

BOARD OF MAYOR AND ALDERMEN

PUBLIC HEARING

September 8, 2014

The Board of Mayor and Aldermen (BMA) met in a Public Hearing on Monday, September 8, 2014, at 7:00 p.m. at Town Hall, 123 Boone Street, Jonesborough, TN.

Mayor Wolfe said the only item on the Public Hearing agenda was the Ordinance amending the membership of the Parks and Recreation Advisory Committee. There were no comments.

Mayor Wolfe closed the Public Hearing.

ABBAY MILLER, RECORDER

KELLY WOLFE, MAYOR

BOARD OF MAYOR AND ALDERMEN

REGULAR MEETING

September 8, 2014

The Board of Mayor and Aldermen (BMA) met in Regular Session on Monday, September 8, 2014, at 7:00 p.m. at Town Hall, 123 Boone Street, Jonesborough, TN.

Mayor Wolfe called the meeting to order and led the group in an opening Prayer. Mike McCracken led the pledge to the Flag.

Upon call of the roll those present were: Mayor Kelly Wolfe, Alderman Terry Countermine, Alderman Adam Dickson, Alderman Homer G'Fellers and Alderman Chuck Vest. Also present were: Attorney Jim Wheeler, Town Administrator Bob Browning, Town Recorder Abbey Miller, and Operations Manager Craig Ford.

The next item on the agenda was the Consent Agenda. Mayor Wolfe asked that the appointment of Susanne Floyd to the Park and Recreation Committee be added to the Consent Agenda. Motion was made by Alderman G'Fellers, seconded by Alderman Vest and duly passed to add Susanne Floyd's appointment to the Park and Recreation Committee to the Consent Agenda.

Motion was made by Alderman Countermine seconded by Alderman Dickson and duly passed to approve the Consent Agenda as follows:

1. Approve the July 14 and July 28, 2014, BMA minutes.
2. Approve the following August bills for payment:

<u>VENDOR</u>	<u>AMOUNT</u>
A-Z Office Resources	1843.47
Adam Johnson	835.00
Advance Auto Parts	298.47
Aggregates USA, LLC	4145.80

<u>VENDOR</u>	<u>AMOUNT</u>
Allison Companies, Inc.	110.00
AlSCO	115.80
American Tire Distribution	728.87
American Waterworks Association	55.50
Andy Oxy Company, Inc.	497.36
Angie Sheek	12.80
Appalachian Gypsum	461.20
Aramark Uniform Service	871.19
Archer Electric Service	780.00
Auto Zone #2087	295.30
Banc of America P&I	3073.83
Bank of Tennessee	2697.07
Barbara Turner	146.50
Batteries Plus-551	94.95
Ben Caldwell	430.00
Beverly Jenkins	75.00
BKT Uniforms	85.98
Blue Cross-Blue Shield	65531.35
Branham Corporation	73.50
Brenntag Midsouth, Inc.	3241.55
Brett Sean McCluskey	50.00
Business Health	3636.74
Cates Music Center	923.95
CDM Smith	322.00
Central Child Support	815.31
Central Paper & Supply	92.94
Chappell's Pest Control	45.00
Chocklett Press	1049.00
Christopher D. Alley	90.00
Cintas Corporation #202	509.85
Citizens Security	4301.72
Claude Hagy	1500.00
Clear Channel Airports	1165.50
Coca-Cola Bottling Co.	1800.20
Comcast Cable	150.50
Community Development	3000.00
Consolidated Pipe & Supply	2680.50
Corey W. Tittle	145.00
Crazy Tommy's	576.00
D.Todd Wood	7205.00
Daniel Boone High School	1000.00
Darrell W. Brinson	175.00
David Crum	200.00
Dearborn National	509.65
Dennis Dwayne Brooks	700.00
Diamond Ticketing System	346.30
Dianne Barker	14.39
Diesel Sales & Service	375.98
Ditch Witch Equipment	4120.40
Diteq Corporation	271.15
Diverse Computing, Inc.	2120.00
Down To Earth	4206.00
Dramatic Publishing	1760.00
Dry Clean City	125.00
Duffield Aquatics, Inc.	6639.92
Dustin Hinkle	50.00
East TN Rent-Alls	698.00
Ecosafe Landfill	6771.37
Employee Security	475.00

