

AGENDA  
REGULAR MEETING  
BLUFF CITY BOARD OF MAYOR & ALDERMEN  
JUNE 13, 2013  
7:00 p.m.  
4391 BLUFF CITY HIGHWAY

Mayor Irene Wells called the meeting to order at 7:00 p.m.

Members present were Alderman Melvin Carrier, Alderman Bryan Mullins, Alderman Ray Harrington, Vice-Mayor Lon Gene Leonard, and Alderman Richard Bowling.

Prayer was given by Dr. William Duncan followed by the Pledge of Allegiance.

Minutes for the May 9, 2013 Regular Meeting were approved with a motion by Vice-Mayor Lon Gene Leonard. Second by Alderman Richard Bowling. Vote is as follows: Alderman Carrier abstained. All others in favor. Motion carried.

Mayor Wells opened the floor for Citizen Comments- First Section.

1. Julie Venable Carty of 209 Smith Street Extension welcomed the new board members as well as the returning Mayor and hopes that the Mayor will get more respect this time since she was voted in and not appointed. Hopes that all will get along better. Directs comment to a citizen about bad mouthing Mayor. Ms. Carty was directed to voice her concerns and comments to the board and not the citizens. Ms. Carty hopes that the Mayor will give the respect the Mayor needs and not be bad mouth by the citizens.
2. Joan Williams from the Thomas Memorial Library welcomes the new board members and also Irene and congratulated them. Thanks the city for the recent open house and thanked Judy and Alderman Leonard, Alderman Richard Bowling & Mayor Wells for coming and thanked B&I Printing and commissioners for attending. Mentioned the summer reading program. Thanked Lon Gene Leonard for proving drinks.

Mayor Wells closed the first section of the citizen's comments.

Alderman Mullins made a motion to reappoint Leonard to fill the seat of Vice-Mayor. Second by Vice-Mayor Leonard. Vote is as follows: Alderman Carrier - No, Alderman Mullins - yes, Alderman Harrington - no, Vice-Mayor Leonard - yes, Alderman Bowling -- no. Motion failed.

Alderman Carrier made a motion to appoint Ray Harrington to fill the seat of Vice-Mayor. Second by Richard Bowling. Vote is as follows: Alderman Carrier - yes, Alderman Mullins - abstained, Alderman Harrington - yes, Vice-Mayor Leonard - no, Richard Bowling -- yes. Motion Carried.

Mayor Wells opened the floor for discussion on the appointment to the Planning/Zoning Board. Alderman Mullins made a motion to appoint Alderman Bowling to the Planning/Zoning Board with a second by Vice-Mayor Harrington. All in favor - Motion Carried.

Mayor Wells presented Ordinance No. 2013-004 to the BMA for consideration on first reading. Attorney Frye read Ordinance No. 2013-004, the continuing budget ordinance. Motion to approve Ordinance No. 2013-004 on 1<sup>st</sup> reading was made by Alderman Bowling. Second by Ray Harrington. All in Favor - Motion Carried.

Mayor Wells opened the floor for discussion/action on the bid for the Whitehead waterline relocation TDOT project SR-34 (US-11E) Interchange at SR-37 (US-19E). Tipton Construction was low bidder for the Whitehead waterline relocation. Vice-Mayor Harrington made a motion to award Tipton Construction the Whitehead waterline relocation project. Second by Alderman Mullins. All in favor. Motion Carried.

Mayor Wells opened the floor for discussion/action on the Baker's Construction & Excavation Co. Proposal for resurfacing the parking lot at the park which would provide direction of Baker's Construction & Excavation Co. to either mill, repave and re-strip the parking lot at the pavilion or seal

coat it with an offer of a price reduction in the additional gabion wall work in the amount of \$7,500.00. David Wilson (Engineer) recommended this with an extended warranty. No Action Taken.

Mayor Wells Reports that she had attended many meetings and thanked everyone for coming out.

City Attorney Paul Frye reported that the city should receive the final distribution on the Childs Estate that had been in litigation for years. All of the nonprofit entities as well as the Bluff City Government had turned in the paperwork to make this final distribution happen and should be approx. \$10,000.00 and other entities in the city should get like amounts such as the Bluff City Volunteer Fire Department will get a like amount, the Piney Flats Volunteer Fire Department, Bluff City Rescue Squad and the county should get around \$10,000.00 for the Thomas Memorial Library.

