AGENDA SESSION  
October 13, 2009  
3:00 P.M.

The Agenda Session was called to order by Chairman Benson, with Councilpersons Berz, Gilbert, Scott, Ladd, Rico, Robinson, McGary and Murphy present. City Attorney Michael McMahan and Shirley Crownover, Assistant Clerk to the Council, were also present.


AGENDA ITEMS FOR OCTOBER 13, 2009

Mr. Johnson proceeded to go over agenda items, noting that the two Ordinances on Final Reading were discussed last week.

Ordinances—First Reading (a) and (b) amend the Zoning Ordinance in regards to UGC Commercial Zone and uses in C-7 North Shore.

Attorney McMahan directed attention back to Ordinance—Final Reading (b) and explained that it was an altered version. Chairman Benson advised that at tonight’s meeting we would need a motion to substitute. Councilwoman Scott asked about a map for Area 10B, wanting to know if she were the only one that did not have one. Chairman Benson added that Mr. Kerley would make sure what the altered version is.

Mr. Johnson stated that we had covered most of the Ordinances on First Reading; that Ordinance (a) and (b) were changes in the Zoning Ordinance. Chairman Benson thought that Ordinance (a) had to do with the situation on Main St. that needed to be adjusted to continue to sell wine; however Mr. Haynes explained that this was something different and would be discussed in the Legal and Legislative Committee meeting.

Ordinances (c) through (f) are zoning matters.

Ordinance (g) providing for an Interim Budget for the Interceptor Sewer System was discussed by Daisy Madison at the morning meeting.
Resolution (a) authorized the appointment of Guy Satterfield as special police officer. Chairman Benson questioned the department and was told by Mr. Johnson that it was the Transportation Board.

At the point, Councilwoman Berz stated that she thought district numbers would be put alongside rezonings. Attorney McMahan apologized for this, stating that it would be done. (It was on the latest version of the agenda).

Resolution (b) authorizing a Brownfield Cleanup Grant for Tennessee Ave. with a 20% match was covered in committee last week.

Resolution (c) was for a one-year extension of the Eastgate Library lease.

Resolution (d) authorized exchange of city-owned property located on Mercer Street and Sholar Ave. to John McDonald for property located at 628 Oliver St. Danny Thornton stated that this would enhance parking for recreation centers; what we are exchanging is a building and one in the flood plain. John McDonald is a Real Estate Developer.

Resolution (e) authorizes the Police Dept. to enter into an agreement with the U.S. Nuclear Regulatory Commission to provide training courses for NRC personnel and contractors for $40,450 annually. This was discussed in committee last week.

Resolutions (f) and (g) deal with Improvements to Oxygen Generation System at Mocasbin Bend Wastewater Treatment Plant increasing contract amounts. Councilwoman Scott noted that at last week’s meeting she made a request for a Spread Sheet; that Mr. Stewart promised to provide this but that he was taking personal leave and was not able to get the information to the Council. She stated that she would like to request a timeline and spread sheet before we vote on these two Resolutions; that the contractor is CTI and two more modifications have to be done, and it is important to know where we are going with this; that we had spent an enormous amount of money and still have more to do; that she did not think anyone really had a concept of how much money has been spent, and we need a good account of where we have been and where we are going.

Adm. Leach stated that Resolution (g) has been completed; that Public Works had Councilwoman Scott on record for asking for this information; that Alice Cannella was present today and could give Councilwoman Scott a spread sheet; that Public Works was concerned, too.

Councilwoman Scott asked since Resolution (g) had already been completed, if this was just a formality? Adm. Leach explained that it was within the contingency. She wanted to know since 2000 what was the closest number of millions we had spent on this and was told about $5 million dollars.
Adm. Leach stated that they toyed with putting this out to bid since this unit is 26 years old.

Ms. Cannella stated that they had three options: (1) New Plant (2) Re-hab the Plant we have and (3) Do nothing and contract this out with another company. Chairman Benson stated that he had no remembrance of the Council ever having any education on these three options. Adm. Leach confirmed again that they were concerned about this. Ms. Cannella stated that she was not sure of the exact date these options were discussed. Chairman Benson wanted to know if this closed this out and was told “not forever”—that this is a 26 year old plant. Chairman Benson questioned if we made the right choice to do this rather than building a new plant.

