

Minutes
Regular Meeting
Bluff City Board of Mayor & Aldermen
December 10, 2009

Mayor Malone called the meeting to order at 7:00.

Members present were Melvin Carrier, J.C. Gentry, Robert Miller, Mark Weaver and Irene Wells.

Mayor Malone had prayer followed by the Pledge of Allegiance.

Mayor Malone opened the floor for the first section of citizen comments:

1. Jack Shepherd of 5051 Bluff City Highway stated that he had spoke last month at the meeting about the speeding situation along old Bluff City Highway and he was surprised that Mr. Miller visited his home, which impressed him, and while they were standing on the front porch and he got a visual look at what they had been putting up with. Mr. Shepherd said that he thought it was time for somebody to speak up and say thank you for the speed cameras although they are not working on 11E it is just as effective. Mr. Shepherd stated that he traveled the road every day and he was very mindful of the speed limit and he tried to obey the speed limit and some people go by you at 60 mph but that is not happening now, not to his knowledge. Mr. Shepherd said that he would like to thank the police department for running radar down below his house and for putting the speed buggy down there which is almost as good as a police cruiser being there with radar. Mr. Shepherd said that he could assure that the cameras have helped and there has not been any citations issued yet, as he understood it. Mr. Shepherd said that he thought it was time somebody spoke up in favor of what they had done. Mr. Shepherd said that they did not replace two men on the police department as he understood it and they are limited as to what they can do as they can't sit around all of the time and watch. Mr. Shepherd said that he was still an advocate and he didn't know what could be done, or if the city can do anything or not, but the radar and the speed buggy helped but the race tracks back on now as soon as they tore the buggy down it was right back to the same thing and he still advocates if the state will allow it to put speed bumps or some reasonable alternative there. Mr. Shepherd thanked the board for listening and being interested in the situation.

Mayor Malone announced that the Christmas Parade was Saturday starting at 5:00.

Mayor Malone reported that the water treatment plant was down for a brief time yesterday after the rain because of high turbidity.

Minutes
Regular Meeting
Bluff City BMA
December 10, 2009
Page 2

Mayor Malone reported that the sewer pumps were down last Friday on the highway and they have been repaired.

Mayor Malone said that he asked the attorney to call MTAS about the special called meetings with regard to citizen's comments and MTAS said that no other municipality that they could think of or municipal governing body had any citizen comments in special called meetings.

City Manager, Don Weaver reported that there was a drainage problem on Mill Street and gave the board a copy of the Elizabethton Code concerning commercial traffic to review and information from Sarah Ketron, the city's Storm water Coordinator, about putting in a storm water work order. Mr. Weaver said that Ms. Ketron advised him that there is not any need of doing the reconstruction of the ditch or cleaning the tiles out under driveways as long as this commercial unit is parking there. Mr. Weaver said Elizabethton's ordinance has it that except for school buses, church buses, any vehicles transporting children to and from recreational centers, FedEx, UPS, any emergency vehicle and violation of that would be a \$50.00 fine. Mr. Weaver asked the BMA if they would like to draw up an ordinance to take care of this. Mr. Weaver said he didn't know how they could handle it other than that, but if you ask an individual not to park the truck there and you have cars and small trucks there it would be hard to enforce. Mayor Malone said that he thought the only other alternative that they may have is no parking signs in that area. Mr. Weaver said that a lot of them don't have a driveway or if they have two cars they can't get one in the driveway. Mayor Malone said that what he was saying is that specific area where the drainage would have to be taken care of. Alderman Miller asked if the truck was causing the drainage problem. Mr. Weaver said that according to Sarah Ketron she thinks it is. Mr. Weaver also presented pictures to the BMA of this area. Recorder Dulaney said that Ms. Ketron had done an extensive study on this area for several months to make her determination on it. Alderman Miller said if it was the large commercial vehicles that were causing the drainage problem then they need to address it. Alderman Miller said that he had made a call to Ms. Ketron in August to initiate looking into the water that was failing to drain. Mayor Malone said that he had been on Mill Street twice, once with Sarah and public works, and the second time with just public works and you can definitely tell and if the city went in there and did any drain work or ditching it would be destroyed just from the impressions on the side of the road. Alderman Miller stated that he had no expertise in that area so he would have to defer to the people that knew most about it and if it is Ms. Ketron's feelings that this is the cause of the problem then they need to take steps to remedy it and he would be in support of drawing up an ordinance but he is all for people utilizing their private property in whatever way they see fit as long

as it doesn't impose undue hardships on others and their property. Mr. Weaver asked Alderman Miller if he felt the example of the Elizabethton Code is proper. Alderman Miller said yes he read it over very briefly and he did not take exception to anything as it seemed to cover most of the bases. Recorder Dulaney stated that there was an ordinance dealing with Main Street if they wanted to amend and add Mill Street but the only difference is on Main Street there are certain hours that the vehicles can't park there. The BMA verbally agreed to have the city attorney to draw up an ordinance.

