or improvements are inadequate to perform the required inspection, an additional penalty fee shall be assessed. The purpose of these reinspection fees is to recover costs incurred for additional follow-up inspections. The penalty fee shall be collected prior to scheduling another inspection and prior to the issuance of a certificate of occupancy.

Said penalty fee shall be assessed when the permit holder fails to have the required construction and improvements in place in order for the codes official to perform the appropriate requested inspection. The permit holder shall be responsible for notifying the town at such time as he/she is ready for the follow-up inspection to be undertaken.

ORDINANCE 11-18
Page 2

SECTION 2.

This ordinance shall take effect from and after its final passage and publication, the public welfare requiring it.

Dr. Ralph McGill, Mayor

Allison Myers, Town Recorder

ORDINANCE: 11-19
PREPARED BY: Hawk/Coker/Householder/Sievers/Johnson
1ST READING: _____
2ND READING: _____
PUBLISHED IN: _____
DATE: _____

AN ORDINANCE TO AMEND TITLE 12, BUILDING, UTILITY, ETC. CODES, CHAPTER 10. 2006 INTERNATIONAL MECHANICAL CODE, OF THE FARRAGUT MUNICIPAL CODE

WHEREAS, the Board of Mayor and Alderman of the Town of Farragut, Tennessee, wishes to amend Title 12, Building, Utility, Etc. Codes, Chapter 10. 2006 International Mechanical Code, of the Farragut Municipal Code,

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Alderman of the Town of Farragut, Tennessee, that the Farragut Municipal Code is hereby amended as follows:

SECTION 1.

The Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 10. 2006 International Mechanical Code, Section 12-1002. Modifications., (3), is amended by deleting it in its entirety.

SECTION 2.

The Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 10. 2006 International Mechanical Code, Section 12-1006. Fee for repeated inspections., is amended by deleting it in its entirety and substituting in lieu thereof the following:

12-1006. Fee for repeated inspections. A permit holder is required to contact the town office to request required inspections at such time as the construction is at the appropriate stage for the inspection to be completed. It is the responsibility of the permit holder to have the appropriate construction and improvements in place at the time a request for inspection is made. When a request for inspection is made and the codes official finds that the required construction and/or improvements are inadequate to perform the required inspection, a penalty fee shall be assessed. If a second request for inspection is made and the codes official finds that the required construction and/or improvements are inadequate to perform the required inspection, an additional penalty fee shall be assessed. The purpose of these reinspection fees is to recover costs incurred for additional follow-up inspections. The penalty fee shall be collected prior to scheduling another inspection and prior to the issuance of a certificate of occupancy.

ORDINANCE 11-19

Page 2

Said penalty fee shall be assessed when the permit holder fails to have the required construction and improvements in place in order for the codes official to perform the appropriate requested inspection. The permit holder shall be responsible for notifying the town at such time as he/she is ready for the follow-up inspection to be undertaken.

SECTION 3.

This ordinance shall take effect from and after its final passage and publication, the public welfare requiring it.

Dr. Ralph McGill, Mayor

Allison Myers, Town Recorder

ORDINANCE: 11-20
PREPARED BY: Hawk/Coker/Householder/Sievers/Johnson
1ST READING: _____
2ND READING: _____
PUBLISHED IN: _____
DATE: _____

AN ORDINANCE TO AMEND TITLE 12, BUILDING, UTILITY, ETC. CODES, CHAPTER 11. INTERNATIONAL RESIDENTIAL CODE FOR ONE- AND TWO-FAMILY DWELLINGS, OF THE FARRAGUT MUNICIPAL CODE

WHEREAS, the Board of Mayor and Alderman of the Town of Farragut, Tennessee, wishes to amend Title 12, Building, Utility, Etc. Codes, Chapter 11. International Residential Code for One- And Two-Family Dwellings, of the Farragut Municipal Code,

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Alderman of the Town of Farragut, Tennessee, that the Farragut Municipal Code is hereby amended as follows:

SECTION 1.

The Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 11. International Residential Code for One- And Two-Family Dwellings, Section 12-1102. Modifications., (4), is amended by deleting it in its entirety and renumbering the remaining items accordingly.

SECTION 2.

The Farragut Municipal Code, Title 12, Building, Utility, Etc. Codes, Chapter 11. International Residential Code for One- And Two-Family Dwellings, Section 12-1106. Fee for repeated inspections., is amended by deleting it in its entirety and substituting in lieu thereof the following:

12-1106. Repeated inspections. A permit holder is required to contact the town office to request required inspections at such time as the construction is at the appropriate stage for the inspection to be completed. It is the responsibility of the permit holder to have the appropriate construction and improvements in place at the time a request for inspection is made. When a request for inspection is made and the codes official finds that the required construction and/or improvements are inadequate to perform the required inspection, a penalty fee shall be assessed. If a second request for inspection is made and the codes official finds that the required construction and/or improvements are inadequate to perform the required inspection, an additional penalty fee shall be assessed. The purpose of these reinspection fees is to recover costs incurred for additional follow-up inspections. The penalty fee shall be collected prior to scheduling another inspection and prior to the issuance of a certificate of occupancy.

ORDINANCE 11-20

Page 2

Said penalty fee shall be assessed when the permit holder fails to have the required construction and improvements in place in order for the codes official to perform the appropriate requested inspection. The permit holder shall be responsible for notifying the town at such time as he/she is ready for the follow-up inspection to be undertaken.

SECTION 3.

This ordinance shall take effect from and after its final passage and publication, the public welfare requiring it.

Dr. Ralph McGill, Mayor

Allison Myers, Town Recorder

AGENDA NUMBER _____

MEETING DATE September 8, 2011

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Allison Myers, Town Recorder

SUBJECT: Consider Approval of Dates for the November and December BMA meetings

BACKGROUND:

In the past the Board of Mayor and Aldermen have chosen to cancel the second meeting in November due to Thanksgiving and the second meeting in December due to Christmas.

DISCUSSION:

Due to the National League of Cities Conference the suggested dates for meeting in November and December is Tuesday, November 15, 2011 and Thursday, December 8, 2011.

PROPOSED MOTION:

To cancel the meetings of November 24 and December 22 and to hold the meeting for November on Tuesday, November 15, 2011 and the meeting for December on Thursday, December 8, 2011.

BOARD ACTION:

MOTION BY: _____ **SECONDED BY:** _____

<u>VOTE/TOTAL</u>	<u>ELLIOTT</u>	<u>HONKEN</u>	<u>LAMARCHE</u>	<u>MARKLI</u>	<u>MCGILL</u>
YES	_____	_____	_____	_____	_____
NO	_____	_____	_____	_____	_____
ABSTAIN	_____	_____	_____	_____	_____

AGENDA NUMBER _____

MEETING DATE September 8, 2011

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Allison Myers, Town Recorder

SUBJECT: Consider Approval of Elect Voting Delegate (1) and Alternate Voting Delegates (2) to the National League of Cities Conference

INTRODUCTION:

This agenda item is to elect voting delegates for the National League of Cities Conference in December.

BACKGROUND:

Each year the Board of Mayor and Aldermen elect a voting delegate and two alternate voting delegates.

DISCUSSION:

At the Annual Business Meeting on Saturday, November 12, 2011 the Town of Farragut is entitled to cast one vote based on the 2000 population. The Board is to elect one voting delegate and two alternate delegates for the Annual National League of Cities Conference in November.

PROPOSED MOTION:

To nominate _____ as the voting delegate and _____ and _____ as alternate voting delegates.

