

Mayor & Board of Aldermen – Regular Meeting

Meeting Minutes

September 21, 2023

Present: Mayor H. Michael Brown
Vice Mayor Adrian Wiggins
Aldermen Frank Cates, Jeff Fisher & Alderman Sutton

Prayer and Pledge of Allegiance to the American Flag

- 1. Call to order by Mayor Brown**
- 2. Prayer & Pledge of Allegiance to the American Flag**
- 3. Establish Quorum**

Alderman Hummel was absent.

4. Approval of Agenda

Alderman Fisher requested the following 5 items to be added: (1) IT Migration (2) Employee Evaluations (3) Credit Card Misuse (4) Trash Contract and (5) Vehicle Fuel.

Alderman Sutton requested to add, waiver of event fees (Chamber of Commerce/Oakland in October).

Vice Mayor Wiggins made a motion to approve the agenda as amended. Alderman Cates seconded the motion. All were in favor, none opposed.

5. Reading and correction/Approval of Minutes of Regular Board

(A) July 20, 2023 – Regular Board Meeting Minutes

Vice Mayor Wiggins made a motion to approve the July 20, 2023 Regular Meeting Minutes. Alderman Fisher seconded the motion. All in favor, none opposed. The motion passed.

(B) August 17, 2023 – Regular Board Meeting Minutes

Vice Mayor Wiggins referred to (C) Resolution 23-88 fifth sentence, a typo to be corrected.

Vice Mayor Wiggins made a motion to approve the August 17, 2023 Regular Meeting Minutes contingent of correction being made. Alderman Cates seconded the motion. All in favor, none opposed. The motion passed.

(C) September 7, 2023 – Special Call Meeting Minutes

Alderman Cates made a motion to approve the September 7, 2023 Special Call Meeting Minutes. Vice Mayor Wiggins seconded the motion. All in favor, none opposed. The motion passed.

6. Citizen's Comments

John Finn – 100 Acadia Dr. – Asked the Board who was responsible for bringing businesses to the Town of Oakland, suggesting to limit the number of certain types of businesses (vape & tobacco stores and tattoo businesses). Town Manager Ellis addressed the question stating the town does not have marketing staff. Director Courton added that the State of Tennessee is favorable towards all business, therefore the town is limited in being able to restrict any business wanting to become a part of the municipality.

Ryan Thurman – 90 Greer LN – Presented to the Board, he is a longtime resident of Oakland and business owner with a work trailer parked on a parking pad at the side of his home. He stated the trailer has been parked next to his house for years and he just received a warning that the parked trailer was not in compliance with city ordinance. Director Wallace agreed the trailer was on a parking pad located at the side of his home, but the code requires the trailer to be behind a fence.

N. Johnson (in audible) – Requested attention to the park playground, reporting the steps on the slide are unsafe.

7. Communications from the Mayor

Mayor Brown requested that Scott Daniels of J.R. Wauford Company provide a project update on the Wastewater Treatment Plant. Mr. Daniels stated the bids were opened last Friday, there were two (2), Chris Hill Construction Co, whose bid came in at \$28,900,685 and J. Cumby Construction Inc, presenting the lowest bid \$28,700,000. He expressed to the Board the bids are high and are driven by the current economy, Blue Oval is absorbing the labor here, there is a lot of work in utility world at this time, funding from Washinton DC has spurred a number of projects, positioning the contractors where they can be more selective in which jobs they want to bid. He stated everything mentioned has caused the cost escalation of the project; the last cost estimate presented to the board was thought to be a "solid number" at \$21M.

8. Communication from the Aldermen

Vice Mayor Wiggins voiced his displeasure of the sound was not working on the streaming device. Alderman Sutton agreed.

Alderman Cates expressed kudos to the Oakland Police Department in a job well done related to the AT&T Store robbery earlier in the week. Chief Earl reported a robbery had taken place and within 15 minutes the perpetrator was apprehended without incident, acknowledging assistance of Fayette County and Shelby County officers.