City Manager, Don Weaver said that they are going to if the BMA allows it build a salt pit 20 X20 which will have a concrete floor and three sides covered with an angled roof and the front will be open where you can put the salt in or take out. Mr. Weaver said that he thought it would be about 12 feet in front and 10 feet in the rear for the water to run off and have a shingled roof. Mr. Weaver said that he had a price of about \$2,743.00 and asked the board, as it is mandated by the state to build this, to allow expenditure up to \$3,000.00. Mr. Weaver said that he didn't think it would be this much but you always run into something that is not covered and he doesn't want to hold this up as the state has already told us once. Recorder Dulaney said that this was one of the city's best management practices in the permit for storm drains. Alderman Miller asked if the city employees were going to build it. Mr. Weaver said yes it would be built in house or it would probably cost \$6,000.00 to \$9,000.00 if contracted out. Alderman Miller said that is fine as long as they had the personnel with the expertise and whatever they could do to save money and meet the states requirements. Mr. Weaver said that they had qualified people. Mayor Malone said that he and Mark went to Elizabethton last Friday and reviewed what they currently have and what they are proposing to construct and after talking with them they came back with a totally different solution to the problem than what they initially went with. Mayor Malone said that they do not recommend metal so it will be a wood structure with shingles on the top. Mayor Malone said that it was so very close to the \$2,500.00 line that the city manager has available to expend but they were not real sure what it was going to come out to and wanted to put it on the agenda but they could not get all of the details ready in time. Alderwoman Wells made a motion to approve up to \$3,000.00 to construct the salt pit. Second by Alderman Miller.

Roll Call Vote:	Alderman Carrier	yes
	Vice-Mayor Gentry	yes
	Alderman Miller	yes
	Alderwoman Wells	yes
	Alderman Weaver	yes

Recorder Dulaney said that they also needed to think about a gravel pit as this is also one of the best management practices.

City Attorney, Shawn McDaniel reported that he had sent out collection letters for the 2008 taxes and given them a short time to respond or pay and he will send out second letters as has been the practice before and then he will file suit almost immediately after that.

Alderman Miller asked what the time table was for collection on the delinquent taxes. Attorney McDaniel said that the first response is due by January 15th and what he had envisioned is sending out a second letter sometime around the 1st of January and then filing suit towards the end of January. Alderman Miller asked how much was currently owed in delinquent taxes. Attorney McDaniel said \$34,000.00 there about. Alderman Miller said that the folks that are delinquent in their taxes he would assume it was because they are under financial strain given the economic climate and it might be best if they delay the filing of the suit to maybe closer to the end of February to allow for their tax return to come and give them the best of chances to pay their taxes. Attorney McDaniel said that he would certainly do as the board wishes. Mayor Malone asked the board what they wanted to do. Alderman Carrier said he would like to extend. Alderman Weaver said yes to extend. Alderwoman Wells asked if it was basically the same people. Attorney McDaniel said that he did know the answer but he could compare the 2007 lawsuit and the 2006 to the 2008 people and he could tell the board at the next meeting. Recorder Dulaney informed the board that the majority are the same ones from year to year. Alderman Weaver changed his yes to a no to an extension along with Alderwoman Wells and Alderman Miller.

Recorder Dulaney reported that she had given the board a Summary of the Financial Statements for the month of November and if there were any questions she would answer them. Recorder Dulaney said that in the General Fund Operating Account there was \$115,305.55, General II (savings) \$103,523.84, Certificate of Deposit \$25,473.98, Sanitation Fund \$1,622.51, Police Drug Fund \$9,515.17, Debt Service Fund \$161,928.66 and in the Water/Sewer Operating Account \$143,074.01.