COMMENTS FROM THE ALDERMEN:

1. Alderman Melvin Carrier stated that he is glad to see everyone out. Come again. Bring somebody and bring some good food.
2. Alderman Bryan Mullins appreciates everyone for coming out.
3. Vice-Mayor Ray Harrington thanks everyone for coming out and for the votes.
4. Alderman Lon Gene Leonard thanks everyone for coming out.
5. Alderman Richard Bowling appreciates everybody who had voted for him and wants to give everyone the confidence and hopes to do the job that you (citizens) want him to do. Can work together to get the city in order. Thanks everyone for coming out tonight.

City Manager asked the BMA on what direction to go with Alderman Carrier's outstanding balance with regard to the cities building codes violation. Asking the board on what direction the BMA chooses to take on the attachment of Alderman Carrier's property to advised Atty. Sealy.

Judy Dulaney presented the financial statements and cash balances to the board members on Tuesday prior to the meeting. For the record, the General Operating Account balance is \$342,480.48. The General Fund Savings is \$145,579.26. The Sanitation Fund is \$1,403.77. The Special Police Drug Fund is \$3,211.34. The Sinking Fund is \$3,258.34. The Debt Service Account is \$208,909.32. The Water and Sewer Fund is \$284,404.05. Ms. Dulaney stated that she had submitted the financial reports for all funds and cash balances to the BMA for May, 2013 on Tuesday prior to the meeting for their review.

Ms. Dulaney reported that all of the bank statements, reconciliations, deposits, invoices and journal entries are reviewed by the Board's designee, Alderman Leonard who also has cosigned all checks with the city manager for the months of May. Financial reports and fund balances for were approved with a motion by Vice-Mayor Ray Harrington. Second by Alderman Bryan Mullins. All in favor. Motion carried. Judy Dulaney asked if anyone had questions.

Water and Sewer – Distribution documents for May – unaccounted water is at 33% - under the current Mayor – must stay under 35%.

The City Manager reported that she is currently working on the budget and when first draft is complete will start having budget workshops. All of the employees are doing a great job. They get a lot of work done and I'm proud of them. City Manager Dulaney stated that she appreciated everything Lon Gene Leonard had done to assist her. MS. Dulaney stated that Mr. Leonard is very knowledgeable in water and sewer. He was very helpful and I don't believe everybody realized how much he did do and I think we ought to give him a round of applause.

Report from Public Works Director Ron Miller.

1. Railroad paving should be done in July.

Report from Chief of Police Greg Depew. (SEE ATTACHMENT V)

1. Should get K9 2<sup>nd</sup> Tuesday in July. Our officer will be going down for the school August 5<sup>th</sup>.

Report from SULLIVAN COUNTY COMMISSIONERS. There were none.

Mayor Wells opened the floor for **Old Business**.

1. Alderman Mullins made a motion to dismiss debt and proceed with lawsuit (Chancery Court - Atty. Tommy Sealy – hired by BMA) of Alderman Carrier. Second by Vice-Mayor Harrington. Vote is as follows: Alderman Melvin Carrier - yes, Alderman Bryan Mullins - yes, Vice-Mayor Ray Harrington - abstained, Alderman Lon Gene Leonard - no, Alderman Richard Bowling – no. Mayor Wells would not break the tie. Motion Failed.
2. Alderman Leonard made a motion to collect the debt and proceed with lawsuit (Chancery Court - Atty. Tommy Sealy – hired by BMA) of Alderman Carrier. Second by Alderman Bowling. Vote is as follows: Alderman Melvin Carrier - no, Alderman Bryan Mullins - abstained, Vice-Mayor Ray Harrington - abstained, Alderman Lon Gene Leonard - yes, Alderman Richard Bowling – yes. Motion Failed.
3. Alderman Leonard made a motion to collect the debt and proceed with lawsuit (Chancery Court - Atty. Tommy Sealy – hired by BMA) of Alderman Carrier. Second by Alderman Bowling. Vote is as follows: Alderman Melvin Carrier - no, Alderman Bryan Mullins - no, Vice-Mayor Ray Harrington - yes, Alderman Lon Gene Leonard - yes, Alderman Richard Bowling – yes. Motion Carried.

Engineer Dave Wilson arrived at 7:21p.m. See above discussion/action on the award bid for the Whitehead waterline relocation TDOT project SR-34 (US-11E) Interchange at SR-37 (US-19E) and DISCUSSION/ACTION – BAKER'S CONSTRUCTION & EXCAVATION CO. PROPOSAL FOR RESURFACING THE PARKING LOT AT THE PARK.

