

Regular Meeting of the
Board of Mayor and Council
September 13, 2011

The Board of Mayor and Council met in a regular session on September 13, 2011 at 7:00 p.m. in the Municipal Building.

Present and presiding: Mayor Gary Norwood.

Council present: Steve Allen, Alwilda Binkley, Jimmy Gill, Rick Johnson, and Chris LaCrosse.

Council absent: Jim Yates.

Others present: Zach McCarver, Patricia Knight, David Carroll, Melissa Womack, Melanie Vuocolo, James Fenton, Mara Chandler, Charles Chandler, Marc Coulon, Chuck Walker, Paul Gupton, Randy Walker, Tony Young, Tim Adkins, Billy Harris, Dwayne Noe, Michael Armstrong, Jennifer Noe, Mary Glasgow and Phyllis Schaeffer.

A motion was made by LaCrosse, seconded by Gill to approve the August minutes. Motion passed unanimously by voice vote.

Public Forum:

Mayor Norwood asked if there was anyone that wanted to come forward and advice if they had any issues or concerns and advised now was the time to do so.

James Fenton approached and said he wanted to appear after the triathlon and thanked the police, fire and EMS for a job well done saying he wanted to publicly thank them saying he heard a lot of comments that it was well organized. Mr. Fenton also thanked the city for letting them try something new. There were about 540 participants which was right on target. Our water was tested and he said we had the cleanest water. Mr. Fenton said he was given positive feedback on the event as a whole. There were 11-1200 people here and they have started gathering facts on the economic impact and hope to have this completed in the next several weeks. He knows the motel was sold out Friday night and just 2 shy of being sold out Saturday night. He would like to have a meeting and talk with everyone to see how we can make it better.

Mr. Fenton said he had one other thing and that is on October 15th from 10am to 2pm there will be a visioning session to create connectivity with several people on the A.O. Smith property developing the water front. Mr. Fenton extended an invitation to the Council to come to this session. This will just be the beginning of a master plan.

Mayor asked if this was just going to be on the city property as the county has their portion for sale. Mr. Fenton replied that it would be on the whole 223 acres.

Tony Young stated that he received a lot of compliments on the park and he heard from Clarksville and they are again thinking about having the trail connect this way.

Melanie Vuocolo came forward and said she had Vuocolo's Restaurant at 113 Cumberland Street. The last 5-6 weeks they have had food trucks park in the area and this has impacted their lunches and had

several others in the area say the same thing. They have been going to A.O. Smith, the hospital and also parked across from her at the Horizon Bank. She doesn't think this is fair, it may be legal but it is not right that they come from Nashville and leave taking their tax dollars.

Mayor said they are aware of this and he agreed 100% with her. They have been working on it and asked Mr. LaCrosse, Chairman of the Planning Commission to address what we are doing. Mr. LaCrosse advised that we have a new planner and this is one of the 1st issues they have brought up. They are in the process of finding out what they can and can't do after they find out what we can control an ordinance will be put into place. He shares the concern with folks that have employees, pay water and electric. Mr. LaCrosse assured Ms. Vuocolo that they were going to be looking at this heavily they have concerns and will support the local business's but need to do it legally. Ms. Vuocolo said this has already impacted them by 30%. Mr. LaCrosse replied they are on it. Mr. Vuocolo thanked the Council.

Ms. Patricia Knight came forward and advised she has a water issue and lives at 424 Eisenhower Dr. Mr. Gill asked if she has gotten the leak fixed. Ms. Knight replied yes, it was in her toilet and is afraid her next months' bill will be higher. A motion was made by Gill, seconded by LaCrosse, to adjust this current bill to a normal average bill and also next month's bill. Motion passed with a roll call of: Gill-yes, LaCrosse-yes, Johnson-yes, Binkley-yes, Allen-yes, and Mayor-yes.

