

ITEM #6 – MATTERS RELATIVE TO WILSON LANE IMPROVEMENT PROJECT

Councilman Wyatt asked that the Council look at the situation on Wilson Lane which was subdivided without water, sewer, and roads being constructed. Permits have been issued for some new houses, but no new permits are being issued until the infrastructure needs are addressed. Carl Webb told the Council that he built a house for his son on Wilson Lane with a private water line and cleaned up the old roadbed. There have been two other houses built and he has now requested a building permit to construct a home for his daughter. This permit has not been issued because it isn't a City street and doesn't have water and sewer. Water and sewer has been extended part of the way up the road for a house under construction. Another house is under construction farther down, but no provisions have been made for water, sewer, or road improvements. They would like to work with the City to get the water and sewer lines extended. He had offered to build a main line extension if the City would do the engineering, but his offer wasn't accepted. Councilman Turner pointed out that it was not a recorded subdivision and any development needs to be done in a manner that doesn't set a precedent for the City providing development in other areas. The matter was deferred to a work session on October 14 at 9:00 a.m. to allow the City Attorney time for research.

ITEM #7 – MATTERS RELATIVE TO HWY. 127N PROPOSED 16" WATER LINE

Councilmen Hill and Turner questioned the locating of the new 16" water line on the right (east) side of Hwy. 127N since there is much less development on the other side. It was also recommended by Richard Campbell and Les Sherrill that it be on the left (west) side to serve those properties that need to be served. Lamar Dunn responded that he has already completed the design for a location on the east side. Their reasoning was that there were many properties on the left side that haven't been filled and they felt it would be cheaper and easier on the right side.

A motion was made by Councilman Wyatt, seconded by Councilman Kerley, that the 16" water line on Hwy. 127N be put in the ground on the right side as designed by LD&A. Roll call votes: Ayes-(4)Graham, Hill, Kerley, Wyatt; Noes-(1)Turner. Motion carried.

ITEM #18 – OTHER BUSINESS

Water Projects

Lamar Dunn provided an update on the projects his firm is working on. The 16" waterline design for Hwy. 127N is complete and will be sent to the State for their approval. On October 15, the application for financing for the new water plant through the State Revolving Loan Fund will be delivered to the State by himself and City Clerk Sally Oglesby. The revised drawings of the new water plant will also be delivered on October 15. Preliminary engineering reports and planning documents for the 127N water line, water distribution lines on the south side, and the new water plant are completed. Projected completion date for design of the southern distribution lines is November 1. He will be meeting with officials in Nashville about funding from Rural Development on October 15. The Mayor and City Clerk will be meeting with the Cookeville officials from Rural Development on October 14. The City Clerk is working with EDA officials to secure a 60% grant on the Hwy. 127N water line.

As a requirement of the application for the State Revolving Loan Funds, a rate study had to be done to determine what the rates would have to be to provide for the debt service. Mr. Dunn's conclusion was that the rate would need to increase 59¢/1000 gallons for inside-City customers. A resolution was presented for approval, which provides the anticipated water rates to be applied at the conclusion of the project. These projected rates are \$3.59/1000 gallons for inside City customers, \$5.38/1000 gallons for outside City customers, \$2.29/1000 gallons for water utility districts and by major users in the City on overages used above 1,000,000 gallons per month.

Councilman Wyatt asked that, prior to these rates going into effect, sewer rates be reviewed since they are tied to water rates.

SPECIAL CALLED MEETING: OCTOBER 15, 1999

The Crossville City Council met in special session on Friday, October 15, 1999, at Crossville City Hall.

Mayor J. H. Graham, III was present and presiding. Councilmen present were Ronny Hill, Wendell Kerley, Eugene Turner, and Boyd Wyatt, Sr. Others present were Interim City Manager Richard Campbell, City Clerk Sally Oglesby, Ted Johnson, Carl Webb, Aaron Cox, David Webb, Jennifer Turner, Thomas Turner, Pauline Sherrer, Christy Lewis, John Dawkins, Jim Young, Tyrone Tackett, Trent Smith, Matt Stokes, Kay Detwiler, Christy Lewis, and Richard L. Smith.

Mayor Graham called the meeting to order at 4:00 p.m.

ITEM #1 - MATTERS RELATIVE TO WILSON LANE

Kay Detwiler presented information to the Council regarding the history of the Planning Commission, Wilson Lane, and other roads within the City, which are dedicated right-of-ways, but not accepted by the City. This subdivision was created by deeds issued to property by metes and bounds instead of by a recorded plat.

A motion was made by Councilman Kerley, seconded by Councilman Hill, that the City issue a building permit for parcel 15 (Tom Turner) on Wilson Lane.

