

City of Crossville

392 N. Main
Crossville, TN 38555



Minutes

Tuesday, October 14, 2014

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 David Rutherford
City Clerk Sally Oglesby

PUBLIC HEARING

A public hearing was held to receive comments from property owners in the Westheria, Narcissus, Iris area concerning a proposed abutment project. Mayor J. H. Graham, III was present and presiding. He called the public hearing to order at 5:50 p.m.

Narcissus Street/Westheria Drive/Iris Circle abutment project

A public hearing is required to receive input from the property owners on the proposed abutment project for road and sewer improvements. As approved at the September Council meeting, the project will move forward if 51% of the property owners are in favor of the project with the costs being shared 75%/25% and a ten-year payback. Letters were mailed on September 12 by certified/return receipt mail to all property owners with information regarding the public hearing and about the project.

Any owner of property to be benefited could be heard as to:

*Whether the proposed improvement shall be undertaken as planned, or abandoned;
Whether the nature and scope of the improvement should be altered; and
Whether the improvement should be finance through the issuance of bonds on the "assessed value basis" as authorized by T.C.A. §7-33-303, et seq.*

Mayor Graham requested comments from property owners present.

Kay Whiteaker - She owns 3 lots and said that she doesn't want to pay a developer's fee for it since it is in the city, even though it is a failed subdivision. She felt that they are taxpayers and didn't get anything for their taxes. She asked that the codes be enforced, which is not being done. She is not opposed to increased taxes that will come from the property being improved. She asked why the Habitat property is being exempted. Mr. Rutherford replied that it is one large tract that has not been subdivided because it will be developed when it is platted and they will pay those improvements then.

Nata Poston - She owns 5 lots and it would be a lot of money for her to pay each year. She has lived there 38 years.

Councilman Souza commented that the response level was very poor, which makes it hard to draw a conclusion. He believes that the issue should have been resolved many years ago as well as every other place in the City that is in a similar situation. He just wanted a paved road.

This Public Hearing was received and filed

With no further comments, the public hearing was adjourned at 6:04 p.m.

PUBLIC HEARING

A public hearing was held regarding the SRF Clean Water project. Mayor J. H. Graham, III was present and presiding. He called the public hearing to order at 6:00 p.m.

Clean Water State Revolving Fund Loan

A public hearing is required regarding the proposed application to be submitted for funds from the Tennessee Department of Environment and Conservation for funding through the Clean Water State Revolving Fund Loan program. The proposed

application for \$1,950,000 will be used to make I/I improvements to the wastewater collection system.

Mayor Graham requested comments from the public regarding the proposed application.

Evan Sanders explained the proposed project using 2011 funds that have been offered to the City. There will be a 10% principal forgiveness (grant) of \$195,000 offered with the funds. Environmental reviews are being done by the State. All reviews are either underway or already completed. It is expected that the loan will be closed in January 2015, after which design can begin. Construction would begin later in 2015 for I/I work (sewer collection system rehabilitation improvements) in the Dayton Ave, Oakmont Drive, Miller Ave, Harper Lane, and Holiday Drive areas. Those areas were determined to have the older pipes with I/I problems. It is expected that the project will reduce I/I by 1.5 to 1.7 million gallons in heavy rain events. The recent 5% rate increase will cover the costs. Short-term impacts will be the normal impacts caused by construction.

With no further comments, the public hearing was adjourned at 6:12 p.m.

This Public Hearing was received and filed

A presentation was given by TLD Logistics on the truck driving school that has now been going on for one year in conjunction with TCAT.

REGULAR MEETING

The City Council met in regular session on Tuesday, October 14, 2014 at Crossville City Hall.

