

# City of Crossville

392 N. Main  
Crossville, TN 38555



## Minutes

Tuesday, October 10, 2017

6:00 PM

Council Chambers

## City Council

*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 met in regular session on Tuesday, October 10, 2017, at Crossville City Hall.*

## **Call to Order**

*Mayor James Mayberry 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.*

## **Roll Call**

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

*Others present were City Attorney Will Ridley, City Clerk Sally Oglesby, David Beaty, Kendall Hargis, Scott Humphrey, David Brockway, Ralph Reagan, Heather Mullinix, Valerie Hale, Billy Martin, Chris South, Kevin Music, Mike Turner, Sue York, Tom Isham, Valorie Cox, Rodney Smith, Doug Parkey, Kyle Turner, Tammie French, Betty Hendricks, Chris Bennett, Leah Crockett, Brad Allamong, Mark Fox, Shane Flowers, Rob Harrison, Levonn Hubbard, Jim Young, Casey Worsham, Tim Johnson, Thomas Smith, Terry Potter, and Danny Tollett.*

## **1. Proclamations/Presentations**

- a) Student of the Month
- b) Firefighter of the Quarter

*a) Student of the Month-William Garrett Graham for the character trait "responsibility" (presented earlier in the month due to student being out of town)*  
*b) Firefighter of the Quarter - Thomas Smith was chosen from his peers to receive the honor, which was presented by Chief Mike Turner.*

**The Presentations were announced**

## **2. Public Comment**

*There were no comments from the public.*

## **3. Appointments**

### **a. Appointments to the Shooting Sports Park Board of Directors**

*In the agreement on the land, it was agreed that the City would have two appointments on their Board. Mayor Mayberry recommended that Jim Petty, representing the archery participants, and Glenn McDonald with his ties to TWRA be appointed to the Board. There were no other nominations by the Council.*

**A motion was made by Mayor Pro-tem J. H. Graham, seconded by Council Member Scot Shanks, that Jim Petty and Glenn McDonald be appointed to the Shooting Sports Park Board of Directors by acclamation. The motion carried by the following vote:**

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

**4. Consent Agenda**

**Approval of the Consent Agenda**

**A motion was made by Mayor Pro-tem J. H. Graham, seconded by Council Member Pamala Harris, to approve items "a" through "s" on the Consent Agenda. The motion carried by the following vote:**

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

- a. Approval of minutes (9/12, 9/27)

**The Minutes were approved as recommended.**

**Ordinances on Third Reading**

- b. Ordinance closing and abandoning Municipal Ave. from Henry St. to Irwin St.

**This Ordinance was adopted on third reading.**

- c. Ordinance amending the 2017-18 budget for cemetery truck

**This Ordinance was adopted on third reading.**

- d. Ordinance amending the 2017-18 budget for K-9 replacement

**This Ordinance was adopted on third reading.**

- e. Ordinance amending the 2017-18 budget for Meadow Park raw water pump generator

**This Ordinance was adopted on third reading.**

**Ordinances on Second Reading**

- f. Ordinance amending the FY2017-18 budget for depot management

**This Ordinance was approved on second reading.**

- g.** Ordinance amending §1-102 pertaining to Order of Business  
**This Ordinance was approved on second reading.**
- h.** Ordinance amending the FY2017-18 budget for Homestead Tower sewer line extension  
**This Ordinance was approved on second reading.**

### **Additional Consent Items**

- i.** Approval of Wyatt Loop as an official City Street  
  
*Wyatt Loop is located off Interstate Drive. The developer constructed a new road and cul-de-sac, named Wyatt Loop. The new road is approximately 250 feet long. The new road has been inspected and approved by City Staff.*  
  
*The Planning Commission recommended adoption of Wyatt Loop as an official City Street.*  
**This street was accepted as recommended.**
- j.** Approval of Memo of Understanding with Noresco  
  
*The City Manager requested authorization to sign a Memo of Understanding with Noresco for an analysis of the City's utilities on all buildings. There is no charge for the analysis.*  
**This Memo of Understanding was approved as recommended.**
- k.** Approval of application for \$15,000 due diligence grant funds  
  
