

**AGENDA SESSION**  
**MAY 17, 2011**  
**3:00 P.M.**

Chairman Ladd called the meeting of the Agenda Session to order with Councilpersons Robinson, Berz, Scott, Gilbert, Rico and Benson. Councilman Murphy joined the meeting later. City Attorney Michael McMahan and Shirley Crownover, Assistant Clerk to the Council, were also present.

Others present included Dan Johnson, Dave Crockett, Beverly Johnson, Mark Keil, Mike Patrick, Lee Norris, Jerry Stewart, Steve Leach, Dickie Hutsell, Dennis Malone, Chief Parker, Vickie Haley, Randy Ray, Daisy Madison, Gary Hilbert, Beverly Cosley, Ulystein Oates, and Chief Dodd. Ron Swafford joined the meeting later.

Mr. Johnson proceeded to go over agenda items, beginning with **Ordinance V(a)** that has to do with horses. Councilwoman Berz questioned if the Council could legally pass an Ordinance in the fashion they did last week? She asked if the Council could tell Administration how long they have to enforce something?

Attorney McMahan agreed that enforcement is an administrative function.

Councilwoman Berz noted that this was coming up for second reading and questioned if it should be amended, since it was not proper for the Council to pass an Ordinance to give the administrative branch a timeline to enforce.

Attorney McMahan noted that a ten days timeline was mentioned, and he considered this a request and not part of the Ordinance itself.

Councilwoman Berz pointed out that the minutes reflect that it is a caveat that the horses be removed in ten days.

Attorney McMahan stated that the Ordinance must stand separately. Councilwoman Berz pointed out the actual wording in the minutes concerning what was passed last week. Attorney McMahan stated that he was sure Ms. O'Neal got the wording right. Councilwoman Berz stated that she thought the action was inappropriate; that we should pass the Ordinance without the caveat. She asked what we passed? Attorney McMahan stated that he would have to look at the minutes.

Adm. Leach stated that they took this as a directive, with Chairman Ladd agreeing that it was part of the motion. Councilwoman Berz stated that it was incorrect. Attorney McMahan stated that it was either passed or not passed, with Councilwoman Berz again stating that it was in the minutes.

Councilman Benson stated that it was the intent of the motion to give Mr. Hutsell some support; that it was his responsibility to enforce the law, and we were giving him support for 10 days—that it could be passed to 20 days. He went on to say that this was two different things and both sides would be here tonight—the owner, the renters, and the townhome owners. Our Ordinance made it easier to bring horses into the City if they met conditions.

Councilman Rico asked if nothing was said about when the horses would be moved?

Attorney McMahan explained that there were two actions, and this could be brought back as an Ordinance on First Reading as opposed to Second Reading.

**Ordinances (b) and (c)** are zoning matters.

**Resolution (a)** proclaims National Kids to Parks Day, with Mr. Johnson stating that there should be no problem.

**Resolution (b)** authorizes General Services to enter into a Lease Agreement with Eastgate Town Center, LLC for the use of an office for Multicultural Affairs, with a term of one year at a rental rate of \$730.00 per month and the option to renew.

**Resolution ©** was discussed last week in Parks and Recreation; the arch bridges are deteriorating.

**Resolution (d)** authorizes an agreement with TWH Architects to perform architectural services for the design and construction of a new employee health center for a total fee in an amount not to exceed \$197,100 and to authorize additional funds for services as needed at the same rate, but not to exceed an additional \$44,000.00. Councilwoman Scott stated that she had had several calls about this; that Ms. Kelley had made a presentation earlier, and she asked her to give a summary at tonight's meeting; that it was confusing where the money was coming from, and she would like to hear this one more time.

#### **AGENDA ITEMS FOR MAY 24, 2011**

**Resolution (a)** authorizes the Fire Chief to enter into a contract with Construction Consultants to construct Fire Station #3 on Cummings Highway for a bid of \$1,228,900, plus a contingency of 10% or \$122,890, for a total price not to exceed \$1,351,790.

**Resolution (b)** was discussed last week.

**Resolution © and (d)** are Public Works' item.

**Resolution (e)** authorizes the Fire Department to enter into a contract with Franklin Associates to provide plans and oversight for roofing of Fire Station No. 21 in an amount not to exceed \$11,325.00.

**Resolution (f)** is for a Special Exceptions Permit for a home for mentally handicapped and/or aged persons operated on a commercial basis on property located at 1318 Arlington Ave. This is an issue with a split recommendation between Planning and the Staff.

Mr. Johnson then proceeded to go over purchases beginning with an Off Road Vehicle for Public Works in the amount of \$10,599. The next was purchase of emergency equipment for police cars from Lee-Smith, Inc. in the amount of \$89,740. Next was a blanket contract for Aluminum Sign Blanks for Public Works from US Standard Sign Company for an estimated \$20,000 annually. The next was a blanket contract for Security Guard Services for Public Works from Tri-State Security of America for an estimated \$80,000 annually. Councilwoman Scott wanted to know where we are using these security guards—other than this building? Adm. Leach responded that they use them at the Landfill and Wood Recycling. The next purchase was a blanket contract for concrete manhole components for Public Works from Sherman Dixie Concrete in the amount of \$45,000 annually, estimated. Councilwoman Robinson noted that people were stealing manhole covers and asked if they could be re-fabricated? Adm. Leach explained that these are actually the rings, and they have to be accessible, mentioning a release valve. Councilwoman Robinson stated that they were pretty, and people were “ripping” them off. Mr. Stewart added that they weigh 75 pounds; that what we are talking about here are manhole components; that they had been looking at what Councilwoman Robinson was talking about. Councilwoman Robinson stated that this was a good idea; that identification was not helping, stating that maybe we should go to plexiglass.