Roll Call

Present: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

Others present were City Manager David Rutherford, City Attorney Kenneth Chadwell, City Clerk Sally Oglesby, Fred Houston, Andy Vaughn, Pam Harris, Jim Young, Kay Whiteaker, Willard Dale, Evan Sanders, Lee Lawson, John Turner, Jim Morrow, Brad Allamong, Michael Baisley, Samantha Baisley, Abby Baisley, Tony Baisley, Roger Roysdon, Nata Poston, Diane Demars, Carl Williamson, Donnie Williamson, Jerry Garrison, Jerry Kerley, Elaine Morrow, Michelle Whittenburg, Roger Whittenburg, Ken Weigle, Melinda Weigle, Jim Peters, John Weigend, Gere Powers, Levonn Hubbard, Carman Wyatt, Bruce Wyatt, Sandy Gruber, Chris South, Helen Camp, Robert Camp, Kyle Davis, Jack Davis, Clark Annis, Christina Vogt, Jody Crawford, Mike Turner, Cathe Raymer, Joe Miller, Ashley Pealer-Richards, Tom Pelfrey, Margie Buxbaum, Vince King, Daniel Arnold, Wanetta Benson, John Kinnunen, Tom Isham, Gary Dillion, and Nancy Hyder.

Call to Order

Mayor Graham was present and presiding. He called the meeting to order at 6:15

p.m. The invocation was given by Willard Dale of the Southwest Baptist Church followed by the Pledge of Allegiance.

1. Proclamations/Presentations

- a) Student of the Month
- b) Domestic Violence Awareness Month
- a) *Student of the Month - Tony Baisley for the character trait "responsibility"*
- b) *Domestic Violence Awareness Month - October*

These presentations were announced.

2. Appointments

Lake Commission

Levonn Hubbard was appointed by the Council to fill an unexpired term on the Lake Commission. Mayor Graham administered the oath of office.

This Appointment was received and filed

(At 6:30 p.m., the regular meeting was recessed and the Beer Board convened.)

BEER BOARD

a. Mega-Bites Café & Lounge

An application for an on-premises beer license was received from Edith W. Benson dba Mega-Bites Café & Lounge. They have re-located to 31 Confederate Rd., which was the former location of Peavine Roadhouse. Chief David Beaty gave a clear records report on the applicant.

A motion was made by Council Member Pete Souza, seconded by Mayor Pro-tem Danny Wyatt, that this Permit 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 George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

b. Casa Grande

El Pitayo, Inc. dba Casa Grande applied for an on-premises beer permit for 1259 Miller Ave., Ste 103. Chief Beaty gave a clear records reports on the applicant.

A motion was made by Council Member Pete Souza, seconded by Council Member Jesse Kerley, that this Permit 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 George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

(At 6:35 p.m. the Beer Board was adjourned and the regular meeting reconvened.)

3. Consent Agenda

Approval of the Consent Agenda

A motion was made by Mayor J.H. Graham III , seconded by Council Member Pete Souza, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

- a. Approval of minutes (9/9, 9/25)

The Minutes were approved as recommended.

Ordinances on Third Reading

- b. Ordinance amending the FY14-15 budget for the Little Obed Sewer Pump Station Upgrade

This Ordinance was adopted on third reading.

Ordinances on First Reading

- c. Ordinance amending §11-402(A)(8) of the Crossville Municipal Code regarding anti-noise regulations

This Ordinance was approved on first reading.

- d. Ordinance amending §15-613(B) pertaining to handicapped parking

This Ordinance was approved on first reading.

Additional Consent Items

- e. Approval of temporary street closings for SMHS Panther Dash

This Resolution was approved as recommended.

- f. Approval of temporary street closings for SpiritFest

This Resolution was approved as recommended.

- g. Approval of application to purchase surplus property through the State
This Contract was approved as recommended.
- h. Acceptance of \$5,000 GHSO grant for High Visibility Enforcement
This Contract was approved as recommended.
- i. Acceptance of GHSO Young Driver Crash Reduction Grant for 2014-15
This Contract was approved as recommended.
- j. Acceptance of GHSO Alcohol Saturation/Roadside Checkpoints Grant for 2014-15
This Contract was approved as recommended.
- k. Approval of contract with ECE Services for SRF waterlines in the Brookhaven and Highland Lane areas
This Contract was approved as recommended.
- l. Approval of franchise agreement extension with Spirit Broadband
This Contract was approved as recommended.
- m. Acknowledgement of Form CT-0253 on Rural Development refunding bonds
This Report was presented.

