

CITY OF KNOXVILLE
Regular Council Meeting
Knoxville Police Station, 215 N. Hebard St., Knoxville
Monday, October 17, 2016, 2016, 7:00 PM

MINUTES

Call to Order: Acting Mayor Maurer called the meeting to order at 7:00 PM. All rose to recite the **Pledge of Allegiance**.

Roll Call: Present: Aldermen Olin, Heller, Mahar, Myers and Naslund; Acting Mayor Maurer, Treasurer Whitney, Attorney McCoy, Engineer Cooper, Chief of Police Poyner and City Clerk Gruner. **Absent:** Aldermen McGovern and Eiker. **Vacant:** an Alderman from Ward 2.

Public Comments: None

Approval of Minutes: Alderman **Myers moved** to approve the minutes of the October 3, 2016 City Council Meeting; Alderman **Mahar seconded** the motion which **passed** by voice vote with no dissent and one (1) abstention.

GENERAL REPORTS

Attorney Report: None

Engineer Report:

- Engineer Cooper reported that the work at the Sewage Treatment Plant is almost finished except for the final clean-up activities.
- Work on the 12 Inch Water Line to the Love's Facility is about 95% completed.
- IDOT is expecting to have the first phase of the I-74 Overpass completed by the end of the year. Loves will build the entryway into their facility and the County is expecting to "fill in the gaps" between the two projects.

Treasurer's Report: Treasurer Whitney reported that he was made aware that, effective October 14, certain Government Funds will not be guaranteed, that the interest might not be paid and that a fee may be required for cashing in the fund. After researching the City of Knoxville's investments, Treasurer Whitney found that we have none in that category.

City Clerk Report: None

Payment of City's Bills: Alderman **Mahar moved** to approve payment of the City's Bills; Alderman **Myers seconded** the motion which **passed** with five (5) Yes votes, two (2) Absent and one (1) Vacant.

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OLD BUSINESS

1. **Ordinance 2016-13 –changes to tracer wire requirements:** Attorney McCoy explained the changes in the Ordinance. The new version still requires the tracer wire to be placed on all new installations of water, sewer and gas pipes. For any repair or replacement pipes, all of the “uncovered” piping needs to have the tracer wire installed. Alderman **Mahar moved** to approve Ordinance 2016-13; Alderman **Naslund seconded** the motion which **passed** with five (5) Yes votes, two (2) Absent and one (1) Vacant.
2. **Replace Window in the Old Courthouse:** A cutaway sample of the type of windows proposed by Pella was shown. The proposal includes \$3,869.25 for Sales Tax which the City is will not have to pay. The estimate is for the windows and shipping but does not include the labor to install them. Pella recommends using Pella certified installers. Using other contractors to install the windows would void the warrantee. There are only two contractors in this area that are certified by Pella to do the installation. Bids will be solicited from each. Acting Mayor Maurer asked how the Council would want the project paid for. The options are through TIF funding, Hotel-Motel funds or some combination. Treasurer Whitney said that the balance in the Hotel-Motel fund is inadequate to fund this project. This subject will be added to the Agenda for the next City Council Meeting when the bids for installation are expected to be in.
3. **Scenic Drive – Can booths/tents remain up during the week between Scenic Drive weekends?** Pros and Cons of this request were discussed. Several different options were proposed. The Chairman of the Knoxville Stop of the Scenic Drive will be asked to attend a future Meeting and discuss the various options. City Clerk Gruner was directed to add this item to the next Agenda.
4. **Wage Adjustment – Water Department Supervisor:** Water Department Supervisor Johnson has gotten his Class D Water Distribution License. He had been promised an increase in salary once this was achieved. There was discussion of the rate of increase. Alderman **Mahar moved** to increase Water Department Supervisor Johnson’s rate by \$3.00 per hour; Alderman **Olin seconded** the motion which **passed** with five (5) Yes votes, two (2) Absent and one (1) Vacant.
5. **Fire Department Generator:** Representatives from the Fire Department reported that the generator was looked at and it was said to have a broken crank-shaft. Cost to replace the generator would be in the range of \$18,700. Treasurer Whitney said that a broken crank-shaft is improbable and that it should looked at more closely. Treasure Whitney suggested that the flywheel may have come detached and that it could be easily repaired. Acting Mayor Maurer asked Peg Bivens if the loss would be covered under the City’s insurance. She indicated that it would depend on the kind of coverage the City has for equipment. City Clerk Gruner will have the item added to the Agenda for the next City Council Meeting when Treasurer Whitney believes he can have a definitive diagnosis of the problem and whether or not the repair can be made.
6. **Ordinance 2016-20 – Accessory Structures:** Attorney McCoy explained the changes that he had made to the proposed Ordinance based on input from the last City Council Meeting. Attorney McCoy asked if there were any other suggestions for changes. There were none so it will be