*On October 4, a site visit was made by Austin Consulting as part of the process to have the 20-acre site on Interchange Dr. named a certified site. Following a review of the Step 1 application and the information gathered so far in Step 2, there are several items that will need to be obtained, i.e. boundary survey, hydrological determination, endangered species, etc. The City is eligible for a \$15,000 grant to cover some or all of these costs. There is no local match. Approval was requested to proceed with the grant application.*  
**This grant application was approved as recommended.**
- l.** Approval of Change Orders #1 and #3 with Tank Pro  
  
*Two change orders have been submitted for approval for the Interchange Park water tank painting project. Change Order #1 adds 29 calendar days to allow the City to install modifications to their Hwy. 127N pump station so the tank could be taken out of service.*  
*Change Order #3 is a deduct of \$6,000, which deletes base bid item 3 that was an allowance for additional miscellaneous improvements. Change Order #2 was previously approved to add the additional logo.*  
  
*The project is substantially complete.*

**The change orders were approved as recommended.**

**m. Approval of 10-year renewal of contract with Grandview Utility District**

*The ten-year contract with Grandview Utility District to purchase water from the City of Crossville expires on 12/31/17. Their Board met on September 21 and voted to submit a request for a 10-year renewal under the same terms as the current contract.*

**This Contract was approved as recommended.**

**n. Approval to join the HGACBuy Cooperative Purchasing Consortium**

*The Crossville Fire Department requested permission to enter into a contract with HGACBuy Cooperative Purchasing Consortium (Texas Interlocal Cooperation Act) for the purchase of Fire Apparatus. This service is free to join and allows governments across the country access to cooperative purchasing through the Texas Interlocal Cooperation Act. This contract grants municipalities access to a large consortium that collectively bids products related to government purchases. This service will allow all departments in the City access for future purchases.*

**This Contract was approved as recommended.**

**o. Approval of 2018 Alcohol Enforcement Grant contract**

*As announced at the September meeting, the City and its Police Department have been awarded an Alcohol Enforcement Grant in the amount of \$35,000 by the Tennessee Department of Safety. This money will be used for overtime and materials for programs related to driving under the influence. There is no local match required.*

**This Contract was approved as recommended.**

**p. Approval of tree purchase for UT Plateau Discovery Gardens**

*Sidney Morgan, master gardener in Cumberland County and former chairman for the Tree Board, made a request to the Crossville Tree Board on behalf of the UT Plateau Discovery Gardens, to have trees donated and planted at UT Plateau Discovery Gardens located on Hwy 70 in the UT Experiment Station. In total, he has requested 9 trees to be planted in the Gardens. Three of the trees are to be honor trees for former Tree Board members: Meredith Mullen, Sarah Hunter, and Sidney Morgan. The City has a good history with both the Master Gardeners and UT. Without the master gardeners, Arbor Day celebration would not be possible because of the amount of volunteers provided by the group. This donation would provide good public relations for the city not only locally, but at a statewide level. The Discovery Gardens would establish a plaque commemorating the donation from the City, and would also include an acknowledgment in its monthly magazine, which is sent to all garden members across the State. The Tree Board all agreed to the plantings, but would like to receive approval from the Council before spending money on something that doesn't fall in the city limits. The estimated cost is \$649.*

**These plantings were approved as recommended.**

**q. Approval of payments for Airport Fly-in aircraft**

*The Airport Manager contracted with Vintage Aircraft, Inc. and Dixie Wing Commemorative Air Force for a P-51 Mustang, FG1D Corsair, and a B25 Bomber to*

*participate at the recent Fly-in. Post facto approval was requested for the total cost of \$12,500.*

**These payments were approved as recommended.**

- r. Approval of temporary street closings for Stone Memorial High School Panther Dash