Mr. Charles Chandler came forward and said he was here to represent his mother who lives at 2235 Hwy 12 S. She had a water issue also. Mr. Chandler went on to say that back when they built the highway his mothers water was routed through another property to her residence, supposedly this was temporary. This was a long time ago and nothing was ever changed. She doesn't have a tap on her property. He has spoken with the city works commission and there is nothing they can do. Not having a water tap causes a problem and impacts the property it comes across and he would like to know what can be done. Mr. Allen said she has a meter and the Mayor replied on the back of Caldwell. Mr. Allen replied yes, she is a neighbor; my meter is on another property also. Mr. Chandler said but she doesn't have property on the road it comes across her son's property. Mayor Norwood said her meter was moved when they widened Hwy 12 they weren't going to bore under the highway. Mr. Chandler said the city could realistically put in a line; he feels the city should compensate his mother for loss of value to her property. Mayor asked if he had proof of loss of value. Mr. Chandler said it would be easy for him to get. Mayor said this was done in 92 and Mr. Chandler replied 15 years ago. Mr. Gill said she has service and will always have water. Mr. LaCrosse said in perpetuity do they have a right to come across the property to service the line. Mayor said there were easements signed. Jennifer would check and make sure there was an easement. Mr. Chandler said her son was okay with it he wanted his mother to have water. Mr. Chandler said he feels the city should maintain that line and should be reimbursed to fix the leak. A motion was made by Johnson, seconded by LaCrosse, to adjust Ms. Chandler's bill to an average for 2 months. Motion passed with a roll call vote of: Johnson-yes, LaCrosse-yes, Gill-yes, Allen-yes, Binkley-yes, and Mayor-yes.

Mr. Johnson said secondly Jennifer needs to check into the easement we can't do anything until we know that.

Mr. Allen said it is 100' to his meter but he was glad to be off the mainline and put on the back line. Mr. Chandler said he thought it was going to be impossible to find the leak but luckily they found it and got it fixed. Mr. Chandler asked the Mayor if he didn't agree that the city should maintain the line. Mayor replied personally no; we can't set that kind of precedent. Mr. Chandler said even in these special circumstances and Mayor replied he didn't see the special circumstances and that water is being provided. The Mayor went on to say that as you know we spoke on the phone your mom wasn't happy with it but we didn't have a choice. Mr. Gill said if the city put in the line I am with you. Mayor said before we go any further let Jennifer do her due diligence and check on the easement. Mayor asked for

a number for Mr. Chandler and said that he, Ms. Noe or Dwayne Noe would give him a call. Mr. Chandler gave his number to the Mayor.

Old Business:

Under old business we have Ordinance #385 and the Resolution for the plan of service. Ms. Noe said Mayor, if I could address this. This ordinance has already gone through the 2 readings and approval as well as the resolution. Why this is on the agenda is to correct a typographical error. As you know Mr. Dickerson was going back and forth on being in the annexation originally he was on the resolution and decided he didn't want to be annexed and that was agreed and we need to remove his name. On the ordinance we are just correcting the information we are not changing anything of substance according to Roberts Rules of Order we need a motion to amend.

A motion was made by Johnson, seconded by Gill to amend Ordinance #385 correcting the typographical errors. Motion passed with a roll call vote of: Johnson-yes, Gill-yes, Binkley-yes, Allen-yes, LaCrosse-yes, and Mayor-yes.

A motion was made by Johnson, seconded by Gill to amend the Resolution 2011-04 to correct the typographical errors. Motion passed with a roll call vote of: Johnson-yes, Gill-yes, Binkley-yes, Allen-yes, LaCrosse-yes, and Mayor-yes.

New Business:

Mayor said if it is agreeable with Council to advertise and go over the re-districting in more detail he would like to set a date and advertise for a Special Called Meeting. Ms. Noe advised this has to be done by the end of the year. Mayor said he would like to give Sandy 2 dates. Council decided to set the meeting for Thursday the 22nd of September at 5:30 p.m.

Ms. Noe said the GNRC contract looked fine. A motion was made by Binkley, seconded by Gill, to approve the contract. Motion passed with a roll call vote of: Binkley-yes, Gill-yes, Allen-yes, LaCrosse-yes, Johnson-yes, and Mayor-yes.

A motion was made by Johnson, seconded by Allen to approve the electrical permit contract with the State. Ms. Noe said she just wanted to advise this is for a 5 year lease. Mayor asked Phyllis if there had been any problems with doing the permits. Ms. Schaeffer replied no there have not been any problems, we do get the five dollars for each permit we do if any questions arise we call Dwayne or Dwight for an answer. Mr. Johnson said this also makes it convenient for the people so they don't have to go to Nashville. Ms. Schaeffer replied that was correct. Motion passed with a roll call vote of: Johnson-yes, Allen-yes, Binkley-yes, Gill-yes, LaCrosse-yes, and Mayor-yes.