9. Department Head Reports

Water Department - Director Armstrong reported to the Board an emergency leak repair on a main loop at the west end of Hickory Withe that required a contractor to be called. The repair is expected to be completed on Monday.

Alderman Sutton inquired of the extension equipment that would provide safety to the employees, asking the status of the purchase. Town Manager Ellis stated it is anticipated to be brought to the board in coming months.

Alderman Fisher asked Parks and Rec Director Weston of the 103 participants, what sports are being offered and how many are signed up? Director Weston replied that flagged football had 67 and soccer 36.

10. Town Manager Report

None

11. Consent Agenda

None

12. Old Business

Alderman Cates concerned of the (Adaptive Pest Control) door-to-door sales asked Director Wallace if a permit was issued to the before a background check was performed. Director Wallace said the permit was issued and the fees were collected. Information for the background checks and the fees were sent to city hall to be processed. Alderman Cates asked, why the permit was issued before the background check was completed? Wallace explained there was a list of information to comply with prior to a background check being ran and badges issued.

Alderman Sutton asked to be recognized. Director Wallace was asked, "Do we issue a permit before a background check is completed?" Mr. Wallace replied, "according to the list, yes we do." Alderman Sutton stated, a permit should not be issued until a satisfactory background check is received. Mayor Brown echoed Alderman Sutton's statement that a permit should only be issued once the background check is made and the photo identification badge is given to them. In the discussion it was determined Adaptive Pest Control vendors were performing door-to-door sales, without badges (signifying satisfactory background) and with no permit on them.

The Board request Attorney Minor to pull the Ordinance for follow up.

Police Chief Earl interjected the information for the background check was incomplete, copies of the social security numbers were not included. Once they were received, the background checks were done. He read from Ordinance 18-07 the times permitted for sales to be conducted. Mr. Wallace said that was a different ordinance from what he had, noting the Municipal Code was not current.

Vice Mayor Wiggins conveyed the easy fix, is not to issue the permit until the police return the background checks to you (Codes Dept).

The "Do Not Knock List" was questioned – Mr. Ellis reported the list was kept electronically on a clerk's computer, which the data was lost in a computer crash. The Board requested him to follow up.

13. Old Business: Ordinances Second and Final Reading

ORDINANCE #23-17 - AN ORDINANCE TO AMEND THE TEXT OF THE MUNICIPALE ZONING ORDINANCE OF THE TOWN OF OAKLAND REGARDING MINI-WAREHOUSE LAND USE AS A PERMITTED USE IN THE B-2 HIGHWAY ORIENTED BUSINESS DISTRICT

A motion was made by Vice Mayor Wiggins to hear the 2nd Reading of Ordinance 23-17.

Alderman Fisher made a motion to approve 2nd Reading Ordinance 23-17. Alderman Cates seconded the motion. All in favor, none opposed. The motion passed.

14. New Business: Ordinances First Reading

Consideration of Ordinance 23-18 Raising the Bid amount from \$10,000 to \$25,000

A motion was made by Vice Mayor Wiggins to hear the 1st Reading of Ordinance 23-18.

Alderman Sutton made a motion to approve 1st Reading Ordinance 23-18. Vice Mayor Wiggins seconded the motion. All in favor, none opposed. The motion passed.

15. Consideration of Resolutions

(A) Resolution 23-88 Accepting bid for Wastewater Treatment Plant

Vice Mayor Wiggins made a motion to hear Resolution 23-88.

Vice Mayor Wiggins made a motion to award the contract to J. Cumby Construction Co. in the amount of \$28,700,000 (twenty-eight million, seven hundred dollars) approving Resolution 23-88. Alderman Sutton seconded the motion. All in favor, none opposed. Resolution 23-88 passed.