Recorder Dulaney stated that she was having a problem with getting the minutes done as the transcriber is torn up and she can't find another one. Recorder Dulaney stated that the taping equipment that the city has is already outdated and they do not make transcribers for the regular cassettes any more. Recorder Dulaney stated that the only kind that she could locate is either the mini cassettes or CD's. Recorder Dulaney said that it was very

time consuming in trying to get the minutes done with using just a small tape recorder. Mayor Malone asked the recorder if she had found a transcriber that is CD. Recorder Dulaney said yes she could find them anywhere. Mayor Malone said he knew that the minutes have been very difficult to get done especially without a transcriber. Recorder Dulaney asked the board if she could get some quotes on equipment and bring it to the next meeting. The BMA verbally agreed. Alderwoman Wells asked Recorder Dulaney if she would furnish the BMA with a typewritten copy of the cash balances. Recorder Dulaney said that she would.

City Manager, Don Weaver said that he compared Bristol Tennessee Essentials to Embarq and that just out of the General Fund it would save almost \$1,300.00 if they changed to Bristol Tennessee Essentials. Mr. Weaver said that Judy was going to check with Bristol Tennessee Essentials as they did not give quotes on (3) three number and get quotes on them. Mayor Malone said to put this on the agenda for next month.

Alderwoman Wells asked City Manger Weaver if he had found out any information or have they completed the repairs on the building. Mr. Weaver said yes they were back last week and were here again today and he believed the only thing that they haven't done would be on this side of the roof as the shingles are up a little bit and he said that he would have to leave that up to architect and the owner of Armstrong Construction because he said that no more room than you had in the attic part that you could not do anything with it so maybe he could use screws or washer and to keep them down as that is the only way that he knew that they could handle it, but the nails would just pop back out and that is what has happen or the plywood has lifted up, but he didn't know if they did too good of job or not, but he thought that everything else has been done and it has been going on for three years.

Captain Hall presented the November police report to the BMA. (See Attached)

Alderman Miller asked Captain Hall if he had a rough estimate as to how many times the speed cameras are going off a day. Captain Hall said that they are supposed to be going through the class and everybody will get their log in and password. Captain Hall said as of right now they have to call ATS to get that information so it would be next Wednesday.

Sullivan County Commissioner, John McKamey said that this time of the year the county commission is not doing a whole lot as they are like the State of Tennessee and most

other governments don't have a whole lot of money. Mr. McKamey said that the Governor had already predicted what is going to happen as sales tax is going down and everything else is going to be cut so they are trying to look at the same in county government and do the same thing. Mr. McKamey said that the last time he believed that Commissioner King explained about Rock Springs Elementary School going to be taken over by the City of Kingsport and this is a county school. Mr. McKamey said that there was no action taken on that and there was an amendment added that would require the City of Kingsport to spend a \$145,000.00 to upgrade the restrooms and the parking facilities in the area around the school so that it would serve the community and this amendment will come up at the next meeting. Mr. Kamey said he also believed that Mr. King explained about the Historical Preservation Association and a resolution to try to change who is in charge of that. Mr. McKamey said that at their committee meeting they had not decided what they are going to do and they are going to ask for a deferment on it. Mr. McKamey reported that a new resolution that would accept money from the federal government in the amount of \$40,506.00 for the schools and this money is specifically mandated to help assistance for students who have disabilities. Mr. McKamey said that another resolution that was approved is simply a request from the Sullivan County Commission to ask The State of Tennessee to provide a Help Truck. Mr. McKamey said that there is not a Help Truck from Knoxville to East Tennessee. Mr. McKamey said that they were requesting TDOT to provide a Help Truck in this area for Interstates 81 & 26. Mr. McKamey said that Mr. Barnes appeared in front of the committee and explained about the \$15,000,000.00 that they received from the stimulus fund from the Federal Government to rebuild the twenty-one (21) classroom and redo the school at Ketron in order to close some of the small schools. Mr. McKamey said that the interest rate is going to be roughly 1.5% and they will pay interest for about (3) three months and then start on the principal and it will be something like \$100,000.00 a month for seventeen (17) years. Mayor Malone asked Mr. McKamey if they had started their later meeting at 5:00 p.m. Mr. McKamey said no, he had that resolution in and he thought it would be best so that the citizens of Sullivan County could attend the meeting at night but there was about fourteen (14) others commissioners that did not agree with him so it was defeated.

