

Minutes  
Regular Meeting  
Bluff City Board of Mayor & Aldermen  
September 10, 2009

Mayor Malone called the meeting to order at 7:00 p.m.

Members present were Melvin Carrier, Robert Miller, Mark Weaver and Irene Wells. J. C. Gentry was absent.

Mayor Malone had prayer followed by the Pledge of Allegiance.

Mayor Malone said at the last meeting the question was asked if Mr. Wilkinson was in the meeting or had been notified that they were going to put out that position for applications and that came up during citizen comments and he answered it and said that he was aware of that and after the meeting was over he was corrected on that and he wanted to make sure that everyone knew.

Mayor Malone opened the floor for citizen comments and said that this was a comment section so if there was any questions to be asked it will be after the meeting and if anyone had comments they could make the comments and then after the meeting he would answer questions.

1. Brenda Leonard commented on Ordinance 16-113 dated November 2, 2006. Ms. Leonard said that the ordinance was in reference to skateboard, roller skates, etc. Ms. Leonard asked if anyone on the board was aware that these papers have been given or even verbal telling the kids where to ride, what not to ride and where to ride them such as skateboards, bicycles, tricycles, roller skates and coasters or any similar vehicles. Ms. Leonard asked the board if anyone had heard anything about it. Alderman Weaver said that he had not. Ms. Leonard said so no one. Ms. Leonard asked Mr. Nelson if he had heard anything about this. Ms. Leonard asked Chief Nelson if he gave all the officers these papers to give out. Chief Nelson said that they have on file. Ms. Leonard asked if they have them in their cruisers. Ms. Leonard asked how many do they have in their cruisers. (Could not hear what Chief Nelson was saying on the tape). Ms. Leonard said that the reason she brought this up was is that she was mowing the night of the race and she came up to the house, set down on the porch and got a drink and her grandson from Blountville was over and there were (3) three kids (2) two houses up riding and some were riding their scooters at the Senior Citizen Building. Ms. Leonard said that one of the officers came thru by Summit and Holston at the corner. Ms. Leonard said that when her grandson started up to the corner the cruiser stopped and they gave this little boy this paper and she was there and she could hear what the officer was saying. Ms. Leonard said that the officer asked the boy if he lived around here and he said no I live in Blountville. Ms. Leonard said that the officer asked him if he knew Lon Gene Leonard, this is what her grandson told her the

officer said, and he said yes that was his papaw so the officer told him if he wanted to ride to go to the Senior Citizens. Ms. Leonard asked if anyone has seen the signs at the Senior Citizens Building, which says no skateboards, no bicycles in the parking lot. Ms. Leonard said that the officer that give him this knew very well what the Seniors Citizens said because he was there the day they done it. Ms. Leonard said that this could have been a coincidence, on purpose she did not know, but this was the only copy that the officer had in his vehicle and their grandson was the only one that got one of the papers. Ms. Leonard said the officer handed it to the boy and told him to take that and let them read it. Ms. Leonard said that number one it teed her off to no end to give it to a 10 year old boy and like she told the officer if he had give it to his brother it would be landing in the middle of the road and never made it to the house and she was wondering how come he got one and asked how many were given out. Ms. Leonard said that she had asked from Highland to Union Park and all over the area and no one so far had gotten one of the papers. Ms. Leonard said that this was his words, he said that he wanted the people, the children to be aware that there were no skateboards, scooters and he said that the skateboards is what started this in the streets and he said that the reason he gave it to a child was that he did not want them to be embarrassed in front of their parents. Ms. Leonard read Section 16-113 which says, skateboards etc. prohibited on streets, sidewalks and other public places, it shall be unlawful for any person to use roller skates, coasters, skateboards or any similar vehicle or toy article on wheels or a runner on any public street, roadway, alley, sidewalk or other public building or other public place except in such areas as may be specifically designated for such purposes by the Board of Mayor & Aldermen. Ms. Leonard asked the board where the designated places were and do they have any or do they know. Mayor Malone said that he would answer the question after the meeting. Ms. Leonard said that that there are four ordinances on the paper and that is what teed her off that he gave it to the child. Ms. Leonard said if she brought the paper up to the board and told them to read the ordinance, which one are they going to read, and do they know which one to pick out. Ms. Leonard said the ordinance said that bicycles and tricycles are specifically excluded from the section; however bicycles shall not be ridden on sidewalks unless they are equipped with training wheels and a child is in the process of learning to ride a bicycle. Ms. Leonard asked the BMA to look at the ordinance and maybe do something different and maybe look into having a place for the children to play. Ms. Leonard said that the officer said that he did talk to the Senior Citizens and they told him if there were no vehicles in the parking lot it was okay for the children to play.

