

Minutes
Regular Meeting
Bluff City Board of Mayor and Aldermen
October 11, 2012

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

Members present were Brian Mullins, Robert Miller and Sheena Cornwell.

Lon Gene Leonard was absent.

Prayer was given by Deacon Fred Lowery, followed by the Pledge of Allegiance.

Melvin Carrier arrived.

Minutes for September 13, 2012 Regular Meeting were approved with a motion by Alderman Miller. Second by Alderman Mullins. All in favor. Motion carried.

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

1. David Smith of 200 Highland Circle asked City Attorney Paul Frye if the fines assessed to Alderman Carrier were due, in reference to vehicles on his property. Mr. Frye stated that Tom Sealy represented the city in that matter. Mr. Smith asked Mayor Wells to instruct the city attorney to take all legal steps to collect the fines and attorney fees. Mr. Frye said that Mr. Sealy would have to pursue the case and the board would have to authorize further action, which would be heard in Chancery Court. Motion to pursue was made by Alderman Miller. Second by Alderwoman Cornwell. Vote was as follows: Alderman Carrier abstained. All others in favor. Mr. Frye stated that he would inform Mr. Sealy in the morning.
2. Jim Bean, Director of Emergency Management for Sullivan County, reported that the Multi-Jurisdictional Local Hazard Mitigation Plan must be in place before a jurisdiction can get Hazard Mitigation Grant Money. Mr. Bean stated that these plans are good for 5 years and the last plan that was put together was in April, 2006. Mr. Bean stated that he took over this position in November of last year and was informed that the plan was expiring, and TEMA had worked with them to update the plan. Mr. Bean stated that they previously used AMEC Earth and Environmental to help to prepare the plans, and grant money for their service is available. Mr. Bean stated that the deadline for the grant is November 1st and the Sullivan County Commission meets on the October 15th and not again until the middle of November. Mr. Bean stated that he wanted to make sure all three cities are in agreement with the grant before he takes it before the Sullivan County Commission. Mr. Bean stated that the grant is for \$62,920.00 and is a 75% Grant with remaining 25% furnished by counties and cities with in kind work (labor). Mr. Bean stated that Bluff City's part would be 56 hours. Mr. Bean asked if Bluff City would send a letter stating that they were in agreement with filing the application. Mayor Wells asked City Attorney Paul Frye if he saw any problem with taking a vote on it. Mr. Frye stated he did not, but asked what the city would have to do. Mr. Bean stated that there would have to be a public meeting. Motion to approve a letter in support of the grant application was made by Alderman Miller. Second by Alderwoman Cornwell. All in favor. Motion carried.

Mayor Wells opened the floor for the Public Hearing on Ordinance 2012-016 at 7:20 p.m. City Attorney Paul Frye read the ordinance which is an ordinance Amending Title 14 of the Bluff City Municipal Code dealing with Stormwater Management. There were no public comments. Hearing was closed at 7:22 p.m. Motion to approve Ordinance 2012-016 on second reading was made by Alderman Miller. Second by Alderman Mullins. All in favor. Motion carried.

City Manager Dulaney presented the BMA with a list of vehicles and equipment etc. to consider disposing of and placing in a public auction. Alderman Miller asked if they would be auctioned on the website. Ms. Dulaney said no there would be a public auction at the city garage. Members chose to look at items before deciding.

Report from Mayor (SEE ATTACHMENT I) Mayor Wells asked if City Attorney Paul Frye had had a chance to look at the contract from the Planners Office. City Manager Dulaney stated that she failed to put the Contract for State Planning Services on the agenda.

City Attorney Paul Frye reported that in reference to the \$6,000,000.00 class action law suit, Cawood vs. Town of Bluff City, TN., pertaining to traffic camera citations, the City's motion to dismiss was granted by Judge Greer. Mr. Frye reported that the, Babil vs. Bluff City, pertaining to traffic camera citations, had been dismissed by the plaintiff's.

Comments from Aldermen:

1. Alderman Carrier – Glad to see everyone here.
2. Alderman Mullins- Glad to see more people here and appreciates the Police Department and Public Works.
3. Alderman Miller – Thanked everyone for coming.
4. Alderwoman Cornwell -Thanked everyone for coming.

City Manager Dulaney reported the following:

1. In reference to the Mayors report, the \$106.00 per capita was given to them in the budget process and that figure was used to project the revenue for the city.
2. Budget for this year has been approved.
3. The city was not approved to receive the CDBG grant for water improvements
4. Due to computer problems there is no financial report but it will be provided next week.
5. Provided the BMA with a list of all bank account balances.

6. City Manager Dulaney requested the board to consider consolidating some bank accounts. The State Legislature will not allow us to have CD's (Certificate of Deposit) because it locks your money in for 6 months to a year at a time. Closing the CD will lose approximately 6 cents interest before maturity date. Ms. Dulaney stated that she would like to take this account numbered 0073234893 and put it into the savings account which is numbered 0082785929. This account did not gain any interest but had an analysis charge of \$18.85. Ms. Dulaney also requested authorization to move the Traffic Camera Funds into the General Fund which would reduce some analysis fees and they will still be separated in the General Ledger. This would move \$609,414.34 from account 0082786011 (Traffic Camera) into account 0000015149 (General Fund).

Report from Public Works Supervisor Ron Miller. (SEE ATTACHMENT II)

1. Due to equipment issues, leaf and brush pick-up is being done by hand and it takes longer.

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

1. Heritage Day's went well.
2. All reports are done on computer.
3. Wreck Reports will be on computer and training will be on November 8th on the track system.

Mayor Wells opened the floor for Old Business.

1. City Manager Dulaney reported that she had conferred with City Attorney Paul Frye on the contract with the Local Planning Advisory and stated that it had been budgeted for and the BMA just need to approve the contract. Motion to approve the contract was made by Alderwoman Cornwell. Second by Alderman Miller. All in favor. Motion carried.
2. Alderman Miller made a motion to accept the financial report. Second by Alderman Mullins. All in favor. Motion carried.

Mayor Wells opened the floor for New Business.

1. Alderman Carrier asked if anything had been done on McClelland Street under the underpass. City Manager Dulaney stated that it was one of the things on the list from the engineers.
2. Alderwoman Cornwell reported that the speed bump on Duty Drive had crumbled and asked for it to be cleaned up or replaced.
3. Alderman Miller made a motion to approve combining the bank accounts as listed above. Second by Alderwoman Cornwell. All in favor. Motion carried.
4. Alderman Miller made a motion to reappoint Virginia Talbert to the Regional Solid Waste Planning Board. Second by Alderman Mullins. All in favor.

5. Alderman Miller made a motion to create a citizens committee to meet and plan for the construction of a War/Veterans Memorial. Second by Alderman Mullins. City Attorney Paul Frye asked how they were going to create it. Alderman Miller said that the committee would contain no more than 8 members who could discover costs and problems in creating the memorial and report back to the BMA. Mr. Frye asked if the board would be making the appointments. Mr. Miller stated yes. All in favor. Motion carried.
6. Mayor Wells stated that someone called her about the swinging bridge and stated that the rods that hold the boards needed to be checked. City Attorney Paul Frye stated that would be handled by Sullivan County.

Mayor Wells opened the floor for Citizen Comments- Second Section. There were none.

Mayor Wells adjourned the meeting at 8:00 p.m.

Irene Wells, Mayor

Attest: This 11th Day of October, 2012

Judy Dulaney, City Manager