BOARD ACTION:

MOTION BY: _____ **SECONDED BY:** _____

<u>VOTE/TOTAL</u>	<u>ELLIOTT</u>	<u>HONKEN</u>	<u>LAMARCHE</u>	<u>MARKLI</u>	<u>MCGILL</u>
YES	_____	_____	_____	_____	_____
NO	_____	_____	_____	_____	_____
ABSTAIN	_____	_____	_____	_____	_____



CREDENTIALS FORM

NATIONAL LEAGUE OF CITIES · 2011 CONGRESS OF CITIES · PHOENIX, ARIZONA

At the Annual Business Meeting on Saturday, November 12, 2011, from 2:30 to 4:30pm, each direct member city of NLC is entitled to cast from one to 20 votes based upon the city's population per the 2000 census, through its designated voting delegate. Please indicate below your city and state, voting delegate and alternate(s), and sign and date the form. The form should be faxed to NLC at 202-626-3109, by the October 28, 2011, deadline.

The official voting delegate and alternate(s) for the city/town of:

Town of Farragut TN 17720 (1)

(Name of your city/town/village, state, pop & vote)

VOTING DELEGATE:

1. NAME

TITLE

ALTERNATE VOTING DELEGATE(S):

2. NAME

TITLE

3. NAME

TITLE

FOR OFFICE USE ONLY
(DO NOT WRITE IN THIS SPACE)

Voting card issued to:

(signature)

Votes: _____

1 _____ 2 _____ 3 _____

PLEASE SIGN AND FAX THIS FORM TO NLC BY OCTOBER 30, 2010
ATTENTION: TATA SIDIBE, MEMBERSHIP RELATIONS ASSISTANT
FAX: 202-626-3109

Signature (city representative): _____

Title: _____ Date: _____

NATIONAL LEAGUE of CITIES

2011 Officers

President

James E. Mitchell, Jr.
Council Member
Charlotte, North Carolina

First Vice President

Ted Ellis
Mayor
Bluffton, Indiana

Second Vice President

Marie Lopez Rogers
Mayor
Avondale, Arizona

Immediate Past President

Ronald O. Loveridge
Mayor
Riverside, California

Executive Director

Donald J. Borut

August 19, 2011

RECEIVED

AUG 29 2011

TOWN OF FARRAGUT

Allison M. Myers
Town Recorder
Town of Farragut
11408 Municipal Center Drive
Farragut, TN 37922

Dear Town Recorder Myers:

The National League of Cities (NLC) Annual Business Meeting will be held on Saturday, November 12, 2011 from 2:30 to 4:30pm, at the conclusion of the Congress of Cities and Exposition in Phoenix, AZ. As a direct member city, your city is entitled to vote at this meeting. Based on the population as of the 2000 Census, each member city casts between one and twenty votes. The number of votes for each population range can be found on the table on the reverse of the credentials form.

To be eligible to cast a city's vote, a voting delegate and alternate must be officially designated by the city using the enclosed credentials form. This form will be forwarded to NLC Credentials Committee. NLC bylaws expressly prohibit voting by proxy. City elected officials should be made aware of this request so that decisions can be made as to who will be the voting delegate and alternate(s).

At the Congress of Cities, the voting delegate must pick up the city's voting card at the Credentials Booth before the Annual Business Meeting and must be present at the Annual Business Meeting to cast the city's vote. The Credentials Booth will be open during scheduled times throughout the Congress of Cities.

Please return the completed form to NLC by fax 202-626-3109 on or before October 28, 2011. If you have any questions, please contact Tata Sidibe, sidibe@nlc.org or 202-626-3188 or Mae Davis, mdavis@nlc.org, 202-626-3150.

Thank you,



Donald J. Borut
Executive Director

Enclosure: Credential Form & Population Chart





NATIONAL LEAGUE OF CITIES
2011 CONGRESS OF CITIES
PHOENIX, ARIZONA

Number of Votes – Annual Business Meeting

Direct Member Cities

Article IV, Section 2 of the National League of Cities bylaws specifies the number of votes that each NLC direct member city is entitled to cast at the Annual Business Meeting at the Congress of Cities. Member cities are required by the bylaws to cast unanimous votes.