4. Bids/Purchases

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

- a. Work Trucks (2)
- The purchase of (2) 4WD work trucks on state contract from Wilson County Motors for a total of \$48,875.72 for the Catoosa Utility Department was requested.*
- A motion was made by Mayor Pro-tem Danny Wyatt, seconded by Council Member George Marlow, that the purchase of (2) 4-WD trucks on state contract from Wilson County Motors for a total of \$48,875.72 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 George Marlow, Council Member Pete Souza and Council Member Jesse Kerley
- b. Firefighter Protective Clothing
- The Crossville Fire Department solicited bids for 35 sets of Firefighter Protective Clothing, i.e. Fire Bunker Gear. Approval was requested for the purchase of the fire*

coat and fire pants with suspenders and emergency escape belts. They reviewed and performed a wear test of two different brands of gear and felt the best option would be to purchase the Janesville V-Force Protective ensemble. They recommended that the bid be awarded in part to NAFECO Fire Equipment for the fire coat and fire pant only. The NAFECO price was the low bid for the ensemble coming in at \$2182.00.

A motion was made by Council Member Pete Souza, seconded by Council Member George Marlow, that the purchases 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 George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

c. Horizontal Directional Drill purchase

The Utility Maintenance Department sent specifications and a request for bids on a new, 2014 Horizontal Directional Drill, Trailer and Vacuum Equipment. Three (3) bids were received. It is the recommendation that the bid submitted by Vermeer Heartland be accepted at a cost of \$270,340.00. Vermeer Heartland was not the lowest bid received, however the other bids submitted did not meet the required specifications. The small Vermeer will back bore up to 6" diameter and the larger one will back bore larger than a 12" diameter and has 20 additional horsepower. In most cases, this will allow the City to put up to an 8" line under the road. It will also keep the streets from being cut for new service lines.

Mayor Graham asked about research on leasing the equipment or hiring a firm to do the bore. Mr. Rutherford responded that scheduling was a problem to get the work done in a timely manner and that a place is ready to store the equipment. This equipment can be used in the entire area served by the City

A motion was made by Mayor J.H. Graham III, seconded by Council Member Pete Souza, that the purchase be approved as recommended. The motion carried by the following vote:

Aye: 4 - Mayor J.H. Graham III, Council Member George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

Nay: 1 - Mayor Pro-tem Danny Wyatt

d. 2015 Super Duty Dump Truck Purchase

The Utility Maintenance Department sent specifications and request for bids on a new, 2015 Super Duty, 550 Chassis, 4x4, 165" WB DRW XL, Full Hydraulic Gravel Dump Bed Truck. It was recommended that the low bid of \$50,140.00 be accepted from McNelly Whaley Motor Co., Inc.

A motion was made by Council Member Jesse Kerley, seconded by Council Member Pete Souza, that the purchase 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 George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

e. Health Insurance

It was recommended that Networks S and P be available through Blue Cross/Blue Shield. It was also recommended that Medicare-eligible employees/spouses be offered an insurance allowance of up to \$200/month toward the premium costs of the

Medicare supplemental policies that are purchased. The supplemental policies would be purchased directly by the employee from an outside vendor.

A motion was made by Council Member Pete Souza, seconded by Mayor Pro-tem Danny Wyatt, that the bid of Blue Cross/Blue Shield of Tennessee for health insurance for 2015 be approved as recommended and a policy be approved that Medicare-eligible employees/spouses be offered an insurance allowance of up to \$200/month toward the premium costs of the Medicare supplemental policies that are purchased. The motion carried by the following vote:

Aye: 5 - Mayor J.H. Graham III, Mayor Pro-tem Danny Wyatt, Council Member George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

f. Dental Insurance

Bids were received on dental insurance for 2015. It was recommended that the 2 year bid of Delta Dental be accepted.