A motion was made by Councilman Wyatt, seconded by Councilman Turner, that the previous motion be tabled. Roll call votes: Ayes-(4)Graham, Kerley, Turner, Wyatt; Noes-(1)Hill. Motion carried.

A meeting was set for Monday, October 18, at 4:00 p.m. to discuss the matter further with the City Attorney.

ITEM #2 - MATTERS RELATIVE TO GENESIS ROAD UTILITY RELOCATION PROJECT

Interim City Manager Richard Campbell reported that David Bond was dismissed by Southern Consulting as an inspector on the project. Mr. Campbell has hired Mr. Bond to work directly for the City as inspector on the project beginning October 18.

Trent Smith, Southern Consulting, stated that he would not discuss the dismissal of Mr. Bond except to say that several warnings were given on his performance and then he was dismissed. Another inspector is on the job.

Mr. Smith provided a brief summary of the project and its associated problems.

- ~~<\$20,000>~~ - savings on the road crossings-being open-cut-instead-of-bored.
- \$9,400 - changing alignment of the sewer due to power poles
- \$136,000 - TDOT added additional depth of excavation for water lines
- \$24,600 - 16" tee on Bilyeu and County bus garage properties and service connection change for Reliance Electric
- <\$30,000> - water service lines that will not be installed
- <\$100,000> - sewer service lines that will not be installed

These changes are estimated to cause a net increase of \$19,000-\$20,000. There are still several issues to be resolved including a delay by TDOT's contractor in clearing the right-of-way. Repeated requests have been made to get these changes in writing from TDOT, but they have not been received. TDOT told the contractor and engineer that if the changes weren't done, the pipes would be pulled out of the ground. It also appears that TDOT has changed their road drawings without notifying the City or its engineers.


A meeting will be set up with TDOT, City, City Attorney, and Southern Consulting to discuss the issues.

With no further business, the meeting was adjourned at 4:55 p.m.

ATTEST:


City Clerk

1


Mayor

SPECIAL CALLED MEETING: OCTOBER 18, 1999

The City Council for Crossville, Tennessee met in special session on Monday, October 18, 1999 at Crossville City Hall.

Mayor J. H. Graham, III was present and presiding. Councilmen present were Ronny Hill, Wendell Kerley, Eugene Turner, and Boyd Wyatt, Sr. Others present were Interim City Manager Richard Campbell, City Attorney Laney Colvard, City Clerk Sally Oglesby, Jim Butler, Odell Whittenburg, Chris Whittenburg, Aaron Cox, Christy Lewis, Jeff Brown, Jim Young, Tom Turner, Jennifer Turner, David Webb, Carl Webb, Ted L. Johnson, Bill Boston, Clark Annis, Martin Cross, John Dawkins, and Chuck Anderson.

Mayor Graham called the meeting to order at 4:04 p.m.

ITEM #1 - 3RD READING OF ORDINANCE AUTHORIZING A CONTRACT WITH PSG

City Attorney Laney Colvard reviewed with the Council the issue of indemnification (Paragraphs 9.01 and 9.02). This is the only issue that he has concerns about in the proposed contract. PSG has agreed to take out both paragraphs. Mr. Colvard has asked that 9.02 be removed, but not 9.01 which requires PSG to indemnify the City. The removal of 9.01 would leave the City without any indemnification in the event that they bring in a third party or a subcontractor. He cautioned the Council that he has only reviewed it from a legal standpoint and that others need to review it from a financial and technical standpoint.

Councilman Wyatt expressed concern about a section calling for the fee to increase when and if the capacity went up to a certain level. Clark Annis stated that, based on the last 5 years growth patterns, he does not anticipate an increase in capacity during the term of this contract that would allow them those extra fees.

A meeting was called for 9:00 a.m. on October 21 to further discuss the proposed contract and ordinance.

ITEM #2 - MATTERS RELATIVE TO WILSON LANE

Interim City Manager Richard Campbell presented cost estimates for water and sewer on Wilson Lane as follows:

		Materials	Labor	Total
6" water	1300 L.F.	\$7,812	\$2,776	\$10,588
2" sewer	1300 L.F.	\$3,292	\$2,776	\$ 6,068

These figures do not include rock, engineering, or surveying and would serve 6 lots.

City Attorney Colvard advised Council that they must determine whether Wilson Lane was a public road prior to March 1960. If so, building permits can be issued without any restrictions. Issuance of a building permit does not require the City to provide a road, water, or sewer.

Councilman Turner produced an aerial photograph of the area from 1959-1960 which shows Wilson Lane. On the photo, he marked the location of the current road, which was laid out in 1978 when the subdivision was done. The two were in the same location from Hwy. 127 for part of the way.

