

MINUTES

MONTEAGLE PUBLIC UTILITY BOARD MEETING

May 12, 2009

PRESENT: **Charles Rollins**
 Dean Lay
 Lex Orr
 Bud Knott
 Marilyn Nixon

This meeting of the Monteagle Public Utility Board was called to order at 10:03 am by Mayor Charles Rollins.

The following items were discussed:

- 1. TAYLOR-ELDER PROPERTY – Utility Manager Kevin Gilliam reported that the city was called to this property at the end of North Central on Friday, May 1st. He said that George Elder is building a house on his lot and the house would be on top of the current location of the water line. He said the line would have to be relocated at Mr. Elder's expense. He said he also talked with Carol Taylor, daughter of the owner Evelyn Taylor, and explained this to her. He said Ms. Taylor said the water line belonged to her and she did not want it moved. He explained to the Taylors and the Elders that the water line belongs to the city up to and including the meters. There are currently two water meters on this property. One goes to Evelyn Taylor's house and one to a cabin owned by the Elders. Mr. Gilliam said he has asked Mr. Elder to do a utility easement for the water line since one has apparently never been done. It was noted, however, that the city would have a prescriptive easement by virtue of operating the line and providing water for the past 35 years or so. Tom Taylor, son of Evelyn Taylor, said he would like to address the council on why the line should not be moved. He said that his father, Franklin Taylor, had paid for the material and labor to install the line because the city would not run the line to the Taylor property, and no one has ever reimbursed the Taylor family for this expense. He said he believes the Taylor family owns the water line and they do not want it moved. He also noted that he believes there are several**

**MINUTES
PUBLIC UTILITY BOARD
MEETING
May 12, 2009
Page Two**

errors in the site plan submitted to the Planning Commission by Mr. Elder. There was a discussion on the septic tank permit which is waiting for the water line to be moved. The septic tank permit is holding up the building permit which cannot be issued until the septic system is approved. Once the septic system approval is issued then a building permit can be given to the Elders. Mr. Gilliam said we have the easement from the Elders, but it needs to be reviewed by our engineers and the city attorney. The mayor said we need to contact the city attorney to let us know whether this is a private line or if it belongs to the city. Ald. Lay made a motion to refer this to the city attorney and for Kevin Gilliam to get with Hailey Engineering and the city attorney in a timely manner. Ald. Orr seconded the motion and it passed 5/0. Mr. Jim Waller said he was representing Evelyn Taylor. He said they have measured the distance from the road to the stake at the corner of the building site for the house and it is only 25 feet, not 30. The council said this would be an item for discussion at a Planning Commission meeting not a Utility Board meeting. Ald. Lay asked if we don't normally require water lines to be run along a roadway and Mr. Gilliam said this line should be moved within the easement of the driveway. The mayor noted that the city would turn this matter over to our attorney and our engineers for resolution. Ald. Nixon requested that we notify Mr. Elder of this.

2. WREN'S NEST ROAD – There was a discussion on the work done in the Wren's Nest Road area on Eagle's Way by the Sonic Drive-In. It was noted that Harton Realty has said they are willing to pay for these improvements, but they have never received a bill. Ald. Orr made a motion to ask Grundy County Road Superintendent Turkey Hargis to meet with the city recorder to determine how much of this work should be billed to Harton Realty. Ald. Knott seconded the motion and it passed 5/0.

3. 2009-10 PROPOSED BUDGET – There will be a workshop on this

**MINUTES
PUBLIC UTILITY BOARD
MEETING
May 12, 2009
Page Three**

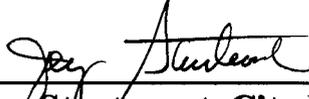
- 4. APRIL 28, 2009 CMOM REPORT – Mr. Gilliam reported on the work that is being done on the sewer project. He said that pipe bursting referred to in the CMOM Report is included in the first \$97,000.00 approved by the council. Mr. Gilliam said he is working on getting his sheet of the work to be done color coded so we will know in what order the work needs to be done . Mr. Gilliam reported that he is also working on the data for the flow monitoring. Ald. Lay asked if TDEC would accept this data and Mr. Gilliam said they should.**
- 5. DEWATERING BOXES – Ald. Knott asked about this project and was told that Hailey Engineering has the drawings and is reviewing them.**
- 6. MEMO OF 05/11/09 FROM KEVIN GILLIAM RE: SALARY -- Ald. Orr made a motion to deal with this in a personnel meeting rather than a Utility Board meeting. Ald. Nixon seconded the motion and it carried 5/0. The council discussed having the personnel meeting immediately after this meeting. The mayor and Ald. Nixon said they couldn't stay and it was agreed to recess this meeting and meet on Thursday morning, May 14th, at 9:00 am.**
- 7. DYE TESTING – Ald. Lay asked about the dye testing and Mr. Gilliam said that as of last Friday we have some conclusive results. Mr. Gilliam gave a report on where the dye was showing up. Ald. Lay asked if we were notifying the residents and property owners of the areas about this information and he was told that we are.**
- 8. VIDEO WORK & MISC. ITEMS – Mr. Gilliam said we have finished our video work on the sewer lines. In addition Mr. Gilliam said that the Spring Assessment that had been approved was going on now and he will get some prices on the Fall assessment that has to be done. He also noted that the TAUD policy disk is here but he has not had time to review it. He told the council that TOSHA needs the council to name a Safety Director. This will be decided later. Mr.**

**MINUTES
PUBLIC UTILITY BOARD
MEETING
May 12, 2009
Page Four**

Gilliam reported on the meeting that he attended Friday in Nashville. He said we are waiting for SRF to send us the documentation for the pre-app for ARRA money.

Ald. Nixon made a motion to recess this meeting until Thursday morning at 9:00 am. Ald. Knott seconded the motion and it passed 5/0. The meeting recessed at 11:32 am.

Respectfully submitted,



Joy Sturtevant, City Recorder