2. David Smith of 200 Highland Circle commented that the kids have no place to play and he was thinking about some of the smaller kids like his grandkids and he would like to try and get some kind of recreation equipment at the ball park and plant an oak tree for each alderman and swings, merry go round, sliding board for some of the smaller kids, not just for him, but for the whole town. Mr. Smith said that some of the other kids that are bigger could go down there at the parking lot and rides the skateboards and bicycles because there is not a lot of traffic. Mr. Smith said that he would appreciate it if the BMA would consider that. Mr. Smith said that Bluff City needs their own park and in the future maybe they could put a senior citizens walk around the ball field and put some gravel down and maybe a volleyball net, something for small kids and something for the 10, 12 and 15 year old kids as we need something and he wished they would bring it up in a motion and vote on it.
3. Julia Venable Carty of 209 Smith Street Extension said that a few weeks ago she went and asked for the salaries of employees because she was told by one of the alderman that one of the police officers was only making \$8.00 and she couldn't believe that and she wanted to confirm it. Ms. Carty stated that she found out that the officer is making more but when she was looking on there is also had the Mayor and the board was being paid hourly and it was her understanding that they were paid once a month no matter if they come to one meeting or six. Ms. Carty said that she knew the difference but it might be misinforming to some people and this should be clarified. Ms. Carty said that if they have time it would be nice to fix the park benches on Main Street before Heritage Days as one is broken completely, so they would look good on Heritage Days.
4. David Smith said that if the BMA decided to do this he would like Alderman Irene Wells and Alderman Robert Miller to be the supervisor over the playground equipment about buying it and try to get some of the citizens output like Julie Venable and Joan Leonard and let them be in on picking out the equipment. Mr. Smith said that they needed to get the good stuff so they don't have to buy more in five years.
5. Richard Boling of Bluff City Highway commented that he went to the Bluff City Baptist Church and they have a sign up that says no skateboarding or skating in there but they catch a lot of kids out there and they have had a lot of vandalism but he realizes that Mr. Nelson's police force can't sit there all the time and take care of it. Mr. Boling stated that they have had over \$1,200.00 worth of damage such as broken windows and kids up there playing basketball. Mr. Boling said that he realized that the police can't be up there all the time watching everywhere and he said he commended him for running some of them off at 2:00 or 3:00 in the morning. Mr. Boling said that the kids need someplace to play and the

Minutes  
Regular Meeting  
Bluff City BMA  
September 10, 2009  
Page 4

skateboards are the most popular thing in town as any town you go to. Mr. Boling said that Johnson City had a big one for the kids to go to at the high school and of course he knows they have a lot more money than we do to put into something like that but the kids do need someplace to play because they don't have anywhere to go except the parking lot at the ballpark but there are so many boats and stuff in and out down there and it is dangerous for them to be down there on a skateboard but they don't have anyplace else to go.

