

City of Crossville

99 Municipal Avenue
Crossville, TN 38555



Minutes Tuesday, August 14, 2012 6:00 PM Council Chambers

The City Council for the City of Crossville met in regular session on Tuesday, August 14, 2012, at Crossville City Hall.

Roll Call: Present: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt. Others present were City Manager Bruce Wyatt, City Attorney Kenneth Chadwell, City Clerk Sally Oglesby, Fred Houston, Tim Begley, David Beaty, Wendell Wilson, Rich Soenen, Ted Meadows, Scot Hale, Mike Sams, C. W. Pointer, Lee Lawson, Jerry Garrison, Pete Souza, Billy Martin, Joe Miller, Jerry Castleman, Ralph Reagan, Amanda Barlow, Michelle Sullivan, Sheri Nichols, Clark Annis, Bob Schwartz, Darlene Barnwell, Chris South, Brianna Moore, Jesse Kerley, Karli Threet, Mike Turner, Dennis Gregg, Jim Purcell, Billy Loggins, Cameron Sexton, Brian Templeton, Rodgers Spencer, Tony Perry, Chip Hillis, Ray Hansen, and Jim Young.

Call to Order

Mayor Graham 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 Rescue Mission. The Young Marines presented the colors and led the Pledge of Allegiance.

ITEM #1 – Proclamations/Presentations

- a) Operations Excellence Award 2011 – On behalf of the KY/TN Water Environment Association, Clark Annis presented the Mayor and Council the Operations Excellence Award for 2011 for 8 consecutive years of compliance and outstanding operation of a wastewater treatment facility.
- b) Watershed Project of the Year Award 2011 – At the same conference, the Obed Watershed Community Association won the Watershed Project of the Year Award for 2011 for the Centennial Park Project. This is the second time in the past three years they received the award. Dennis Gregg was present, representing the OWCA, and explained the project.
- c) Green Partner - Cumberland Mountain State Park – Mayor Graham presented the August Green Partner Award to Chip Hillis, representing the Cumberland Mountain State Park, for demonstrating the sustainability of providing the community opportunities to enjoy and learn about nature.

ITEM #2 – Appointments – None

ITEM #3 – Consent Agenda

- a) Approval of minutes (7/10, 7/31, 8/7)
 - Ordinances on Second Reading**
- b) Ordinance amending the budget for police drug dog
 - Ordinances on First Reading**
- c) FY11-12 Solid Waste Budget Amendment
 - Additional Consent Items**
- d) Approval of temporary street closing for the Veterans Day parade to be held on Saturday, November 10.
- e) Approval of temporary street closing for Plateau Pregnancy Services Classic Car Show on October 13
- f) Approval of temporary street closing on October 20 for Noon Rotary's 5K race
- g) Approval of payment of \$7,500 fee for Tennessee PGA
- h) Approval of application for TN Healthy Watershed Initiative Grant
- i) Approval of \$62,000 in additional match funds for raw water supply study by the U.S. Army Corps of Engineers
- j) Approval of deduct Change Order #2 in the amount of \$200,236.75 for W & O Construction on Cumberland Cove project
- k) Approval of Tenth Street Improvements project and contract
- l) Approval of Grant Contract with TDOT-Aeronautics for a 95% grant for runway and taxiway lighting (\$475,000 Federal/State; \$25,000-Local)
- m) Approval of 95% grant contract with TDOT-Aeronautics for a taxiway extension

A motion was made by Council Member Earl Dean, seconded by Mayor Pro-tem Danny Wyatt, that all items be approved on the Consent Agenda. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

ITEM #4 – Bids/Purchases

- a) Area of Refuge communication system - A proposal was received from Security Equipment in the amount of \$5,900 to provide the telephone and access system for the areas of refuge in the stairwells of the new building, as required by the Fire Marshall.

A motion was made by Council Member Boyd Wyatt, seconded by Mayor Pro-tem Danny Wyatt, that the proposal be approved as recommended. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

- b) VoIP Phone System for New City Hall - The City requested bids for a Voice over IP phone system based on the brand of ESI in order to maintain compatibility with our existing ESI phones. Frontier offered a substantially lower bid for a system by Mitel, which, according to Frontier technicians will be compatible with our digital ESI phones. In addition, Frontier offered an additional training course for the IT Department, valued at \$2,000. The course will allow a City employee to become a certified Mitel technician.

A motion was made by Council Member Boyd Wyatt, seconded by Council Member George Marlow, that the bid be approved as recommended. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

- c) Wireless Microwave Link for new City Hall - A high speed network connection will be necessary for communications between the new City Hall and what will become the Public Safety campus of Police and Fire. A City-owned

wireless connection seems to be the most cost effective solution in the long term. Bids were sought for a high speed 1 Gigabit connection and a slower 360 Megabit solution. After reviewing costs and bandwidth needs, the IT Department recommended the 1 Gigabit system from EZ Wireless in the amount of \$16,420.00.

