

Regular Council Meeting

November 3, 2015

Meeting called to order by Mayor Harley at 7:00pm.

Invocation given by Councilman Andrews.

Pledge of Allegiance led by Boy Scout Zach Norton, Troop 400.

Welcome extended to all by Mayor Harley.

Present were Mayor John R. Harley, Councilman Cameron W. Andrews, Councilman Randall Wright, Councilman J. Micheal Evans and City Attorney Rebecca Tydings. Councilman Jonathan Nichols- absent attending son's sporting event. City Clerk Krista Bedingfield absent – carrying out duties as Elections Superintendent.

Public Comments

Paul Castleman, owner: Quality Southern Roofing-Discussion Roll Off Containers: Appreciated prayer and pledge at beginning of meeting – from New York and not used to that. Stated he was the owner of Quality Southern Roofing. In business since 2012 with his partner. Eleven years combat veteran of Marine Corps. Last year purchased part of a dumpster company and provide dumpsters on our own jobsites. As of last week, we were told that City Ordinance 48-22 requiring use of CSI's roll-off containers. Mr. Castleman stated that he was told that he could use a dump truck; \$305 plus \$35 for additional ton city cost for roll-off. My cost is \$160.00 if I use my own container. Handed out two pages of documentation about costs. Attached to and made a part of minutes. Feels that ordinance is an attack on his business. Has four children and needs to support. Citizens cannot seek out best deal for themselves by having to use CSI dumpsters.

Mayor thanked him for his service. Stated that ordinance has been in effect for many years. Asked City Attorney Tydings to discuss exclusive right to collect and dispose of solid waste. Mayor mentioned that there are no exceptions that allow contractors to use their own roll-offs. Mayor said that people who roofed his home used dump trucks. Mr. Castleman's arguments are based on dollars and cents – not arguing about a monopoly. Not looking to overturn the ordinance – looking for exception for my company that spent \$80,000 buying his own dumpster company. Sees this as a disservice to the citizens and his company and employees – estimates that it will cost him an additional \$10,000 to abide by the City's ordinance over use of his own dumpster. I just want to take care of my own waste on roofing jobs – not rent out dumpsters to others.

Mayor feels that we are bound by our own contract and cannot make exceptions. Mr. Castleman asked when contract ends. December 31, 2018 with five one-year possible extensions thereafter.

- Sec. 48-22. - City to provide sanitation services

The city may, at the discretion of the city council, elect to provide sanitation services by using city personnel and equipment or by contracting with a private operator for these services. No person except authorized employees of the city utility department or their authorized representatives shall empty garbage, trash or yard waste containers and receptacles or collect,

convey or transfer garbage, trash, yard waste or other refuse through the streets, alleys or public thoroughfares of the city without a written permit granted and issued by the city council.

David Parker, 129 Ridgebend Drive: Asked a question about the ordinance as written in the agenda. Couldn't the guy get a written permit granted and issued by the city council? Mayor answered "no", because we have a contract.

Adoption of Minutes – Motion by Councilman Wright to approve all sets of minutes as written; seconded by Councilman Evans; approved by unanimous vote.

- October 6, 2015 Special Council Meeting
- October 6, 2015 Regular Council Meeting
- October 20, 2015 Council Work Session

Old Business

New Business

Fencing Elberta Road property/Approval: Director of Operations Mike Brumfield, provided four bids for the Mayor and Council to review. The low bid in the amount of \$ 27,850.00 submitted by National Fence Company.

Motion to award fencing contract to low bidder made by Councilman Wright; seconded by Councilman Evans. Funding source – water & sewer enterprise fund – included in FY 2016 budget – site improvements line item. Approved by unanimous vote.

Mayor looking forward to shop being moved away from water tower.

Chain of Command: Mayor Harley read provisions from personnel manual regarding reporting of harassment or grievances - alternative reporting when chain of command personnel are involved in conduct complained of. Mayor spoke of his and other councilmembers' military experience and understanding the chain of command. Also spoke of going above chain when there is a complaint about harassment or when a grievance is filed. Open door policy is not something that allows personnel to abuse or otherwise not follow the chain of command.

Amendment- Job Description Chief of Police: Councilman Andrews – job opening announcement and job description were not clear in agreement about the educational requirements (Bachelor's Degree). Job announcement still allows for consideration of combination of education and experience.

Motion to adopt revised Police Chief Job description with educational requirement of Bachelor's Degree in Criminal Justice or related field made by Councilman Andrews; seconded by Councilman Wright. Motion passed by unanimous vote.

Council Comments

Post 1 – Councilman Andrews – read personal statement related to nastiness of this election.

Post 2 – Councilman Wright – “He said it all, I’m good.”

Post 3 – Councilman Evans – no comment.

David Parker, 129 Ridgebend Drive addressed Councilman Andrews and took issue with what was said about his wife, Geraldine Parker. Mayor encouraged the Parkers to work their differences out with Councilman Andrews.

Geraldine Parker, 129 Ridgebend Drive stated that Facebook posts were her opinion. Said that her statements about Jon Nichols were true. It was also her opinion that renters can’t understand the impact of taxes.

Toni Copeland, 115 E Church Street, stated her disappointment with Councilman Andrews.

Post 4 – Councilman Nichols – absent.

Mayor – no comments.

Mayor adjourned meeting at 7:45 p.m.

Mayor John R. Harley

Attest by City Attorney Rebecca Tydings

Date