Mayor Malone opened the floor for old business.

1. Mayor Malone opened discussion/action on the speed bumps on the Bluff City Highway at the request of Jack Shepherd as he brought this to the board's attention last month. Mayor Malone presented the BMA with information that was sent to

him from the state DOT on the junction of 19E and 11E with regard to putting in the interchange. Mayor Malone said that he sent the public works director down to Knoxville to a meeting on December 3, 2009 and he was there primarily because of the utilities in that area. Mayor Malone said that from his understanding those plans may have changed again due to some conflicting driveways and entrances into some businesses. Mayor Malone said that in the plan they had blocked or barred off the Highway 44 and 11E exchange, but now that all of this is changing he did not know exactly what was going to happen, but he wanted the BMA to keep this in mind when they made their decision as this is a state route road and they will have to deal with the highway department on this. Mayor Malone said that they had the radar trailer set up down in front of Wright Equipment to collect data from 19E towards 11E on State Route 44 on December 4, 2009 through December 6, 2009 and out of 2,297 vehicles that traveled the road there were 290 violations of speed at 15 mph or above. Mayor Malone said that four (4) violations were issued during the enforcement period and they have also put numerous patrols for visibility in that area as well. Mayor Malone said that he had not completely reviewed the report as he had just asked Mr. Hall to pull this for him today. Mayor Malone said with that being a state road they are going to have to address any speed bumps or anything that they do with the state. Alderman Weaver said he would like to know the cost of chatter strips. Alderman Miller asked him if he meant rumble strips and Alderman Weaver said yes. Alderman Weaver said that he thought the rumble strips would be the cheapest route and he would like to see how much it would cost to do two sections. Alderman Miller said that the Mayor needed to go ahead and contact TDOT to sort out the details on what the city can and cannot do and he thought the rumble strips were a great idea as this will get people's attention when they are going to fast. Mayor Malone said that he would contact TDOT. City Manager Don Weaver asked if TDOT would put them down and pay for them. Mayor Malone said he did not know he would ask them.

2. Mayor Malone opened the floor for discussion/action on the building inspector salary. Mayor Malone said that this item had been on the agenda for several meeting and had been discussed several time. Mayor Malone said that the attorney had wrote some information but Mayor Malone said that he did not think that the BMA really had anymore information than what they had as far as the sign ordinances and enforcing those and things and Mayor Malone asked the attorney if he had any information on this. Attorney McDaniel said that nobody had contacted him back yet. Mayor Malone said that they did not have any more

information other than what they already had prior to the meeting and it seemed that different towns do different things. Mayor Malone said that the building inspector is not currently collecting any fees for writing permits for signs or enforcement. Mayor Malone said that he collects 75% of the building permits he writes. Recorder Dulaney stated that the BMA had never voted to pay 75% of the building permit. Mayor Malone said that he thought they did that. Mayor Malone asked if the ordinance called for the 75%. Alderwoman Wells said that she thought they had a vote on that. Recorder Dulaney said that no the BMA did not vote to pay the 75%. Recorder Dulaney said that this was not an ordinance it was what the BMA voted to pay the previous building inspector. Mayor Malone said so he is not being paid anything right now. Recorder Dulaney said that was correct. Alderman Miller said that they should pay the current building inspector 75% of the building permits for what he has already done until they could get something more formal on paper. Alderman Miller made a motion to pay the current building inspector 75% of each building permit that he writes until the board can work out a new salary or some other sort of compensation. Second by Alderman Carrier.

Roll Call Vote:	Alderman Carrier	yes
	Vice-Mayor Gentry	yes
	Alderman Miller	yes
	Alderman Weaver	yes
	Alderwoman Wells	yes

Mayor Malone asked the board if they wanted him to have a couple of proposals prepared for the next meeting. The board said yes.

