

**MINUTES OF THE REGULAR SESSION
OF
THE CITY COUNCIL OF THE TOWN OF EAGLEVILLE, TENNESSEE
December 3, 2009 7:00 PM**

The Mayor and City Council members met in a regular session in the Eagleville Community Center, City of Eagleville, Rutherford County, Tennessee on December 3, 2009 at 7:00 pm with Mayor Sam Tune presiding.

COUNCIL MEMBERS PRESENT

Mayor Sam Tune
Councilman David Rigsby
Councilwoman Donna Jensen
Councilman Wes Fitzgerald

Vice Mayor Ronnie Hill
Councilman Darin Rowell
Councilman Alan Ball

STAFF

Colleen Adams, City Recorder
Jeff Mooneyham, Park Director

Linda Dansby, Codes Administrator

GUESTS

Judith Fehlner
John Turner
Fred Dansby
Mason Jones
Patrick Wilson
Daniel Hayes
Mike Hughes

Ed Fehlner
Willie Mangrum
Rhonda Jones
Debbie Ryan
Kelly Mooneyham
Stacy Kirksey
Cheryl Mathiesen*

* Present but did not sign in

CALL TO ORDER

Mayor Tune called the meeting to order at 7:00 pm.

INVOCATION

Led by Mr. John Turner.

PLEDGE OF ALLEGIANCE

Led by Mr. Mason Jones.

ROLL CALL

Roll was taken by City Recorder Colleen Adams and all members were present.

CITIZENS INPUT

Ms. Cheryl Mathiesen spoke, and suggested to the Council that during the upcoming Christmas Parade, there be marked patrol cards near the 3-wheelers and motor bikes due to safety risk of horseback riders and spectators.

Page 2, 12/3/09 City Council Meeting

MAYORS WELCOME

Mayor Tune thanked Ms. Mathiesen for her comments, and stated safety measures have been discussed. Mayor Tune then welcomed all present to the meeting, and stated that this is their City, and encouraged all residents to become involved and come and be seen and heard. He then thanked everyone for their support during his recent family loss.

MAYORS RECOGNITION

Mayor Tune stated he would like to give special recognition to a few people. He stated a few weeks ago there was a possible incident at the City Park with a person in a bad place in life who was at the Park. He further stated these citizens watched and called the police and averted a bad situation. Mayor Tune then presented awards to Park Director Jeff Mooneyham, Kelly Mooneyham and Pat Wilson for their actions.

ADOPTION OF THE AGENDA

Councilman Wes Fitzgerald made a motion to adopt the agenda as written. The motion was seconded by Councilman Alan Ball, and after a roll call vote by City Recorder Colleen Adams, the motion passed 6-0.

APPROVAL OF MINUTES

Councilman Alan Ball made a motion to approve the minutes of the 11/19/09 City Council meeting as mailed, and the motion was seconded by Councilman Darin Rowell. After a roll call vote taken by City Recorder Colleen Adams, the motion passed 6-0.

FINANCIAL REPORT

Councilman Alan Ball made a motion for the City Council to perform a 6 month review of the City Budget. Councilman Darin Rowell seconded the motion, and after a roll call vote taken by City Recorder Colleen Adams, the motion passed 6-0.

PARK REPORT

Vice Mayor Ronnie Hill stated that last month, someone had commented on the Flag at the park, and he wanted to inform all that when the flag was stolen, the ropes were cut. He further stated the flag and ropes had been bought, and both should be back up soon and thanked Charlie King for using his bucket truck to help replace the ropes. Councilman Fitzgerald asked when the sign would be put up at the Park. Vice Mayor Hill stated that it is being worked on.

FIRE REPORT

Councilman Alan Ball spoke and stated Fire Chief Martin would not be able to attend the meeting, but they did have a Fire Board meeting. He further stated they discussed purchasing needed equipment and the need for more fundraisers. He also stated that the Department is in need of a Tanker Truck. Councilman Ball stated we had a good Fire Department and they need new equipment.

POLICE REPORT

Councilman Wes Fitzgerald stated the Police Board had met on Tuesday and that he also met with Sheriff Truman Jones. He stated that Sheriff Jones stated he would be happy to work with Eagleville and that if the City were to hire a Police Officer it would

Page 3, 12/3/09 City Council Meeting

not affect coverage. He further stated that he will be meeting with Chapel Hill's Police Department and Craig Sewell will be looking at our current police car to see what needs to be done. Councilman Fitzgerald also stated he had talked to City Recorder Colleen Adams about adding line items to the budget. Councilman Alan Ball stated he would like for any funds received by the Police Department to go directly back to the Police Department. Councilman Ball was advised by City Recorder Colleen Adams that any funds generated by the Police Department would need to go into the General Funds, but money could be allocated through the line items back to the Police Department and will verify with MTAS. Councilman Rowell suggested that he should wait until they redo the budget. Mayor Tune asked Councilman Fitzgerald to confirm that Rutherford County Sheriffs Department would still offer protection even if Eagleville hires a Police Officer. Councilman Fitzgerald stated that yes they would and that when a Police Officer was not on duty we would need to notify them and they will know to come out here.