*Stone Memorial High School will be holding their 6th annual Panther Dash on Saturday, November 11. The event includes a 5K run and 1-mile fun run/walk. The run will begin at 8:30 and conclude at approximately 9:30 a.m. They will be using the approved route on Cook Road.*

**This Permit was approved as recommended.**

- s. Approval of temporary road closures for Veterans' Day

*The Veterans' Day ceremonies will be held on Saturday, November 11. The VSO requested road closures from 9:30 - 12:00 noon around Memorial Park.*

**This Permit was approved as recommended.**

## 5. Bids/Purchases

- a. Water Meters

*The Catoosa Utility Department is having to replace water meters more frequently. Because the warranty begins as soon as they are purchased by the City, they will purchase in limited quantities.*

**A motion was made by Mayor Pro-tem J. H. Graham, seconded by Council Member Scot Shanks, that this purchase of 96 water meters at a cost of \$10,842.24 be approved. The motion carried by the following vote:**

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

- b. Dental Insurance

*Delta Dental has presented their renewal rates for 2018, which is a 1.5% increase (\$1,863.48). They originally offered 3%, but backed it down to the 1.5% increase. They also offer an option to renew for 2 years for a guaranteed 3% increase (\$3,736.08). The 3% increase will apply in 2018, but there would be no increase in 2019. The City Manager recommended the 2-year option.*

**A motion was made by Council Member Danny Wyatt, seconded by Council Member Pamala Harris, that the dental insurance be renewed for two years as recommended. The motion carried by the following vote:**

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

- c. Fire Apparatus Purchases

The Crossville Fire Department requested approval to proceed with the purchase of a new fire pumper to replace the reserve engine, a 1993 Lavergne pumper. The 1993 fire pumper will be traded in against the overall purchase price of the new apparatus (-\$12,000). The new fire pumper will be equipped with an upgraded foam system and a larger water tank which will greatly enhance our response to airport emergencies and will be fully equipped as a rescue engine. The 1998 KME fire pumper will be placed into reserve status which will extend its usable life expectancy.

In addition, they requested approval to purchase a new 107-foot aerial ladder truck to replace the 1994 existing 75-foot KME aerial. The new 107-foot aerial will provide adequate height coverage for Cumberland Medical Center and several of our industries. The existing 1994 ladder truck will be placed into reserve status and used as needed.

Both of these purchases can be financed over 10 years and purchased through the HGACBuy Consortium. Current pricing on the consortium will increase approximately 10% after October which will increase the overall cost approximately \$185,000. The total for both apparatus minus the trade in value of the 1993 Lavergne is \$1,605,172.54 and the total to equip both apparatus is \$162,047.00. The total amount to be financed is \$1,779,219.54. A cost summary sheet with totals and finance options with annual payments was provided.

Finance options proposed (based on \$1.5M) are:

First Bank	2.72% annual payment of \$172,000
TN Municipal Bond Fund	2.67% annual payment of \$173,000
Pierce Equipment	2.92%

At this time, the total payment will be made out of fund balance. A decision on whether to finance the purchases may be considered at a later date.

**A motion was made by Mayor Pro-tem J. H. Graham, seconded by Council Member Scot Shanks, that approval be given to purchase both trucks, as outlined, with payment made by November prior to the budget amendment passing 3rd reading, and that a budget amendment be passed on 1st reading. The motion carried by the following vote:**

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

**d. Ordinances amending the budget for FY2017-18 for fire trucks**

*The budget amendment was included in the motion on the previous item.*

**This Ordinance was approved on first reading**

**6. Cumberland County/Chamber Report**

*Brad Allamong presented the monthly scorecard, pointing out information on water meters and where new residents come from. They will target some marketing to the same states from which the new residents are coming.*

*The Board of Education is sending out a childcare needs survey through all their schools and to all businesses in the City that wish to participate.*

**7. Other Business**

a. Discussion and action on request from Cumberland County Playhouse

*Cumberland County Playhouse has requested that the City provide a permanent water tap adjacent to their water feature on Tennessee Ave. and prepare a gravel area to be used for bus and extra parking during peak show times. In exchange, they have 80 parking bumpers that would be donated to the City.*

