

# City of Crossville

392 N. Main  
Crossville, TN 38555



## Minutes

Tuesday, November 13, 2012

6:00 PM

Council Chambers

### City Council

*Mayor J.H. Graham, III*  
*Mayor Pro-tem Danny Wyatt*  
*Council Member Jesse Kerley*  
*Council Member George Marlow*  
*Council Member Pete Souza*

*City Manager Bruce Wyatt*  
*City Clerk Sally Oglesby*

## PUBLIC HEARING

### Public Hearing on proposed annexation on Lantana Road

*A public hearing was called to order at 5:45 p.m. to receive comments from the public regarding the proposed annexation of 10.07 acres on Lantana Road. This annexation was requested by the owners of Ace Hardware Store. Carey Mumford on Highland Drive asked what comprised the 10 acres in the annexation. The City Clerk reported that the acreage was the Lantana Road and the Ace Hardware site. Mr. Zach Bohannon asked about future annexations in the area. Mayor Graham responded that there are no plans unless requested by property owners. With no further comments, the public hearing was adjourned at 5:50 p.m.*

## REGULAR MEETING

*The City Council for the City of Crossville met in regular session on Tuesday, November 13, 2012, at Crossville City Hall.*

### Roll Call

**Present:** 3 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt and Council Member George Marlow

*Others present were City Manager Bruce Wyatt, City Attorney Kenneth Chadwell, City Clerk Sally Oglesby, Julia Dean, David Beaty, Camilla Wyatt, Jeff Waldo, Darrell Sherrill, Arlene Hunt, Jerry Garrison, Billy Martin, Andy Vaughn, Glenn Pesnell, Jennifer Kilgore, Zack Bohannon, Marsha Bohannon, Carey Mumford, Ralph Reagan, Judy Ann Stover, Lewis Stover, Steve Powell, Dean Phelan, Jerry Kerley, Carmen Wyatt, John Turner, Mike Patel, Shyamal Patel, C. K. Patel, Ellen Sells, Joe Miller, Jim Hilborn, Khrista Wyatt, Ted Meadows, Sarah Hazelton, Jim Morrow, Amanda Elmore, Bob Schwartz, Sandra Gruber, Ashley Allen, Clark Annis, Mike Turner, Donald Tabor, Linda Tabor, Chris South, Dr. Mark Fox, Ray Hansen, Tonya Hinch, Barry Field, Jesse Kerley, Margery Buxbaum, Lee Lawson, Lou Morrison, and Billy Loggins.*

### Call to Order

*Mayor J. H. Graham, III was present and presiding. He called the meeting to order at 6:00 p.m. The invocation was given by Ralph Reagan of the Bread of Life. The Young Marines presented the colors and led the Pledge of Allegiance.*

## 1. Proclamations/Presentations

- a) Student of the Month
- b) National American Indian Heritage Month
- c) Home Healthcare Month
- d) Recognition of Council Members

*a) Student of the Month - MacKenzie Kilgore, Student of the Month for October for "responsibility" and Spencer Pack were recognized for September for "manners".*

- b) *National American Indian Heritage Month - November*
- c) *Home Healthcare Month - November*
- d) *Recognition of Outgoing Council Members Members Earl Dean and Boyd Wyatt, Sr.*

The presentations were made by the Mayor.

**2. Appointments - NONE**

**3. Consent Agenda**

**A motion was made by Council Member Boyd Wyatt, seconded by Mayor J.H. Graham III, that all items on the Consent Agenda be approved as presented. The motion carried by the following vote:**

**Aye:** 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean, Council Member George Marlow and Boyd Wyatt

- a. Approval of minutes (10/9, 10/26, 10/26-Beer Board)

The Minutes were approved as recommended.

**Ordinances on Third Reading**

- b. Ordinance amending the FY12-13 budget for timekeeping system

This Ordinance was adopted on third reading

**Ordinances on Second Reading**

- c. Ordinance amending the FY12-13 budget for Water Treatment Plant Improvements

This Ordinance was approved on second reading

- d. Adoption of 2012-S1 supplement to the Crossville Municipal Code

This Ordinance was approved on second reading

- e. Annexation of 10.07 acres on Lantana Road (Ace Hardware)

This Ordinance was approved on second reading

- f. Ordinance amending the 12-13 budget for janitorial services

This Ordinance was approved on second reading

**Ordinances on First Reading**

- g. Ordinance amending the FY12-13 budget for the dog park

This Ordinance was approved on first reading

#### Additional Consent Items

- h. Approval of Change Order #1-Final with W & O Construction on the Plateau Road water tank  
This Contract was approved as recommended
- i. Approval of Peachtree Drive Waterline Extension variance  
This Contract was approved as recommended
- j. Acknowledgement of Form CT-0253 (Cumberland Cove Bonds)  
This Report was received and filed