Equinox Environmental	5009.07
Erwin Utilities/Water Testing	625.00
<u>VENDOR</u>	<u>AMOUNT</u>
Esc Lab Science	1426.00
ETSU Foundation	240.00
Evergreen	69.93
Facility Systems Cons.	375.00
Fairway Manufacturing	244.57
Ferguson Enterprises #5	12016.11
First Tennessee Bank	4725.46
First Tennessee Bank	11617.00
First Tennessee Bank	8629.26
First Tennessee Bank Na	3908.30
Fisher Auto Parts, Inc.	669.69
Fisher Scientific Co., LLC	606.30
Fleenor Security System	1545.35
Fleet Pride	41.00
Food City	316.77
General Shale MSC 30523	6518.90
Gouge Masonry	2523.00
Grand Rental Station	287.31
GRP	195.92
GRW Engineers, Inc.	31139.43
Gus & Anne Palas	323.00
Hach	673.37
Hampton Textile Printing	200.00
Harbor Freight Tools	23.94
Harold Cochran	500.00
Hayes Pipe and Supply	758.16
HD Supply Waterworks, Ltd	5323.00
Heisse Johnson Hand Up	154.60
Henry Schein	1432.50
Hicks Welding	500.00
Holly Bible	31.79
Ingles #4025	202.41
J & S Fence	6426.00
Janette Gaines	576.24
Janette Gaines	125.08
Jefferson Sales South	1947.00
Jeffrey Allen Story	30.00
Jennifer Schmidt	2000.00
Jeri Jones	28.80
Jessica Rae Evans	309.00
John Deere Landscapes	551.70
Johnson City Power Board	170.04
Jonesborough Arboretum	1000.00
Jonesborough General	97.50
Jonesborough HRA	6900.00
Jonesborough Postmaster	3000.00
Jonesborough Storytelle	12.00
Jonesborough/Washington	3779.45
Judy O'Hara	9.60
Kansas State Bank	8962.25
Katelyn Precious Smith	10.49
Kingsport Plumbing	58.80
Larson Electronics, LLC	192.15
Liberty National	1273.44
Linda Hornis	265.36
Lisa Acuff	34.16
Login, Inc.	500.00

Lowe's	5008.60
Lucas M. Schmidt	500.00
Mahoney's Sportsman's	100.00
<u>VENDOR</u>	<u>AMOUNT</u>
Mail Works, Inc.	157.91
Mark's Self Storage	375.00
Marvin Glover	67.97
Mary Brown	3.96
Mathew Bender	293.32
Matthew Byrd	4.80
Meade Tractor	1190.00
Medical Center Homecare	375.00
Melissa Ratzlaff	340.00
Merkel Brothers Construction, Inc.	1110.00
Mes-Carolinas	60.50
MHC Kenworth-Kingsport	28.10
Michael D'Avella	50.00
Microbac A/R	548.70
Modern Supply Co.	46.00
Mountain States	70.00
Muhammad Ali	135.00
Napa Auto Parts	733.77
Nationwide Retirement	1515.00
Native Ground Music	297.68
Northeast TN Tourism	2000.00
Nyoka Shew	30.00
O'Reilly Automotive Inc.	326.56
Office Depot Credit Plan	60.84
Office of the Chapter 1	877.00
Olde Towne Hardware	671.73
Olde Towne Small Engine	1814.73
Overmountain Press	803.38
Pamela T. Daniels	113.14
Pardue Photographics	520.00
Paul Shelton	230.00
Peterbilt of Bristol	13.56
Phyllis Anne Fabozzi	100.00
Polydyne, Inc.	3105.00
Poorboy Lawn Care	1600.00
Print Distribution Service	3250.77
Probuild East, LLC	1760.40
Quality Trophy & Engraving	69.35
Qwik Pack & Ship	268.79
Rainey Contracting, LLC	147018.20
Ready Mix USA	555.00
Reinhart Food Service, LLC	15168.82
Reliance Standard (Vol)	350.96
RGIS	200.00
Ricoh Productions Print	1017.45
Ricoh USA, Inc.	2053.54
Robert Lee Harrison	510.00
Robin Goodman	33.48
ROCIC	300.00
S&ME, Inc.	3000.00
Samuel French, Inc.	360.00
Saratoga	747.18
Sears Commercial Service	89.97
Sharon L. Squibb	75.00
Sharon Neuhaus	56.80
Shelley Bolt	39.34

Shred-It	24.40
Sir Speedy	92.18
Snapp's Lawncare	1110.00
Spears Service Inc.	413.91
<u>VENDOR</u>	<u>AMOUNT</u>
Specialized Operations	577.50
Sprint	30.95
Stafford Custom Graphic	1416.50
Standard Forms	24.00
Summers-Taylor Inc.	5709.50
TACP	150.00
Taylor Battery East Whs	170.86
TBI-Fiscal Services	232.00
Tekwell Services	2500.00
Teledyne ISCO, Inc.	459.90
Tennessee Pizza Product	2163.30
Terminix Processing Center	116.00
The Detail Shop	60.00
The Dining Room	102.00
The Dycho Company, Inc.	49.27
The History Press	326.88
The Trophy Shop	308.00
Thomson Reuters – West	153.38
TML Risk Management Pool	712.38
TN Dept of Health F.S.	450.00
TN Dept of Environment	13169.00
TN Safety & Health Council	55.00
TN Fireman's Association	100.00
TN Local Dev. Authority	3183.61
TN Safety & Health Council	340.00
TN VA Energy Solutions	58.47
Town of Jonesborough	800.00
Tree Street Media, LLC	115.00
Treveric Lee Rees	50.00
Tri City Waste Paper	327.00
Tri-City Beverage Corp.	198.00
Trimble Company	1054.00
Tritech Software System	2040.09
Truck Toy's & More	129.90
Tyler Osborne	1250.00
United Art & Education	97.70
United Parcel Service	79.65
United Way	366.00
USA Blue Book	432.34
USALCO, Inc.	10268.36
Valley Equipment Co.	8309.68
Valley Trailer Repair	180.00
Verizon Wireless	172.14
Vulcan Materials	341.03
Wal-Mart Store / GEMB	538.13
Wally Sparks	151.17
Washington County Highway Dept	4563.92
Washington County Emergency	4612.00
Washington County Sheri	1000.00
Washington Farmers Co-op	892.70
Washington Farmers Co-op	25254.84
Waste Management	3065.94
Water & Waste Equipment	1995.00
Water System Services	650.00
Wayne Winkler	300.00