*The materials cost for the tap would be \$1,034. The total cost was estimated at \$10,000.*

**A motion was made by Mayor Pro-tem J. H. Graham, seconded by Council Member Pamala Harris, that the request from the Cumberland County Playhouse be approved, including their water tap, including the 80 parking bumpers to be exchanged to the City in an amount not to exceed \$10,000 for the graveling and grading of the parking lot, with the money coming from the undesignated funds. The motion carried by the following vote:**

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

b. Discussion and action on Homestead Tower sewer

*LeVonn Hubbard, on behalf of the Homestead Tower Association, requested that the City do the installation of the pump and line, with some of the costs being re-paid by the Association with the \$7,500 in funds that are to be received from the County.*

**A motion was made by Council Member Danny Wyatt, seconded by Council Member Scot Shanks, that the City go ahead and approve the work to be reimbursed by the County. The motion carried by the following vote:**

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

c. Discussion and action on West Cumberland Utility District

*Mayor Pro-Tem Graham reported that the Finance Director had analyzed the cost of water production and concluded that the City would have an adequate return at the current wholesale rate of \$3.88 per 1,000 gallons.*

**A motion was made by Mayor Pro-tem J. H. Graham, seconded by Council Member Scot Shanks, that the City of Crossville extend an offer to sell water at the purchasing wholesale rates for whatever needs of West Cumberland Utility District are, with no minimum purchases or service charges required. The motion carried by the following vote:**

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

8. City Attorney's Report

City Attorney's Report



*City Attorney Will Ridley reported that no new lawsuits have been filed against the City during the past month.*

*He reported on the Norris Brothers contract on the construction of waterlines. The contractor has quit and appears to no longer be willing to finish the jobs. The City is holding retainage. Mr. Ridley requested permission to send notice of the intent to terminate the contract and use the funds held in retainage to complete the project. The City may need to look at liquidated damages in the future.*

**A motion was made by Mayor Pro-tem J. H. Graham, seconded by Council Member Pamala Harris, that the City Attorney be given permission to send Norris Brothers notice that we intend to terminate the contract, retain the retainage funds to reimburse the City for the costs to complete their work, and potentially look at this again in the future. The motion carried by the following vote:**

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

*Mr. Ridley reported that properties at 250 Old Mail Rd. and 362 Stanley St have completed the Administrative Hearing process and are ready to proceed with being demolished. He requested authorization to proceed with a Chancery Court lawsuit to demolish them and sell them. He pointed out that the owner of the Stanley Street property may rectify the situation before it is necessary to proceed. The action would be pending the actions of the property owner and a clear title search.*

**A motion was made by Council Member Danny Wyatt, seconded by Council Member Pamala Harris, that the City Attorney be authorized to proceed with a Chancery Court lawsuit for permission to demolish the properties and then sell the properties at 250 Old Mail Road and 362 Stanley Street, pending actions by the property owner of Stanley Street and a clear title search.**

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

*On behalf of the City Manager, the City Attorney brought forth a request from Forbus Investments to purchase the 1.43 acres that the City recently leased to CoLinX at a price of \$25,000 per acre. This purchase has been agreed to by CoLinX. The City Clerk will need to advertise the potential sale of the property, as required by Charter.*

**A motion was made by Mayor Pro-tem J. H. Graham, seconded by Council Member Scot Shanks, that upon the approval of CoLinX and the recommendation of the City Manager and the City Attorney, the property previously leased to CoLinX be sold to Forbus Investments at a price of \$25,000 per acre and the City Clerk be instructed to start the advertisement period. The motion carried by the following vote:**

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

## 9. City Manager's Report

City Manager's Report

*City Manager Greg Wood was not present at the meeting due to being out-of-town at a conference. Council was provided with his monthly reports on revenue, building permits, special projects, and bonded debt.*

**This Report was received and filed**

**ADJOURNMENT**

*With no further business, the meeting was adjourned at 6:30 p.m.*