(B) Resolution 23-89 Authorizing RFPs for 2023 Water Plant Upgrade (SCADA)

Vice Mayor Wiggins made a motion to hear Resolution 23-89

A motion was made by Alderman Sutton to approve Resolution 23-89. Alderman Fisher seconded the motion. All in favor, none opposed. Resolution 23-89 passed.

(C) Resolution 23-90 Accepting bids for Storm Drain Repair

Alderman Fisher made a motion to hear Resolution 23-90

A motion was made by Alderman Sutton to approve Resolution 23-90. Alderman Cates seconded the motion. All in favor, none opposed. Resolution 23-90 passed

(D) Resolution 23-91 Amend contract TDEC-ARPA Community Development Partners

Vice Mayor Wiggins made a motion to hear Resolution 23-91.

Alderman Cates made a motion to approve Resolution 23-91. Vice Mayor Wiggins seconded the motion. All in favor, none opposed. Resolution 23-91 passed.

(E) IT (Information Technology) Migration

Alderman Fisher requested status update. Town Manager Ellis stated the contract was signed by VC3; various installations will be brought on-line in layers which will entail amendments which are built in the original contract. The most recent amendment received is addressing the IT migration from GO-Daddy email and to deal with computer replacements, monitoring of hardware and software.

(F) Employee Evaluations

Alderman Fisher asked when and if employee evaluations had been performed. Mr. Ellis reported that in the past they were usually done around February of each year, turning to staff asking if those had been done since he was not on staff at that time. The response was yes, they were turned in. Alderman Fisher suggested evals to be done later in the year to base paying a Christmas Bonus to employees. Mayor Brown requested this to be a discussion item placed on the October 5, 2023 workshop.

(G) Credit Card Misuse

Alderman Fisher explained that all department heads who are issued credit cards are required to fill out an affidavit acknowledging their responsibility and stating they understand the policies associated in the issuance of a town credit card to them. With issues of mishandling and questionable spending, he requested Town Manager Ellis to investigate and instill again the expectations of employees holding those cards.

Mayor Brown tasked Mr. Ellis to address this in his next staff meeting.

Alderman Sutton asked why this issue had not been made known to him. Alderman Fisher stated he reviewed the credit card statements that were included in the packets and had questions. Per Mayor Brown, Alderman Fisher spoke with Harvey about the questions he had.

Alderman Sutton stated Mr. Fisher was out of line in bringing his questions to Mr. Ellis, stating that this should have been a discussion of the board to determine and direct Mr. Ellis to investigate.

Due to the nature of this discussion, Alderman Sutton made a motion to move to an executive session. The motion was seconded. The motion was seconded by Alderman Cates.

The regular meeting reconvened. Alderman Sutton made a motion to accept the advice of Attorney Minor, directing Mr. Ellis to make a full investigation ensuring the charges are appropriate. Vice Mayor Wiggins seconded the motion. All in favor, none opposed. The motion passed.

(H) Trash Contract

Item was not heard, died for lack of motion to hear.

(I) Vehicle Fuel

Item was not heard, died for lack of motion to hear.

(J) Chamber Fees Wave – Oakland in October Event

Alderman Sutton stated policy of the town, is that vendors must come before the Board for approval of events within the town and to authorize waivers of fees associated with event. It was recommended that Mr. Ellis contact the Chamber, advise them this will be an agenda item on October 5, 2023, Special Call Meeting.

16. Consideration of Business Items

N/A

17. Other Items of Business

(A). For informational purposes, Mr. Ellis presented to the Board a report on the Debt Obligation of the \$18m Loan Agreement related to the Water and Sewer System improvements including the rehab of wastewater treatment plant. In addition, a spreadsheet indicating the current available funding, the bid amount passed with Resolution 23-88, resulting in the additional funding required; and a staff recommendation proposing a rate increase to offset the additional funding needed. Mr. Ellis specifically pointed out the proposed amount did not include any increase in Operations and Maintenance, which is to be expected.

Mayor Brown asked this item to be placed on the October 5th workshop.

