

**October 25, 2010**

**PUBLIC HEARING – Second and Final Reading Ordinance 573**

Mayor Burton called the Public Hearing to order October 25, 2010. Councilman Lyons made motion to approve Ordinance 573, Councilman E.T. Stamey seconded the motion. The motion was moved to carry unanimously.

**REGULAR CITY COUNCIL - MINUTES**

Mayor Scott Burton called the regular Clinton Council meeting to order on October 25, 2010, at Clinton City Hall at 5:30 pm. Councilman Larry Gann, Councilman Robert Herrell, Councilman Charles Lyons, Vice-Mayor Jim McBride, Councilman Jerry Shattuck and Councilman E.T. Stamey were present for the meeting.

Guest and Staff present:

Jackie Nichols	Larry Miller
Wade Brock	John Miller
Oscar Pointer	Rex Lynch
Donald K. Gray	Ronald Young

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

Joel Dew of Second Baptist opened the meeting with prayer.

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

Mayor Scott Burton made comment that the minutes from September 20, 2010 meeting would be ready at next month's council meeting.

Mayor Burton stated that according to Ms. Monnie Champion the flow of the meetings had been off according to the charter, and he wanted to thank her for bringing it to his attention. Mayor Burton opened the floor for Public Comments.

Jackie Nichols, Anderson County Chamber president thanked the council and Interim City Manager, Roger Houck for their help with the festival. She also presented Mayor Burton with a Three-Star Certificate signed by Gov. Bredesen.

Effie Day, Clinton Public Library, wanted to praise the City Parks and Recreation for all the work they had done at the Library and thanked them for a job well-done.

### **Communication from the Mayor**

Mayor Burton read his press release concerning the discrepancies and irregularities in the accounting practices at City Hall. He stated that former City Finance Director, Vickie Fagan had been terminated by Interim City Manager, Roger Houck and that the state comptroller and auditors had been notified. Former Finance Director James Cotton will serve as interim. The City was a partner in 2007 – 2008 industrial development projects to expand the Aisin Automotive Facility in the Clinton I-75 Industrial Park. Funding for the project included a grant awarded to the City for \$705,000 from the state of Tennessee Department of Economic and Community Development and \$200,000 industrial development contribution from the Anderson County government to cover the local matching share. An agreement between the parties involved call for Aisin to pay for the construction and engineering costs as they became due monthly and upon the project's completion, Aisin would receive the \$905,000 from the City of Clinton. To date, Aisin had not been reimbursed. Mayor Burton expressed a public apology to Aisin on behalf of the Clinton City council and stated that funding options are being explored and they expect to meet with Aisin representatives soon. Councilmen McBride and Gann echoed his sentiments.

### **Committee Reports**

#### **School Board Report –**

Dr. Vicki Violette requested that one time large amounts of grant monies be received at same time instead of the 1/12<sup>th</sup> formula that is used currently. Grant money has to be spent before they can request additional funds. Mayor stated he would address this at a later time.

Dale Isabel went over school finance report and stated the schools ended the year well with \$500,000 in their Fund Balance. He asked the council to approve budget amendment No. 2. Councilman Jerry Shattuck made the motion to approve budget amendment No.2 and Councilman Jim McBride seconded the motion, budget amendment was approved.

Jerry Shattuck made the motion to approve one time large grant payments to be immediately dispersed to the schools within 5 banking days after receipt. Council Larry Gann seconded and motion passed by roll call vote.

#### **Board of Zoning Appeals**

Councilman Larry Gann reported that the Board of Zoning Appeals met on October 4, 2010. The Board approved a request for a variance for a side setback from 15ft to 0 ft and rear setback from 25ft to 1ft for existing detached accessory structure on lot 2 located at 438 Eagle Bend Road from Dana Powers.

#### **Clinton Regional Planning Commission Report –**

Councilman Larry Gann reported that the Clinton Regional Planning Commission met on October 4, 2010. The Board approved a request from Dana Powers for a final plat approval for property located at 438 Eagle Bend Road. A request from Steve Weaver for a final plat approval for property located at Frank Diggs Drive and Sinking Springs Road was also approved.

#### **Clinton Utilities Board Report –**

Councilman Charlie Lyons reported that CUB met on October 14, 2010 and approved vouchers of \$8,609,829 for a net income of \$378,735.00. The wastewater collection improvement on Main Street to Washington is proceeding at a cost of \$115,500. There are still some potholes on Washington that need to be repaired. The State came and paved Main Street.