Weems Florist	58.00
Wells Fargo Equipment	3451.00
West Carolina	1456.32
West Hills Ford Tractor	280.58
Wheeler & Seeley	5505.00
<u>VENDOR</u>	<u>AMOUNT</u>
White's Auto Parts	1118.96
Williams Electric	2228.58
WJHL-TV 11	2020.00
WXIS-FM	480.00
98.5 WTFM	<u>864.00</u>
TOTAL	\$516,638.46

<u>VENDOR</u>	<u>GENERAL</u>	<u>WATER</u>	<u>SANITATION</u>
75750-75761 AP	8,681.00		
75762-75765 AP	1,742.49		
75766-75895 AP	329,103.56		
75896-Holiday Inn Express	95.92		
75897-75905 AP	31,705.26		
75906-Music Theatre Intern.	4,050.00		
75907-75935 AP	33,620.67		
75936-75954 AP	10,452.69		
75955-75971 AP	16,751.89		
75972-75976 AP	6,947.04		
		\$443,150.52	
51811-Jonesborough Postmaster		3,000.00	
51812-51871 AP		170,774.60	
51872-Johnson City Power Board		41,571.05	
51873-51883 AP		13,223.15	
51884-51885 AP		220.47	
51886-51888 AP		600.00	
51889-51893 AP		472,887.16	
			\$702,276.43
Sanitation			
6298-6320 AP			16,760.30
6321-6322 AP			185.06
			\$16,945.36

3. Approve the following Town Administrator Report:

Wastewater Improvements

The Phase II effluent pump station is constructed and operational, and the outfall line has been filled in the process of testing the operation of the pump station. The line to the river actually has been filled, however, we are not discharging into the Nolichucky at this point. We need to have some scada controls installed to monitor flow, etc., and these will not be delivered until September 15th. Merkel Brothers warranty period started this week.

All the piping connecting the Schreiber basin to the new oxidation ditches is in place and backfilled. This work is waiting on the sludge pumps to be delivered.

The Persimmon Ridge Pump Station is about 50% complete. This work includes the installation of the old generator from the WWTP. This generator, which was working fine but not capable of powering the new plant operation, has been moved to the Persimmon Ridge Pump Station. This station serves the industrial park, and the generator will allow the pump station to operate even when the power is out locally.

The Ashely Meadows related sewer collection line construction is on hold until we get an agreement with Brian King.

Water

Work is underway on the engineering planning for Zone 3 of the Water Loss Program. We are having breaks in the asbestos line along Old State Route 34 (SR-353) below Aerojet, which is in Zone 3. We also are having line breaks in Conklin.

All the line construction work in Zone 2 including the three (3) pressure reducing valves and master meters is complete. The only work for Water Distribution to complete is some clean up in a few places the new line was installed along US-11E.

As pointed out last month, I have asked GRW Engineering to put together a plan to try to anticipate the impact of zoning improvements to other areas of the system not zoned as part of the next step in the program.

Transportation

Five Points – Still working very well.

Persimmon Ridge Rd & Shell Road – This work has been re-bid with bids due next week.

Woodrow Ave – We ran into a problem with extending the culvert under Woodrow Ave at the intersection with 2nd Ave. We do not have any right-of-way to extend the tile and widen the intersection. We are currently working on an agreement with the property owner to address the safety concerns.

Jackson Blvd/SR-354 – Mattern & Craig has provided a proposed solution to turning issues at Boone and Lincoln Ave. The solution has some issues, and the proposal will be discussed at the next Traffic Advisory Committee meeting.

W. Jackson Medians – I will be contacting business owners that are impacted by the median change at the location of Family Dollar and Advance Auto. The Traffic Advisory Committee has recommended a possible partnership with the Town providing labor and equipment and the property owners paying the cost of materials and any contracted work. The communication is intended to occur before the TAC meets at the end of September.

Grants

LPRF Walkway/Playground Grant – The fence is installed, but we are still due some additional playground equipment from the manufacturer, Grounds For Play. Equinox presented a conceptual landscape plan for Golden Oaks Park at the T&TB meeting last week.

Safe Routes to School – Plans were submitted to TDOT but they want more detailed engineering information. This additional information will be resubmitted to TDOT by the end of September.