Mayor Malone introduced Melanie Carswel a Registered Nurse with the Sullivan County Health Department and works as a Nurse Educator and also works with the Office of Emergency Preparedness, to speak on the swine flu. Ms. Carswel said that the Director of the Sullivan County Health Department Gary Mays is trying to get out to all of the communities just to give everybody a heads up, to dispel some myths as there a lot out there. Ms. Carswel said that she would give a briefing and then answer any questions and let everyone know what they are preparing for and what is going on. Ms. Carswel said that in April they had a brand new flu strain that they had never had before that ended up being a pandemic and a lot of people were criticizing the severity of the pandemic. Ms. Carswel said that a pandemic actually means that they can no longer contain it and it goes around the entire circumference of the world and they are getting ready to go through a second wave. Ms. Carswel said that over the summer it continued which was a little bit alarming because regular seasonal flu completely dies out in the summer because it can't live in the heat and humidity but this H1N1 lived all summer. Ms. Carswel said that right know they do have seasonal flu vaccine at the health department as well as everybody else such as Kroger, Walmart and Walgreens. Ms. Carswel stated that seasonal flu has not started yet, so pretty much if anybody has flu or it is confirmed or a doctor says that you have the flu right now it is H1N1. Ms. Carswel said that seasonal flu is due any time and you won't be able to tell the difference and what they would like is for people to get their seasonal flu shots early, which is what they are working on right now, and you can get it now and it will last you all season. Ms. Carswel said that they expect a shipment at the health department of the H1N1 vaccine by October 15<sup>th</sup> but this date is not set in stone as they are currently doing human trials and there has been a lot of criticism with the government that this got rushed but there was no other way to do it. Ms. Carswel said that the clinical trials are going well and it is looking like everyone is going to have to have two shots to develop immunity to it because our bodies don't recognize it. Ms. Carswel said that a lot of the confusion lies in the target groups and there has been some politicizing of this of late and how our pandemic flu turned into a big political free for all she did not know but given the climate of what is going on with the attempts of health care reform she thought that it is all being put into one thing. Ms. Carswel said that Governor Tim Cain did something very unusual last week. Ms. Carswel said that they have pushed forever if you are elderly or frail to get their flu shots. Ms. Carswel said that

36,000 people die every year from flu. Ms. Carswel said that people over 65 are not getting this pandemic flu because they think if you were born prior to the early 1950's you had some exposure somewhere to something similar to this H1N1 Swine Flu so that you are having a little bit of immune response. Ms. Carswel said that if we are exposed to a brand new flu that we have never been exposed to before our bodies, and we are healthier meaning children and young adults, their immune system says this is something bad and new and the body needs to work hard and kicks into overdrive and actually starts destroying and damaging the lung tissue and this is the theory. She said what they predicted was that out of the H1N1 is approximately 30,000 to 90,000 deaths but it is going to be a complete different population from that 36,000 you have every year. She had been making the rounds three to four times a week to various groups and actually have gotten criticism from physicians that feels that public health and the government is blowing this completely out of proportion but if you think that 36,000 deaths each year which are mostly elderly and frail population and then you take another 36,000 H1N1 deaths and they are all school age children and college age children and pregnant women that is a considerable difference and that is why they are very concerned and that is why the push to do all of this. She said that if they didn't do anything and ended up being fairly severe the criticism would be there, but the criticism is there because they are working so hard and so much funding is going into this and it seems to be relatively mild and so as to not alarm anybody you are pretty much going to get fever, aches, chills and feel like crap and you don't go to work for four to five days, you're in the bed, you don't eat and then you are weak for a day or two then you go back to work which is very typical of seasonal flu. She said when they do have a death it is a fairly healthy child and a pregnant woman are 600 times greater to have a significant illness, meaning an ICU stay or a death from H1N1 than seasonal flu. Ms. Carswell said that they have been working diligently on their distribution plan and as it stands today they are looking at going out into the communities for an all day flu clinic and they are looking at the fire department communities and are looking at combining some communities as they are looking at it by population such as combining Hickory Tree and Bluff City. She said that it was completely free but if you get it from your physician or a Walgreens type thing they are allowed to charge an administrative fee and most of the insurance companies in the country said that they would file that but there is no charge through public health. Ms. Carswell said that she wanted the board to spread the word as they want to get the target groups first and those were pregnant women, health care workers, if you have a caregiver around a less than 6 month old baby, because they cannot receive the vaccine, age 6 months to 24 years old and 25 years old to 64 year olds with a complication such as diabetes, COPD, cancer treatments and that type of thing. Ms. Carswel said that Governor Tim Cain went against the science and said that anybody could get it in the first year that wants it which they are disturbed about because he folded under pressure