(B). Mr. Ellis reintroduced the possibility of scanning plans and documents associated with Building Codes and Planning & Development Departments. The Board was presented with quotes, staff recommended that Image Freeway, Norcross, GA is allowed to perform the service, there are approximately 1,500 sheets at the cost of \$1.00 per page. There was no objection in moving forward.

18. Credit Applications

None.

19. Approval of Invoices

A motion was made by Vice Mayor Wiggins to approve the invoices as presented. Alderman Fisher seconded the motion. All in favor, none opposed. The motion passed.

20. Meeting Adjourned – A motion was made by Alderman Cates to adjourn the meeting.

Date: September 21, 2023



H. Michael Brown, Mayor



K. Yvonne Bullard, City Recorder

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Mayor & Board of Aldermen

Special Call Meeting 6:00pm

Meeting Minutes

September 7, 2023

Present: Mayor H. Michael Brown
Vice-Mayor Adrian Wiggins
Aldermen Frank Cates, Debbie Hummel, Jeff Fisher and Ken Sutton

Prayer and Pledge of Allegiance to the American Flag

1. **Call to order by Mayor Brown**
2. **Establish Quorum** – All present
3. **Approval of Agenda**

Vice Mayor Wiggins made a motion to approve the agenda as presented. Alderman Hummel seconded the motion. All in favor, none opposed.

4. **Business Items:**

Resolution 23-87 – A RESOLUTION OF THE TOWN OF OAKLAND, TENNESSEE APPROVING THE ASSIGNMENT FROM KING ENGINEERING CONSULTANTS, INC. TO A2H, INC. OF ALL AGREEMENTS BETWEEN THE TOWN AND KING ENGINEERING CONSULTANTS, INC. FOR PROFESSIONAL SERVICES

A motion was made by Vice Mayor Wiggins to hear Resolution 23-87.

Town Manager Ellis stated this item was tabled during the last board meeting and is of urgent matter due to pending work and payments involving this matter. The resolution is being proposed to transfer the current King Engineering contracts to A2H Inc. In the previous meeting Attorney Minor was asked by the Board to review the contracts, he reported his findings as; the agreement states A2H is obligated to honor the contract presented “in full force and effect and not otherwise modified”. The fee schedule set by King Engineering must be honored.

Alderman Sutton pointed out that King Engineering has already provided services and worked on certain jobs. He inquired, will A2H assume the responsibility should a problem occur with any of those jobs performed? Attorney Minor read a portion of the contract aloud; “in assuming the contract, including all prior, current and future projects”.

Pat Hardcort, CEO of A2H addressed the Board’s concerns, there would be “no change in the contracts at all within the statute of limitations”. Attorney Minor explained there is a 1-year, 3-year and 6-year statute.

Alderman Sutton expressed concern in where and how the history and knowledge of the town held by King Engineering will be kept and stored. Mr. Hardcort stated the information will be digitized over a period of time and

with a copy supplied to the town. Mr. Sutton asked if there was written agreement to that effect, which was answered no. Mayor Brown stated the verbal agreement is now in the minutes.

Alderman Hummel made a motion to approve Resolution 23-87. Alderman Sutton seconded the motion. All in favor, none opposed. Resolution 23-87 passed.

5. Other Business Items:

A) Consideration of Change Order #5 in the amount of \$17,208.79 Wagner Construction- Oakland Sports Park PH 1

Town Manager Ellis reiterated to the Board that Oakland was issued a TDEC Notice of Violation for erosion control issues, stating he had spoken with the engineer and contractor, who submitted the change order that will address the violation issues. Mr. Ellis referring to Line 4, use \$20k "Credit for Survey Allowance" and take the addition \$17,208.79 from the current Parks and Recreation Budget Fy2024 line 942 "General Purpose Machinery Equipment".

Board discussion determined, if this request is passed, this matter should be taken up with the engineer that was paid to do a job, insuring against such violation, then pursue in recouping the town's funds related to Wagner Change Order #5.