T-21 Walkway Grant – We are still negotiating easements, but only have two to obtain in order to have all rights-of-way needed in place.

Jackson Theatre

I have been working on the Rural Development application for funding, as well as the ARC application. I met with Louis Trivette of RD this week to go over some aspects of the application and it will be submitted next week.

Senior Center

Work continues. The dirt removed is not complete, but is slowly being taken off site. The plumbers and electricians are doing a very good job and the fire sprinkler system is almost installed.

Farmers Market

We would be out of the building by the end of September, but the inmates will not be here the last two weeks of the month. The walk-in cooler has been delivered and installation will start next week. The exterior of the building is really looking good.

Downtown Streetscape Plan

The kiosk work is being completed, and this mapping will look great. We hope to have this complete by the end of September. Additional signage has been bid and ordered.

Model Railroad Museum

I met with ETSU staff, and the relationship with the George L. Carter Railroad Museum satellite at the Slemons House is moving forward. We hope to put an agreement together this month to come back to the BMA in October.

Economic Development

We have met again with TVA's Industrial Recruitment Specialists, as well as their Retail Development Specialist out of Nashville. We are working on some development strategies that we hope to bring to the BMA.

Committee Meetings

I have continued preparing agenda presentations for the BMA meetings, the Planning Commission, Tree & Townscape Board, Traffic Advisory Committee, JRT Board of Directors, and minutes for most.

4. Approve the following Operations Manager Report:

We have continued to work on the Farmer's Market project for the month of July. The new addition was completed, the new roof and guttering has been installed, and the bore for the phone and gas under Sabine has been completed. We are currently in finish mode with the remainder of the project. By that we are spraying the "knock-down" on the walls and preparing for the floor and wall tile installation.

The walk-in freezer is arriving today and we will build it in place once the floor tile is completed. All the electrical and alarm "rough-in" has been completed. I was hoping to finish this project the later part of September; however, I will be losing the inmate crew the last two weeks of September.

The fireworks committee met again this month. The committee has selected the Library parking lot as the permanent launch site for the fireworks show. We are also going to continue the roof-top show downtown as well. This will enhance the fireworks experience and hopefully entice more people to watch downtown. We have a test launch date scheduled for the middle of September. Representatives from the Fireworks Company were present and felt very comfortable with the site. The committee is also discussing fundraising options to boost funding for the show.

The Street Department completed another phase of the sidewalk in front of the Salt House and completed the crosswalk on Fox Street to connect the parking lot with the Salt House building. We received the final shipment of granite needed for this project on September 04 and plan to begin completion of this project on September 08.

I attended the Tree and Townscape meeting in order to obtain information regarding the landscape plans for Golden Oak Park and the Farmer's Market. The presentation went very well.

5. Approve the following Committee Reports: Flag Committee, Historic Zoning Commission, Jonesborough Planning Commission, Jonesborough Repertory Theatre, Visitor Center Committee, McKinney Center, Senior Center, and Tree and Townscape Board.
6. Approve the following Supervisor Reports: Director of Tourism and Marketing, Visitor Center Manager, Building Inspector, Water Distribution, Wastewater, Police Dept., Solid Waste, Artistic Director-Jonesborough Repertory Theatre, Fire Dept., Street Department, Animal Control, Senior Center, and McKinney Center.
7. Accept the resignation of Dakota Cunningham, Wastewater Operator I, effective September 1, 2014, with regrets. Accept the resignation of Jamie Amer, Senior Center Title III Care Manager, effective January 16, 2015, with regrets. Ms. Amer is pregnant and wants to stay home with her baby. Accept the resignation of Michael Reid, Police Sgt., effective August 26, 2014, with regrets.
8. Approve the appointment of Jacob Anderson as a volunteer pay-per-call Jonesborough Firefighter, subject to all pre-appointment conditions.
9. Approve the hiring of Phillip Gardner as Assistant Street Department Director at Grade 13, Step 1 (\$36,455), subject to all pre-employment conditions including WorkSteps, and retroactive to September 2, 2014.
10. Approve the following appointments:
 - a. Bentley Hankins to Historic Zoning Commission;
 - b. Susanne Floyd to the Park and Recreation Advisory Committee;
 - c. Nancy Kavanaugh to the Tree and Townscape Committee.
11. Accept the resignation of John Browning from the Tree and Townscape Committee.
12. Accept the Report on Debt Obligation related to the \$2,210,000 loan from Rural Development USDA for Phase II of the Wastewater Treatment Plant Project.
13. Approve the Special Events Permit for "A Spot on the Hill" undertaken by the Heritage Alliance of Northeast Tennessee, October 10 and 11, 2014, and October 24 and 25, 2014, in the Old Jonesborough Cemetery as presented, subject to the Town Attorney's review and acceptance of the Hold Harmless Agreement and Proof of Insurance

The first item on the Regular Agenda was the Financial Report. There were no questions concerning the Financial Report. Motion was made by Alderman G'Fellers, seconded by Alderman Vest and duly passed to approve the Financial Report as presented.