A motion was made by Mayor J.H. Graham III, seconded by Council Member Boyd Wyatt, that the bid be approved as recommended. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

d) Palace Theatre Automated Ticket System - As discussed in work session, the Palace Theatre requested implementing an automatic online ticket sales system with Vendini Professional Box Office Solutions. There are no costs to the City if a three year agreement is signed. The City has chosen the option for them to invoice the City rather than them having access to the city's bank accounts. Councilman Marlow pointed out that the cost will be about 15% to the customer and thought they might negotiate more on the ticket price and commission. Terry Ashburn commented that the ticket prices are set by the organization putting on the event, but they could be advised of the terms to assist them in setting the price.

A motion was made by Mayor Pro-tem Danny Wyatt, seconded by Council Member George Marlow, that the proposal and contract be approved as recommended. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

e) Window Coverings - New City Hall - Bids were solicited for drapery and roller shades for the Council Chambers and horizontal blinds. Following advertising and mailing out bid specs to vendors who had expressed interest, only one bid was received on the roller shades and horizontal blinds. No bid was received on the drapery. The only bid received on the roller shades was from Clearview Closet & Blinds in the amount of \$21,510. City Manager Bruce Wyatt explained to the Council that he and staff have been studying the bid, due to the high price, and are looking at potential ways that the cost may be lowered by linking some together that might eliminate some of the motors. He explained that, even though the cost is quite high, the motorized feature will be important to quickly lower the shades during a Council Meeting when there will be a presentation. He recommended approval.

The bid received on the horizontal blinds was \$88.50 per blind (estimated at 150 each) from Clearview Closet & Blinds. Upon further study, it has been decided that 32 blinds were not necessary and could be removed. Approval was requested by the City Manager for the purchase of approximately 118 blinds.

Since no bids were received on the drapes, the only options are to re-bid or to negotiate a price with vendors. Council directed that bids be solicited from several vendors and brought back to Council for approval.

A motion was made by Mayor J.H. Graham III, seconded by Mayor Pro-tem Danny Wyatt, that the bids be approved as recommended. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

(At 6:25 p.m., the regular meeting was recessed and the Solicitation Board convened.)

SOLICITATION BOARD**a) Christian Counseling Center of Cumberland County**

An application was submitted by the Christian Counseling Center of Cumberland County to raise funds to support their mission of providing professional counseling, with fee based on the ability to pay.

b) United Fund of Cumberland County

An application was filed for a Solicitation Permit for the United Fund for their annual fundraising campaign.

A motion was made by Council Member Boyd Wyatt, seconded by Council Member Earl Dean, that Solicitation Permits for the Christian Counseling Center and the United Fund be approved as recommended. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

c) The Rock/Life Worth Living

Council previously reviewed an application from this organization and deferred action. At the direction of the City Attorney, they were notified that as a church they did not need a permit for solicitations on private property, with permission. However, they could not do door-to-door solicitations or on public property. They have filed a new application and had previously been directed to provide financial on where the money was going and their 501(c)3 paperwork or a letter from the State giving them tax exempt status. They were to also specify dates, locations for solicitation and insure they had permission from the property owners.

City Attorney Kenneth Chadwell recommended not approving this application based on a number of issues with their application. The application did not include financial statements and plans for raising funds through bingo and raffle, which are not permitted under State law without a State permit. They also indicated the campaign was going to cost \$20,000, but that they only expected to raise \$20,000. He recommended it be deferred until the issues could be corrected. This Permit was deferred.

(At 6:27 p.m., the Solicitation Board was adjourned and the Beer Board convened.)

BEER BOARD**a) After Shock Bar and Nite Club**

Larry Bruce Reed dba After Shock Bar and Nite Club submitted an application for an on-premises beer permit for 1114 West Ave. This is the former location of Mr. Edd's and Destination Onyx. There are some legal issues on-going between Mr. Reed and the owners of Destination Onyx that are to be resolved by August 31. It is requested that the application be deferred to the September meeting. This Permit was deferred until the September regular meeting.

(At 6:37 p.m. the Beer Board was adjourned and the regular meeting re-convened.)

ITEM #5 – Marketing Report

Marketing Director Billy Loggins updated the Council on the following:

- Women's Open Recap - It was a very successful event, especially with the help of the volunteers and hospitality from the Fairfield Glade community.
- Annual Airport Open House Fly-In - September 29 from 9:00 a.m. to 3:00 p.m.
- State Team Golf Championship - held at Lake Tansi

- Christmas Parade - The theme contest is underway for the parade on December 8. Councilman Earl Dean has been selected as the Grand Marshall.
- Meadow Park Lake Dam - The original sign from 1938 is being re-furbished and will be re-posted along with a new plaque on a Crab Orchard stone monument that has been erected.
- Shanks Center for the Arts - Dr. Simek's photographs are still on display through the end of the month.

