

MINUTES

CITY COUNCIL MEETING NOVEMBER 17, 2016

The Westmoreland City Council met on Thursday, November 17, 2016 in the Community Meeting Room. Mayor Kirkman called the meeting to order at 7:00.

Devotion given by Mayor Kirkman.

Roll Call: Mayor Kirkman-present, Caleb Sawicki-present, Brian Smalling-present, Ricky Cline-present, Michelle Carpenter-present, David Leath-present

Mayor Kirkman stated that Resolution #R112016-1 and "Other Activities" are to be added to the agenda.

Motion by Sawicki, second by Cline to adopt the agenda as presented with the Mayor's change. Motion passed unanimously.

No Public Comments.

Motion by Smalling, second by Sawicki to approve minutes of the 10-20-16 meeting. Motion passed unanimously.

Motion by Smalling, second by Cline to approve the minutes of the 11-3-16 Special Call meeting. Motion passed unanimously.

Motion by Sawicki, second by Carpenter to approve the financial statement as presented. Leath-yes, Sawicki-yes, Smalling-yes, Cline-yes, Carpenter-yes. Motion passed.

Ron Templeton spoke to the Council regarding his high water bill. He believes that there may be a problem with the meter as he feels that he has not used this much water.

Motion by Cline to charge Mr. Templeton half the cost of his water bill. Motion dies for lack of second.

Motion by Sawicki, second by Leath to have a new meter installed at Mr. Templeton's residence and have Mr. Templeton pay his current bill with late charges removed, if after three months reflect that the meter was faulty and his usage has been normal, Mr. Templeton will receive a leak adjustment for this bill. Sawicki-yes, Smalling-abstain, Cline-no, Carpenter-yes, Leath-yes. Motion passed.

Motion by Sawicki, second by Carpenter to approve Ordinance #O112016-1 An Ordinance to Amend Section 12-102 Certificate of Occupancy and Inspection. Smalling-yes, Cline-yes, Carpenter-yes, Leath-yes, Sawicki-yes. Motion passed.

Motion by Sawicki, second by Cline to purchase a pump for Moreland Apartments at the cost of \$7286.12. Cline-yes, Carpenter-yes, Leath-yes, Sawicki-yes, Smalling-yes. Motion passed.

Motion by Carpenter, second by Sawicki to approve Resolution #R112016-1 Resolution of the Governing Body of Westmoreland, Tennessee, Authorizing the Issuance, Sale, and Payment of Interest-Bearing General Fund Revenue/Tax Anticipation Interfund Loan Notes Not to Exceed \$50,000.00. Carpenter-yes, Leath-yes, Sawicki-yes, Smalling-yes, Cline-yes. Motion passed.

Tim Farley also suggested that Fire Chief Mark Jenkins should have an increase in pay because of time involved assisting with Certificate of Occupancies and inspections. It was recommended that this be brought up at the next work study session to be discussed.

Mayor Kirkman wanted to notify the Council that New Vision Church and Methodist Church youth want to do some volunteer work to improve City property. He asked the Council if they prefer that he bring this type of items before the Council or use his own discretion.

Motion by Sawicki, second by Cline to allow Mayor's discretion regarding any volunteer activities but still require volunteers to complete necessary Release of Liability paperwork. Council member Leath noted that he would like the Mayor to still notify the Council of these events but to use his own discretion. Leath-yes, Sawicki-yes, Smalling-yes, Cline-yes, Carpenter-yes. Motion passed.

Mayor Kirkman adjourned the meeting at 7:30.

JERRY KIRKMAN, MAYOR

ATTEST:

KELLY MORAN, CITY RECORDER

MINUTES

WESTMORELAND CITY COUNCIL

DECEMBER 15, 2016

The Westmoreland City Council met on Thursday, December 15, 2017 in the Community Meeting Room. Mayor Kirkman called meeting to order at 7:00 p.m.

Devotion given by Pastor Chris Weathers of Lakeside Church.

Roll Call: Mayor Jerry Kirkman, Councilmembers David Leath, Michelle Carpenter, Fredia Carter, Brian Smalling, and Tony Bentle present.

Mayor Kirkman amended the agenda to include the second reading of Ordinance #O112016-1, Ricky and Loretta Cline, and appointing a vice mayor.

Motion Bentle, second Leath to adopt amended agenda. Leath-yes, Carpenter-yes, Carter-yes, Smalling-yes, Bentle-yes. Motion passed.