Communications from the Mayor was the next item on the agenda. Mayor Wolfe said he would like to compliment the Park and Recreation crew and Operations Manager Craig Ford for the new plantings, mulching, and landscaping downtown and other areas in Town. He thanked Joe Grandy and Tom Krieger for helping to get a dedicated inmate crew from the Washington County Sheriff's Office for landscaping work only. Mayor Wolfe said he appreciated Sheriff Graybeal and Captain Greg Matherly for approving the dedicated bus crew to the Town. He said the Town has done a lot of landscaping and maintaining it is a major undertaking. He said he also appreciated County Commissioners Grandy, Foster and Krieger for their help in getting the dedicated crew. He said we have a crew from Carter County Work Camp that does construction work and this will be the same type of thing which helps save taxpayer dollars. He said we are really excited about this relationship.

Mayor Wolfe said he, Abbey Miller, and Mr. Browning had a call last week with Standards and Poors, which is a credit rating agency. He said six years ago when he became the Mayor the Town's credit rating was BBB- which is the lowest level

investment grade rating that an entity can have and still borrow money. He said in 2009 the Town's rating went from a BBB- to an A- and in 2012 the rate was upgraded from A- to A+. He said thanks to our capable staff here at Town Hall and the management of this Board and the Aldermen who preceded this Board, the Town has now received a credit upgrade to AA- which puts the Town in the top tier of credit ratings. He said the next step would be AAA. He said if there has ever been any doubt about the intention of this Board or intention of the staff or about the progress we are making in the Town, this pretty much settles that question. He said everything done in the Town is a team effort that includes the Department Heads and employees on the ground who are doing things to make the Town operate with a business-like efficiency. He said in the last six years the General Fund fund balance has almost tripled; the fund balance went from a little over \$400,000 to \$1.2 million, and this is one of the many areas the credit agencies look at. He said the credit rating helps determine the interest rate when the Town borrows money. He said there are some who say that the Town is borrowing too much money, or is spending too much money, or is trying to do too much, but this new credit rating is an affirmation that we are not and that we are on the right track. He said it is important that we continue to apply good business principles to the management of the Town of Jonesborough and that we continue to rely on Abbey Miller and Bob Browning and the Town's great staff and team to operate the Town in an efficient manner. He asked for the Board to applaud the Town staff. Abbey Miller said this brings her a lot of joy because it validates all of our hard work over the last few years. Bob Browning said we have such a small amount of discretionary money and we have to partner with others and do everything we can to get things done. He said we use grants and many other avenues to accomplish our goals. He said having the current fund balance from where we were is outstanding. He said it is so different than what it used to be, and we do have a great staff. Mayor Wolfe said in 2003 we had a negative \$700,000 balance in General Fund and now we have a \$1.2 million fund balance.

Alderman Vest said there is an old saying that you have to invest money to create money. He said he has seen that in the business he is in, that you have to invest money to create money and it leads to greater sales and more efficiency. He said we invested in infrastructure that helps to create a reason for businesses to want to come here and then people move here and more revenue follows that. He said he sees small towns where he travels that are not forward thinking and feel they should not spend money, but when you do not invest in infrastructure, then the towns dry up. He said it is good that the Town of Jonesborough has reversed that trend and our investments are paying off. He said he appreciates the leadership of this Board and the staff.

Mayor Wolfe said the last several years have not been a good time nationally because the economy has been tough but Jonesborough has continued to see steady retail growth. He said part of the reason is we have been out there hustling and working with people coming to Town to open new businesses. He said Highway 11-E looks different than it did six years ago; a lot of new businesses have opened in the last six years which have provided the Town with growth. He said he is in the home building business and he has still managed to sell homes even during the economic downturn over the last few years.

Mayor Wolfe said the Town has received a Safety Partners Grant that helps with our Wellness Program in the amount of \$1,500. He said Donna Freeman did an excellent job submitting the grant and thanked Donna for her efforts.

The next item was the Resolution in support of maintaining local control of the healthcare system. Mayor Wolfe asked if this could be added to the agenda for Board consideration. Alderman Countermine made the motion, seconded by Alderman Vest and duly passed to add this item to the agenda. Mayor Wolfe said this Resolution has been passed by the City of Johnson City and by Washington County. He said this is concerning the future of Wellmont and a discussion of whether it remains under local control. He said there is a lot of interest in this not only from the perspective of ETSU and how it would affect programs and operations there, but how it would affect economic development and jobs in our community. He said we are blessed to have two excellent local health care providers under local control. He said there are a lot of ways

this could change if Wellmont sells to a big provider system. He asked the Board for their comments and to seriously consider passing this Resolution. Alderman Dickson said the impact on rural healthcare is something to consider. He said there are a number of jobs that could be affected because Mountain States is the largest employer in Washington County. Motion was made by Alderman Countermine, seconded by Alderman G'Fellers and duly passed to approve the Resolution in Support of Maintaining Local Control of Healthcare Systems as follows:

