

TOWN OF MOUNT CARMEL, TENNESSEE

BOARD OF MAYOR AND ALDERMEN MINUTES March 24, 2015

BOARD OF MAYOR AND ALDERMEN MEETING

A regular meeting of the Board of Mayor and Aldermen of the Town of Mount Carmel, Tennessee, was held at the Town of Mount Carmel City Hall, 100 East Main Street, on March 24, 2015, at 5:30 p.m.

Those present and participating at the meeting:

Eugene Christian, Alderman
Margaret Christian, Alderman
Wanda Davidson, Alderman
Chris Jones, Alderman
Carl Wolfe, Alderman
Paul Hale, Vice-Mayor
Larry Frost, Mayor

Those absent:

None

Staff Present:

Christopher Raines, Jr., Town Attorney
Marian Sandidge, City Recorder
Jeff Jackson, Public Safety Director
Vince Pishner, Building Inspector

CALL TO ORDER

The Mount Carmel Board of Mayor and Aldermen was called to order on March 24, 2015, at 5:30 p.m. by Mayor Larry Frost at Mount Carmel City Hall. Mayor Frost also chaired the meeting.

INVOCATION AND PLEDGE OF ALLEGIANCE

Frances Frost conducted the invocation and Vice-Mayor Hale led the Pledge of Allegiance.

ROLL CALL

Marian Sandidge, City Recorder, conducted roll call. Board members present were Mayor Frost, Vice-Mayor Hale, Alderman Eugene Christian, Alderman Margaret Christian, Alderman Davidson, Alderman Jones and Alderman Wolfe. No members were absent. An attendance list is attached.

WELCOME FROM THE MAYOR

Mayor Frost welcomed all visitors to the meeting. He reminded those attending if they wanted to speak at the end of the meeting to please fill out a comment card.

MINUTES, DEPARTMENT REPORTS

A motion was made by Alderman Eugene Christian seconded by Alderman Margaret Christian to approve the department reports, committee reports, the minutes of the Board of Mayor and Aldermen meeting of February 24, 2015. The Board unanimously approved. Motion passed.

Alderman Davidson interrupted the Mayor and called for a point of order. She stated that according to the Mount Carmel Municipal Code §1-102 "Order of Business" it states "At each meeting of the board of mayor and aldermen, the following regular order of business shall be observed unless dispensed with by a majority vote of the members present:

- 1) Call to order by the mayor;
- 2) Invocation;
- 3) Roll call by the recorder;
- 4) Consent agenda including but not limited to approval or correction of minutes of the previous meeting;
- 5) Visitors' Comments;
- 6) New business;
- 7) Old business;
- 8) Reports from committees, member of the board of mayor and aldermen, the administrator and other officer
- 9) Adjournment. (1990 Code, §1-102)

Alderman Davidson questioned the order of business that is set forth in the code book. She brought up the fact that the visitors' comments are supposed to be heard before new business, and if not, we are in violation of the code. She called upon the Mayor to make a ruling. Mayor Frost did not accept her point of order and responded by stating it was up to the mayor's discretion how he puts things in the agenda or what he puts on the agenda, and that's the way it is going to be tonight. It is not going to change. Attorney Raines added that Mount Carmel does not follow Roberts Rules of Order. He said it was truly the mayor's choice how he runs the city. He can choose the order that business is conducted in so that business meetings are handled most efficiently.

NEW BUSINESS

A. ORDINANCE NO. 15-425. AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO BELMONT AVENUE FROM MX-1, MIXED-USE DISTRICT 1 TO MX-2, MIXED USE DISTRICT 2 IN THE 7TH CIVIL DISTRICT OF HAWKINS COUNTY. Mayor Frost presented Ordinance No. 15-425, "AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO BELMONT AVENUE FROM MX-1, MIXED-USE DISTRICT 1 TO MX-2, MIXED USE DISTRICT 2 IN THE 7TH CIVIL DISTRICT OF HAWKINS COUNTY." Following much discussion, a motion was made by Alderman Margaret Christian and seconded by Vice-Mayor Hale to deny the request to amend the zoning as presented in Ordinance 15-425. Those voting Yes: Alderman Eugene Christian, Alderman Margaret Christian, Alderman Davidson, Vice-Mayor Hale, Alderman Jones, Alderman Wolfe and Mayor Frost. Those voting No: None. Those absent: None. Motion passed.