Total spent on odor and grease Control last month \$22,032. Anderson County Water Association and CUB met and have reached an agreement that will help with odor control. They will pump their segment/storage facilities up to Norris Lake and the Boat Dock. Houseboat pumping out will be eliminated. The grease traps in Anderson County will be cleaned out and treated, CUB will flush theirs out as well and we will have a clean starting point to keep our systems odor free. ACWA will charge an additional \$3 for basic fee and \$1 for 1,000 for sewer. TVA passed on a rate increase for fuel adjustments to 6.12 %, highest since December 2009.

#### **Mayor's Commission -**

### **CITY MANAGERS REPORT**

#### **GENERAL INFORMATION**

1. Clinton City Hall will be closed on Thursday, November 11, 2010 in observance of Veterans Day.
2. The Anderson County Veteran's Day parade will be held on November 11, 2010, beginning at 6:00 p.m. and will start at Market Street railroad and end on Main Street across from the Courthouse.

#### **CURRENT PROJECTS AND ACTIVITIES**

TDOT has completed our request for a traffic Signalization study for a traffic signal at S. Charles G. Seviars Boulevard and Mariner Point Drive intersection and a protected left turn signal at Charles G. Seviars and East Broad Street. According to their study there was not a significant increased traffic volume at Charles G. Seviars and Mariner Point drive to warrant a light. However the traffic volume at Charles Seviars and East Broad was enough to grant a protected left turn signal. We have authorized our traffic light contractors to go ahead with this project at a cost of \$3,800.

Public Works Department has been working with Cannon & Cannon and Rogers Group regarding cost estimates for our walking trails projects. This phase of the walking trails extends from existing sidewalks at S. Charles Seviars Boulevard to Mariner Point Drive to Marlin Lane.

A copy of the public works memo detailing these cost estimates proposal and recommendations is included in your packet for review.

## **DEPARTMENTAL ACTIVITIES**

### CODES ENFORCEMENT/BUIDING INSPECTIONS DEPARTMENT

#### FIRE DEPARTMENT

Month of October is National Recognized Public Fire Education Month. They have been busy conducting fire prevention programs in city schools and day cares. Station 1 held an open house and everything was donated, no cost to the city. Summary included in your packet.

#### POLICE DEPARTMENT

Monthly activities summary for September 2010 are included in your packet for review.

#### PUBLIC WORKS DEPARTMENT

1. Sidewalk and asphalt work repairs were completed in downtown areas and to resolve ADA access issues. They continue to work throughout various locations of the city to repair potholes and utility cables.
2. Fall Leaf Collection began today and continues through mid-January 2011. Each street will have 3 collection dates approximately 1 month apart. A schedule is included in council's packet and can also be found on the city website at [www.clintontn.net](http://www.clintontn.net).

#### RECREATION DEPARTMENT

## **ORDINANCES AND RESOLUTIONS**

- A. First Reading – Ordinance #574 – FY 2009 – 2010 Budget Amendment  
Councilman Shattuck noted a typo on summary sheet that reads \$13,783,268 and should be \$13,763, 268. Councilman Shattuck made motion to approve Ordinance 574 and Councilman Lyons seconded. Motion carried.
- B. Second Reading – Ordinance # 573 – B2 General District to annex property requested by Anderson County Water Authority.  
Councilman Charles Lyons moved to pass and Vice-Mayor McBride seconded. Motion carried.

## **OLD BUSINESS**

Mayor Burton asked the council to accept the City Manager Evaluation form. Councilman Shattuck commented that he appreciated Mayor Burton deleting the repetitive questions but still had concerns with the wording in regard to the City Manager being responsible for finances, bond rating, and fund balance. He stated that it is the council's responsibility as well. He understands that the duty of the City Manager is to inform and advise the council. Mayor Burton reiterated that this document is an evolving document and will continue to change. Councilman McBride made the motion to approve, and Councilman Herrell seconded. Vote carried unanimously.

### **NEW BUSINESS**

Mayor Burton made appointment to the following Boards:  
Ron Schrader to the Clinton Housing Authority Board  
Gina Ridenour as Secretary/Treasurer to the E-911 Board

Motion made by Councilman Shattuck to approve appointments and seconded by Councilman E.T. Stamey, motion moved to carry.

Mayor Burton congratulated Bobby Daugherty on his building being designated on the National Historic Register.

Councilman Jim McBride gave a briefing on the insurance committee and stated that it was the Committee's goal to keep our current coverage the same if possible and that the employees will not have to pay premiums. They have met with one broker and will be meeting with others.

Councilman E.T. Stamey asked that signs be added for the Learn Center to make it more visible for vendors and the public.

Mayor Burton called for an adjournment of the meeting.

Motion to Adjourn was made by Councilman Larry Gann and seconded by Vice-Mayor Jim McBride.

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Mayor Scott Burton

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Gina Ridenour, Acting City Recorder