Councilwoman Scott stated that she thought the amount spent was more than $5 million dollars, and the Council needed to see this spread sheet with a timeline and projection for the next year; that we had spent millions of dollars and still bought oxygen. Ms. Cannella explained that the Heat Exchange was 27 years old. Councilwoman Scott still maintained that the Council needed a total accounting with a timeline and what is anticipated.

Councilman Rico stated that this work needed to be done.

Councilwoman Robinson asked if a new plant would have been built on site and was told that generally it is on site.

Chairman Benson still maintained that he did not remember the Council having an option of a new plant.

Adm. Leach again stated that this was completed, and the vendor was expecting to be paid.

Councilwoman Berz stated we were dealing with two things. First, we were closing out a contract that has already been done and approved with a contingency; that secondly, she needed to look at a timeline to get her arms around this; that beginning in 2000 when the decision was made, we had spent big hunks of money and kept having to do repairs.

Adm. Leach agreed that there were other things we would have to do, with Ms. Cannella noting that this was an asset that had to be maintained.

Councilwoman Berz stated that we needed a timeline to make a decision.
Resolutions (h) and (i) deal with change orders and were discussed last week.

Councilwoman Scott asked as we go forward with change orders from Volkswagen if they had been notified that if they change anything we will not be paying for additional fees? Adm. Leach responded that it said in the MOU that certain things will be accomplished. Councilwoman Scott asked if it were a “Blank Check” MOU?

Councilman Murphy stated that he did not think Councilwoman Scott was being adversarial; that this was a point of good will towards the City.

Resolution (j) deals with applying for a Brownfield Coalition Grant in an amount up to $1,000,000 and was discussed by Frank Wrinn last week.

Resolution (k) authorizes a Brownfields Cleanup Grant on Old 36th St. in an amount up to $200,000, and this has been revised.

Resolution (l) expresses intent in regards to photo enforcement programs, and a delegation from the City is going to Nashville tomorrow regarding this.

AGENDA FOR OCTOBER 20, 2009

Mr. Johnson began with Ordinance 6(c) First Reading, which was a closure and abandonment for Charles L. Harrison of two alleys located off of the 1900 Block of Myrtle Street. This will be discussed in Public Works Committee next week.

Resolutions (a) thru (d) are Parks and Recreation related and will be discussed next week.

Resolution (e) authorized police officers to apply for Community Impact home purchase incentives in the Churchville, Glenwood and Orchard Knob areas in an amount not to exceed $10,000.00 for each approved applicant. Mr. Johnson explained that this had been done before. Councilwoman Scott inquired about conflict of interest. Attorney McMahan explained that police officers cannot accept remuneration except if it has gone before the Council. Councilwoman Robinson stated that this was a good program and everyone that went on the tour saw this.
Resolution (f) is Public Works’ related and will be discussed next week.

Resolutions (g) thru (j) are relative to agreements for Closure/Post Closure. These are formulated every year and will be discussed next week.

Resolution (k) authorizes the Fire Chief to retain Campbell and Associates engineers to provide LEED compliance review and certification of Firehall No. 7 at a cost not to exceed $20,800.00. Councilman Murphy wanted to know if this would be discussed somewhere else in more detail. Chief Parker stated that it would be discussed in Safety Committee.

Mr. Johnson proceeded to go over the four purchases on tonight’s agenda. The first was for the purchase of a surveillance system for the Police Dept. and a recommendation to reject all proposals. Councilman Murphy wanted to know why these were rejected and was told because the proposals came in over budget.

The next purchase was for Public Works and a blanket contract for guardrails from Trinity Highway Products, LLC in the amount of $15,000.00.

The third purchase was also for Public Works and a blanket contract for supply and delivery of trees from Newby Tree Farms, Hidden Valley Nursery, Pleasant Cover Nursery, and Moon’s Tree farm for various amounts. Councilwoman Scott confirmed that the bigger the trees, the more they cost. She noted that she saw some huge trees going in.

The last purchase was for the Fire Department for Urban Search & Rescue Work Boots from the Tennessee Fire Equipment in the amount of $18,445.00.

The meeting adjourned at 3:30 p.m.