Insert Resolution

Mayor Wolfe read the following names on the prayer list: Brett, Jules Corriere's husband, Mike Hyatt, Mitch Triplett's mother passed away, Kenneth Story, Wally Sparks' dad is in the hospital, Terry Alexander's husband's cousin passed away, John Crawford, and Steve McCracken. He asked that those remain in our prayers. He said we have another situation that came to our attention this week and it is Luke Story, who is one of Jonesborough's firefighters. The Mayor commented that Luke was recently honored by the Business Journal as a Health Care Hero for our area. He said Luke and an EMS tech started a program in the schools that earned them this designation. He said Luke has been diagnosed with pancreatic cancer and is only 36 years old and that Luke's dad is suffering from the same thing. He asked for a moment of silence for all the people on the prayer list and for Luke and his family with all they are going to be facing.

Mayor Wolfe read a Resolution honoring Dean Chesnut, Jonesborough General Store, and Stephen Callahan, Tennessee Hills Whiskey Company, for organizing the first annual Wheels in the Hills event which included a poker run, rally, and cruise in.

Insert Resolution

Mayor Wolfe said this was done to help promote businesses in Jonesborough but there was also a charitable component to the event. Dean Chesnut said they wanted the event to benefit the Town and merchants, to be family orientated, and to help with the Shop with the Cop and Firefighter Program. He said they wanted the net proceeds to go to that organization. He asked Major Natalie Hilton to come forward. Ms. Hilton said she starts on October 1st raising funds and donated services for the Shop With A Cop and Firefighter Program. She said last year the program raised over \$10,000 and they took 50 kids shopping who also shopped for their brothers and sisters. She said there was a total of 76 kids who benefited from the program. She said the parents drop the kids off at the Visitor Center for a pizza party with Santa Claus and Ms. Claus, then the kids are taken by limos to Walmart to shop with a gift card of \$150. Ms. Hilton was then presented with a check for \$1,283 from the Wheels in the Hills event.

Mayor Wolfe said Wheels In The Hills was a great event. Dean Chesnut thanked the Board for allowing this event and added that they plan to have it annually. He said this year there was over 200 motorcycles and 100 cars. He said business owners said they had a good weekend.

Mayor Wolfe asked Adam Depew to come forward for the Employee of the Month award. He read the following nomination letter:

Adam has always been a team player. He has his State Operator's License, and the Water Distribution Dept. can depend on him to take charge of a situation when needed. Just recently, he was asked, by me, to come out with the On-Call Crew on July 14th, after already working all day. Now the On-Call Crews had done the same, but they were on call and as all our crews know that can happen when you are on call. But Adam was off and as I had said I am crediting him for being a team player, not just working long hours, because all our guys do that at one time or another when on call. He answered the phone as he does every time we need him. As a matter of fact he was last on my list to call because he is always dependable and I hated to call him after he had repaired six leaks that day and had come in dragging at the end of his day. But, once again it came down to him and he did answer and he came in and worked all night repairing a large leak on East Main Street, and another on Leesburg Road. Now, the crew was off the next day because of working all night and at 3:55 p.m. the office

received a call at the same place on East Main St. (412) because that customer had no water at their house. The On-Call Crew was dispatched and they found the service to 412 East Main St. had to be replaced. They called Adam Depew and he was about to go out again, dropping his own plans and I called him and told him he should let me try to get someone else. Fortunately we were able to get Mark Powers to help them. But Adam was ready to go and would have gone if we needed him. The point is when they are off they should be able to relax. I feel some sympathy for them when we call outside of that On-Call period to ask for volunteers, so some are not reachable. And this is where Adam shines, not just in this case but whenever we need him he has been there. He is the definition of a team player and should be rewarded for it. There is so much more I could write about, but we have not the time or room to write. I am asking that you please consider Adam Depew for Employee of the Month. Submitted by: Mark Arwood

Mayor Wolfe said that several months ago Ken Lewis from South Central had complimented Adam on a great job done. He said he appreciates the job that Adam does, his dedication to the Town and added that Adam always has a smile on his face. Natalie Hilton said he is also an awesome reserve police officer.

Mayor Wolfe said that Alderman Countermine will be out of town on October 13th for the regular meeting and asked if anyone else was going to be absent. Alderman G'Fellers said he was also going to be out of town. Attorney Wheeler said if you wait to reschedule the meeting then it would be considered a Called Meeting and the agenda would have to be published. Mayor Wolfe asked if October 6th would be good for all Board members. Alderman Dickson said the Community Chest meets that night but he could change that. Motion was made by Alderman Countermine, seconded by Alderman G'Fellers and duly passed to move the regular scheduled meeting from October 13th to October 6th, 2014, at 7:00 p.m. Attorney Wheeler said the new meeting date needs to be published.

Alderman Comments was the next item on the agenda. There were no comments.

Attorney Comments was the next item on the agenda. Attorney Wheeler said he needs to meet with the Board in Executive Session at the end of the regular meeting.