because right now the elderly population is just not getting the H1N1 as they have not had one single outbreak in a nursing home but has run rapid through a sports camp. She said UT Knoxville got hit it pretty hard and some other colleges as one college that played football had over 2,000 students out with it. Ms. Carswel said that is the science today, they are going to get it out to you, they are going to have some major advertising and it is free and she would take any questions. City Attorney Frye asked when the seasonal flu vaccine would be available. Ms. Carswel said that it is available now. Mr. Frye asked what the hours and days of the week it was available. Ms. Carswel said that they are taking appointments and the number is 279-2777. Alderman Miller said good hand hygiene otherwise. Ms. Carswel said yes, wash your hands, wash your hands, wash your hands and don't touch your face. Ms. Carswel said that a lot of people are trying to forego handshaking and that type of thing. Richard Boling said that he was a diabetic and COPD so he should get the shot right. Ms. Carswel said that everybody should get it but they need those people that are at more significant risk to get it in the first shipment. Lillian Cutten said so if you are 65 you would just have to stand in line to get it. Ms. Carswel said that they are not going to turn anybody away but they are asking to let the pregnant moms and children get in the first group but they are being told that they will have plenty of vaccine for anybody that wants it. City Recorder Dulaney asked if you have already had the swine flu do you need to take the shot. Ms. Carswel said that was a very good question and they have been asked that a lot and the answer is if you have had a test that you are positive for H1N1 don't get the swine flu shot because you have immunity to it, but if your doctor says he thinks you probably have swine flu but you didn't have a confirmatory test she would go ahead and get the vaccine. Alderwoman Wells asked if they did not want 65 year old individuals that are sick to be in the first tier. Ms. Carswel said that they did not want to say no to that at all and all she was saying is that they were just not catching it but yes they can have the vaccine but they would just like to get those groups that they know for sure that are dying from this.

Mayor Malone said that the students will be around the Choates Ford Walking Trail on September 24<sup>th</sup> and they are going to be on the streets at the trail head and swinging bridge so if you are out and about be careful, be careful everyday, but he just wanted to make everyone aware. Mayor Malone said that Heritage Days will be the Saturday following this.

Mayor Malone said that the last report he got from the people running the water plant was that we haven't bought any water for the past month and we are doing some work at the spring box and there should not be any interruption in water we hope if everything goes well.

Minutes  
Regular Meeting  
Bluff City BMA  
September 10, 2009  
Page 7

Mayor Malone said that he appreciated the citizens and appreciated each one for coming out and appreciated the city workers. Mayor Malone said that he has allowed public works to work a little bit of overtime as right now they are covered up. Mayor Malone said maybe not much this week but maybe next week we'll see a little bit more overtime involved. Mayor Malone said he thinks they got more work than the guys can handle.

City Attorney, Paul Frye had no report.

Alderman Carrier commented that he was glad that everybody came out tonight and hope they come out again and bring some questions.

Alderman Miller thanked everybody for coming and all their comments and to tell their friends there are lots of empty chairs that need warm bodies in them and lots of comments and wash your hands and get your shots and don't get the flu it is bad.

Alderman Weaver thanked everyone for coming out and supporting them.

Alderman Wells thanked everyone for their concerns and thanked them for coming out.

City Recorder Dulaney said she would like to answer Mrs. Carty's question with regard to the payroll of the BMA. Ms. Dulaney said that the payroll will only let you set up hourly and salary so you have to set it up as hourly and they are paid once a month and you put in one hour to get the ten dollars and you can't put it in as salary because it would generate a check every week. Ms. Dulaney said that local government said to enter it this way. Ms. Dulaney said that she had been working on the financial part for the cameras on 11E and she has set up a fund that would be called The Traffic Control Fund and it is a savings account. Ms. Dulaney said that it would be more cost effective to use the ACH rather than the lock box and she had contacted ATS and informed them that the city would be receiving the funds ACH and also through US Bank people can make online payments on their citations.

