

City of Crossville

392 N. Main
Crossville, TN 38555



Minutes

Tuesday, November 7, 2017

5:00 PM

Council Chambers

Call for Special Meeting

*Mayor James Mayberry
Mayor Pro Tem J.H. Graham, III
Council Member Pamala Harris
Council Member Scot Shanks
Council Member Danny Wyatt
City Manager Greg Wood
City Clerk Sally Oglesby*

The City Council for the City of Crossville held a special called meeting on Tuesday, November 7, 2017, at Crossville City Hall.

Call to Order

Mayor James Mayberry was present and presiding. He called the meeting to order at 5:00 p.m.

Roll Call

Present 5 - Council Member Pamala Harris, Council Member Danny Wyatt, Mayor Pro-tem J. H. Graham, Council Member Scot Shanks, and Mayor James Mayberry

Others present were City Manager Greg Wood, City Attorney Will Ridley, City Clerk Sally Oglesby, Jim Young, Rodney Shoap, Mike Turner, Margie Buxbaum, Leah Crockett, David Beaty, Valerie Hale, Gary Nelson, Andy Vaughn, Fred Houston, Curtis Phillips, Arnold Harbolt, Rob Harrison, and Art Gernt.

1. Consent Agenda

Approval of the Consent Agenda

A motion was made by Mayor James Mayberry, seconded by Council Member Scot Shanks, to approve items "a-e" on the Consent Agenda. The motion carried by the following vote:

Aye: 5 - Council Member Pamala Harris, Council Member Danny Wyatt, Mayor Pro-tem J. H. Graham, Council Member Scot Shanks and Mayor James Mayberry

Ordinances on Third Reading

- a.** Ordinance amending the FY2017-18 budget for depot management
This Ordinance was adopted on third reading.
- b.** Ordinance amending §1-102 pertaining to Order of Business
This Ordinance was adopted on third reading.
- c.** Ordinance amending the FY2017-18 budget for Homestead Tower sewer line extension
This Ordinance was adopted on third reading.

- d. Ordinance amending §14-900 in the Crossville Municipal Code regarding telecommunication facility services
- This Ordinance was adopted on third reading.**

Ordinances on Second Reading

- e. Ordinance amending the budget for FY2017-18 for fire trucks
- This Ordinance was approved on second reading.**

2. Other Business

- a. Discussion and action on health insurance program

City Manager Greg Wood presented an option for a hybrid health insurance program that he estimates will save approximately \$120,000 based on prior experiences. He presented several alternatives for contributions by the City for employees to encourage participation in a Flex Spending account.

A motion was made by Mayor Pro-tem J. H. Graham, seconded by Council Member Danny Wyatt, that the proposed health insurance program be approved with the City of Crossville covering the deductible between \$2500 and \$6,850. The motion carried by the following vote:

Aye: 5 - Council Member Pamala Harris, Council Member Danny Wyatt, Mayor Pro-tem J. H. Graham, Council Member Scot Shanks and Mayor James Mayberry

- b. Discussion and action on TOSHA complaint

City Attorney Will Ridley reported that he had received a letter from the Attorney General about a TOSHA complaint filed by a former employee. He has kept the matter confidential under attorney-client privilege and to protect the former employee. TOSHA did an investigation of the complaint, from which the City does not feel there is any liability. At that time, the City tried to enter into an agreement, but the former employee would not sign a release. Now the Attorney General's office is involved and indicated that if the City will enter into a settlement agreement of \$7,170.24 paid to the employee in back pay, plus any standard deductions, the City won't be sued. As part of the agreement, the City doesn't admit any guilt or wrongdoing toward the employee, but is required to post TOSHA posters in a conspicuous place. The employee's file will be purged of any documents related to their termination and no bad recommendation can be given. The City's insurer, TML Risk Management Pool, suggests settling the complaint. They will pay all costs above the \$5,000 deductible. In addition, the former employee and the Attorney General's Office will sign a release of any and all claims they have against the city arising out of this complaint.

(Following the meeting, the Finance Director determined that no budget amendment would be required.)

A motion was made by Mayor Pro-tem J. H. Graham, seconded by Council Member Scot Shanks, that the settlement agreement be approved upon receipt of signed releases and any necessary budget amendment be passed on first reading. The motion carried by the following vote:

Aye: 5 - Council Member Pamala Harris, Council Member Danny Wyatt, Mayor Pro-tem J. H. Graham, Council Member Scot Shanks and Mayor James Mayberry

Adjournment

With no further business, the meeting was adjourned at 5:25 p.m.