Public Comments:

Caroline Moss stated that she believed the decision regarding Sewer Plant Operator Kenny Patterson should have waited until after the holidays.

Loretta Cline addressed the ditching issue at her property on Coleytown Road. She stated that they had lived there for forty years and there had been no ditch there. She also stated that there are already many utility poles and lines on her property and that she felt that the ditch did not need to be there also.

Motion Carpenter, second Smalling to approve the minutes of the November 17, 2016 meeting. Carpenter-yes, Carter-yes, Smalling-yes, Bentle-yes, Leath-yes. Motion passed.

Motion Smalling, second Carpenter to approve the financial statement. Carter asked for clarification on some items. Carter-yes, Smalling-yes, Bentle-yes, Leath-yes, Carpenter-yes. Motion passed.

Ordinance #O112016-1 tabled to January 2017 council meeting so that new councilmembers may look it over.

The Comptroller's approval of the 2017 fiscal year budget was presented to Mayor and Council.

Proposed budget amendments for 2015-2016 fiscal year tabled to January 2017 so that new councilmembers may look it over.

Motion Bentle, second Leath to hire Aaron Sizemore as a full time Public Works employee at \$10.75 an hour, hire date effective December 15, 2016. Smalling-yes, Bentle-yes, Leath-yes, Carpenter-yes, Carter-yes. Motion passed.

Mayor Kirkman stated that Sewer Plant operator Kenny Patterson had been laid off.

Motion Carter, second Carpenter to pay Kenny Patterson's health insurance through June 31, 2017, dependent upon his receiving disability eligible Medicare. If he receives Medicare before June 30, the City will cease paying his insurance. Bentle-yes, Leath-yes, Carpenter-yes, Carter-yes, Smalling-yes. Motion passed.

Mayor Kirkman spoke to City Attorney John Bradley regarding the liquor ordinance and is requesting a special call meeting January 5, 2017 at 7:00 p.m. per City Attorney's recommendation.

Motion Bentle, second Smalling for Mayor Kirkman, Andy Leath (Industrial Development Board Chairman), and any other parties involved to discuss the transaction of land up to six acres for the purpose of constructing a new sewer plant. Leath-yes, Carpenter-yes, Carter-yes, Smalling-yes, Bentle-yes. Motion passed.

Motion Smalling, second Carter to select Michelle Carpenter as council appointee for Zoning Board of Appeals. Carpenter-yes, Carter-yes, Smalling-yes, Bentle-yes, Leath-yes. Motion passed.

Mayor Kirkman stated that City Engineer Buddy Koonce had looked at the property of Ricky and Loretta Cline and Mayor Kirkman ordered the tile cleaned out at the property and the priority list for ditching to be discussed at the January 2017 work study. Councilmember David Leath stated that there is a liability risk if the ditching is not done at this property. Mayor Kirkman then stated that if the Council disagreed with his order then a motion should be made regarding what is to be done.

Motion Leath, second Bentle that the Public Works supervisor begin ditching city right of ways to alleviate water problems in some streets to drain properly and that he is to start where he feels necessary. Carpenter-no, Carter-yes, Smalling-no, Bentle-yes, Leath-yes. Motion passed.

Mayor Kirkman stated that the City Charter has a conflict about the wording regarding a few items including the appointment of Vice Mayor (Mayor Pro Tem) and he says that the Council needs to rewrite the Charter to have clearer wording on these items. Mayor Kirkman then asked for nominations for Vice Mayor.

Michelle Carpenter nominated Brian Smalling.

Fredia Carter asked to entertain a motion to defer until the January 5, 2017 work study when City Attorney John Bradley is present. Mayor Kirkman said that he wanted it decided at this meeting.

David Leath nominated Fredia Carter.

Brian Smalling asked why this was in the newspaper and why it was not discussed at the work study.

Motion Carter, second Leath that nominations cease. Carter-yes, Smalling-no, Bentle-yes, Leath-yes, Carpenter-yes. Motion passed.

Mayor Kirkman asked for votes for Brian Smalling. Brian Smalling and Michelle Carpenter voted.

Mayor Kirkman asked for votes for Fredia Carter. David Leath, Tony Bentle and Fredia Carter voted.

Mayor Kirkman then stated that he has the authority to vote but does not want to tie the vote.

Fredia Carter is voted Vice Mayor.

Motion Leath, second Bentle to adjourn. Motion passed.

Meeting adjourned at 7:50 p.m.