

July 25, 2011

PUBLIC HEARING

Mayor Burton called the Public Hearing to order on July 25, 2011 at Clinton City Hall. Councilman Larry Gann, Councilman Robert Herrell, Councilman Charlie Lyons, Councilman Jerry Shattuck and Councilman Jim McBride were present. Councilman E.T. Stamey was absent.

Mayor Burton opened the public hearing on:

- Ordinance # 588 – Amending FY 2010/2011 Budget

Councilman Larry Gann made motion made to adjourn and second by Councilman Charlie Lyons. Motion carried.

REGULAR CITY COUNCIL – MINUTES

Mayor Burton called the regular City Council Meeting to order on July 25, 2011 at Clinton City Hall. Councilman Larry Gann, Councilman Robert Herrell, Councilman Charlie Lyons, Councilman Jerry Shattuck and Councilman Jim McBride were present. Councilman E.T. Stamey was absent.

Guest and Staff present:

Ron Young	Vickie Violette	Roger Houck
Donald K. Gray	Gail Cook	Lynn Murphy
Alan Seivers	Archie Brummitt	Curtis Perez
	Gina Ridenour	Rick Scarbrough

Councilman Jim McBride made the motion to approve the agenda second by Councilman Jerry Shattuck. Motion carried.

Prayer led by Reverend Bill Caldwell followed by the Pledge of Allegiance.

Councilman Jerry Shattuck made the motion to approve the June 27, 2011 regular meeting minutes Larry Gann seconded the motion. Motion carried.

RECOGNITION OF VISITORS AND CITIZENS

Mayor Burton asked for comments from the public.

MAYOR'S COMMUNICATION

Mayor Burton announced David Worthington resigned his position with Clinton Regional Planning Commission and appoints Richard Sneed to fill his position through December 2011. Councilman Rob Herrell made the motion to accept this appointment and second by Councilman Jim McBride. Motion carried.

Mayor Burton thanked and commended Herb Ward for his service on the Clinton Utilities Board, approximately 24 years of service whose term ended last month. Mayor Burton appointed Alan Seivers to fill that position. Councilman Jim McBride made the motion to approve the Mayor's appointment

and was second by Councilman Rob Herrell. Councilman Jerry Shattuck read from a CUB report a host of items/changes and improvements accomplished during Herb Ward's term and stated that Mr. Ward wishes to continue his service.

Mayor Burton recognized Doodle Mays, 121 Mohawk Lane, Clinton and asked if she would like to speak at this time. Ms. Mays commented on Mr. Ward's service and highly recommended the City Council extend his appointment. Councilman Charlie Lyons agreed with both Ms. Mays and Councilman Shattuck and reiterated with his own comments. Councilman Jim McBride spoke in regards to his concerns to a term limit, followed by Councilman Gann's comments in favor of extending Mr. Ward's term. Ron Young, 416 Highland Drive, Clinton stated he concurred with Councilman Gann on Mr. Ward's behalf. Motion failed by roll call vote with 3 in favor and 3 opposed. Mayor Burton stated they would re-visit this appointment in the next council meeting.

COMMITTEE REPORTS

School Board Report -

Dr. Vicki Violette presented the City School report. She stated that there was no financial report since the School Board did not meet in July. She announced that the City School Board received an Honor of Distinction Award from the State of Tennessee. Dr. Violette thanked the Council for continuing the lap top program and request the City forward the funds a little earlier so lap tops can be purchased sooner, instead of two months into the school year. She continued to report that the TCAP scores had come back and she was invited by Governor Haslam and Commissioner Huffman to attend their press release in Murfreesboro when they discussed TCAP scores state wide. Clinton City Schools were 1 of 18 out of 136 school districts that had the highest percentage in combined Math and Reading gains, which tied them in 3rd place state wide. She thanked the Council and community for their support.

Board of Zoning Appeals

Larry Gann reported the Board met on July 11, 2011 and applicant Leon Jacquett request for side setback located at 102 Oakwood Drive was approved. Request from applicant David Sharp heirs to allow an existing dwelling during a new home construction was also approved.

Clinton Regional Planning Commission Report –

Councilman Larry Gann reported the Regional Planning Commission met on July 11, 2011. Applicant David Sharp heirs for final plat approval combining two lots located at 242 Lee Road was approved. A request from McDonalds USA, LLC for final site plan for remodel located at 2237 N. Charles Seivers Blvd. was also approved.

Clinton Utilities Board Report –

Councilman Charlie Lyons reported that Clinton Utilities Board met on July 12, 2011 and reported that pay vouchers were \$7,380,760.00 and after all bills were paid, net was \$165,748.00. Councilman Charlie Lyons stated that Studio 4 has designed the new addition to CUB and Merit Construction awarded the bid on the point system. Councilman Jim McBride had some questions regarding the addition, followed by in depth discussion.

CITY MANAGER'S REPORT

I. CURRENT PROJECTS & ACTIVITIES

Riverwalk Project – Phase II – City Manager Houck reported that recent changes in TDOT / FHWA Policy have dictated a need to amend our current contract for this project, or scale back the scope of the project within funding limitations. Correspondence received from TDOT this month indicates that a decision needs to be made on the project. He stated if we do not proceed with the work and return the funding for reallocation by TDOT, the City will not be penalized in applying for future funding through this program.