Ms. Dulaney said that she and the Mayor opened a savings account at Regions and closed the two accounts at Green Bank and combined them and put them in the savings account because the city would get 3 to 4 points more interest when they are combined. One is \$81,446.35 and the other \$25,208.28 so combined it is in excess of a \$100,000.00 which is better and you would get more interest.

Minutes  
Regular Meeting  
Bluff City BMA  
September 10, 2009  
Page 8

Ms. Dulaney reported that in conjunction with Sullivan County she and Amber had been working on a grant and the celebration on September 24<sup>th</sup> the city got a \$4,500.00 grant to be used to pay for buses, entertainment, drinks, tents, port o potties and stuff like that.

Ms. Dulaney reported that the BMA had received the financial report and in the General Operating account there was \$124,286.73, City Hall Account \$21,452.15, and she gave them the wrong amount that would be moved to the savings account in that the \$25,208.28 was a CD and the \$21,452.15 would be added to the \$81,446.35, Sanitation Fund there is \$6,241.51, Police Drug Fund there is \$10,108.25, Sinking Fund there is \$4,898.80, Debt Service \$147,993.65 and in the Water/Sewer Fund there is \$119,041.58. Alderwoman Wells asked if one of these funds include the \$50,000.00 they took out of the Building Fund. Mayor Malone said yes it was the General Fund.

Chief of Police Nelson presented the report from the police department. Chief Nelson said that the mileage went down because when they have officers vacating and officers that is out sick this decreases the amount of patrol they have. Chief Nelson said he wanted the BMA to look at accidents as they had 16 accidents last month and this did not have anything to do with the race. Chief Nelson reported that they already have nine accidents this month and they are just 10 days into the month.

Chief Nelson said that he had complaints about the corner of Summit and Smith Street there is a privacy fence that has been put up and it is blocking the road. Chief Nelson said that a lot of citizens had called him today and asked him if he would pass it on to the BMA and ask if they would make it a four way stop and this would alleviate some of this problem as they do have a lot of bus traffic and a lot more cars. Chief Nelson said that for the last three days they had been having a lot of trouble at the red light and at the stop sign at Cedar and Summit Drive. Chief Nelson said that he had been observing and watching it and there is a lot of people running the stop sign and red light and some people think you can turn left on red in Bluff City. Chief Nelson said that is something that they need to look at but a lot of the citizens is complaining about the high fence and you have to pull out in the road and this may be something the BMA wants to look at.

Chief Nelson said that he has a lot of complaint about animals and the problem is there is so much that they can do as the city crew has been abundantly busy and so they are doing everything they can on that.

Chief Nelson said that as far as the skateboards there is some out here as they had a problem not too long ago at the pavilion and tried to solve that situation and as far as

having an ordinance sheet out they have an ordinance book with all the ordinances in it and that is probably where that page come from and maybe they needed to consider just making just an ordinance sheet in violation to pass out and this is something that they need to control. Chief Nelson said that he had instructed all of his officers that this has come to his attention and he has told the officers that they need to correct this problem but they have to be mindful that we were all kids once and he hears the citizens concerns and he agrees with them and if they get the message out that this is a violation but they are doing everything on their part. Chief Nelson said that last month they had an abundance of people out sick and some vacating.

Chief Nelson said that the Cops Grants had all been awarded and they were put on the back burner and he could say that this probably won't happen for the simple reason with the health care plan and all the stimulus packages were cut back, but we are still on the list, but they would not give him a definite no but that it may be a pretty good while before we are considered.

Chief Nelson said that they have redone the schools and let one school out earlier than the other one and now they see an abundance of traffic lined up Carter and Main Street and so his problem is how they are going to correct this problem. Chief Nelson said that a lot of parents have found out that you can go up by Summit and Cedar and they are flying up through there. Chief Nelson said that he was going to talk to the City Manager about reducing the allowance of speed on city streets. Alderman Miller asked Chief Nelson if he was suggesting four way stops at those intersections to help control the speed. Chief Nelson said no he said that the biggest concerns from citizens was at the intersection of Summit and Smith Street because where the privacy fence was put up you have to pull out almost in the middle of the road to look and see if anything is coming. Chief Nelson said that there is a lot of traffic congestion thru there and of course Ms. Leonard has to get the kids off the school buses. Chief Nelson said that parents get aggravated, they get road rage and they don't want to wait in line. Chief Nelson said that his problem is that with the re-routing of the buses he has to have one officer at the elementary school and one officer at the middle school so when he only has two officers working that leads them into a problem to try to control traffic. Alderman Carrier said that the road rage gets bad around the school as he had been involved with it.