Citizens Comments was the next item on the agenda. Tammy Cloyd, 701 Persimmon Ridge Road, addressed the Board with some questions. She said she understood the bids would be received tomorrow on the Persimmon Ridge Road/Shell Road project and asked what the next step would be. Bob Browning said he will get with Craig Ford and Todd Wood to review the bids, and if there is a reasonable bid, then a recommendation will go to the BMA at the October meeting. Ms. Cloyd said if the decision is that the bids are too high, what will be done then. Mr. Browning said after making changes to the bid specifications, he is encouraged that we will receive a good bid, but if not, then the Town crew will have to do the work. Mr. Browning said the Board has authorized them to move forward with the project but the question is how we will undertake the project. He said we have received a couple of good pieces of equipment from government surplus that may help with this job. He said the intent is to contract the work because it will take less time to complete the project because if we have to do this project in house, Shell Road will be closed a lot longer and we will have to get started right away in order to get it done before winter sets in. Ms. Cloyd asked if she would be contacted as to what is going to be done so she can let her renters know. Mr. Browning said a recommendation will be made this week. Alderman Vest said it should be voted on at the October 6th meeting. Ms. Cloyd asked if a letter would be sent to the residents on Shell Road, and if so, when. Mr. Browning said a letter will be sent out when we know what is going to be done, with a projected time table for completion of the project. Mayor Wolfe said we should be able to make a quick decision and send a letter out with all the details. Ms. Cloyd asked if the bids come in too high, will the project be delayed until next year. Mr. Browning said it may be more difficult for staff to do the work this year. Ms. Cloyd said she is not asking the Town to start the project and not be able to complete it in a timely manner. Mayor Wolfe said it would not be left that

way all winter. Mr. Browning said the project has been simplified with the help of Ms. Cloyd, and the staff has been encouraged by the contractors. He added that if the project is contracted out, the job should be completed within two weeks, with the excavated dirt being put on the Cloyd property and not having to be hauled away.

Ruth Verhegge, 601 W. Main Street, addressed the Board and said on September 21st from 4:00 to 7:00 p.m. there will be a Community Thanksgiving Dinner at the Visitor Center sponsored by the Jonesborough Civitan Club, Jonesborough Kiwanis Club, Jonesborough United Methodist Church, and Jonesborough Presbyterian Church. She said this is a free dinner for all the members of the community to come together and enjoy food and fellowship. Mayor Wolfe said this is a wonderful event for the community and encouraged all to attend.

Ed Wolfe, 1103 Miller Drive, addressed the Board. He said in the last sixteen days in Jonesborough there was a Farm to Table Dinner, Farmers Market every Saturday, Wheels in the Hills event, Botchie Ball Tournament, and Music on the Square on Friday nights. He said he does not feel this could happen without the positive leadership of the Town. He thanked the Board for their leadership.

Mayor Wolfe acknowledged what Terry and Sandy Countermine did for the library yesterday. He said Countermine hosted the 10th annual Botchie Ball Tournament benefiting the library, held at Alderman Countermine's house and the Storytelling Park. They raised over \$1,200 for the library.

The next item on the agenda was the amendment to the membership of the Park and Recreation Advisory Committee. Motion was made by Alderman G'Fellers, seconded by Alderman Vest and duly passed to approve on second and final reading an Ordinance amending Title 1 Chapter 5, Section 1-502 Compensation, Appointment, Membership of the Recreation Advisory Committee in the Municipal Code in its entirety as follows:

Insert Ordinance

The next item on the agenda was the amendment to the First Responder Agreement with WC/JC EMS. Motion was made by Alderman Countermine, seconded by Alderman Vest and duly passed to approve the Resolution amending the First Responder Agreement between Jonesborough and Washington County/Johnson City Emergency Medical Services as follows:

Insert Agreement

The next item on the agenda was the rental rate and fee schedule for the Visitor Center. Mayor Wolfe said Amber Crumley is present if there are any questions. Alderman Vest said he appreciated the time and effort of the staff in making this recommendation. He said this is good stewardship of taxpayer money and facilities. Alderman G'Fellers said this is another example of good stewardship by the Visitor Center staff and added that they had not raised rates for several years. Mayor Wolfe said the set up and break down of around 300 chairs in the auditorium takes a good deal of time and effort. He said we are investing a lot of man hours in the center and feels it is still a bargain. Mayor Wolfe applauded Ms. Crumley for her management and the way they put together events at the Visitor Center. Alderman Vest made the motion, seconded by Alderman Countermine and duly passed to approve the Resolution amending the rental rate and fees at the Jonesborough Visitor Center as follows:

Insert Resolution

Mayor Wolfe recessed the meeting into Executive Session with Attorney Wheeler.

Mayor Wolfe called the meeting back to order after being in an Executive Session with Attorney Wheeler. Mayor Wolfe said that Attorney Wheeler would publicly discuss the pending litigation at this time and state the options that the Town has.