Mayor Wells opened the floor for **New Business**

City Attorney Paul Frye stated that a special called meeting will be needed before the end of June for the 2<sup>nd</sup> reading on ORDINANCE NO. 2013-004 AN ORDINANCE TO ADOPT A CONTINUING BUDGET AND TAX RATE FOR THE FISCAL YEAR BEGINNING JULY 1, 2013 and must be set at least a week between readings. Mayor Wells set a Special Called Meeting for June 25, 6:00 p.m.

Mayor Wells suggested that with the new board members the board should be notified of meetings with engineers and other meetings. City Manager Judy Dulaney advised that all these meetings would have to be published if these meetings are to include the BMA's attendance. Mayor Wells suggested that this be done and that the BMA needs to be given the opportunity and need more involvement.

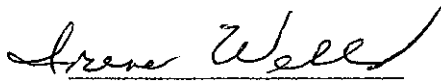
Alderman Mullins discussed the problems with the recycle bins as they are being used as a dump and suggested to put up cameras at the bins. Mayor Wells recommended that City Manager; Judy Dulaney check on the cost of cameras for the location of the recycle bins.

City Manager Judy Dulaney suggests going back to the request of Mayor Wells to be notified of all City Manager meetings. Ms. Dulaney stated that if she is going to have to go through this on a daily basis, it will take up a lot of her time. No other place does the City Manager do that. Alderman Bowling asked if Ms. Dulaney would be giving a report in which she replied, "yes". Mayor Wells stated that she wants to be invited to those meetings and that more people should be involved. Ms. Dulaney "will put forth the extra effort to inform the Mayor if she wants to come to these" although these meetings are open meetings. Vice-Mayor Harrington asked if just the Mayor came would it have to be open to the public. City Manager Dulaney stated, "No...but I will put out the extra effort".

Mayor Wells opened the floor for Citizen Comments- Second Section.

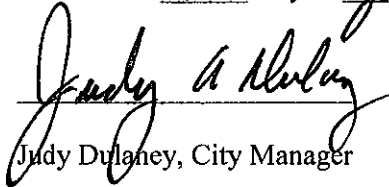
1. Lillian Cutten of Union Park Subdivision – Ms. Cutten stated that she is glad that Lon Gene is still going to be on the board and that the city needed him there a lot more than we need him as mayor because he does have a vote. Robert Miller is really going to be missed. He was a smart and educated man and knew his business. Thanked Judy for all that she does for this city and hopes that the next four years will be easier one her but has her doubts. Thanks Mr. Frye for his participation and knows that it is hard for him sometimes cause he has to sit there and look like he's really thankful to be here. Thanked the police department that is always helpful in anything needed. Stated that the police department needs to be built up instead of finding something wrong with them. Ms. Cutten hopes that the cameras will remain in place. Mayor Well's stated for the record that, "I'm not against the camera's and I want that on record cause I'm tired of people saying that I am against the camera's and I'm not". Ms. Cutten stated that she did not say Mayor Well's was against the cameras.
2. Becky Buchanan lives on the outskirts of Bluff City – wants to thank the city for giving money to the library. Thanked Lon Gene for donating the drinks to the summer program (library). Thanks the Child Estates for giving money to the city for the board walk, fire departments and library. Ms. Buchanan stated that the library is needed.
3. Julie Venable Carty at 209 Smith Street Ext. Very grateful that the city is keeping up the Over Mountain Victory Trail mowed. Mayor Wells thanked Terry Venabal for fixing the library sign.
4. Jerry Malone at Smith Street stated that he is on the 911 board and will be able to vote in a couple of weeks – been working on the budget – installing next generation of 911 – state of TN is paying for. Will not come out of the City's or county's money. Don Adams the 911 Co-Chairman (county commission) had fallen this week and is in the hospital in Bristol so if anyone is up that way maybe go by and say hello or send him a card or something – he would appreciate that. Mr. Malone stated that he appreciates the board.
5. Water treatment plant operator; Donna Lawson gave a brief report on the treatment plant.

With no other comments, Mayor Wells adjourned the meeting at 8:26 p.m.



Irene Wells, Mayor

Attest: This 13<sup>th</sup> Day of June, 2013



Judy Dulaney, City Manager