Mayor Malone opened the floor for old business:

1. Alderwoman Wells asked if all the repairs to city hall had been taken care of. Mayor Malone said no. Alderwoman Wells asked if they should ask the contractor to come before the board as this has been going on for quite a while.

Alderman Wells made a motion that they do that. Second by Alderman Weaver. Alderman Miller asked was it to call the contractor in. Alderman Weaver said yes to bring them before them to tell them why it has not been done. Mayor Malone asked City Attorney Frye if they needed to vote on this, it was just a consensus wasn't it. Attorney Frye said that that he could just ask them as the city manager. Alderman Wells said that they had been asking them for a long time.

Roll Call Vote:	Alderman Carrier	yes
	Alderman Miller	yes
	Alderman Wells	yes
	Alderman Weaver	yes

2. Mayor Malone stated that he had met with the sign company about the sign in front of city hall about three weeks ago and set down with the three individuals that come and talked to them and he has a lay out of a sign that they are proposing. Mayor Malone said that they asked for their design not to be handed out to the public at this time until it goes to bid. Mayor Malone said that they are going to have to come up with specifications and stuff like that. Mayor Malone said that he would like to have a workshop on Tuesday at 6:00 p.m. Mayor Malone asked if anybody's conflicted with that. Alderman Miller asked if the workshop could be at 6:30 p.m. Mayor Malone said that would be fine. Alderman Wells stated that she could not be there. Mayor Malone asked Alderman Wells what day she would be available. Alderman Wells said that she would not be available any this week. Mayor Malone scheduled a workshop for the next week on September 22, 2009 at 6:30 p.m. to discuss the sign for city hall.
3. Mayor Malone said that he had some people who had acquired or applied for the building inspector job. Mayor Malone said that they were probably going to hold off on having a workshop on this for a little bit because there was some information that the board has asked him for over the signs and things like that and he has that and would like to bring that to the workshop when they do the one on the building inspector.

Mayor Malone opened the floor for new business:

1. Alderman Carrier stated that he called Lady & Equipment today about the equipment that the city wants to auction off and they said that we are welcome to bring it up there and auction it off on October 8, 2009. Alderman Carrier said that there is a lot more people up there than they are around here. Alderman Carrier said that he told them about the tractor and the small chipper was that all they were going to do. Mayor Malone said that he thought they had three (3)

- pieces of equipment that they were going to put in that auction; the chipper, the mowing machine and the tractor. Alderman Carrier said that the tractor was the one with the gooseneck on it that gives them a lot of trouble. Mayor Malone said that was right. Alderman Carrier said that they told him that the city could bring the equipment up there the first of the week if they wanted to. Mayor Malone said that they did go up and do any inventory of what they had. Alderman Carrier said he wanted to get what the city could get out of it as it would be to the city's benefit. Mayor Malone stated that Judy contacted the auditor and so it is okay to take those pieces up there but a notification has to be made. Alderman Weaver asked what percentage was going to be charge. Mayor Malone said he did not know he had not asked that. Recorder Dulaney said that it would probably be 10% for the auctioneer. Alderman Weaver said that is what he figured. Alderman Carrier said that since the city bought the arm from them they may be able to give the city a discount or not even charge anything. Mayor Malone said that he would try to call Stan and see exactly what they are going to charge. Mayor Malone said that they were going to work on getting the rest of the stuff auctioned off as well.
2. Alderman Carrier said that in the right field at the Little League there was some bushes and they ain't doing no good and there were two (2) picnic tables there and if they could put a swing and maybe a little slide board for the kids, they could pull there and picnic and watch their kids and be back up there out of the way. Alderman Carrier said that the city might get a beach there one day next to the water. Alderman Miller stated that he would not mind seeing about establishing a committee of citizens just in order to facilitate the information to the board just so they are not making assumptions. Alderman Miller stated that the board could discuss the details on the logistics of it at a later date but he definitely would like to involve the community. Alderman Miller stated that before he talks about doing a park for the community he wanted as much involvement from the citizens as they could possibly get. Mayor Malone said that he actually contacted someone and they sent him some information after a phone call on a skateboard park and the cheapest that they assemble is \$40,000.00 so that is totally out of the city's range. Alderman Weaver stated that whoever does and if it is done on the swings and stuff he has actually had some experience from working in sporting goods and things they need to know is that just the height of the swing can lower the insurance by he thought a ten vs. an eight can be up to \$400.00 just by knowing and there is only like three (3) companies out there that is a park legit equipment and you just can't go to Lowes and it is all done by height, by what kind of mulch you put down (could not understand what was said) and everything that you do will benefit and spending a little bit up front will save you on the backend as far as insurance and stuff. Mayor Malone

