

Town of Ashland City  
Board of Mayor and Council  
Ashland City, Tennessee  
September 11, 2012

The Board of Mayor and Council met in regular session on September 11, 2012 at 7:00 p.m. in the Municipal Building.

Present and presiding: Mayor Rick Johnson.

Council present: Steve Allen, Alwilda Binkley, Lisa Walker, Jimmy Gill, and Roger Jackson.

Council absent: Chris LaCrosse.

Others present: Michael Armstrong, Kaelyn Malugin, Randy Walker, Warren D. Slocum, Wade A. Reed, Wayne Reeves, Carl Erb, Cliff and Jana Reigle, Billy Harris, Anita Justice, Marc Coulon, Chuck Walker, Tony Young, Barney Demonbreum, Tim Adkins, Dwayne Noe, Greg Edrington, Jennifer Noe, Mary Glasgow and Phyllis Schaeffer.

Mayor Johnson said we would begin with the public hearings on Ordinances 396 and 397. After Ordinance #396 was read Mayor Johnson asked if anyone would like to address the Council. No one came forward. Mayor Johnson went on to Ordinance #397 after it was read Mayor Johnson asked if anyone would like to address the Council. There being none Mayor Johnson closed the Public hearing and commenced with the regular meeting. Mayor Johnson declared a quorum. Mayor advised that Mr. Paul Gupton would not be here tonight and asked Mr. Gill if he would lead in the pledge and prayer.

A motion was made by Gill, seconded by Walker to approve the August minutes as typed. Motion passed unanimously by voice vote.

Public Forum:

Mayor Johnson asked if there was anyone that would like to approach the Council.

Kaelyn Malugin came forward and asked for any adjustment on her bill she had documentation where her water heater flooded the floor. Mayor said there was no average to work with as they have only been here 2 months. Council could adjust to the first month, delay the adjustment until they were here long enough to get an average or not make an adjustment tonight. A motion was made by Gill, seconded by Binkley, to use the 2600 gal consumption from last month. Motion passed with a roll call vote of: Gill-yes, Binkley-yes, Walker-yes, Allen-yes, Jackson-yes, and Mayor-yes.

Carl Erb came forward said while he was out of town his toilet ran and everything has been corrected. His bill is \$301.75 Mr. Erb asked for an adjustment. Mayor asked if he had repaired this himself. Mr. Erb replied yes he had. A motion was made by Gill, seconded by Allen, to adjust his bill to an average. Motion passed with a roll call vote of: Gill-yes, Jackson-yes, Allen-yes, Binkley-yes, Walker-yes, and Mayor-yes.

Barney Demonbreum came forward and said while he was out of town he had a leak and he brought receipts where he had it repaired. Mr. Demonbreum asked for an adjustment. A motion was made by

Gill, seconded by Allen, to adjust his bill to an average. Motion passed with a roll call vote of: Gill-yes, Jackson-yes, Allen-yes, Walker-yes, Binkley-yes, and Mayor-yes.

Cliff and Jana Reigle came before the Council they said they have a quadriplex at 109 Turner Street. Their complex had been changed from residential to commercial. They believe their bill is outrageous. This is the 1<sup>st</sup> time since February 2011 that they have had all rented. They have had to go up on their rent to cover costs. Ms. Reigle asked what could be done. Mayor said apartments are treated like four taps instead of one. Mr. Reigle said they were asking how to fix this not for an adjustment. Mr. Jackson asked how many gallons of water were used. Phyllis replied 33,600 gallons. Mr. Jackson said if that was for all 4 places he didn't think that was far off. He uses 12,000 at his house times 4 that would be 48,000. Ms. Reigle said it makes it hard to rent apartments. Mr. Reigle asked if it would be better to have 4 separate taps. Mayor said let's check for leaks first before you do anything, Dwayne said he would help Mr. Reigle check the meter. Mayor said the water rate for the commercial is the same as residential. Mr. Gill said it would not be worth getting separate taps. Mr. Reigle said they were just looking for a way to make it better. 3 taps would be \$3,600 and then you would have to re-plumb each apartment it wouldn't be worth it. Dwayne will go with Mr. Reigle tomorrow and check the meter and also leaks.

Warren Slocum said he lives at 105 Patton Ct and had a swimming pool adjustment; his pool liner failed and he had to refill the pool again and is requesting a sewer adjustment. A motion was made by Gill, seconded by Walker, to adjust his sewer to an average. Motion passed with a roll call vote of: Gill-yes, Walker-yes, Binkley-yes, Allen-yes, Jackson-yes, and Mayor-yes.

#### Old Business:

A motion was made by Allen, seconded by Walker to approve Ordinance #396 setting water rates on 2<sup>nd</sup> reading. Motion passed with a roll call vote of: Allen-yes, Walker-yes, Binkley-yes, Jackson-yes, Gill-yes, and Mayor-yes.

A motion was made by Allen, seconded by Gill, to approve Ordinance #397 – adopting 2009 building codes - on 2<sup>nd</sup> reading. Motion passed with a roll call vote of: Allen-yes, Gill-yes, Binkley-yes, Jackson-yes, Walker-yes, and Mayor-yes.

#### New Business:

On Resolution 2012-05 and Resolution 2012-06 Council was given copies of the letter and report of the review of the plan from the state as well as copies of both resolutions.

Resolution 2012-05 – Revenue and Tax Refunding Series 2012 – Ms. Noe advised the resolution is fine, she didn't see any issues. The attorney fees are confirmed. One thing she wanted Council to be aware of is Section #6 redemption –pre-payment of the note is not eligible for early payment but with written notice there is a 1% penalty. Mayor said we will be saving about \$30,000 on both of the bonds. A motion was made by Binkley, seconded by Allen, to approve Resolution 2012-05 Revenue and Tax Refunding Series 2012. Motion passed with a roll call vote of: Binkley-yes, Allen-yes, Walker-yes, Jackson-yes, Gill-yes, and Mayor-yes.

