

1. Mayor Burdette called the meeting to order and gave the invocation.
2. Minutes of the April 9, 1984 regular meeting were read and approved.
3. Mayor's Comments:
  - (a) Mayor Burdette announced the 9th District GMA meeting in Commerce on May 1, 1984 and asked those officials who could to attend.
  - (b) Mayor Burdette called for a motion to appoint a voting delegate to the annual GMA business meeting in June. Mayor Pro-Tem Lewis made a motion to adopt Mayor Burdette as voting delegate. 2nd by Ald. Meadows with Ald. King and Ald. Bennett voting affirmatively, motion carried.
4. Aldermen's Comments:
  - (a) Mayor Pro-Tem Lewis stated the street department has been doing shoulder repair work in Camelot to clear the DOT paving contract; had completed the curb & gutter work except tie ins for the radius on a section of Curtis Parkway; installed 250 ft. of curb and gutter on Briarwood and Red Bud Roads due to deterioration of the road shoulder. The cemetery department is into the full mowing season.
  - (b) Ald. King stated the fire department had received the new fire truck and are getting a light bar installed. The CPR recertification has been completed. The police reported one traffic fatality in the city.
  - (c) Ald. Bennett stated he would hold his report until May 14 in order to give a full month's report.
  - (d) Ald. Meadows read a letter from the Dept. of Natural Resources stating the city/county recreation department was still being considered for the tennis court grant application. Ald. Meadows expressed appreciation to Representative Maddox for his assistance.
5. Public Comments:
  - (a) The public hearing on the John Wayne Hall proposal to purchase and renovate the former Big Star building on West Line and King Street was continued from April 9, 1984 with Phil Overton representing the Authority and John Wayne Hall explaining the project. There were no public comments. Mayor Pro-Tem Lewis made a motion to adopt a resolution approving the \$300,000.00 proposal to purchase and renovate the former Big Star building through the Downtown Development Authority. 2nd by Ald. King with Ald. Meadows and Ald. Bennett voting affirmatively. motion carried.
  - (b) The James B. Langford public hearing regarding a rezoning of a lot on Trammell Street was continued until May 14, 1984.
  - (c) A public hearing was held on the beer-wine pouring licenses applications of William W. Bechtol, III for the Fountain Restaurant at Red Carpet Inn on Highway 53, East. Mayor Burdette objected to the license request. There were no further public comments. and following a clear police report Ald. Meadows made a motion to approve the beer-wine pouring license. 2nd by Ald. Bennett with Ald. King and Mayor Pro-Tem Lewis voting affirmatively. motion carried.
  - (d) A public hearing was held on a rezoning request of two lots, nos. 12 & 13, on Pine Street at the rear of Martin Theatre in the shopping center area. The request was to rezone from C-2 to R-2 to allow construction of apartments, and the request was filed by Wallace Bryant. There were no public comments. Following exact determination of the location by the Council, Ald. King made a motion to approve the request. 2nd by Mayor Pro-Tem Lewis with Ald. Bennett and Ald. Meadows voting affirmatively. motion carried.

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- (e) Mr. and Mrs. Harold Brooks, residents of Water Works Road made a request to lease a small parcel of land from the city near the Water Plant to be fenced at their expense and used for four horses. After further discussion, Ald. Meadows made a motion to lease a small tract for the remainder of 1984 at \$25.00 per acre, with the leasee assuming the liability for injury to the horses or damage to the city facility, and the leasee assuming responsibility for adequate fencing. The lease to be drafted by the City Attorney and to contain an option of renewal annually dependent upon performance, 2nd by Ald. Bennett with Mayor Pro-Tem Lewis and Ald. King voting affirmatively, motion approved.

