

MINUTES
OF THE
BOARD OF MAYOR AND ALDERMEN

OCTOBER 12, 2017

The Board of Mayor and Aldermen of the City of Henderson, Tennessee met in regular session on Thursday, October 12, 2017 at 7:00 P.M. in the Council Chamber of the City of Henderson City Hall. Present and presiding was Mayor Robert W. (Bobby) King. City Recorder Jim E. Garland called the roll with the following being present:

Aldermen: Mark A. Barber, Buel Maness, Michael Phelps and Keith Smith
Absent: Donna R. Butler and Johny R. Farris.

There also present at the meeting were: City Attorney Jerry Spore, City Recorder Jim E. Garland, Police Chief Wilton Cleveland, Public Works Director Carter Scales, Fire Chief Glenn Bryan, Building Official Brent Beshires and Utility Director Darryl Green.

Mayor King called the meeting to order at the appointed time. Alderman Buel Maness gave the invocation and Ald. Mark Barber led the Pledge to the Flag. The following proceedings were entered here-to-wit:

The minutes of the September Meeting were presented for approval. Motion was made by Ald. Smith, duly 2nd by Ald. Barber to approve the minutes as prepared. Motion carried.

The accumulated accounts were presented for informational purposes. Ald. Smith asked if the payment from the Utility Department to Layne Christensen Co for \$27,995 was the total amount spent to repair Well #6. UD Green stated that was the complete cost and the well was back in service. Ald. Smith asked about there not being a payment to Turf Obsession for mowing of the cemeteries. Recorder Garland advised that he had not received the latest invoice from Turf Obsession when the cut off for the checks was made. There being no other questions on the accounts, the meeting continued.

The next item on the agenda was a call for delegations to address the board, there being none, the meeting continued.

At the last meeting, a request was tabled from ReBuild America Inc which is a potential buyer of Heritage Towers for the city Industrial Development Board (IDB) to issue bank qualified bonds of approximately \$6 million to fund the purchase and renovation of the facility. They also asked for the city to approve a local Payment in Lieu of Tax (PILOT) Agreement that would allow the property to remain (property) tax exempt (city and county). Since this affected both the city and the county, the City Board and the Budget Committee of the Chester Co. Commission meet in an advertised joint meeting on October 5th pertaining to this request.

On October 11th, Chester County Mayor Dwain Seaton received a letter from ReBuild America, requesting that their request be transferred from the City IDB to the County Health and Education Board; therefore the city did not have to take any action on this matter.

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The next item on the agenda was to consider final action on an Ordinance regulating Domesticated Chickens. The ordinance passed the first reading at the September meeting. Ald. Smith stated that he had issues with the ordinance as prepared and explained his concerns. Mayor King and Recorder Garland advised the board the procedures and votes needed to pass an ordinance with the two members absent. In order to pass an ordinance, a majority of all members must pass the ordinance, therefore with two members absent, all four remaining members must vote in favor of the ordinance or three members and the mayor.

After due discussion, motion was made by Ald. Maness to pass the Ordinance on the second/final reading. Mayor King asked multiple times for a 2nd on the motion, there being none, the motion (and the ordinance) failed. Therefore any action taken concerning this matter would have to start with an initial reading of an ordinance.

UD Darryl Green advised the board that water well #10 is the newest of the city's water wells. The well had locked up a few days ago and the shaft would not turn. After pulling the motor, it was determined that the problem is within the well. UD Green plans on having Layne Christensen Co. pull the well and make an estimate of what repairs are needed. Well #10 has been the largest producer of water and therefore its return to service is imperative. After due discussion, motion was made by Ald. Barber, duly 2nd by Ald. Maness to have the well evaluated, receive an estimate of the repairs needed and authorize UD Green and Mayor King to make those repairs as soon as possible. Motion carried.

Mayor King advised the board of an issue with the fountain at the city park. The motor and or pump appear to be burned up. Prior to the meeting a decision was made for UD Green to look at the situation and make a recommendation before purchasing a new fountain.

Chief Cleveland advised the board that he and Assistant Chief Davidson had been in discussion of the fees the city charges for storage of impounded vehicles. Currently the fee was \$40.00 per day and this amount was set by the city board a few years earlier. The city is allowed to retain storage fees when any vehicle is sold by the city. For most seizures the remaining funds have to be forwarded to the state as required by TCA. Due to the time involved prior to the vehicle being sold, the fees become extremely large and in almost all cases they are greater than the vehicles value. Chief Cleveland asked that the fees be lowered to \$25.00 per day which is more in line with what other police departments charge. Motion by Ald. Smith, duly 2nd by Ald. Phelps to set the impound storage fee at \$25.00 per day. Motion carried.

Mayor King advised the members of the board that the Beer Board will have a meeting in November to discuss and consider action on Tammam Naji Alnajjar, permit holder at Family Market (AKA: Bull Market). Mr. Alnajjar had been found guilty of three felonies in Chester County Circuit Court.

PWD Carter Scales advised the board that his department had completed the installation of the Way Finding Signage and had marked the parking/no parking areas in front of the post office.

UD Darryl Green updated the board informing them that the Proctor Road Water Line was complete, the north lagoon project was through and the surveying had been completed on the O'Neal Lane sewer line replacement/relocation.

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Fire Chief Glenn Bryan advised the board that the recently purchased Aerial Truck was in service as a rescue truck but they were still waiting on an adaptor to place the truck in full service as a water tower. That adaptor should be received within about two weeks.

Police Chief Cleveland advised the board that the department had been approved to received the \$5,000 Highway Safety Grant. The grant would be used to cover most of the cost of a trailer mounted speed warning sign which would cost \$7,020. The remaining amount would come from police equipment purchases.

Chief Cleveland also advised the board that the grant application for an additional officer was not funded. The feedback he received just reflected that statistically the department did not rank high enough compared to other applicants.

Several of the board members expressed thanks to the departments for their hard work especially during the Bar-B-Que Festival.

Mayor King advised the board members that they needed to meet in executive session with City Attorney Spore concerning a legal matter downstairs immediately following the meeting.

There being no other business, motion was made by Ald. Smith, duly 2nd by Ald. Phelps to adjourn. Motion carried.

Signed: Robert W. King

APPROVED: _____
MAYOR

ATTEST:

Signed: Jim E. Garland

CITY RECORDER