Previous Information: In conjunction with the TDOT / FHWA policy change regarding the use of soft match, TDOT has forwarded a contract amendment for Phase II of the Riverwalk Project. Essentially, we have two options regarding the future of this project: Option 1 is to authorize the Mayor to execute the Contract Amendment, which will require our commitment to providing a minimum of \$41,833.00 in local matching funds – for a \$209,165.00 project – which must be started by August 25, 2012 and completed by August 25, 2014. Option 2 is to not execute the amendment and remain under the original contract – which means that the project will have to be scaled back, or the project funding returned. Councilman Jerry Shattuck asked for more time until he could attend a Recreation Grant Trails workshop scheduled August 24 and discuss in September's meeting and try to buy some time with TDOT. Mr. Murphy stated he spoke with TDOT and said it was clear in an email that they need to know our intentions immediately. After further discussion, Councilman Jim McBride made the motion to approve Option 2 and second by Councilman Rob Herrell. Motion carried with one no vote by Councilman Jerry Shattuck.

Charles G. Seivers Boulevard – Traffic Signal Numbering

In accordance with Council's request, we are working with our Traffic Signal Maintenance Contractor and our consulting Traffic Engineer regarding the numbering of the traffic signals on Charles G. Seivers Boulevard through the city. We are currently determining the size and number of signs needed, as well as a cost estimate for the installation of the signs. We will provide you with additional information on this project as it becomes available.

SL Tennessee – FIDP Grant Administration

We are currently working with the City Attorney, ACEDA, ETDD, and SL Tennessee to structure a Contract to provide for the administration of the FIDP Grant that will partially fund construction of the next phase of the SL Tennessee project. This grant will be administered by the ETDD and the City, and local costs and matching funds will be funded by SL Tennessee – with no project expenditures or matching funds from the City. Due to timing issues with the project, City Manager Roger Houck request authorization for the Mayor to execute the Contract when it is completed and agreed to by all parties. Mr. Houck will provide you with a copy of the contract upon its execution. Councilman Jerry Shattuck made the motion to give the Mayor authorization to complete the fast track infrastructure development project with Samlip with no project expenditures or matching funds from the City. Second made by Councilman Larry Gann. Motion carried.

II. DEPARTMENTAL ACTIVITIES

A. ADMINISTRATION

Finance Report presented by Finance Director Gail Cook.

B. CODES ENFORCEMENT

The Codes Enforcement Department's monthly activity summary for June 2011 was included in council packet for review.

C. FIRE DEPARTMENT

The Fire Department's monthly activity summary for June 2011 was included in council packet for review.

D. POLICE DEPARTMENT

The Police Department's monthly activity summary for June 2011 was included in your council packet for review.

Vehicle Purchase – City Manager Roger Houck reported that our recently approved Capital Outlay Funding proposal included funding for the purchase of new police vehicles to begin replacing our aging fleet. Chief Scarbrough developed a proposal to purchase some surplus vehicles from the Missouri State Police for the patrol division as well as to purchase program (used) vehicles for the detective division. Chief Scarbrough's proposal will initially save approximately half of the allocated funding which will allow us to budget for additional vehicle purchases in the next budget cycle. City Manager Roger Houck recommended Option #2 of the Police Department's Vehicle Purchase request for a total amount not to exceed \$140,000.00. A copy of the proposal and support information was included in the council packet. Councilman Jim McBride made the motion to accept Option #2 and second made by Councilman Rob Herrell. Motion carried.

E. PUBLIC WORKS DEPARTMENT

Public Works crews continue to be busy with heavier than normal brush collection amounts and right-of-way mowing and trimming. Pothole patching and sidewalk repairs continue.

This year's heavy rains have resulted in several calls from residents requesting assistance with drainage and flooding problems. Included in the council package was a draft of a Drainage and Flooding Handout for your review. We are proposing to use this document as a handout to help explain our position on drainage and flooding problems that are occurring on private property. We are trying to be consistent when dealing with these matters and when answering questions from citizens. In an attempt to assist residents over the past several years with drainage and flooding problems we may have done more work on private property than we should have based on the legal and professional opinions recently received. We are attempting to correct this and will not let an improper past precedent interfere with us following the rules and guidelines regarding municipal work on private property.

ORDINANCES and RESOLUTIONS

First reading of Ordinance # 589 – Adopting the current versions of the various Fire, Building, Housing, Mechanical, etc. standardized Codes. Councilman Jerry Shattuck and second made by Councilman Charlie Lyons. Motion carried.

Second and final reading of Ordinance #588 - FY 2010/2011 Budget

Councilman Jim McBride made the motion to accept Ordinance #588. Second made by Councilman Larry Gann. Motion carried.

Resolution # 685 – Authorization to outsource the administration of the Property Tax Relief Program to the Anderson County Trustee

Councilman Larry Gann made the motion to pass Resolution #685. Councilman Rob Herrell seconded the motion. Motion carried.

OLD BUSINESS

Councilman Jerry Shattuck stated he would like to re-visit the CUB appointment and would like to make a motion for the council to re-appoint Herb Ward's to the Clinton Utilities Board. Mayor Burton replied that a councilman can't make a motion for appointment to a board. Bill Riggs read from the Municipal Code that the Mayor makes appointments for council approval.


NEW BUSINESS

Councilman Larry Gann requests changing the council meeting to August 29, 2011 and made motion. Motion seconded by Councilman Charlie Lyons. Motion carried.

Councilman Charlie Lyons made motion to adjourn. Meeting adjourned 6:50 pm.



Mayor Scott Burton



Regina Ridenour, City Recorder