ITEM #6 – OTHER BUSINESS

a) Presentation on Junior Achievement - Rich Soenen and Wendell Wilson made a presentation on Junior Achievement, which is the world's largest organization dedication to inspiring and preparing young people to succeed in a global economy. Through a dedicated volunteer network, Junior Achievement provides in-school and after-school programs for students that focus on three key content areas: work readiness, entrepreneurship, and financial literacy. Today, 126 individual area operations reach more than four million students in the United States, with an additional 5.7 million students served by operations in 122 other countries worldwide.

b) Matters relative to City Invitational Golf Tournament - City Manager Bruce Wyatt reported that Mayor Pro-Tem Danny Wyatt expressed interest in continuing with the City Invitational Golf Tournament to be held Wednesday, October 3, at Tansi. A budget amendment will be required to put it back in the current budget to account for income (fees paid by golfers) and expenses. The fees were raised to help cover the costs.

A motion was made by Mayor Pro-tem Danny Wyatt, seconded by Mayor J.H. Graham III, that this Ordinance be approved on first reading. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

c) Matters relative to economic development - City Manager Wyatt reported that since September 2011, Billy Loggins has been working to provide retail/economic development, as well as performing his normal duties as Marketing Director. During this past 11 months, he has established invaluable contacts and relationships with key people at TVA, Tennessee Department of Economic and Community Development, and others important to our business development efforts. He believes that these relationships and sources should not be abandoned at this time. With Council's approval, the City Manager recommended requesting that he continue those duties through June 30, 2013. The established compensation of \$500/month can be funded from existing budget. No new funds will be required.

A motion was made by Mayor Pro-tem Danny Wyatt, seconded by Mayor J.H. Graham III, that this recommendation be approved. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

d) Matters relative to City Cemetery Rules and Regulations - In an effort to assist in maintenance of the cemetery and to accommodate families who wish to place memorials on the gravesites of their loved ones, it was suggested that the policy be amended to allow "out-of-vase" periods around Memorial Day and Christmas. The proposed amendments are based on discussions with Frank Bohannon concerning the policy at Green Acres. City Staff recommended the Memorial Day period to run from May 25 - June 15. This provides 11 days longer than Green Acres, which ends their Memorial Day period on June 4.

A motion was made by Council Member Boyd Wyatt, seconded by Mayor J.H. Graham III, that this Policy be approved as recommended. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

e) Annexation of 26.54 acres on Woodlawn Road - A request was received from Tom and Kelly McKay for the annexation of their property on Woodlawn Road, approximately 26.54 acres. No road right-of-way is included in this annexation.

A motion was made by Council Member Boyd Wyatt, seconded by Mayor J.H. Graham III, that this Ordinance be approved on first reading. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

ITEM #7 – City Attorney Report

City Attorney Kenneth Chadwell reported that no new lawsuits had been filed.

ITEM #8 – City Manager Report

City Manager Bruce Wyatt presented the monthly revenue reports for local option sales tax, wholesale beer tax, and retail liquor inspection fees. He also presented updates on building permits, current grants, and special projects.

In Personnel matters, Water/Sewer Transmission employee Billy Poore is being promoted to Crew Leader. He will receive a 5% pay increase (\$31,470.40), effective 8/19/12, and another 5% at the end of 6 months (\$33,043.92). This is a savings of \$5,968.56 at the end of six months when compared to the salary of the retiring Crew Leader.

A motion was made by Council Member Boyd Wyatt, seconded by Council Member George Marlow, that the personnel change for Billy Poore be approved as recommended. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

A late request was received from Alzheimer's Tennessee for their first annual Plateau Alzheimer's Awareness Walk on September 8. They request that the streets around the courthouse be closed from 7:00 a.m. to 2:00 p.m. Amanda Barlow provided information on the planned event. There will be games for the children, competition for the teens, and other events during the walk. They estimate about 200 walkers. Council expressed concern for the businesses; however, it was determined that southbound traffic could be detoured at 4th Street and northbound traffic detoured at 1st Street, which would cause minimal disruption. Chief Beaty recommended approval.

A motion was made by Mayor J.H. Graham III, seconded by Council Member Earl Dean, that the request be approved. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

A late request was received from First United Methodist Church for the temporary street closing of Braun Street from Main to Webb on Saturday, August 25, from 2:00 - 9:00 p.m. for their annual Bubbafest event. Chief Beaty

recommended approval.

A motion was made by Council Member Boyd Wyatt, seconded by Mayor Pro-tem Danny Wyatt, that this request be approved as recommended. The motion carried by the following vote: Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member Earl Dean, Council Member George Marlow and Council Member Boyd Wyatt.

With no further business, the meeting was adjourned at 7:32 p.m.