CITY POPULATION (per 2000 Census)	NUMBER OF VOTES
Under 50,000	1 vote
50,000 – 99,999	2 votes
100,000 – 199,999	4 votes
200,000 – 299,999	6 votes
300,000 – 399,999	8 votes
400,000 – 499,999	10 votes
500,000 – 599,999	12 votes
600,000 – 699,999	14 votes
700,000 – 799,999	16 votes
800,000 – 899,999	18 votes
900,000 and above	20 votes

AGENDA NUMBER _____

MEETING DATE September 8, 2011

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: Allison Myers, Town Recorder

SUBJECT: Approval of the special event directional signage for 2011 Parade of Homes

INTRODUCTION:

The Parade of Homes has submitted a Special Events Permit application requesting permission to place directional signage in Farragut during the event.

DISCUSSION:

The requested placement of the directional signs is illustrated in the following attachment. The signs will be erected Fridays, Saturdays & Sundays beginning September 30, 2011 through October 16, 2011.

PROPOSED MOTION:

Approval of proposed placement of special event direction signage within the Town of Farragut's right-of-way for the 2011 Parade of Homes.

BOARD ACTION:

MOTION BY: _____ **SECONDED BY:** _____

<u>VOTE/TOTAL</u>	<u>ELLIOTT</u>	<u>HONKEN</u>	<u>LAMARCHE</u>	<u>MARKLI</u>	<u>MCGILL</u>
YES	_____	_____	_____	_____	_____
NO	_____	_____	_____	_____	_____
ABSTAIN	_____	_____	_____	_____	_____

**SPECIAL EVENTS PERMIT
TOWN OF FARRAGUT, TENNESSEE**

NAME: HBA of Greater Knoxville Ashley Burnette
Name of business/organization Name of manager/president or contact person
ADDRESS: 221 Clark St. NW CITY/STATE/ZIP: Knoxville, TN 37921
PHONE NUMBER: 546-4665 x25 FAX NUMBER: 546-0031
APPLICANT STATUS: Commercial: ☒ Community Organization: ☐
LOCATION OF EVENT: 537 Hidden Grove 37934 - Inverness subdivision
NATURE/NAME OF EVENT: Parade of Homes
DATE AND TIME OF EVENT: Sept 30, Oct 1-2; Oct 7-9; Oct 14-16, 12-5 PM each day.

Have you or your organization participated in a Special Event within the current calendar year? No

If yes, name and date of event: _____

The following conditions shall apply to all applicants:

- A. The duration of each Special Event shall not be longer than nine (9) continuous days.
- B. One sign shall be allowed, in compliance with legal setback requirements, not to exceed four (4) by eight (8) feet in size, no higher than six (6) feet.
- C. No sign erected for a Special Event shall be placed on site earlier than seven (7) days prior to the event and any sign so placed shall be removed within two (2) days after the event.
- D. No sales from trucks will be allowed.
- E. No banners, streamers, balloons, or other types of wind activated displays will be allowed.
- F. Activities of the Special Event shall not materially affect the pedestrian or vehicular circulation within the immediate vicinity of the event. The traffic generation of the Special Event shall not be allowed to create a hazardous condition for traffic in public rights-of-way.

**AN INDIVIDUAL SHALL BE IDENTIFIED WHO ASSUMES THE RESPONSIBILITY OF MEETING THE
CONDITIONS OF THIS PERMIT (PLEASE PRINT):**

Name: Ashley Burnette
Address: 221 Clark St. NW City/State/Zip: Knoxville, TN 37921
Telephone: 546-4665 x25 Signature: A. Burnette

ACTION TAKEN:

Approved: _____ Denied: _____ Date: _____

Name: _____ Title: _____

NOTES: _____

AGENDA NUMBER _____

MEETING DATE SEPTEMBER 8, 2011

REPORT TO THE BOARD OF MAYOR AND ALDERMEN

PREPARED BY: David Smoak, Town Administrator



SUBJECT: Approval of Memorandum of Understanding between Knox County Government and the Town of Farragut for the realignment of Farlow Drive

INTRODUCTION: The purpose of this agenda item is to approve a memorandum of understanding between Knox County Government and the Town of Farragut for the realignment of Farlow Drive where it intersects with the westernmost entrance of the future site of Costco.