3. Mayor Malone opened the floor for discussion/action on a job description for the city manager that was provided by the City Attorney, Shawn McDaniel. Mayor Malone asked Alderman Miller if he had this put on the agenda. Alderman Miller said yes he did. Alderman Miller said that the job description outlined the duties and responsibilities that the city attorney had compiled from other cities and things that he felt was necessary and he trusted his opinion in the matter. Alderman Miller made motion to formalize the job responsibilities and adopt the job description. Alderwoman Wells asked Mayor Malone if he had a copy of the job description. Mayor Malone said yes. Alderwoman Wells said that she would like to look at it again. Mayor Malone said that this information was given to them by the city attorney at the last meeting. Mayor Malone asked Alderman

Miller which job description he was looking at. Alderman Miller said that it was the one that was about seven pages into the report. Alderman Weaver asked if there was adequate time to do everything on the list as the job is part-time and only twenty hours a week, unless he is called out. Alderman Weaver said that he realized that some of it is a given. Mayor Malone said that he was going to have to review again before he can make a comment on that. Alderman Weaver said that this should be looked at before you can (can't hear). Alderwoman Wells said that she thought so too and could they have a work session. Alderman Weaver said a lot of it for sure but they might need to look at little things. Alderman Miller said that this was what was given to them as proposed job responsibilities. Alderman Miller said that he was not an expert in the duties of a city manager so it was understood that the job description was taken from other cities and MTAS when the city attorney compiled the job responsibility listing. Attorney McDaniel said yes, that there were three different job descriptions in the report and they were all taken from other cities. Alderman Weaver asked if Mr. McDaniel knew if they were full time or not. Attorney McDaniel said that there was no way that he could tell that as to whether they were full time or part time. Alderman Weaver said that he thought that would make a difference. Alderman Miller said that he agreed that it would make a substantial difference. Alderman Weaver said something needed to be drawn up for sure, but they needed to look at time frame and what they are expecting in a twenty hour work week. Alderman Miller said that undoubtedly they were rash in appointing the position without job responsibilities so it is important that at some point in a timely manner that they as a board establish job responsibilities for that position. Alderwoman Wells asked if they could have a work session on it. The board said that it was fine. Mayor Malone asked the board when they wanted to have the work shop. Mayor Malone scheduled a workshop to discuss the job description for the city manager on Tuesday, January 15, 2010 at 7:00 p.m.

4. Alderwoman Wells asked if they had thought anymore about what they were going to do about the records in the old city hall building. Mayor Malone said that they had considered contacting the library and see if the city could store some records there. Alderman Miller said that the library has a problem and the city might be able to help them sort their problems in exchange for some storage space and as he understood it they had a flooding problem in the basement which would make it unsuitable for the city to store records and he was sure that it would be appropriate for the city to get estimates to repair the cause of the flooding problem in exchange for storage area and this would free the records from the old

contaminated city hall and get them into a good environment. Alderman Miller said that it might be best to contact one of the members of the library about this and get the city manager to check into it.

Mayor Malone opened the floor for new business:

1. Alderman Miller said that he would like to bring up posting the job of city manager again as he knew this was something that even Mr. Don Weaver quoted in the paper as saying that it was something that needed to be done. Alderman Miller said that he knew he didn't second Ms. Wells motion at the time but hind site being 20/20 he wished he had done that but they can go back and do it and at this time he proposed that they post the job of city manager and in the interim of Mr. Don Weaver he would continue to serve as the board voted. Mayor Malone asked Alderman Miller if he wanted to post the position or post a job description. Alderman Miller said that they should go ahead and advertise the position and by the time that they receive application they should have a formalized job description. Mayor Malone asked Alderman Miller if he had put that in the form of a motion. Alderman Miller said he will if he didn't and he made that motion. Second by Alderman Carrier.

Roll Call Vote:	Alderman Carrier	yes
	Vice-Mayor Gentry	no
	Alderman Miller	yes
	Alderman Weaver	no
	Alderwoman Wells	no

2. Alderman Carrier said he would like to contact TVA about putting a beach next to the boat ramp. Alderman Miller said that he wondered if the current on the river there would cause erosion of the sand. Alderman Carrier said no there was already sand there. Alderman Carrier asked if the board needed to vote on that or can the Mayor check on it. Mayor Malone said that he thought they could contact them without a voted. Attorney McDaniel said yes. Recorder Dulaney said that the city would have to file an application with TVA and they said that there should not be a problem but you have to replace sand for dirt. Alderman Weaver asked if there would have to be a set of specs. Recorder Dulaney said that TVA will give you an application but will not give an answer until the application is filed. Recorder Dulaney said that the lady from TVA had promised to give the city some gabion baskets and told her she would call when she gets them. Alderman Weaver said that he was for doing stuff for the kids but is this going to be an issue with all of

the ducks down there with regard to keeping a beach clean. Alderman Miller said probably, as wildlife is going to do what it is going to do as they will go to where the food source is. Alderman Weaver said that he was for doing something like that but he would hate to do it and waste money. Alderwoman Wells said that she would too. Alderman Miller said that maybe there was somebody they could consult about this. Mayor Malone said that they could look into it and see what TVA allows and they could address that as well.

