

**MINUTES OF A REGULAR MEETING OF THE BOARD OF COMMISSIONERS  
CITY OF OAK HILL, TENNESSEE**

**August 20, 2009**

The Commissioners of the City of Oak Hill, Tennessee met at the Oak Hill City Hall. Those present were Commissioner Ray Throckmorton and Vice-Mayor Austin McMullen. Also present were City Attorney Bob Notestine, City Manager Kevin Helms, Assistant City Manager M. C. Sparks. Mr. McMullen acted as chair, and Ms. Sparks served as secretary.

**I., II., and III. Meeting Called to Order** – Mr. McMullen opened the meeting at 6:30 p.m., with the Pledge of Allegiance.

**IV. Approval of Minutes** – The minutes were deferred upon a motion by Mr. McMullen and Seconded by Mr. Throckmorton.

**V. Comments from Citizens** – Mr. Jimmy Bradshaw, 875 Robertson Academy Road, asked that since Mr. Greer Tidewell had been recommended as a contact about information on sound wall options, had this been done. Mr. McMullen suggested Mr. Bradshaw discuss this after the meeting with Mr. Helms. Dr. Bill Canak, 929 Forest Acres Court, inquired as to why he could not get a copy of the email list for the City of Oak Hill. It was said that this list belongs to a private firm. Dr. Canak said that it should be displayed on the City website that the email is going to private firm, or make the list available to all.

**VI. Old Business**

**VII. New Business**

Mr. Helms has been negotiating with the TeleCom Audit Group. If the City contracts with this company, the company would audit the City's phone records and apply for credits and better phone service packages. Mr. Notestine reviewed the contract and found it good, as TeleCom agrees to indemnify and hold harmless the client, and receives no fee unless they do find benefits for the City. Then Telecom would receive a portion of any refunds, or future savings for a year.

After discussion, on a Motion duly made by Mr. Throckmorton and Seconded by Mr. McMullen, the following was Passed Unanimously:

“Moved that the City Manager be authorized to contract with the TeleCom Audit Group to audit the City's existing phone service.”

Mr. Throckmorton brought up further discussion of the use or distribution of email lists by the city or private companies. It was discussed as to whether there could be some means to allow those providing emails for City use to opt into or out of receiving other emails from outside groups or persons. Mr. Notestine said he has never known of another city where anyone asked for a list of emails from the City. Mr. McMullen said he was concerned that if the city gave out residents' email addresses to third-parties, residents would opt out of getting the newsletter by email to avoid getting unsolicited emails from third-parties. This would hinder the city's efforts to achieve cost savings, Mr. McMullen said. Mr. Throckmorton suggested having the City Attorney and City Manager investigate the legal status of the email list, including what MTAS or TML say about the issue.

Mr. Throckmorton asked if the \$88,000 from Metro for upkeep of road has been received. Mr. Helms said that the expenditure by Metro Nashville is to be approved at the second Metro Council meeting in August, and the check should be prepared soon after.

## **VII. Reports**

**A. City Manager** – Mr. Helms reported on two items. In the future there will be financial reports created by QuickBooks; at this time the staff is working on the formatting of these reports. On July 31, 2009, the City of Oak Hill received the Hall Income Tax apportionment for 2008, and it was more than double what was projected. The City will therefore end 2008/2009 in the black; there are good projections for the coming year.

In response to a question from Mr. McMullen, Mr. Helms reported that he is in discussion with a firm to provide short-term services with respect to projects that need immediate engineering attention. Mr. Helms also reported that the process for selecting a new city engineer remains underway. By next week, staff members are expected to provide to the City Manager their evaluations of the 18 firms that have applied from the position. From those evaluations, interviews will be conducted of the highest ranking firms, and a recommendation will be made at the next Board of Commissioners' meeting. In response to a question from Mr. Throckmorton, Mr. Helms stated that the proposals from all 18 engineering firms are available at the office for anyone who would like to look at them.

Mr. Throckmorton suggested informing the Financial Advisory Committee about the receipt of the Halls tax. Mr. Helms said that there are changes being made to the financial investment structure in line with instructions from the Financial Advisory Committee. These should be finished in a week or two, and that will be good time to get the Committee together.

**B. City Attorney** – Mr. Notestine said the Monroe vs. Oak Hill case is still under advisement by the Chancellor. The VanBeco bankruptcy is also still ongoing. Mr. Throckmorton inquired about the bond on the VanBeco subdivision, and Mr. Helms said this is being investigated. The plat was found to be signed by Dr. Kraus, and it says have bond in hand; also found was a letter dated after the signing of the plat, asking for the bond. Mr. Throckmorton also said that the minutes of the Planning Commission meeting from that time say the City Engineer is quoted saying the bond was in hand.

**C. Safety Director** – no report.

**VIII. Adjournment** – Upon Motion duly made and Seconded, the meeting was adjourned at 6:51.

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City Recorder

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Mayor