

July 19, 2010

REGULAR CITY COUNCIL – MINUTES

Mayor Scott Burton called the regular Clinton City Council meeting to order on July 19, 2010, at Clinton City Hall at 5:30 p.m. Councilman Larry Gann, Councilman Robert Herrell, Councilman Charles Lyons, Councilman Jim McBride, Councilman Jerry Shattuck and Councilman E.T. Stamey were present for the meeting.

Guest and Staff present:

Ron Young	Vickie L. Fagan	Steve Jones
Ron Bridgeman	Donald Gray	John Miller
George Riggs	Cindy Lollar	Robert Lawler
Amy Lawler	Dale Isabel	Vicki Violette
Tim Bible	Gary Whitley	Johanna Whitley
Phil Harber		

Councilman Larry Gann made a motion to approve the agenda as received, and Councilman E. T. Stamey seconded the motion. The motion was moved to carry.

Councilman Jim McBride opened the meeting with prayer.

Councilman E.T. Stamey led the pledge of allegiance.

Councilman Charlie Lyons made a motion to approve the June 21, 2010 regular minutes as received, and Councilman Larry Gann seconded the motion. Councilman Robert Herrell questioned the wording on page 12 regarding the motion to roll back taxes. Councilman Jerry Shattuck made the motion to amend the minutes and was seconded by Councilman Robert Herrell. The amendment is as follows: “Councilman Jerry Shattuck made the motion to roll back taxes next year by the amount of sales tax collected in FY 2010/2011 that exceeds the amount collected FY 2009/2010 less the audited amounts and was seconded by Councilman Larry Gann.” The amended motion was moved to carry.

Committee Reports

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School Board Report –

Dr. Vicki Violette informed Council that the Clinton Education Association and the Anderson County Education Association jointly recommended Green McAdoo Museum for the Rosa Parks Memorial Award. The projected enrollment has increased to 900 students including the Pre-K. Dr. Violette noted that the June and July financial report would be presented at the August meeting.

Dale Isabell presented Council with Budget Amendment #12 for FY 2009/2010. Councilman Jerry Shattuck made the motion to approve Budget Amendment #12 and was seconded by Councilman Charlie Lyons. The motion was moved to carry with a unanimous roll call vote.

Board of Zoning Appeals

Councilman Larry Gann reported that the Board of Zoning Appeals met on July 12, 2010. There were no items for approval on the agenda.

Clinton Regional Planning Commission Report –

Councilman Larry Gann reported that the Clinton Regional Planning Commission met on July 12, 2010. A request from Homer Crawford for final plat approval for property located at 111 Lee Lane was approved subject to obtaining the signatures. A request from Tony Garner for a variance of the subdivision regulations was tabled until a survey was submitted. The Board reviewed and approved the annual report.

Clinton Utilities Board Report –

Councilman Charlie Lyons reported that the CUB met on July 8, 2010 and approved vouchers of \$7,124.284 for a net loss of \$52,845; the numbers are for May which is a low usage month for electricity. Painting the storage tank at Food Lion will cost \$69,850 and this will be reimbursed by Anderson County as agreed upon when Food Lion came to town. A letter of agreement between TVA and Clinton City Schools was approved for an energy efficiency study. The Board approved write offs of \$302,335. The electric rates are increasing again due to the fuel cost adjustment of 5.07%.

Mayor's Commission –

CITY MANAGER'S REPORT

GENERAL INFORMATION

1. Although the new Clinton Recycling Center opened on July 15, 2010, the City of Clinton will have the grand opening / ribbon-cutting of the Clinton/Goodwill Recycling Center behind the Clinton Community Center at the site of the old recycling center on Thursday, July 22, 2010 at 8:30 am.
2. Steve Jones reminded Council that a Beer Board Meeting has been scheduled on July 26, 2010 and suggested that in the Mayor's and Vice Mayor's absence that someone be chosen to chair the meeting. Councilman E. T. Stamey made the motion the appoint Councilman Charlie Lyons chairman for the July 26, 2010 Beer Board meeting and was seconded by Councilman Jerry Shattuck. The motion was moved to carry.

CURRENT PROJECTS AND ACTIVITIES

1. 2009 CDBG GRANT

Three houses have been completed under the CDGB Housing Rehabilitation program, one house is close to completion and two others are being started.

Under the Home Grant Housing Rehabilitation program, one house is almost complete, another house is under construction, and another one is getting ready to start. I'll continue to keep City Council informed of the scheduling and completions associated with this program as I get updates.

2. NEW INDUSTRY STATUS REPORT

The SL Tennessee project is continues to move forward and ahead of schedule.

Confluence Solar should be ready to RFP design services in August.

3. ANDERSON COUNTY LAWSUIT AGAINST CLINTON

The TML attorneys in this case are finalizing the answers to the suit and will soon be submitting them to City staff for review. Once the answers have been submitted hearing the case can begin.

The Green McAdoo feasibility study will begin in October, 2 years ahead of schedule. The study will take approximately one year.

DEPARTMENTAL ACTIVITIES

ADMINISTRATION

Finance Report- Vickie L. Fagan, Finance Director noted the report is through June 30, 2010 and does not include all revenues or expenses. The Total Available Funds at approximately 94% and Expenditures and Appropriations are 101%. In Section II the property tax collections will have a \$272,000 variance and sales tax will have a \$500,000 shortfall for the year. Section III Ms. Fagan noted that not all expenses have been recorded yet.

Councilman Jim McBride questioned the overages to health insurance coverage.

Councilman McBride also inquired when we can put our audit services out for bid that even though we may not change it would be a good idea to bid the service.