ZONING REPORT

Linda Dansby stated that the agreement has been sent to the County for roads and sewer inspections and has been accepted, and she will be meeting with them soon.

RECORDS REPORT

Mayor Tube stated he had spoken with Glenda Dyer, and she is now working on the ordinances.

SEWER REPORT

Mayor Tune stated he had the prestigious honor of meeting with the Governor of Tennessee this week and the Governor was very concerned. He stated that Senator Bill Ketrone and SEC attended the meeting along with the Governor's top aide, who was told that Eagleville should be a top priority. Mayor Tune stated the Governor told him he was unaware of Eagleville's problem of the environmental threat and he would help. Mayor Tune further stated the meeting lasted about an hour and that he would get back to him in about a month. He then stated that TDEC was in Eagleville a few weeks ago and checked about 180 homes but does not know who passed or failed yet, but did know that 11 businesses were polluting the Harpeth River. He then stated that SEC should be through with proposal for 3 systems the City Council asked for in a few weeks.

OLD BUSINESS

2nd Reading – Proposed Changes to Personnel Policies and Procedures

Vice Mayor Ronnie Hill asked the City Attorney about the law for minimum employment. City Attorney Leon Sharber stated he would look into it. Councilman Wes Fitzgerald made a motion to pass the proposed changes to the Personnel Policies & Procedures on the 2nd reading, and the motion was seconded by Councilman Alan Ball. Councilman David Rigsby stated he wanted the current City Employees to be grandfathered in and that it was wrong to take something away from them. Discussion ensued on the items in question. It was clarified that the items in discussion were the sick time of current fulltime employees sick time accrual would be cut in half from 1 day per month to ½ day per month accrual, and that longevity pay would be taken away from current fulltime and part-time employees completely. Councilwoman Jensen stated she voted for the pay increase in October for the City Recorder to make up for the items

Page 4, 12/3/09 City Council Meeting

being taken away in the proposed Personnel Policies and Procedures. City Recorder Colleen asked the Mayor if she could speak. Ms. Adams asked the Council why current employees could not be grandfathered in since these were items they had already been receiving, she for 2 years since she was hired. Ms. Adams further stated she had given each Councilmember a report showing all the overtime hours she has worked since July 2009 and not received overtime pay, which totaled to 73.5 hours, and \$3,472.00 in overtime pay not billed to or paid by the City since she is a salaried employee. Ms. Adams went on to say this is time she has devoted to the City to help it and to try and make things better, but this is also time taken away from her family and home. Ms. Adams explained she is expected to be at all Board and Committee meetings. Councilman Alan Ball stated she is a salaried employee, and as long as it takes to do the job is how long she is expected to work. Ms. Adams stated to the Council not only is she expected to attend the City Council meetings, Planning Commission meetings, but she is now expected to attend the Fire Board, Police Board, Vision and Planning, Chamber of Commerce functions, and is now coordinating the Christmas Parade. Ms. Adams asked the Council how much more she could give, and again asked them why current employees could not be grandfathered in. Mayor Tune spoke and stated 6 days a year is lost and \$35 a year, and it is not a lot to have a difference about. Mayor Tune went on to say that he has done research, and other Cities the size of Eagleville have City Recorders that only work 2-3 days a week. Mayor Tune went on to say that he was not on the Council when Ms., Adams was hired, but is trying to bury the hatchet. He then stated that he never had a clear understanding of Ms. Adams hiring agreement but wants to do what is right, fair and honest. Mayor Tune then stated he is not picking sides, but wanted to mention it. After discussion, a roll call vote was taken by City Recorder Colleen Adams, and the motion passed 5-1, with Councilman David Rigsby voting “no”.

Revisit – Land Purchase on Highway 99

Councilman Alan Ball made a motion to close on the purchase of the Highway 99 property as the contract stated needed to be done by December 31, 2009, and was seconded by Vice Mayor Ronnie Hill. City Attorney Leon Sharber asked if the property had been surveyed, and stated if it had not been done it should be. After a short discussion, Mayor Tune suggested the contract be amended. He further stated it had been done for the improvement of the City, not for the City to resell. After a discussion, Councilman Ball withdrew his motion, and made a new motion for the sales contract for the Highway 99 property to be extended to June 30, 2010. The motion was seconded by Councilman Darin Rowell, and after a roll call vote taken by City Recorder Colleen Adams, the motion passed 6-0.

NEW BUSINESS

None.

CLOSING COMMENTS

Councilman Darin Rowell wanted to recognize the members of the Leadership Rutherford in attendance. Mayor Tune thanked them for being here.

Mayor Tune reminded all in attendance that the Christmas Parade will be on December 12th at 11:00 am. He then thanked all in attendance for being there, thanked Mr. Turner for extending the contract.

Page 5, 12/3/09 City Council Meeting

Vice Mayor Ronnie Hill spoke, and invited all in attendance to his home after the meeting for a Christmas party.

ADJOURNMENT

Councilman Wes Fitzgerald made a motion to adjourn and was seconded by Councilman Darin Rowell. By unanimous vote, the meeting ended at 8:13 pm.

ATTEST

Mayor Sam Tune

City Recorder Colleen Adams