Vice Mayor Wiggins made a motion to approve Wagner Change Order #5. Alderman Sutton seconded the motion. Four votes in favor, one opposed. The opposing vote was cast by Alderman Fisher. Wagner Change Order #5 passed.

Mayor Brown tasked Attorney Minor with drafting a letter to the engineer.

B) Review of Letter from TN Comptrollers Office regarding the FY24 Budget

Town Manager Ellis referred to a "Conditional FY24 Budget Approval" letter from the TN Comptroller's Office dated August 22, 2023, asking the Board to focus on the three deficiencies addressed in the letter. He stated the Town is given "90 days" from the date of the letter to respond.

Mr. Ellis spoke:

#1 – Planned Spending Exceeds Revenue and Total Available Cash – Solid Waste Fund by \$99,081. He recommended amending the Solid Waste Budget, removing the Street-sweeper (\$225,000) allocated as an FY24 capital expense.

#2 – Planned Spending Exceeds Total Available Funds – Future Fire Fund- Cash Fund by \$193,819 and Fund Balance by \$70,507. Recommendation to transfer \$200k from General Fund to Future Fire Fund.

#3 - Planned Spending Exceeds Total Available Funds – Park Special Fund- Cash Fund by \$1,462,670 and Fund Balance by \$1,413,797. Recommendation of \$709,505 from General Fund Assigned Balance and \$1,054,000 from Local Grant Loan Program, reporting the loan funding was not correctly applied on the budget.

Mr. Ellis stated the Comptroller agreed with the recommendations presented to the Board, stating he will forward the letter to the Board Members.

Alderman Sutton asked if the money can be loaned to the Future Fire Fund anticipating it to be paid back to the General Fund. Mr. Ellis referred the question to the town auditor, Mitzi Wickberg, who stated if you're loaning it to a fund, it is required to be paid back; and the State will issue a repayment plan. The loan would then be considered a

debt and would have to be approved as such by the State. However, if the money is being transferred, repayment is not required.

Mr. Ellis explained the \$18M loan was contingent upon the TN Comptroller's approval of the FY24 Budget with a deadline date of August 31, 2023. Without the approval, the loan would not have been attainable.

Vice Mayor Wiggins asked how it is possible the budget was off by so much in each of the funds? Finance Director Hodges stated budget numbers presented to the Board were miscalculated. Town Recorder Bullard agrees that tabulation issues, transposed numbers, as well as missing numbers all played a part. Recorder Bullard suggested that future budgets are reviewed in their entirety throughout the budget period, as opposed to 1 time in the initial presentation.

I, Yvonne Bullard Town Recorder, wish to include in the minutes, for the record; beginning fund balances and cash balances were missing or misstated, causing ending balances to be incorrect. The previous fiscal year(s) budget lines had incorrect or missing amounts, the excel spreadsheet was not properly utilized, everything was manually keyed and not brought over from FY23 Budget or FY23budget amendments, there were no formulas setup, allowing for calculation errors.

Vice Mayor Wiggins made a motion to approve the Town Managers recommendations. Alderman Sutton seconded the motion. All in favor, none opposed. The motion passed.

6. Adjournment

A motion was made by Vice Mayor Wiggins to adjourn the meeting.

Date: September 7, 2023



H. Michael Brown, Mayor



K. Yvonne Bullard, City Recorder

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Mayor & Board of Aldermen – Regular Meeting

Meeting Minutes

August 17, 2023

Present: Mayor H. Michael Brown
Vice Mayor Adrian Wiggins
Aldermen Frank Cates, Debbie Hummel, Jeff Fisher & Alderman Sutton

Prayer and Pledge of Allegiance to the American Flag

- 1. Call to order by Mayor Brown**
- 2. Prayer & Pledge of Allegiance to the American Flag**
- 3. Establish Quorum**

All were present

- 4. Approval of Agenda**

Mayor Brown requested to add under “Consideration of Business Items” Ford Fly-In.