Councilman Jim McBride questioned whether tax anticipation notes had been received and whether there was another plan in place. Vickie L. Fagan noted that we are at the mercy of the Comptrollers office to approve debt. Ms. Fagan also pointed out that only one bank out of five had bid on the notes due to the City's financials. Steve Jones reiterated that our low fund balance is the problem when borrowing money. There was some discussion about implementing a fund balance policy to improve our financial situation.

CODES ENFORCEMENT / BUILDING INSPECTIONS DEPARTMENT

FIRE DEPARTMENT

POLICE DEPARTMENT

1. Vaughn Becker, a detective in the Clinton Police Department since November 2001, has been promoted to Lieutenant and will now be in charge of Investigations within the Clinton Police Department. Vaughn will be replacing Lieutenant David Queener, who recently retired from the Clinton Police Department after over 32 years of service.
2. Brian Haas, a thirty year veteran of police work and a Clinton Police Officer since August 2002 has been promoted to Lieutenant and will now be in charge of the Patrol Division of the Clinton Police Department. This leadership position has been unfilled for several months.

PUBLIC WORKS DEPARTMENT

1. In the Public Works Department, maintenance crews continue their summer schedule of mowing, trimming, and litter collection. Construction crews continue with pothole and sidewalk repair, and street right-of-way tree trimming.
2. Public Works continues to manage the SL America project at the I-75 Industrial Park. More rock excavation, drilling, and blasting have delayed the east side development, but we expect the entire project to be complete in about three weeks. The construction contract is for \$862,522.20 and to date we have paid out \$801,807.91, the project is 90% complete. We expect to finish within 1.5% of the originally budgeted amount.

RECREATION DEPARTMENT

ORDINANCES AND RESOLUTIONS

A. FIRST READING OF NEW ORDINANCE

B. SECOND & FINAL READING

C. RESOLUTIONS

OLD BUSINESS –

Leon May of 1721 Huntwood Lane of Knoxville spoke to Council regarding the Anderson County Remote Area Medical on April 30, 2011 and May 1, 2011. Mr. May noted that it is the first time in Anderson County and will be at the First Baptist Church. The day is mostly based on providing services in dental and visual which are not readily available to most citizens who may be uninsured or underinsured. The mission is county wide and it is expected to serve over 1,000 patients with 250 -300 medical volunteers. 40 dentist and 35 vision professionals have volunteered and they are encouraging donations from Civic groups. Their donation goal is to exceed \$30,000.

City Manager Evaluations – Mayor Scott Burton presented several evaluations to Council for consideration and used parts from many evaluations to comprise an evaluation for the City Manager position. Council will approve an evaluation at the next meeting.

VISITORS –

George Riggs of 204 Howard Street noted that he has tried for 8 years to get a charter change noting that some aspects are outdated. Mr. Riggs feels the city is spending too much for benefits for the employees. Mr. Riggs also made reference to Article 5 of the Charter telling Council that the City needs to stop overspending. Mr. Riggs also felt that the charter should serve the people and the current one does not.

K. K. Webster of 245 N. Apache Road asked Council for help with a neighbor who will not clean up his property. Steve Jones noted that the property owner has been cited to Court but the process is a long one. Mrs. Webster inquired if Council could provide a truck and clean up the mess. Mayor Scott Burton commented that it is a very frustrating process. Steve Jones informed Council that the neighbor had been cited to court but he did not know the outcome. Mayor Scott Burton questioned if there was anything that the City could do. Steve Jones noted that if we did anything, the City would have to seek reimbursement by placing a lien on the property which can be costly. Mr. Jones noted that the City has ordinances in place and they need to be followed. We would not want to set any precedents by doing anything outside the ordinance.

Steve Jones introduced Johanna Whitley of Channel 95 who was present to answer any questions or concerns regarding Channel 95. Ms. Whitley gave the Council some history noting that a former Council had approved the current schedule. There has been some concern in the fact that the City Council meeting is cut off when Anderson County Commission begins their meeting. From the perspective of Channel 95 they would rather have the Council meeting on another night so that the entire meeting could be shown live. Ms. Whitley did note that the meetings are recorded and replayed in their entirety 5 to 6 times a month. Ms. Whitley reported that Channel 95 is working with Comcast to resolve the sound issues when the meeting is live. The sound issue is in the Council room because when the meetings are replayed there are no problems with the sound. Councilman Jerry Shattuck informed Council to change the meeting date it would have to be done by ordinance. Councilman Jim McBride recommended moving the meeting to the 4th Monday of the month. Councilman Shattuck recommended having staff look at the 4th Monday to see whether it presents any problems moving the meeting date.

John Miller of 311 Leinart Street agreed with George Riggs indicating that he felt the cost of benefits is too high. Mr. Miller also inquired if there was someone on the Council that could speak with CUB regarding the street lights. Many of the street lights are being blocked by trees and the illumination is very poor. Mr. Miller also felt that they should switch to sodium vapor light.

NEW BUSINESS –

Councilman Jim McBride made a motion to have the Mayor appoint a committee to review all insurances. The committee should include council members, department heads and maybe employees. Councilman E. T. Stamey seconded the motion. The motion was moved to carry.

Councilman Jim McBride received a letter from Don Whitaker of People’s Bank regarding the sign ordinance and their digital sign. Councilman McBride passed the letter to Councilman Larry Gann for the Clinton Regional Planning Commission.

MAYORS COMMUNICATIONS –

Mayor Burton had board appointments to be made and would have them at the next meeting.

Councilman Charlie Lyons made a motion to adjourn the meeting, and Councilman Robert Herrell seconded the motion. The meeting adjourned at 7:11 pm.

Mayor Scott Burton

Vickie L. Fagan, City Recorder