Mayor Malone opened the floor for the second section of citizen comments;

1. Bud Davies addressed the board about the Graybeal Waterline. Mr. Davies said that he had talked to Milton Boyd and the Mayor about this project. Mr. Davies said that Graybeal Road was a small road and back then the state and everybody else wasn't too up to date on getting things done and holding you to the stone. Mr. Davies said that they allowed private lines to go along the county road which is in the Bluff City Utility District, but that is not now that was back then. Mr. Davies said that since then a person has purchased the property and the highway department said good because they would go down and mow it and they would hit the waterlines and the people would get mad at them. Mr. Davies said that the county told them that they would widen the road as the property owners had given them the right of way to do this and they have done this. Mr. Davies said that the county said that because of the condition of the water situation they would dig the ditch and cover the ditch up. Mr. Davies said that there was about 1,900 feet of frontage to lay water lines, which has already been approved by the state as they got it back from TDEC. Mr. Davies said that he was told that the two-inch line cost about a \$1.00 per foot so they were talking around \$1,900.00 plus hooking on to Dry Branch Road. Mr. Davies said that the cul-de-sac as it is now is going to be widened by the county highway department. Mr. Davies said that the soil sample tests have been approved on all but one lot so there is going to be possibly ten (1) to fifteen (15) taps. Mr. Davies said that they are going to develop the land on the right hand side of the road that goes out to the river. Mr. Davies said that he was asked by the owner to see if Bluff City would put up this money to buy the water pipe and the necessary things to bring the water to Dry Branch Road. Mr. Davies said that he was told that Milton figured it would cost somewhere around \$1.00 per foot for the waterline and he was told this afternoon by the owners that if Bluff City couldn't come up with the money they would pay it and Bluff City could pay them back. Mr. Davies said that the way he looked at it is that it was a problem that was created way back when Bluff City allowed private lines to go

along a county road. Mr. Davies said that it would be beneficial to the counsel to go ahead and pay that little fee. Mr. Davies asked Mayor Malone what a water tap cost. Recorder Dulaney said that they cost \$700.00. Recorder Dulaney said that this would be considered a water line extension and asked if this line was going to be laid on private property. Mr. Davies said no as it would be in the fifty foot (50) county right of way. Alderman Miller asked if the request was to pay for the 1,900 feet or extend the water services to that line. Mr. Davies said that no the total from Dry Branch back to the cul-de-sac is the 1,900.00 feet. Alderman Carrier asked if a two-inch waterline would be big enough. Mr. Davies said yes that it was determined by both the city's water personnel and TDEC. Mr. Davies said that there were two lines running down there, as there is a line run on the other side of the road which is the old line and the new line is a six (6) inch water line which is the one that they would tie into and there is enough pressure there. Mayor Malone asked if this was newly subdivided as he remembered signing the plats for water. Mr. Davies said no that the one that the Mayor signed was on the right hand sign of the road going up Dry Branch and this is on Graybeal Road. Mayor Malone said so it is newly subdivided. Mr. Davies said yes. Recorder Dulaney asked if it would be a subdivision. Mr. Davies said yes. Mayor Malone asked if the city was allowed to pay for water lines to go into a new subdivision. Mr. Davies said that this was not into a subdivision as all of the streets will be on the road going into Graybeal Road except at the end and there will be small ones going back and widening up but there would be no new streets. Alderman Carrier asked if it would be the best to put a six (6) inch line in so they could install some fire plugs. Mr. Davies said no and said that the state had already approved it. Recorder Dulaney asked Mr. Davies if he had the plans for the board to look at. Mr. Davies said that the owner had got together with his son Rick and they are re-doing the plats and they lost one lot so there are about ten (10) lots on the right side of the road and TDEC is going over there tomorrow for soil so they can get their approval. Recorder Dulaney said that it was against the law for the city to lay water/sewer line extensions for private subdivisions. Mr. Davies said that this is not a private subdivision but rather a tract of land that is off of a county road and there will be no private roads. Mr. Davies said that the county commissioner said that he wanted to get this situation resolved. Mayor Malone asked where the water meters were located at this time. Mr. Davies said that they were located on Dry Branch Road. Mr. Davies said that the highway department not only widened the road but they are going to dig the ditch for the waterlines and cover it up. Alderwoman Wells asked if the houses would be in a straight row. Mr. Davies said no they could be anywhere they want but they have set back regulations.