Alderman Cates made a motion to approve the agenda as amended. Vice Mayor Wiggins seconded the motion. All were in favor, none opposed.

- 5. Reading and correction/Approval of Minutes of Regular Board**

None presented for approval.

- 6. Citizen’s Comments**

Earl Albright- Cross Creek Subdivision – Commended the Parks & Rec Director in his response (to citizens comment) last month. Mr. Albright inquired about the status of the new park. Mayor Brown stated that dirt-work has been done and some asphalt laid. It continues to be a work in progress.

John Finn – 100 Acadia Dr. – Asked the Board what can be done related to the investment of education for Oakland’s children. Mayor Brown explained the school system is under authority of the County. He added, there is a provision in Oakland’s Charter allowing the establishment of a school system, however the cost is approximately \$65 million dollars prohibiting any consideration at this time.

- 7. Communications from the Mayor**

Mayor Brown urged everyone not to drive on the fresh paving, which is barricaded off.

Mayor Brown tasked Harvey Ellis and Attorney Minor to review the franchise agreement with Somerville Gas and provide an update asap.

8. Communication from the Aldermen

Alderman Cates inquired of Director Weston, why the fishing rodeo was not scheduled and status of sports programs. The Director stated that TWRA had not responded to his calls related to stocking the pond. He reported signups for both soccer and flag football are taking place now, approximately 60 players have signed on.

Alderman Cates asked Director Wallace about the drainage issue next to Ace Hardware, stating he had addressed this issue with him and Mr. Johnson last year. Alderman Cates asked Harvey to follow up.

Alderman Hummel asked Fire Chief Walls why a resolution related to the collections of False Fire Alarm fees wasn't presented to the Board as discussed in last meeting. Chief Walls stated he was waiting for information from the state related to other fees that will fall under the resolution.

Alderman Hummel inquired of the calculation errors in the Building Code monthly report. Alderman Hummel requested a corrected report. Mayor Brown tasked Director Wallace to provide a corrected report to the Board.

Alderman Hummel conveyed she had requested information by email from Director Wallace on the family who resides on Mebane Road (2 storage units since December 2021), and the response was "working on it". Ms. Hummel asked Harvey Ellis to explain what's being done regarding the issue. Mr. Ellis described his conversation with the homeowner who was elderly and with health issues, as a burst water pipe in the ceiling had caused damage to the home, resulting in the removal of furniture into storage units. The homeowner is having problems with their insurance company. Mr. Ellis offered that he and Rex will work on the issue tomorrow. Ms. Hummel asked Rex if compliance procedures were being followed (60 Day Notice to remove the containers)? Director Wallace stated the homeowners are being given 60 days from yesterday (Aug. 16, 2023) to have them removed. Director Wallace said he was exercising caution in this, due to the elderly couple's health, indicating that he would reach out for assistance in the matter. Alderman Hummel suggested contacting a Veteran Agency. Alderman Hummel expressed the importance of consistency in enforcing the code.

Alderman Sutton asked Chief Walls how many people are signed up on the TEXTMYGOV system. Chief stated there were approximately 600. He offered the opinion that the system is not practical for the town. Mayor Brown tasked Chief Walls to explore other options.

Alderman Fisher stated employees are requesting paint and new carpet for offices located in Town Hall (170 Doss Circle), since the new city-hall will not be ready to occupy for a few years.

Vice Mayor Wiggins thanked the Fayette County Public Works in their quick response to an issue that affected Oakland residents.

Department Head Reports

Alderman Fisher addressed Finance Director Hodges if the process of separating the Water and Sewer Funds underway. She replied, due to audit(s), she has not yet separated them.

Alderman Fisher addressed Dennis Mullins of Storm Drain repair. Dennis reported 950 lbs. of foam in the last couple of days, which will be in next month's report. This month there have been 4 repairs.

Alderman Fisher thanked Public Works for cleaning up and cutting the Park, which was immaculate.