DISCUSSION: The development of the future Costco at the corner of Kingston Pike and Lovell Road will require the realignment of Farlow Drive approximately 200 feet to the east. This realignment will increase safety for the residents in the Cumberland View Heights neighborhood as Farlow Drive will now be signalized at a new intersection at Kingston Pike and the westernmost entrance to the Costco development.

This project will be administered by Knox County and the agreement would provide the Town reimburse the County for 25% of the total cost to complete the project, with a not to exceed amount of \$100,000.

RECOMMENDATION BY: Town Administrator David Smoak for approval.

PROPOSED MOTION: To approve a Memorandum of Understanding between Knox County Government and the Town of Farragut for the realignment of Farlow Drive.

BOARD ACTION:

MOTION BY: _____ **SECONDED BY:** _____

<u>VOTE/TOTAL</u>	<u>ELLIOTT</u>	<u>LAMARCHE</u>	<u>MARKLI</u>	<u>HONKEN</u>	<u>MCGILL</u>
YES	_____	_____	_____	_____	_____
NO	_____	_____	_____	_____	_____
ABSTAIN	_____	_____	_____	_____	_____

MEMORANDUM OF UNDERSTANDING

between

Knox County Government

and

The Town of Farragut

This Memorandum of Understanding is made and entered at Knox County, Tennessee on the ____ day of _____, 2011, by and between Knox County, Tennessee through its Department of Engineering and Public Works ("Knox County"), a political subdivision of the State of Tennessee, a Home Rule Public Corporation and Charter Government and The Town of Farragut, a Tennessee municipal corporation.

WHEREAS, Knox County and the Town of Farragut wish to realign the area of Farlow Drive at Kingston Pike so that Farlow Drive will intersect at Kingston Pike across from the western-most entrance of the future site of Costco on Kingston Pike in order to maintain the flow of traffic into the Cumberland View Heights Subdivision and along Kingston Pike, as well as provide feasible access options for existing businesses along Kingston Pike; and

WHEREAS, Knox County and the Town of Farragut will need to acquire the necessary right of way (ROW) for roadway improvements along Farlow Drive, located in Knoxville, Tennessee;

NOW THEREFORE, in consideration of the foregoing premises and valuable consideration in the form of services provided, the receipt and sufficiency of which is hereby acknowledged, the Parties hereby agree as follows:

1. Knox County will acquire the land and pay construction costs for the realignment of Farlow Drive to intersect with Kingston Pike across from the western-most entrance of the future site of Costco on Kingston Pike.
2. The Town of Farragut will reimburse Knox County for twenty-five percent (25%) of the total cost to complete this project, but in no event will the Town of Farragut reimbursement be more than \$100,000.00; the total cost for this project includes title reports, property appraisals, negotiations, land acquisition, and all construction costs including but not limited to costs, fees, permitting, and change orders.
3. The Town of Farragut will reimburse Knox County for its portion of the total costs directly associated with the Farlow Drive Realignment Project within thirty (30) days of Knox County submitting an invoice, with supporting documentation of all expenditures, for the Farlow Drive Project, subject to the required time for the Farragut Board of Mayor and Alderman to provide the necessary authorization to issue such payment.

4. The Town of Farragut will make its check payable to Knox County Trustee, and send it c/o Jim Snowden, Deputy Director of Knox County Engineering and Public Works.

The Parties have executed this Memorandum of Understanding on the day and year first set forth herein for the purposes set out herein.

Knox County, Tennessee

By: _____
Tim Burchett
Knox County Mayor

Date: _____

Town of Farragut

By: _____
Ralph McGill
Town of Farragut Mayor

Date: _____

Contract No. 11-389

APPROVED AS TO LEGAL FORM:

Knox County Law Director Date