#### 6. Old Business:

- (a) Mark Stendahl's engineering report was given by City Supt. Hobgood regarding the financing proposals for the waste treatment expansions. After discussion, the Council authorized the engineer to proceed with the grant and loan applications.
- (b) A 2nd reading was given to the Mrs. Inez Parks annexation ordinance request for Lot 2, Block F of Black Oaks Subdivision for R-1 zoning. Ald. Bennett made a motion to waive the 3rd and 4th readings and approve, 2nd by Ald. Meadows with Ald. King and Mayor Pro-Tem Lewis voting affirmatively, motion approved. (Ordinance No. 125)
- (c) A 2nd reading was given to the Mrs. G.H. Darnell annexation ordinance request for Lot 3.5, and an adjacent strip off Block F, Black Oaks Subdivision for R-1 zoning. Ald. Bennett made a motion to waive the 3rd and 4th readings and approve, 2nd by Ald. Meadows with Ald. King and Mayor Pro-Tem Lewis voting affirmatively, motion approved. (Ordinance No. 126)
- (d) A 2nd reading was given to the Mrs. Eva Richardson annexation ordinance request for lots 8 & 9 of Block D, Black Oaks Subdivision for R-1 zoning. Ald. Meadows made a motion to waive the 3rd and 4th readings and approve, 2nd by Ald. Bennett with Mayor Pro-Tem Lewis and Ald. King voting affirmatively, motion carried. (Ordinance No. 127)
- (e) A 2nd reading was given to the Reeves Transportation annexation ordinance request for approximately 19 acres off the Dews Pond Road east of Kentucky Drive for C-2 zoning. Ald. Meadows made a motion to waive the 3rd and 4th readings and to approve for C-2 zoning, 2nd by Ald. Bennett with Ald. King voting affirmatively. Mayor Pro-Tem Lewis voting negatively, stating he felt an Industrial zoning would be more appropriate. Motion carried, annexation at C-2 zoning was approved. (Ordinance No. 128)
- (f) A 2nd reading was given to the amendment to the ordinance regarding the speed of trains within the city. The amendment would allow the train to resume normal speeds after passing the Old Dalton Road intersection and the Oak Street intersection. Ald. Bennett made a motion to waive the 3rd and 4th readings and approve, 2nd by Ald. Meadows, with Ald. King and Mayor Pro-Tem Lewis voting affirmatively, motion carried. (Ordinance No. 129)

#### 7. New Business:

- (a) An application for an amusement license for one pool table to be located in the home of Harry Johnson at 718 Court Street was presented. Mayor Pro-Tem Lewis made a motion to deny the application since it was to be used for profit in a residential area, 2nd by Ald. King with Ald. Bennett and Ald. Meadows voting affirmatively, motion carried.
- (b) A variance request for ten feet was presented from Larry Owens at 416 Pisgah Way, which would allow a utility building to be erected on his rear property line. The adjacent property owner, Jim Lay, had given written acknowledgement and permission for the construction. Ald. Bennett made a motion to grant the ten foot variance, 2nd by Ald. King with Ald. Meadows and Mayor Pro-Tem Lewis voting affirmatively, motion carried.

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- (c) A first reading was given to an annexation ordinance request of Ruth and Jewell Fuller for Lot 10 of the Black Oaks Subdivision for R-1 zoning.
- (d) A first reading was given to an annexation ordinance request for Stanley Simpson for 24 building lots off the Henderson Bend and Moss Memorial Road near the nursing home for R-2 zoning.
- (e) After discussion, the Council authorized the City Attorney to prepare an amendment to the Rabies Control ordinance to allow cats to be handled in the same method as dogs.
- (f) Mayor Burdette stated that a citizen had voiced a complaint regarding the parking problem at the First Baptist Church.
- (g) City Supt. Hobgood stated the water/sewer bid openings would be held May 3, 1984 at 10:00 A.M. at the City Court-room. Supt. Hobgood explained the need for a current study and complete mapping of the electrical system, indicating a possible location for a new sub station. He presented a quote from Southeastern Engineers of approximately \$26,000.00. The need to include a current market price of the electrical system was discussed and the engineer was asked to inquire about the additional expense for the pricing of the system. Supt. Hobgood stated the county was interested in putting fire hydrants on the Highway 53 line extension. The Council agreed to put the hydrants in at a maximum labor cost of \$250.00 plus cost of the materials. The water dept. has assembled and installed an altitude valve at the Hillcrest tank which should help maintain adequate water levels in the area. After discussion, the Council authorized old used power poles to be sold on an individual basis to the general public up to a level of no more than \$500.00 in value at any one sale period. The city has received correspondence stating a contract was forthcoming on the paving for Curtis Parkway. A general discussion was held regarding the signal at Hicks and Wall Street. the decision was made to remove the right turning land delay.
- (h) John Wayne Hall filed a 25 ft. variance request for an addition to the former Big Star building on West Line and King Street. Due to the slant of the building the addition would come to within five feet of Harlan Street in the rear, but within thirty feet in the front. After discussion, Ald. Bennett made a motion to grant a twenty-five foot variance in the rear, 2nd by Ald. Meadows, with Ald. King and Mayor Pro-Tem Lewis voting affirmatively, motion carried.
- (i) A review of the third quarter budget to actual expense and income was held. The income and expenses were both above the budget, but it was felt the net overage of \$30,000 would be resolved in the fourth quarter. The total expenses to date being \$10,788,421.62 for the three quarters.

8. Mayor Pro-Tem Lewis made a motion to adjourn, 2nd by Ald. Bennett with Ald. King and Ald. Meadows voting affirmatively, motion carried.

Approved:

W.C. Burdette,  
Mayor

Respectfully submitted:

(Mrs.) Cathy Harrison,  
City Clerk - Treasurer