#### 4. Bids/Purchases

*(Bid tabulations are attached and made a part of these minutes.)*

- a. Compact Track Loader (Catoosa)  
  
*The low bid for the compact track loader, Bob Cat of Knoxville, with a bid of \$36,368.58 was recommended.*  
  
**A motion was made by Mayor Pro-tem Danny Wyatt, seconded by Council Member George Marlow, that the bid of BobCat of Knoxville be approved as recommended. The motion carried by the following vote:**  
  
**Aye:** 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean, Council Member George Marlow and Boyd Wyatt

- b. Health Insurance

*The bid process for health insurance, which includes a vision clause, was done through a publicly bid process. Bid packages for group health insurance for City of Crossville employees were sent out to seventeen (17) insurance agents/brokers for the year 2013. Of those seventeen, only Blue Cross Blue Shield of Tennessee, through Don Hinch and Associates, submitted a total bid package. The only changes to benefits recommended were to increase the deductible for an employee from \$2,000 to \$2,500 and out of pocket expense for an individual from \$2,500 to \$3,000 (2 times for a family). It was recommended that the Duer plan be followed whereby the increase for spouse/child/family coverage is split 50/50 with the employee. It was recommended that Blue Cross/Blue Shield, Option C be accepted, which represents a 6% increase in premium.*

*In summary, the following recommendation was made:*

*-That the City provide health insurance coverage under Blue Cross/Blue Shield Networks "S" and "P" and pay 100% of the employee insurance and 50% of the*

*difference for employee and spouses choosing network "S"*

*-That the City pays the premium of network "P" up to the amount of the employee premium for Network "S" plus 50% of the increase for employee and dependents. (The attached chart shows the premiums for both Network "S" and "P" for both the City and the employee. The City will not pay anymore for employees in the "P" network than it pays for those employees who choose the lesser cost of network "S" Councilman Marlow asked that the life insurance be voted on separately. Councilman Boyd Wyatt stated that he would like to keep the insurance as it is with no changes in deductibles or out-of-pocket charges (Option B).*

**A motion was made by Mayor J.H. Graham III, seconded by Mayor Pro-tem Danny Wyatt, that Option C be accepted for health insurance with the premium shared as recommended. The motion carried by the following vote:**

**Aye:** 3 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt and Earl Dean

**Nay:** 2 - Council Member George Marlow and Boyd Wyatt

*In addition, it was recommended that life insurance change from 2 times the annual salary, rounded to the next highest \$1,000, to an "across the board" \$25,000 per employee or elected official (including employees or elected officials over 65) with Accidental Death and Dismemberment and employees permitted to buy additional increments of \$10,000, \$25,000 or \$50,000 through payroll deduction for themselves, spouses, and children. This will amount to a savings of \$23,500 in annual premiums. Councilman Boyd Wyatt expressed his appreciation to the Manager for trying to save money on the insurance costs. However, he recommended not making the change on the life insurance and that it be left at two times the employee's annual salary.*

**A motion was made by Council Member Boyd Wyatt, seconded by Council Member George Marlow, that the life insurance provided to employees not be changed. The motion carried by the following vote:**

**Aye:** 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean, Council Member George Marlow and Boyd Wyatt

*It was also recommended that Short Term and Long Term Disability Insurance be eliminated. In the last four years the City has paid out premiums of \$280,000, while claims paid to our employees have totaled \$16,342. This change will save approximately \$70,000 annually. The city provides liberal sick and vacation time to cover any incidences of illness. In addition, employees hurt on the job are covered by Worker's Compensation insurance*

**A motion was made by Council Member Boyd Wyatt, seconded by Mayor Pro-tem Danny Wyatt, that the elimination of disability insurance be approved as recommended. The motion carried by the following vote:**

**Aye:** 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean, Council Member George Marlow and Boyd Wyatt

**c.**

**Dental Insurance**

*Dental Bids were received from 10 companies. The bids that met the City's specifications were from Ameritas, Blue Cross/Blue Shield and Delta Dental. The recommendation was to award the two year (2) bid to Delta Dental for the years 2013 - 2014. Delta Dental was recommended because of the cost and the wide network of dentists in Crossville. The large network should benefit the employees because of the discounted prices they will receive, which are not being received with Ameritas. The only benefit that will be lost will be the 4th quarter rollover of \$250.00. There will*

*be no cost increase to the employee.*

**A motion was made by Mayor Pro-tem Danny Wyatt, seconded by Council Member Earl Dean, that the bid of Delta Dental be approved as recommended. The motion carried by the following vote:**