B. RESOLUTION NO. 15-524. A RESOLUTION AUTHORIZING THE TOWN OF MOUNT CARMEL TO PARTICIPATE IN THE GOVERNORS HIGHWAY SAFETY OFFICE 2015-2016 LAW ENFORCEMENT HIGH VISIBILITY GRANT. Mayor Frost presented Resolution 14-524, "A RESOLUTION AUTHORIZING THE TOWN OF MOUNT CARMEL TO PARTICIPATE IN THE GOVERNORS HIGHWAY SAFETY OFFICE 2015-16 LAW ENFORCEMENT HIGH VISIBILITY GRANT." Chief Jeff Jackson explained this grant would allow the department to buy \$5,000 in equipment with no cost to the Town. A motion was made by Alderman Eugene Christian and seconded by Alderman Wolfe to approve Resolution 15-513 as presented. The Board unanimously agreed. Motion passed.

C. RESOLUTION NO. 15-525. A RESOLUTION AUTHORIZING THE TOWN OF MOUNT CARMEL TO PARTICIPATE IN THE GOVERNORS HIGHWAY SAFETY OFFICE 2015-2016 ALCOHOL SATURATION LAW ENFORCEMENT HIGH VISIBILITY GRANT. Mayor Frost presented Resolution 14-525, "A RESOLUTION AUTHORIZING THE TOWN OF MOUNT CARMEL TO PARTICIPATE IN THE GOVERNORS HIGHWAY SAFETY OFFICE 2015-16 ALCOHOL SATURATION LAW ENFORCEMENT HIGH VISIBILITY GRANT." Chief Jeff Jackson explained this grant would reimburse the Town for working officers at addition times in the amount of \$20,000 with no cost to the Town. A motion was made by

Alderman Eugene Christian and seconded by Alderman Wolfe to approve Resolution 15-513 as presented. The Board unanimously agreed. Motion passed.

D. DECLARE CERTAIN ITEMS AS SURPLUS FROM THE PUBLIC SAFETY DEPARTMENT.

Mayor Frost presented the following surplus lists from the Police and the Fire Departments.

MOUNT CARMEL POLICE DEPARTMENT SURPLUS

- * (1) Clover DVR ser # S01250609379
Unknown if any unit(s) is/are in working order.
- * Systemax Data Tower - to be destroyed
- * GE TV/VHS combo mod# 12TUR60 ser# 722415825 Unknown if any unit(s) is/are in working order.
- * JVC TV mod# AV26508 Ser# 14526144 Unknown if any unit(s) is/are in working order.
- * Wisecomm surveillance equipment mod# OW1415 sER# 06034255 Unknown if any unit(s) is/are in working order.
- * (3) -Rock River Rifle cases
- * Compaq computer system monitor mod # 462 ser# 519AA11AB074 data base C223551-001 to be destroyed (law enforcement sensitive)
- * Panasonic VHS mod# AG-6720A-P ser# C2TH00120 Unknown if any unit(s) is/are in working order.
- * Misc. computer parts & components
- * (4) Ford hubcaps
- * Security System Components
- (4) reflective traffic triangles
- (3) Vehicle Push Bars
- * Video Camera Systems - Out dated & in need of repair. Parts / Pieces
 - (7) Video Patrol Units
 - (5) Mobile Vision Units
 - (2) Decatur Units
 - (7) Military Units
- * Radios / Vehicle Units - Out dated & in need of repair. Parts / Pieces
 - (5) General Electric Units
 - (1) Ericsson Unit
 - (5) Midland
 - (3) KenwoodUnknown if any units are in working order.
- * Radios / Handheld Units - Out dated & in need of repair. Parts / Pieces
 - (5) Motorola Units w/ (4) chargers
 - (8) Vertex Units w/ (1) charger & (3) extra batteries.Unknown if any units are in working order.
- * (4) Digital Cameras - Out dated & possibly in need of repair. Parts / Pieces
- * (4) Strobe Light Power Supplies. Unknown if any units are in working order.
- (1) 50" Plasma TV (Broken)
- * (7) Siren Boxes - Unknown if any units are in working order.
- * Pieces & Parts for vehicle computer mounts
- (3) vehicle console pieces & parts
- * (4) Vehicle Light bars only complete. Pieces & Parts
Unknown if any units are in working order.
- * (1) Complete LED vehicle light bar.
- * (5) Vehicle gun racks.
- * Lot misc. duty gear
- * Misc. Electrical parts
- * Misc. Outdated computers & accessories and any radio, computer and radar equipment in non working order
- * HP Laptops died (7) discard, Parts
- Braking test computer
- (7) HP tablets with accessories