Attorney Wheeler said the purpose of the Executive Session was to discuss pending litigation with the Washington County School Board related to liquor by the drink taxes allegedly owed to the School Board. He said this originated from State legislation dealing with how counties and county school boards could collect the back taxes owed. Attorney Wheeler said the Town made an offer to the school board to pay the LBD taxes owed before we knew that the School Board attorney had filed a lawsuit. Mr. Wheeler said at this point an effort is being made to get discussions back on track. Pros and cons were discussed with the Board concerning the lawsuit. At this time Attorney Wheeler suggested making a settlement offer that can be taken back to the school board.

Mayor Wolfe said the Washington County School Board has hired an out of town attorney making \$250 per hour to represent them on this matter. He said this attorney is insistent that the Town owes money on liquor by the drink taxes for a period of time before the Town even had liquor by the drink. He said he finds it to be a frivolous claim and would hope the county school board would see how ridiculous it would be to argue this point.

Alderman Countermine asked when the Town passed liquor by the drink. Mr. Browning said it was 2002. Alderman Countermine asked if the calculation of a little over \$30,000 was the amount of money the Town would owe since passing liquor by the drink. Attorney Wheeler said that is right but he does not have that exact figure and asked that any motion made include the amount calculated by the Town Recorder. Alderman Countermine asked if the figure the county school board has come up with is for taxes before 2002 and Attorney Wheeler said that is correct. Mr. Browning said their figure came from CTAS research in which the state indicated that the Town had received Liquor by the Drink payment from the state. He said we had no way of generating those taxes in the Town before 2002. Alderman G'Fellers asked if we have access to that report. Mr. Browning said the reports shows at least ten years prior to that and there was one year there was quite a bit of revenue. Alderman G'Fellers asked if they have to provide the source of their data. Mr. Browning said their Attorney is saying it came from the Department of Revenue and we do not have the information on how the State came up with the additional payments. He said we have detailed information in our audit reports on this. Alderman G'Fellers said he felt they would have to provide a detailed report to justify what they are asking for. Attorney Wheeler said the Town's position is that there are school board members who were here during that time and know that the Town did not have liquor by the drink until 2002 and acknowledge that the Town does not owe anything prior to that time. Attorney Wheeler said if this litigation goes forward, they will have to look at our audit reports and not rely on the CTAS report. He said we are hoping that the school board agrees with our offer.

Alderman Vest said he feels that it is a waste of time to try to collect any taxes before liquor by the drink was legal in 2002. He said we have always had a good relationship with the school board and said the Town should make an offer to the school board. Alderman Vest said whatever the Recorder came up with is the offer that we should make and hope that they accept it. He added that the amount offered could be paid over three years and if they want to negotiate the offer, then appoint a School Board member or the Chairman to come and negotiate with the BMA. Alderman Vest made the motion to offer the amount to the school board as calculated by the Recorder, to be paid over a three year period, and if they want to negotiate the offer, then appoint a School Board member or Chairman to come with their attorney to meet with the BMA or Mayor to discuss it further. He said the relationship between the BMA and the School Board is very important. Attorney Wheeler said the law allows the payment to be made over a ten year period but the Board is offering a three year payout. Mayor Wolfe said the School Board does not need to be paying their attorney to try to get money that is not due to them or pay our attorney to defend the Town for a claim like this. He said we could meet face to face and do what is in the best interest of the taxpayers and not feed the lawyers. Alderman Countermine seconded the motion. Alderman G'Fellers asked what the next step is if this is approved. Attorney Wheeler said he will take the letter from Mr. Browning about the long, good relationship between the Town and the School

Board and incorporate the offer and draft the letter to be signed by Mayor Wolfe and Mr. Browning which would be his recommendation as to how to proceed. Those voting aye: Alderman Vest, Alderman Countermine, Alderman Dickson and Alderman G'Fellers. The motion passed.

Mayor Wolfe adjourned the meeting.

ABBAY MILLER, RECORDER

KELLY WOLFE, MAYOR

After Executive Session

The BMA reconvened and Jim Wheeler discussed the issue of liquor-by-the-drink tax payments to the Washington County Schools. He said we had no liquor-by-the-drink establishments to generate mixed drink tax prior to 2002 and the Town had sent a letter stating the Town was willing to pay one-half of the mix drink tax received by the Town from 2002, and that amount was a little over \$30,000.

Alderman Vest said he thought it was ridiculous to try to collect mix drink before we even had any mixed drink establishments. He said instead of 10 years we ought to pay it off in 3 years. A discussion took place that members of the school board knew we did not have establishments, but the \$250/hr. attorney seemed to be doing everything possible to drag out an agreement.

It was suggested by Alderman Vest that a letter be sent offering a settlement of the \$30,000(+) over a three year period, and if they did not like that time period the Chairman or a designated member of the school board, not just the attorney, could be designated by the School Board to meet with the Mayor to work out an acceptable solution. After some discussion, Alderman Vest moved that the Town offer the payment and be willing to negotiate with a school board member, if needed, to reach an agreement. The motion was seconded by Alderman Countermine and passed unanimously.

Meeting was adjourned.

ABBAY MILLER, RECORDER

KELLY WOLFE, MAYOR