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forwarded to the Planning Commission and the Zoning Board of Appeals before it is returned to the City Council for a vote.

NEW BUSINESS

- 1. Annual Audit Report – Ben Burgland:** Auditor Burgland distributed summaries of the Audit Reports. He reported that the Audit Report is an “Unqualified Opinion”, that the City’s accounts follow Accepted Accounting Practices” and are in good order. Auditor Burgland indicated that there are several areas that the Council should keep track of because the expenses are approaching revenues for those funds.
- 2. Termination of Agreement for Professional Services, regarding Water Department - Larry Lawson:** Since Water Department Supervisor Johnson has received his Class D License, the services of Larry Lawson are no longer required. The agreement with him allows for the termination of that agreement by either party, with a thirty (30) day notice. It was suggested that the termination be in person as well as in writing because there is no deficiency in Mr. Lawson’s performance, it is just a matter of reducing expenditures and the Water Department Supervisor’s having the appropriate credentials to proceed. Alderman **Mahar moved** to approve the termination of the agreement with the thirty (30) day notice period to begin on November 1, 2016; Alderman **Olin seconded** the motion which **passed** with five (5) Yes votes, two (2) Absent and one (1) Vacant.
- 3. Ordinance 2016-18 to Decrease the Number of CR Liquor Licenses:** Acting Mayor Maurer reported that the Lease Agreement between Pioneer Plaza (Knoxville Mercantile) and Big Catz Barbeque has now been ratified by both parties, Keith Vaughn, representing Knoxville Mercantile has surrendered his license to the City. The City should, therefore, reduce the number of CR Liquor Licenses available. Alderman **Myers moved** to approve Ordinance 2016-18, reducing the number of CR Liquor Licenses to zero (0); Alderman **Naslund seconded** the motion which **passed** with five (5) Yes votes, two (2) Absent and one (1) Vacant.
- 4. Ordinance 2016-19 – Handicap Parking - Proposed New Citation Form:** Attorney McCoy walked through the changes to the Ordinance and the Citation Form. It is meant to correct some omissions and bring the Ordinance into line with what the Council originally meant. Alderman Naslund move to approve Ordinance 2016-19 and the changes to the Citation Form; Alderman Mahar **seconded** the motion which **passed** with five (5) Yes votes, two (2) Absent and one (1) Vacant.

COMMITTEE REPORTS:

None

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Mayor's Report:

- Acting Mayor Maurer reported that he was mistaken in his report to the Council at the last meeting (October 3, 2016). He had reported that all three of the new library positions were being paid for from a grant. In fact only one position is being paid from that grant. The remaining positions are paid through the library funds, are replacing a part-time position with another part-time position and a substitute on a when-needed basis.
- The question of the culvert on 202 S. West Street was removed from the Agenda at the request of Todd Cramer, the owner of the property.
- The issue of Tax Levies should be on the Agenda for the next City Council Meeting (November 7, 2016). Acting Mayor Maurer would like to get the discussion of taxes underway early to allow more thoughtful consideration.

Future Agenda Items:

- **Replace Window in the Old Courthouse:**
- **Scenic Drive Tents:**
- **Fire Department Generator:**
- **Tort Fund Levy Increase**
- **Retirement Program:**
- **Water Rate Increase:**

Adjourn: At about 8:20 PM, Alderman **Naslund moved** to Adjourn the meeting; Alderman **Olin seconded** the motion which **passed** by voice vote with no dissent.

Respectfully Submitted by:

Charlie Gruner, City Clerk