A motion was made by Mayor Pro-tem Danny Wyatt, seconded by Council Member Pete Souza, 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 George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

g. Vision Insurance

Bids were received on Vision Insurance from Blue Cross/Blue Shield and Davis Vision. It was recommended that the bid of Blue Cross/Blue Shield Vision Blue be accepted with a \$20 copay and the City paying 100% of the employee premium cost.

A motion was made by Mayor J.H. Graham III, seconded by Mayor Pro-tem Danny 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 George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

h. Employee Assistance Program

Bids were received on an Employee Assistance Program for the employees. It was recommended that the City enroll in the 1-5 in-person sessions and the legal consultation and financial consultation services for a two year contract. Having this program will save an employee \$35 per visit, up to 5 visits. The cost is approximately \$4,000 per year with the City paying 100% of the costs. Mr. Rutherford estimated 25% or more of the employees will take advantage of such a program.

A motion was made by Council Member Pete Souza, seconded by Council Member George Marlow, that the bid be approved as recommended. The motion carried by the following vote:

Aye: 4 - Mayor J.H. Graham III, Council Member George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

Nay: 1 - Mayor Pro-tem Danny Wyatt

5. Marketing Report

October Marketing Report

Marketing Director Billy Loggins provided updates on the following:

- *Apple Festival*
- *Airport Open House / Fly In*
- *Airport Fall Vintage Flight Experiences*
- *Christmas Parade*
- *TVA Sustainable Community Program*
- *Hit the Trails Fall Festival*
- *Depot*
- *City of Crossville Blood Drive*
- *Challenge Cut matches at Stonehenge – October 17-19*

Councilman Souza requested an update on Ficosa due to the many calls he has received. The City Manager responded that it would be discussed in his report later in the meeting.

This Report was received and filed

6. Other Business

a. Discussion and action on 120 day option extension for Project Enterprise

At the August meeting, a 60-day option was approved for Project Enterprise on 18.59 acres on Interchange Drive. That option expires on October 11. They have requested an extension for an additional 120 days pursuant to section three of the Option Contract. Approval of the request was recommended.

A motion was made by Mayor J.H. Graham III, seconded by Mayor Pro-tem Danny Wyatt, that the option extension 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 George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

b. Discussion and action on Brush Collection Schedule

To address complaints regarding brush pick up, CWD has proposed a collection schedule. It was recommended by the City Manager that it be approved. If approved, a copy will be sent to all property owners and it will be placed on the City's website. Mayor Graham also suggested putting a note on the utility bills.

A motion was made by Mayor Pro-tem Danny Wyatt, seconded by Council Member George Marlow, that the brush collection schedule 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 George Marlow, Council Member Pete Souza and Council Member Jesse Kerley

7. City Attorney's Report

City Attorney's Report

City Attorney Kenneth Chadwell reported that no new lawsuits had been filed in the past month.

This Report was received and filed

8. City Manager's Report

City Manager's Report

City Manager David Rutherford presented the monthly revenue reports for local option sales tax, wholesale beer tax, and retail liquor fees. He also presented a report on building permits, grants/loans, special projects, and a bonded debt schedule.

As discussed at the work session, a compensation plan has been prepared by the City Manager, which will be presented at the November meeting. Paperwork from 8 employees have been received and about 5 others are considering retiring through the retirement incentive program. They have until November 30 to make a decision. Ficosa - No answer has been received as to their decision on whether or not they will relocate. An attractive offer has been made to keep them here, but will not be announced until a final decision as been made so that it can't be used to bid against another community.

This Report was received and filed

9. Public Comment

Mayor Graham opened the floor for comments from the public. The City Clerk reported that there had been no requests to speak.

ADJOURNMENT

With no further business, the meeting was adjourned at 7:15 p.m.