Alderwoman Wells said so the pipe runs down the road right of way then they would tap on. Mr. Davies said yes and the tap would go with the property. Alderman Miller asked if there was a precedent for the city to purchase this type line or would this be the first time it has occurred. Recorder Dulaney stated that the board can approve a waterline extension if the engineer has done a study on the pressure and make sure the volume of water was there. Recorder Dulaney said she believed that Milton had done pressure checks and gave them to the engineer. Mr. Davies said that an engineer for the town took it to the state. Alderman Miller asked how many houses would be connecting taps. Mr. Davies said that there is going to be ten (10) lots which will be highly restricted unless somebody buys two tracts for one house. Alderman Miller asked Mr. Davies what the timeline was that he would need this done by. Mr. Davies said that he was told if they don't want to go ahead and come up with any funds the owners would pay it if they could get reimbursed for it. Alderman Miller said that his question was when are they expecting to pay out the money. Mr. Davies said that it would go to the January Sullivan county Planning Commission meeting. Alderman Miller asked when the meeting was. Gordon Peterson said it would be the third Tuesday. Mr. Davies said that this was a cheap price to get more water customers. Alderwoman Wells said she thought they need to do some more checking into it. Mayor Malone said that they could put this on the agenda for the next meeting. Mr. Davies said that the waterline had to be in before it gets approved by Sullivan County. Mr. Davies said that the owners were not worried about the cost and Milton is the one that came up with the figure for a two (2) inch line. Alderman Miller said that until they had a really firm cost as to what it would cost the city he would have a lot of reservations about making any proposal like that. Mr. Davies asked Mayor Malone if Milton ever talked to him about what the cost would be. Mayor Malone said that they had discussed it on several different occasions, and first of all he was not told that it was 1,900 feet. Mr. Davies said that the mayor brought up the fact that he might want to do something on the left hand side. Mayor Malone said that he was originally told that it was about 1,500 feet. Recorder Dulaney said that the money is not the problem, but the board needs time for the attorney to look at the water ordinances because even though it is a low amount of money, they don't want to get in trouble for misappropriating funds according to state law. Mr. Davies said that he was going back to the owner and tell them that they are going to have to go along way because they have to look into the situation and he felt that they will say that they will pay for the cost of the line. Mr. Davies said that he knew that the board had to do certain things and abide by certain rules. Mayor Malone said to add this to Tuesday night's agenda and if they have information that they feel like is necessary they will discuss it and if not they will move it into the next months meeting. Mr. Davies

asked the board what objection they would have if the owner says he will pay for the line. Recorder Dulaney said that if the owner installs the line the city's water man would have to inspect the lines before they cover them up. Mr. Davies said that Milton Boyd makes them walk the line and the city had a good person and he would definitely inspect it. Mayor Malone said that they would look into the legalities of it and hopefully they can discuss it further Tuesday night.

2. David Smith of 200 Highland Circle asked if Mr. Weaver had really helped since he has come on board. Mayor Malone said that he had definitely helped him. Mr. Smith asked if Mr. Weaver could give his statements at the meetings and then send him out so he can keep all of his time on a day shift where he is needed. Mr. Smith asked Mayor Malone if he would give up his monthly \$75.00 since he had thrown all of his work on Mr. Weaver. Mayor Malone said that he had considered that.
3. Julie Venable of 209 Smith Street Extension wanted to say that since the cameras were turned on the first day she noticed a big drop in speeding and it made her feel much safer and she appreciated it.
4. Connie Leonard of 314 Main Street asked City Manager Weaver if they were having a problem with getting the minutes transcribed she could get a transcriber for them to use until the city could get one. The board verbally said that it was alright with them. Alderman Miller told the recorder when she was looking into the new recording equipment to look into a digital recorder so that the city could also store the digital audio file as part of its record keeping.

Mayor Malone adjourned the meeting at 8:35 p.m.

Todd Malone, Mayor

ATTEST:

This 10th Day of December, 2009

Judy Dulaney, City Recorder