**Aye:** 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean, Council Member George Marlow and Boyd Wyatt

**d. Bank Bids**

*Three bids were received from Cumberland County Bank, US Bank, and Regions Bank. Cumberland County Bank and US Bank bids were submitted with no charges. Cumberland County Bank offered interest bearing accounts but US Bank did not. It was the recommendation of the Finance Director and City Manager that Cumberland County Bank be awarded the bid.*

**A motion was made by Mayor Pro-tem Danny Wyatt, seconded by Council Member Boyd Wyatt, that the bid of Cumberland County Bank be accepted. The motion carried by the following vote:**

**Aye:** 4 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean and Boyd Wyatt

**Abstain:** 1 - Council Member George Marlow

*Councilman Marlow abstained from the vote due to his daughter being the branch manager for U.S. Bank.  
(At 6:40 p.m. the regular meeting was recessed and the Beer Board convened.)*

## **BEER BOARD**

### Krishna Enterprise Inc.

*An application was received from Chandrakant K. Patel dba Krishna Enterprise Inc. located at 294 Elmore Rd. for an off-premises beer permit. A clear records check was reported by Police Chief David Beaty.*

**A motion was made by Mayor Pro-Tem Danny Wyatt, seconded by Councilman Earl Dean, that an off-premises beer permit be issued to Chandrakant K. Patel dba Krishna Enterprise Inc.**

**Aye:** 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean, Council Member George Marlow and Boyd Wyatt

*(At 6:42 p.m. the Beer Board was adjourned and the regular meeting reconvened.)*

**e. Janitorial Services for new Building**

*It was recommended that the low bid for Janitorial Services from BCMS/Jan-Pro be accepted for the new City Hall Building. Twelve bids were sent out and six potential*

*bidders attended the mandatory walk through of the new building. Bids ranged in price from a low of \$412.84 to a high bid of \$1,663.00 a week. The cost from BCMS/Jan-Pro for cleaning from November through June 30, 2013 will be \$412.84 per week.*

**A motion was made by Mayor J.H. Graham III, seconded by Mayor Pro-tem Danny Wyatt, that the bid of BCMS/Jan-Pro be approved as recommended. The motion carried by the following vote:**

**Aye:** 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean, Council Member George Marlow and Boyd Wyatt

## 5. Marketing Report

### November Marketing Report

*Marketing Direction Billy Loggins gave updates on the following:*

*·Christmas Parade - A request was made for the temporary street closings required for the parade on December 8.*

**A motion was made by Mayor Pro-tem Danny Wyatt, seconded by Council Member George Marlow, that the temporary street closings for the Christmas Parade be approved as recommended. The motion carried by the following vote:**

**Aye:** 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean, Council Member George Marlow and Boyd Wyatt

*·Annual Hall of Trees*

*- The City will be participating in the event at the Opryland Hotel. Proceeds from the auction will go to the Fallen Firefighters Memorial.*

*·2013 TSSAA Golf Championships - Mr. Loggins requested authorization to submit a proposal to host the 3 tournaments at a cost of \$10,000 in September/October 2013. They would be held at Bear Trace and Lake Tansi Village. It would be expected that there will be 125 participants plus their family members in attendance for the 3 days of each tournament.*

**A motion was made by Mayor Pro-tem Danny Wyatt, seconded by Mayor J.H. Graham III, that approval be given for submittal of a TSSAA proposal for 2013 as recommended. The motion carried by the following vote:**

**Aye:** 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean, Council Member George Marlow and Boyd Wyatt

*·Tennessee Tech Ready Grant for WCTE, which is a Tourism Project for the Upper Cumberland, is underway. In addition, an effort is being made to add WCTE (PBS in Cookeville) to Comcast at Fairfield Glade. Currently, they receive the PBS station from Sneedville rather than Cookeville.*

*·Tennessee Senior Olympics - The State Committee visited regarding next year's events. In 2013, there will not be a district qualifying for the state games. The district qualifying will be in the Fall of 2013 for the 2014 state games in Crossville.*

*Interchange Industrial Park - Mr. Loggins is looking at the process for applying for the Select Tennessee Certification Program. This program will be discussed with the new City Council at a work session.*

## 6. Other Business

### a. Matters relative to Tennessee Shooting Stars

*Mayor Graham received a request from the Tennessee Shooting Stars for \$600 to pay the entry fee as they represent the State of Tennessee at the National Senior Olympics in 2013 in Cleveland, Ohio. No action was taken on the request.*