Alderman Fisher inquired of Director Armstrong the time frame of billing, last notice then cut-off. Director Armstrong explained the bills are sent out the 1st of month, late notices are issued the 15th and cut-off normally done on the 25th of each month, unless it's a Friday or holiday. Alderman Fisher asked what fees were related to late notices and if there was a cutoff fee. Director Armstrong stated a small penalty is charged for payment received late (after 15th – 24th), and an additional \$30 fee is added on the 25th for all unpaid bills.

Alderman Fisher referring to Code's monthly report asked Director Wallace to explain Firework Permits. Director Wallace explained not all firework permits are submitted to the town and paid at the same time. In this instance there were two vendors and five tents; 3 permits were paid in May and 2 permits paid in June.

Vice Mayor Wiggins recognized the Oakland Police Department for their great job in insuring Oakland as one of the safest communities to raise a family in the entire country. Police Chief Earl said Oakland employs good officers, they are visible in the community and traffic stops have a large impact in the reduction of crime in the community.

9. Town Manager Report

Town Manager Ellis reported to the Board the electric service for subdivision entrance lights have been taken out of the Town's name as directed. However, the service meter at Northwoods connects both the entrance lights and the lake fountain. Pricing to separate the services are being researched.

10. Consent Agenda

None

11. Old Business: Ordinances Second and Final Reading

Ordinance 23-16 Adopting the 2023 Major Thoroughfare Plan

A motion was made by Vice Mayor Wiggins to hear the 2nd Reading of Ordinance 23-16.

Alderman Sutton made a motion to approve 2nd Reading Ordinance 23-16. Vice Mayor Wiggins seconded the motion. All in favor, none opposed. The motion passed.

12. New Business: Ordinances First Reading

(A) Consideration of Ordinance 23-17 Amending the Zoning Ordinance of the Town of Oakland Regarding Mini-Warehouse Land Use in the B-2 Highway Oriented Business District

A public hearing was declared open:

1. John Finn – 100 Acadia – Ask if this was a storage facility where RV's can be stored?

Alderman Fisher answered no, mini-storage units.

2. Judy Miller – 150 Country Wood LN. – Will a turning lane be put in?

Alderman Sutton answered there will be a lot of infrastructure changes to accommodate the increased traffic.

The public hearing was declared closed.

Vice Mayor Wiggins made a motion to hear the 1st Reading Ordinance 23-17.

Brenda Basar a representative of Solomito Land Planning was in attendance on behalf of the property owner and developer Michael Hall. She briefed the Board on site specifics. She described the property as deep and narrow limiting its use. The proposed use of this property is a “package deal”, a Chick-Fila on the front and mini-storage at the back. She stated there will be traffic studies, talk to engineers and state.

Vice Mayor Wiggins asked Ms. --- if the “package deal” was a definite decision, which she emphatically stated was a “package deal” which is riding on this entitlement.

Alderman Fisher asked if the ditch would present an issue. Ms. Basar stated they are required to stay 60 feet from the center line of the stream and all the site plans will accommodate that.

Alderman Hummel reiterated that should the rezoning not be approved, that would mean there would be no Chick-fila. Ms. Basar stated that was correct.

Vice Mayor Wiggins made a motion to approve the 1st Reading of Ordinance 23-17. Alderman Sutton seconded the motion. All in favor, none opposed. Ordinance 23-17 passed.

13. Consideration of Resolutions

(A) Resolution 23-86 Authorize Bidding for Fiscal Year 2023 Storm Drain Repair

Vice Mayor Wiggins made a motion to hear Resolution 23-86.

It was established the funding would be from the Public Works Budget.

Alderman Fisher made a motion to approve Resolution 23-86. Alderman Sutton seconded the motion. All in favor, none opposed. Resolution 23-86 passed.

(B) Resolution 23-87 Approving Assignment from King Engineering to A2H

Vice Mayor Wiggins made a motion to hear Resolution 23-87.