- stated that he was not opposed to this and he has looked at it in the past and he knew that it was very expensive to do. Mayor Malone stated that he had contacted a couple of companies on it and he would really like to see something go in. Mayor Malone stated that the areas around the lake are very nice and they have had many discussions on where to put it and he thought that it would be very beneficial down there or around the park so it is something that they definitely need to look into and he has some quotes on it. Mayor Malone said that it is probably going to cost in the \$20,000.00 to \$30,000.00 range for a swing and a slide and whatever else they decide to put up. Mayor Malone said that they are going to have to make sure that it is maintained monthly or probably weekly as far as that goes. Alderman Miller stated that he suggested that Mr. Frye look into it to make sure that there is not going to be any liability on the city's part if a kid goes running off and into the water. Attorney Frye said that he was sure that it would have to be fenced and inspections log for underwriters.
3. Alderman Carrier stated that he had always wanted to put a horseshoe pit down at the duck shed and he had already looked into it and the box is a four (4) foot with clay in it by the state and then let people bring their own horseshoes. Mayor Malone asked Attorney Frye to look into the liabilities on that. Attorney Frye said sure and it would have to be underwritten. Mayor Malone asked if they should get an insurance quote on that. Attorney Frye stated that they could ask the broker what it would be. Attorney Frye asked if they wanted it on the playground and the horseshoe pit. Mayor Malone said yes go ahead and get it on both and asked the board if that was okay. The board verbally agreed. Alderman Carrier said if they would give him permission he knew a man that had the rules and regulations and he would bring a copy to the board at the next meeting. The board verbally agreed.
  4. Alderman Carrier said that Mr. Repass in River Bluff Landing asked him to look at his place where the big drain line is and Alderman Carrier asked what the story was on that. Mayor Malone stated that they had worked on the project for nearly a year and when the engineers came in and give them drawings they went off the drawings. Mayor Malone stated that once the piping was laid there has been some issues since then and not that it's been tampered with and he would leave it at that. Mayor Malone stated that at this point they have got some concerns but the project is on hold at this point until he can sit down and talk to Mark tomorrow and see what they are going to do. Mayor Malone stated that he was going to go look at the project himself. Alderman Carrier stated that the man measured about (70) seventy feet or more of pipe and if they had got the backhoe and buried it and smooth it out he could keep it mowed and that is all it would take and everything would be hunky dory. Mayor Malone stated that the

city engineer that was hired to do the project looked at it and they went from his specks and there has to be drainage and everything put in place. Alderman Carrier said that there was a catch basin that went around the park that goes on down to the river. Mayor Malone stated that the engineer had engineered what is up there except for one piece of pipe and that piece of pipe was removed. Mayor Malone stated that they are working on that and tomorrow he is supposed to sit down with Mark and talk to him about that so hopefully they can get something resolved on that.