Mayor said the next item was the river gauge. Chief Walker said last week he explained and gave everyone the cost and that this Thursday Edwin was taking it to the county to their budget meeting to see what they wanted to do. Mayor said this was to split the cost- \$3,250, right? Chief replied yes. A motion was made by Johnson seconded by Gill to approve the cost to split with the county in the amount of \$3,250. Motion passed with a roll call vote of: Johnson-yes, Gill-yes, LaCrosse-yes, Allen-yes, Binkley-yes, and Mayor-yes.

A motion was made by Johnson, seconded by Allen, to approve the contract with Andrea Lane. Motion passed with a roll call vote of: Johnson-yes, Allen-yes, Binkley-yes, Gill-yes, LaCrosse-yes, and Mayor-yes.

A motion was made by Johnson, seconded by Allen to approve the Contract with Lindy Murff. Ms. Noe said that Andrea had insurance coverage in her contract and Lindy does not we were going to check with

TML to make sure we were covered. Ms. Schaeffer said she spoke with Kyle Jackson and he advised that Ms. Murff would be covered under our insurance since she does not do this anywhere else and it is our program at the senior center we would be covered. That if he found out anything different he would call me. Also, Ms. Noe said that Andrea had that she would not sub contract out her exercise program did we want the same in Lindy's? Mr. Young replied she only does this one day a week it wouldn't be a problem. Motion passed with a roll call vote of: Johnson-yes, Allen-yes, Gill-yes, Binkley-yes, LaCrosse-yes, and Mayor-yes.

Mr. Noe said on the Clarksville disposal contracts he would like to defer a month this company was sold and these are new contracts we lost ours in the flood and he would like time to look over the prices and maybe getting another quote. Ms. Noe said she has spoken with a representative and he is going to send the contract we have with them now. A motion was made by Johnson, seconded by Binkley to defer to next month. Motion passed unanimously by voice vote.

Other:

Mr. LaCrosse said he had 2 items, the first was FEMA. Ms. Noe gave an update saying that Cory with FEMA had given us a chart and had taken the public works building out of the easement issue and he had applied our TML insurance to the different projects that would be to our advantage. She could not open the attachment but would be looking it over. At this point there is nothing different.

The second item Mr. LaCrosse wanted to discuss was the screw pumps at the sewer plant and wanted knowledge on what we should do. Mayor Norwood replied what we should do is call another special meeting at the sewer plant to visually see and understand the extent of this undertaking. He feels this would behoove the Council to actually see and have explained what needs to be done. Next week at the budget meeting we can come up with a date so we can advertise. We can show pictures of the options when you spend that kind of money you need to see it - it is massive.

Mr. Young said he had a request they had taken \$8,000 out of the senior center CD last budget year for roof work they paid 3,000 for tables and he is requesting the 5,000 be put back in this years' budget. A motion was made by Johnson, seconded by Binkley to approve adding \$5,000 to the senior center budget. Motion passed with a roll call vote of: Johnson-yes, Binkley-yes, Gill-yes, Allen-yes, LaCrosse-yes, and Mayor-yes.

Mr. Young also said that he has an employee Brian Stinson that has worked for the city for 7 years he has acquired his bachelor's degree and has been offered another job elsewhere if the city can justify increasing his salary he would like to stay. Mr. Young asked if there was anything we can do he would hate to lose him as an employee. The Mayor recommendation was to bring this to the budget committee next week if the Chairman was in agreement. Mr. Johnson said he agreed.

Mr. Young also said he resigned from his position as the public works coordinator and thinks that position should be made with the janitor so they can help with things that need to be done. Mr. LaCrosse asked Tony to put something in writing and present it to the budget committee.

Chief Coulon said he has a request also. The e ticketing program has been paid in the amount of \$23,984. The Governors Safety grant will refund \$20,000. The balance of \$3,984 was paid out of the drug fund budget and he is requesting his budget be increased by this amount. A motion was made by Gill, seconded by LaCrosse, to put \$3,984 into the drug fund budget from the drug fund. Motion passed with a roll call vote of: Gill-yes, LaCrosse-yes, Johnson-yes, Allen-yes, Binkley-yes, and Mayor-yes.

Mr. Gill said he would like to see compensation for the police chaplain be brought before the budget committee.

A motion was made by LaCrosse, seconded by Gill to pay the bills. Motion passed with a roll call vote of: LaCrosse-yes, Gill-yes, Binkley-yes, Allen-yes, Johnson-yes, and mayor-yes

A motion was made by Johnson, seconded by Gill to adjourn. Motion passed unanimously by voice vote. Meeting adjourned at 8:07 p.m.

Gary Norwood, Mayor

Phyllis Schaeffer, City Recorder