Alderman Fisher inquired if the contracts could be transferred to another engineering firm, should the Board choose? Attorney Minor stated that would be a right of the Board.

Alderman Sutton expressed concern of the rates that will be charged for the remainder of the contract. Attorney Minor pointed out Item #2 under “Assignment”, which he interprets that A2H is accepting the contracts as written. Attorney Minor suggested that he and Mr. Ellis contact A2H to talk about the concerns expressed and to determine the status of each contract. Mr. Ellis recommended to the Board to table Resolution 23-87.

A motion was made by Alderman Fisher to table for Resolution 23-87. Alderman Cates seconded the motion. All in favor, none opposed. Resolution 23-87 was tabled.

(C) Resolution 23-88 Authorize Bid Award for Residential Solid Waste Collection Services

Vice Mayor Wiggins made a motion to hear Resolution 23-88.

Steven Litton was present representing Team-Waste.

Lori Joyner was present representing Waste-Pro.

Alderman Sutton questioned if the quotes received met the bid specs.

Alderman Sutton made a motion to take a 5-minute recess for Attorney Minor to review the bid-specs. The motion was seconded by Vice Wiggins. All in favor, none opposed.

The Board reconvened.

Attorney Minor ruled the Waste-Pro bid proposal was incomplete.

Alderman Hummel made a motion to approve Resolution 23-88 awarding the contract to Team-Waste. Alderman Sutton seconded the motion. All in favor, none opposed. Resolution 23-88 passed.

(D) Resolution 23-89 Authorize Bidding for Fiscal Year 2023 Lift Station Telemetry Upgrades

Alderman Sutton made a motion to hear Resolution 23-89.

Alderman Sutton made a motion to approve Resolution 23-89. Alderman Cates seconded the motion. All in favor, none opposed. Resolution 23-89 passed

(E) Resolution 23-90 Authorize Purchase of three Flock Cameras for Police Department

Alderman Fisher made a motion to hear Resolution 23-90.

Alderman Fisher made a motion to approve Resolution 23-90. Alderman Sutton seconded the motion. All in favor, none opposed. Resolution 23-90 passed

(F) Resolution 23-91 Authorizing New Purchase Contract with Thomson Reuters for Clear Investigation Software

Vice Mayor Wiggins made a motion to hear Resolution 23-91.

Alderman Fisher made a motion to approve Resolution 23-91. Alderman Sutton seconded the motion. All in favor, none opposed. Resolution 23-91 passed

(G) Resolution 23-92 Approving Change Order Number One to the Project Entitled Roadway Improvements, 2023, Phase Two

Vice Mayor Wiggins made a motion to hear Resolution 23-92.

Vice Mayor Wiggins made a motion to approve Resolution 23-92 contingent of Mr. Ellis and Attorney Minor contacting Browning Construction. Alderman Sutton seconded the motion. All in favor, none opposed. Resolution 23-92 passed

14. Consideration of Business Items

Mr. Ellis requested a work session on September 7, 2023 at 6pm.

Mayor Brown requested the Board's wishes of his attending the Ford meeting in Dearborn MI.

Alderman Sutton made a motion granting the Mayor to attend with the town paying \$1,100 (eleven hundred dollar) registration fee. Alderman Fisher seconded the motion. All in favor, none opposed. The motion passed.

15. Other Items of Business

Mr. Ellis made a recommendation to promote Dennis Mullins as the Public Works Director.

Alderman Sutton made a motion to appoint Dennis Mullins as Public Works Director. Alderman Hummel seconded the motion. All in favor, none opposed. The motion passed.

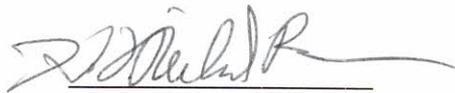
16. Credit Applications

None.

17. Approval of Invoices

None

18. Meeting Adjourned – A motion was made by Alderman Cates to adjourn the meeting.



H. Michael Brown, Mayor

Date: August 17, 2023



K. Yvonne Bullard, City Recorder