Mayor Malone opened the floor for the second section of citizen comments:

1. Lon Gene Leonard of 508 Cedar Street stated that he noticed that Mr. Nelson spoke to them about the bus re-routing. Mr. Leonard stated that this is a Sullivan County School System and Bluff City has no school system or jurisdiction over a school system. Mr. Leonard stated that the buses are tearing the streets all to pieces and with winter coming on it is going to be even worse. Mr. Leonard said that after going in both directions they are putting a doggone street together right in the middle. Mr. Leonard stated that there should be some recourse where the county is going to help us upkeep the streets as it ought not to be left up to the board or whoever is in charge of it to get our streets done and keep them repaired. Mr. Leonard as the streets are cracking up and those buses come around there loaded and it is ruining those streets and he thinks that the county ought to compensate the city for using these streets in some fashion as they ought not have to support the school system because they pay enough taxes to Sullivan County the way it is and then they have to pay tax to the city and it has to go to paving and they are doing the damage and it is not the citizens doing the damage and it is not right for them to have to pay for it and the board have to make a decision to use the tax dollars to fix somebody else's problem. Mr. Leonard said that he thought that this is something that ought to be looked into. Alderman Carrier said that he knew what he was talking about and he has seen it. Alderman Carrier said that when you go down the hill at Parks Worley Street and them heavy buses put their brakes on when it is hot the black top skids just a little and you might not see it in a day or a week but there is already a wide crack in the new blacktop. Alderman Carrier said that it was the same way going down Carter Street to Holston. Alderman Carrier said that he had tried to tell them goons over there to come and help us and they won't listen to him.
2. Richard Boling asked if the repairs that the board commented on earlier about the building were those repairs that the contractor was still liable for that built the

- building or was it parts that he didn't finish or what was it. Mayor Malone told Mr. Boling if he would come to him after the meeting he would tell him what is still left on the sheet. Mr. Boling stated that he didn't want to know exactly what has to be done he just wanted to know if it was the contractor that built the building is he still liable for the repairs. Mayor Malone stated that there was a year warranty on the building but they were never completed from the time they turned the list into him. Mr. Boling said that was what he wanted to know and if he was still liable for finishing them. Alderman Carrier said that they call it a punch list.
3. Lillian Cutten of Union Park Subdivision and she heard them talking about the sign out front and what kind of sign are we going to put out there. Alderman Miller said it is still to be determined. Mayor Malone said yes at this point they are still talking about it. Ms. Cutten said that when she brought the sign up she thought they could match the sign like out front, because if that one was good enough when they built the building and paid \$2,000,000.00 for the building another sign just like it ought to be good enough for us just to put dates and times of the meetings on. Mayor Malone asked Ms. Cutten if she was talking about the sign that is there now. Ms. Cutten said yes it says Bluff City City Hall and why couldn't they just have another sign on the other sign to match it, and they could stain it so it would not look so dirty looking. Ms. Cutten asked if they needed to spend \$1,000.00 or more to let people know and she thinks it is more important to get the kids safe off of the road than it is to have a big sign that they are going to spend extra money for. Ms. Cutten stated that there should be somebody in the neighborhood that can work on making a little old sign, she said that she wasn't good at it but she thought she could put two little boards and put out there, and said that she put her mailbox up. Ms. Cutten said that she did not see spending that much money on a sign. Ms. Cutten said that as far as the skateboards that the kids the parents let their little four and five year old kids skateboard down the driveway and the other day if she had not been going real slow and watching a little kid up there in the yard and she stopped and waited on him and after he crossed the street he looked at her and said that he was sorry, but if it had been somebody going down the street fast they would have hit him and killed him but you let the little ones out without supervision and they are going to be hurt. Mayor Malone thanked Ms. Cutten for the donation towards the sign. Ms. Cutten said that she did that because there was a lot of young people in the neighborhood that work and they would come to the meetings, but they are so busy with their kids, and families and trying to make a living they forget about the meetings but if they knew when they passed city hall they could see a sign when the meetings are they might come but this way they forget.

Minutes  
Regular Meeting  
Bluff City BMA  
September 10, 2009  
Page 15

Mayor Malone adjourned the meeting at 8:20 p.m.

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Todd Malone, Mayor

ATTEST:

This 10<sup>th</sup> Day of September, 2009

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Judy Dulaney, City Recorder