**This Resolution was failed**

### b. Matters relative to wastewater collection system

*Veolia recommended approval of a sewer collection system I & I Study proposal from GRW Engineers. The I & I Study is budgeted for \$45,000 to complete one third of the system. The estimated cost from GRW is \$42,260, which is under budget. The results of this study will provide information needed to apply for a \$500,000 Community Development Block Grant (CDBG) for 2014 and help prioritize improvement projects in the collection system to minimize risk of sewer system overflow during peak rainfall events and serve additional growth.*

*Clark Annis reported that a Tennessee Healthy Watershed Initiative grant has been received in the amount of \$145,000. This grant is a joint project with the National Park Service, the Obed River Watershed Association, and Tennessee Technological University. Of that, \$30,000 will be used by the City for the I/I study.*

**A motion was made, seconded by Council Member George Marlow, that the Contract with GRW Engineers be approved as recommended. The motion carried by the following vote:**

**Aye:** 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean, Council Member George Marlow and Boyd Wyatt

### c. Ordinance amending the FY12-13 budget for sewer line replacements

*Staff identified three sewer line locations in need of repair, described as follows:*

*- Two sewer force main replacement sections on Miller Avenue containing approximately 1,115 feet of 8 inch sewer line. Section #1 has had approximately 20 breaks in the past 3 years and section #2 has had 2 breaks in the past 2 years. This line carries approximately 20 to 25 % of the City's sewer. The third replacement consists of abandoning approximately 225' of 8" gravity sewer on Hwy. 70E that is collapsed with approximately 230' of new pipe and an additional manhole. This project will also include a 4" service line with bore.*

*A proposal from Field's Engineering for the design, permitting and bidding of the project for \$23,527.00 and \$10,750.00 for contract administration and resident inspection was presented. Field's Engineering has also developed a broad estimate for the three projects totaling \$236,555.00 which contains a fifteen percent contingency. The Director of Engineering recommended the approval of a contract with Field's Engineering in the amount of \$34,277.00 for this project and a budget amendment in the amount of \$270,832. City Manager Bruce Wyatt informed the*



*Council that he considered the repairs an emergency situation.*

**A motion was made by Mayor Pro-Tem Danny Wyatt, seconded by Council Member Earl Dean, that the contract with Fields Engineering be approved and a budget amendment be passed on first reading. The motion carried by the following vote:**

**Aye:** 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean, Council Member George Marlow and Boyd Wyatt

**d. Matters relative to new City Hall**

*City Manager Bruce Wyatt reported that the Fire Marshall has issued a temporary certificate of occupancy for 30 days. There are several items that will need to be done by the contractor prior to the final certificate being issued. The schedule being planned for the new building is:*

*November 19 - 4:30 p.m. Refreshments*

*5:15 p.m. Swearing-in of new Council members*

*2nd Floor will be open to the public for visitation*

*December 3 - City offices closed for move*

*December 4 - City offices open for business*

*December 11 - December City Council meeting*

*December 13 - Council open house at City Hall (time to be announced)*

*At the September meeting, an accounting was given on the project showing the total expenditures expected to be around \$2,050,000. Mr. Wyatt sees no reason that this will change substantially. However, as he had advised Council members individually, it was discovered that some of the bills that were anticipated to be paid out of last year's budget were not paid until after July 1. Because of this, a budget amendment will be submitted to the Council after the project is completed to correct the budget. It is not expected to be more than 5% of the total construction cost.*

**This Report was received and filed**

**7. City Attorney's Report**

**City Attorney's Report**

*City Attorney Kenneth Chadwell reported that no lawsuits had been filed in the past month. The bond closing was held earlier in the day on the Cumberland Cove project. The Tansi lawsuit has moved into the discovery phase. Depositions will begin shortly. The first phase is to determine liability, which the City maintains there is no liability because the City didn't take anything. The second phase is about damages, which will only be considered if it is determined that the City did have liability. The suit could amount to millions of dollars based on what they are suing for. However, the actual exposure has not been determined by the attorneys.*

**This Report was received and filed**

**8. City Manager's Report**

**City Manager's Report**

*City Manager Bruce Wyatt presented the monthly revenue reports on local option sales tax, wholesale beer tax, and retail liquor inspection fees. He also gave reports on building permits, current grants/projects, special projects, and general fund revenues. The recurring General Fund revenue stream is up 5.44% from last year.*

*In personnel matters, Mr. Wyatt requested approval of a pay increase of \$145.60 per year to Thomas Burnett to promote him to Sr. Patrolman.*

*City Manager Wyatt made a presentation to out-going Council Members Earl Dean and Boyd Wyatt.*

**A motion was made that the increase for Thomas Burnett be approved as recommended. The motion carried by the following vote:**

**Aye:** 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Earl Dean, Council Member George Marlow and Boyd Wyatt

### **ADJOURNMENT**

*With no further business, the meeting was adjourned at 7:25 p.m.*