A motion was made by Councilman Kerley, seconded by Councilman Wyatt, that a building permit be granted to Tom Turner for parcel 15 on Wilson Lane. Roll call votes: Ayes-(4)Graham, Hill, Kerley, Wyatt; Noes-(1)Turner. Motion carried.

Councilman Wyatt stated that his vote is based on his belief, after viewing a 1959 aerial photo, that Wilson Lane was a public road prior to March 1960 and did not come under Planning Commission rules.

City Attorney Colvard explained to the Council that the decision to extend water lines is a political, not legal, decision. Council makes the decision on whether to run a line and whether or not to charge the benefiting properties a portion of the cost. The cost to be charged is also a decision of the Council based on the situation at hand.

(At 5:05 p.m. the meeting was recessed. It was reconvened at 5:13 p.m.)

A motion was made by Councilman Kerley, seconded by Councilman Wyatt, that a 6" water line, including two fire hydrants, be installed by City crews to the end of the existing road (Wilson Lane) (Tax/Parcel 113/16), a distance of approximately 1,300 L.F., and that the benefiting property owners pay \$5,000 of the costs before the work is started. Roll call votes: Ayes-(4)Graham, Hill, Kerley, Wyatt; Noes-(1)Turner. Motion carried.

It was clarified that the \$5,000 does not include the taps to be paid by individual property owners when they are ready for service. Existing water customers whose taps will be moved to the new line will not be charged for an additional tap.

Councilman Hill expressed concern about not charging the property owners 75% of the costs as has been done in other areas. Councilman Wyatt stated that he sees this project as different from other projects in that we have already run water and sewer halfway up the road, graded and graveled the road, and provide garbage services on the road. Consequently, he believes that it should be handled different than at the 75/25% payment ratio.

ITEM #3 – RESOLUTION AUTHORIZING AMENDMENT OF APPLICATION FOR EDA FUNDING

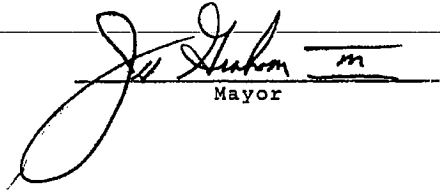
In reviewing the application for EDA funding of the Hwy. 127N water line, it was suggested that the scope of the project be changed to include a 16" water line on Interstate Drive from Hwy. 127N to Genesis Road and a 1,000,000 gallon water storage tank near I-40. The proposed resolution only authorizes the submittal an application for grant/loan funding and does not obligate the City to any additional engineering costs.

A motion was made by Councilman Wyatt, seconded by Councilman Kerley, that the resolution authorizing an amendment on the application for EDA funding be adopted. Roll call votes: Ayes-(4)Graham, Hill, Kerley, Wyatt; Noes-(1)Turner. Motion carried.

With no further business, the meeting was adjourned at 5:31 p.m.

ATTEST:


City Clerk


Mayor

- Buck Creek Road – Councilman Kerley asked that City crews start construction on the water line extension and that all property owners pay their fees before the project begins.

A motion was made by Councilman Kerley, seconded by Councilman Wyatt, that the policy be waived and construction begin on the Buck Creek water line using City crews, at no cost to the property owners except for tap fees, that all tap fees be paid prior to construction or materials are ordered, and that a budget amendment be passed on first reading to cover the costs. Roll call votes: Ayes-(5)Graham, Hill, Kerley, Turner, Wyatt; Noes-(0). Motion carried.

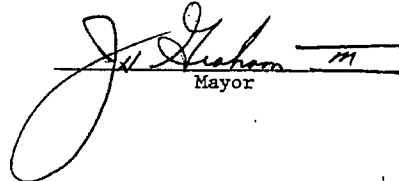
(At 9:20 p.m., Councilman Turner left the meeting.)

- Wilson Lane – Councilman Kerley asked that the acceptance of Wilson Lane be approved. Mayor Graham reported that the Planning Commission recommended that all road improvements be made through abutments.

A motion was made by Councilman Kerley, seconded by Councilman Wyatt, that approximately 2,200 feet of Wilson Lane be accepted as a City street and blacktopped and that a budget amendment be passed on first reading to cover the costs. Roll call votes: Ayes-(3)Hill, Kerley, Wyatt; Noes-(1)Graham; Absent-(1)Turner. Motion carried.

Mayor Graham, Mayor Pro-Tem Wyatt, and Councilman Hill thanked Councilman Kerley for his service to the community and provided an opportunity for Councilman Kerley to make remarks on his term of office.

With no further business, the meeting was adjourned at 9:37 p.m.



Mayor

ATTEST:



City Clerk