The next purchase was an emergency purchase of replacements of traffic signal heads and parts from Southern Lighting & Traffic Systems for \$28,206. This will be presented at tonight’s meeting and will be signed by the administrator. The next purchase was annual municipal software for Human Services from ChildPlus.net for \$11,328.01. The following purchase was a blanket contract for Dry Storage and Delivery for Human Services from Atlantic Distributors, Inc. in the amount of \$110,000 estimated annually. Councilwoman Berz asked what this was for? Mr. Swafford explained that it was storage of commodities.

The next purchase was two Cast Iron Sluice Gates and Actuators for Public Works from Rodney Hunt Co. for \$79,932. The next was an emergency purchase of a lighting system and will be discussed last. The last purchase was an emergency purchase for wood grinding services from East Tennessee Grading for Public Works in an amount of \$300,000, estimated.

Councilman Murphy stated that he passed an earth moving contractor and logging outfit for timber. He asked if we could find a market for it and if anyone was looking at this. He also questioned where all the mulch would go.

Mr. Norris stated that most everything they were picking up came from homeowners; that what Councilman Murphy is talking about may be an anomaly; that he did not see a convenient way to do what Councilman Murphy was talking about; that we are grinding and doing good work, and the City is not in the timber business; that we need to get all of this off the ground and should be doing exactly what we are doing. Councilman Murphy asked if they would object if someone picks this up and was told "no".

Mr. Johnson went back to the purchase for Parks and Recreation of a lighting system from Global Green Lighting in the amount of \$251,695.00. This lighting system is for Coolidge Park, and Mr. Johnson stated that he had given the Council information on this as to where the lighting is going in general. He mentioned problems at Coolidge Park over a year ago and Captain Francis had a lighting study done to enhance the lighting; we had another incident a few months ago, and we are looking at the lighting situation again; that we are working strenuously to see how we can light up the Park. The lights we are talking about will be LED, and the power will be only one-half, which will save money. He stated that we needed this fixed by the beginning of summer; that the area we are concerned about is inside Coolidge Park but when people are pushed out of the Park, they go on to Frazier Ave., and we decided to change the lights on Frazier Ave. and also on the Veterans' Bridge for consistency. He noted that the lights under the bridge are new lighting. The other lights are retrofits and Sustainable Development will pick up this cost. He went on to say that the new lights under the bridge will be operated at 50% capacity and Police will be able to raise or lower the lights from their laptop computers in their cars. He stated that Don Ledford and Dave Crockett were present to answer questions.

Councilwoman Robinson asked that the map be held up to show the circumference of the glow and where it will emanate under the bridge. She wanted to know how many feet on either side? She noted that a lot of disturbances happen in the parking lot, asking if these lights will cast their glow there?

Mr. Ledford responded that the glow would be 75 ft. on each side of the bridge; the lights will be LED with 50% output. Tremont Street will be lighted with a higher LED.

Councilwoman Robinson noted that a lot of residential building is going on, mentioning Walnut View and Jimmy Hudson's development that will be very pricey. She asked if this would be a light intrusion? Mr. Ledford responded that he thought it would be an enhancement. Councilwoman Robinson asked that he talk with these residences and let them know what is going on. She mentioned that she and Councilman Benson had heard this before concerning ball fields near residential areas; that they got a lot of calls about intrusion. Mr. Ledford explained that this was a radio controlled system, and the lights can be dimmed if this is a problem. Councilwoman Robinson asked if any other cities were using these type lights? Mr. Ledford responded that LED lights are being used now, and this is a very unique design; that it is new technology.

Councilman Gilbert stated that in the past, a lot of people were asking for better lighting and asked if this would be addressed soon? Mr. Johnson stated that this would be addressed after this is done; that we want to see how this works, and there will be an RFP for the rest of the City; that we think it will pay for itself with reduced energy.

Councilman Murphy asked about stimulus money for LED lighting? Dave Crockett responded that we were using stimulus money for this; that we had been working on this for a year; that we are not required to re-invest; that this will cut energy over 50%; that these are stimulus funds. Councilman Murphy asked when the Grant would expire and was told by Mr. Crockett in the year 2012; that we are on track with milestones.

Councilwoman Scott stated that the new technology sounds interesting. She asked if this technology was so unique we will be tied to only one sole source for maintenance? Mr. Ledford responded "no". Mr. Johnson added that this ties into our "mesh" system. Mark Keil stated that he did some research, and there are other vendors out there. Councilwoman Scott thanked him for exploring this.

Chairman Ladd stated that Mr. Johnson did a good job of "shedding light" on this issue!

The meeting was adjourned at 3:30 P.M.