Resolution 2012-06 – Revenue and Tax Capital Outlay Refunding Note Series 2012 – Ms. Noe advised this one was fine as well and has the same provision early redemption is a 1% penalty. Ms. Noe advised it is not an issue just something she wanted Council to be aware of. A motion was made by Gill,

seconded by Allen, to approve Resolution 2012-06. Motion passed with a roll call vote of: Gill-yes, Allen-yes, Binkley-yes, Walker-yes, Jackson-yes, and Mayor-yes.

Mayor said the next order of business is the promotions for Franklin Wilkinson and Randall Sensing; building inspector and water plant operator II respectively. A motion was made by Gill, seconded by Jackson, to approve both promotions. Motion passed with a roll call vote of: Gill-yes, Jackson-yes, Allen-yes, Binkley-yes, Walker-yes, and Mayor-yes.

Mayor said there are 3 job descriptions that need the approval of Council. The admin asst and janitorial descriptions just had minor changes to better match their duties. A motion was made by Binkley, seconded by Allen, to approve all three (3) job descriptions. Motion passed with a roll call vote of: Binkley-yes, Allen-yes, Walker-yes, Gill-yes, Jackson-yes, and Mayor-yes.

Chief Coulon requested a budget amendment for the drug fund to purchase security cameras at the police/public works building and fire station II in the amount of \$9,000. A motion was made by Gill, seconded by Walker, to move the money into the budget from the drug fund checking account. Motion passed with a roll call vote of: Gill-yes, Walker-yes, Binkley-yes, Allen-yes, Jackson-yes, and Mayor-yes.

Mayor said the bid for the wastewater plant lab building he would like to re-bid and defer until further notice. They have a new set of plans and are in the process of getting a better materials list. Bids ranged from 154,805 to 191,450. We really need to re-bid and defer for now. A motion was made by Allen, seconded by Gill, to defer the bidding. Motion passed with a roll call vote of: Allen-yes, Gill-yes, Jackson-yes, Walker-yes, Binkley-yes, and Mayor-yes.

Mayor said we received three bids on the senior center roof bid in the amounts of \$6,450, 6,780, and 7,000. The low bidder did not have a bid bond and was told he could produce if he received the bid. A motion was made by Gill, seconded by Allen, to award the bid to the low bidder if a bid bond was produced in 24 hours, if not to go to the next low bidder. Motion passed with a roll call vote of: Gill-yes, Allen-yes, Binkley-yes, Walker-yes, Jackson-yes, and Mayor-yes.

A motion was made by Gill, seconded by Binkley, to award the pressure washing/sealing to the low bidder if a bid bond is presented in 24 hours if not presented with a bid bond this is to be placed out to re-bid. Mr. Allen can't we do it. Mr. Noe replied they will do anything asked of them but the city would be responsible if we messed up and of the store fronts and the work would have to be done at night. Motion passed with a roll call vote of: Gill-yes, Binkley-yes, Walker-yes, Jackson-yes, Allen-yes, and Mayor.

Mr. Noe said this was not a budgeted item it would have to come out of General Fund.

Other:

Mayor advised Council that Mr. Wayne Reeves is here as he is interested in us accepting his pumper truck at the sewer plant. Mr. Reeves' truck hauls 4,000 gallons. We would need to set a rate. Mayor suggests putting this on the budget agenda and discussing it at that time.

Ms. Binkley said she has another project for the city and that is to put miniature Crape Myrtles in the median going out of town towards Wal-Mart. Mr. Noe said we would have to get approval and produce a site plan to the state as it is a state highway.

Mr. Noe said he needs a budget amendment to pay for the pressure washing as this was not a budgeted item. Mr. Allen asked if the Friends of Renaissance had any money in the fund. Tony said he will check and find out and see if they will donate it for the pressure washing. A motion was made by Allen, seconded by Gill to amend the budget from fund balance to public works budget in the amount of \$10,342 for the pressure washing/sealing. Motion passed with a roll call vote of: Allen-yes, Gill-yes, Jackson-yes, Walker-yes, Binkley-yes, and Mayor-yes.

Mayor asked how far are you wanting to carry out the Crape Myrtles. Ms. Binkley replied to Marrowbone Bridge if we can afford it. Mayor asked Dwayne to check into the cost and to get with TDOT. Dwayne said we will have that project and the 6 street lights at Wal-Mart. He will talk to them this week and will report back at the next workshop.

Mr. Gill asked when would the sewer lab be up for bid again? Mayor replied he hopes by this time next month.

Ms. Justice said they discussed dates in the dept head meeting and wanted to let the Council know the Christmas parade would be December 8<sup>th</sup> at 6 p.m. the thanksgiving luncheon will be November 19<sup>th</sup> at 11:30 a.m. at Fire station II and the Christmas dinner would be December 13<sup>th</sup> at the senior center at 6:30 p.m.

Mr. Gill said he thanks everyone who worked on the Triathlon. Mayor said everyone did a good job. Mr. Young said they had 500 participants to show up for the race.

A motion was made by Gill, seconded by Allen, to pay the bills. Motion passed by a roll call vote of: Gill-yes, Allen-yes, Binkley-yes, Walker-yes, Jackson-yes, and Mayor-yes.

A motion was made by Gill, seconded by Allen, to adjourn. Motion passed unanimously by voice vote. Meeting adjourned at 8:08 p.m.

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Rick Johnson, Mayor

Phyllis Schaeffer, City Recorder