## City of Greenbrier **Regular Board Meeting** July 6, 2009

## Citizen Comments

There were no citizen comments.

- 1. Call to Order by the Mayor 7:01 PM
- 2. Roll Call

Alderman Bonnette Dawson PRESENT:

> Alderman Jeff DeLong Alderman Wayne Dugger Alderman Joshua Evans Alderman Carol Fagg Alderman Bill Vernich

Mayor Billy Wilson.

ABSENT: None.

City Attorney Christina Bartee **STAFF:** Police Chief Rich Hatfield

City Superintendent Tommy Maitland

City Recorder Rachel Slusser

Building and Codes Official Chuck Weaver

3. Prayer/Pledge to flag

Jeff DeLong prayed followed by the pledge.

4. Adoption of Agenda – Revised by Mayor Wilson to remove item (c) under New Business

It was moved by Evans, seconded by Vernich, to adopt.

Vote:

Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson Yes:

None No:

Motion Passed.

5. Approval of Minutes of the June 1, 2009 meeting

It was moved by Dugger, seconded by Dawson, to approve the minutes.

Vote:

Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson Yes:

None No:

Motion Passed.

- 6. Presentations/Memorials
- 7. Communications from the Mayor and Aldermen

Mayor Wilson reported that Officer Ralph Creel appealed his termination and his hearing has been scheduled for July 15, 2009 at 2:00pm. He appointed Jeff DeLong, Carol Fagg, and Wayne Dugger to sit on the appeal committee. Dugger will chair the committee.

Dugger wanted to thank the City for their support during the July 4<sup>th</sup> celebration. They were able to contact many of the area veterans and they really enjoyed being here. Mayor Wilson added that he believed that the turn out for the parade this year was bigger then the last previous years. Fagg wanted someone to find out why the high school band wasn't in the parade. Mayor Wilson said that he will try to find out something.

8. Reports from Committees, Department Heads, City Attorney

Christy Bartee informed the Board that their packets included a letter regarding the Sunshine Law. If there were any questions, please contact her. Since the letter was part of a communication from the city attorney, it was not a matter of public record.

- 9. Old Business
- 10. New Business
  - a. Ordinance 09-11, Ordinance to amend Greenbrier Zoning Ordinance Article IV, to create a new section, and amend Article V, sections 5.042 thru 5.045 (adding PUD to current Zoning Ordinance)

It was moved by Dawson, seconded by Dugger, to approve.

Vote:

7-0

Yes:

Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson

No:

None

Motion Passed.

b. Resolution 09-05, Resolution applying for Edward Bryne Memorial Justice Assistance Grant

It was moved by Vernich, seconded by Dugger, to adopt Resolution 09-05.

Vote:

7-0

Yes:

Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson

No:

None

Motion Passed.

- c. Addition of Nepotism policy to the Personnel Policy of the City of Greenbrier-item removed
- d. Addition of Psychological Testing policy to the Personnel Policy of the City of Greenbrier

It was moved by Dugger, seconded by DeLong, to add psychological test policy to the personnel policy of the City of Greenbrier.

Discussion: Alderman Evans asked if this applied to volunteer firefighters and if the City was going to pay for the testing. Mayor Wilson said that it was for full-time employees but could include volunteers if the Board wanted, and the City would be paying for it. Alderman Fagg wanted to know who administers the testing. Chief Hatfield said that the police use a group out of Nashville.

Vote:

7-0

Yes:

Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson

No:

None

Motion Passed.

e. Decision from the Appeals Board

Alderman Dawson gave a report on the findings of the committee regarding the termination of Donald Whitt. She said that after hearing the witnesses the action dismissing Mr. Whitt was not appropriate.

It was moved by Evans, seconded by Vernich, to accept appeals board decision.

Discussion: Dugger commented on the grievence and the issues it brought up. City Attorney Bartee advised Dugger not to comment on them at this time and suggested an executive session between her and the Board.

Initial motion withdrawn, first from Vernich and then by Evans.

New Motion was made.

It was moved by Evans, seconded by DeLong, to adjourn for the Board to enter into executive session with attorney.

Vote:

7-0

Yes: No: Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson

None

Motion Passed.

7:13 PM Board leaves for executive session with City Attorney.

7:34 PM Board returns and meeting resumes.

It was moved by Evans, seconded by None, accept the decision from the appeals board to rehire the employee and for him to be placed on probation for 90 days from the time of this decision.

Motion failed.

New Motion was made.

It was moved by Dugger, seconded by Vernich, to uphold the Mayor's decision to terminate.

Vote:

5-2

Yes:

Dawson, Dugger, Fagg, Vernich and Wilson

No:

DeLong and Evans

Motion Passed.

## f. Finance

1. Approve emergency purchase in the Water & Sewer Department for installation of new actuators - \$18,532.86

It was moved by Vernich, seconded by Dawson, to approve emergency purchase for the installation of new actuators of \$18,532.86.

Discussion: Vernich asked Superintendent Maitland what we are doing. Maitland said that the actuators that were replaced were put in service in 1989.

Vote:

7-0

Yes:

Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson

No:

None

Motion Passed.

2. Adjustments to the water and sewer account - \$2,623.44

It was moved by Evans, seconded by Vernich, to approve adjustments.

Vote:

7-0

Yes:

Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson

No:

None

Motion Passed.

## 11. Adjournment

It was moved by Evans, seconded by Vernich, to adjourn.

Vote:

7-0

Yes:

Dawson, DeLong, Dugger, Evans, Fagg, Vernich and Wilson

No:

None

Motion Passed.

MEETING ADJOURN 7:38 pm

Mayor Billy Wilson

Attest:

City Recorder, Rachel Slusser