Mount Carmel Fire Department Surplus

- The items below are surplus items to be donated to a fire department in need
- (3) Sets of 2 gear lockers would like to donate to Carters valley Fire Department
 - 1 set of 3 wall lockers would like to donate to Carters valley Fire Department
 - 1 set of 4 wall lockers would like to donate to Carters valley Fire Department
 - Red water tank to be donated to (M.Yates for a fire Department in Kentucky)

Following some discussion, a motion was made by Vice-Mayor Hale and seconded by Alderman Margaret Christian to accept the surplus list from the Police Department only with all items being taken and sold for scrap. Should any items remain they are to be taken to Public Works to be disposed. The Board unanimously agreed. Motion passed.

E. PHIL HOLT, CHAIRMAN, DISCUSS THE INCLEMENT WEATHER POLICY AT THE LIBRARY.

Library Committee Chairman, Phillip Holt, came before the board with a request to change the previous inclement weather policy, which called for the library to be closed any time the Hawkins County public schools were closed because of weather conditions. Due to that policy the library was closed 11 days in February. Holt noted there were a few days when travel was dangerous, but there were many days that the schools were closed and Mount Carmel streets were clear. The Committee recommended that the policy be changed to allow Mayor Frost, or his designee, to determine based on daily weather and street conditions if the library should be closed on a particular day. A motion was made by Alderman Jones and seconded by Alderman Davidson to change the policy so that when City Hall is closed due to hazardous weather, the library will be closed as well. Those voting Yes: Alderman Eugene Christian, Alderman Margaret Christian, Alderman Davidson, and Alderman Jones. Those voting No: Alderman Wolfe, Vice-Mayor Hale and Mayor Frost. Those absent: None. Motion passed. Mr. Holt also asked the Board to consider hiring a second library assistant to work the summer reading program.

**OLD BUSINESS
NONE.**

REPORTS

A. MAYOR'S COMMENTS

The Hawkins County School Board contacted Mayor Frost about Public Works scraping snow off of the parking lots at the Mount Carmel Elementary. That work was performed and reported to the Board.

Mayor Frost commended Tyler Peters for the super job he had done as our stand-in Fire Chief while Chief Ryan Christian was off on sick leave.

Alderman Jones asked that two items be placed on the April Board of Mayor and Alderman agenda. He asked that the board meeting time be changed from 5:30 p.m. to 6:30 p.m. to allow more people to attend the meeting. He also requested that the Board allow a representative from the Mount Carmel Senior Center be allowed to speak to the BMA by placing the matter on the agenda.

The Mayor will take those requests under advisement.

B. CITIZEN COMMENTS

The Mayor reminded the many attending the meeting their comments would be limited to five (5) minutes each.

Bruce Roberts, 227 Spruce Street, has lived in Mount Carmel over 52 years. He has built many homes and contributed to the Town. He enjoys the service provided by the Mount Carmel Senior Center and he does not want to see it closed. He inquired as to why the Board felt it necessary.

Carol Boshaw, 256 Mountain View Drive, recently moved into Mount Carmel and frequents the Library and the Senior Center. She, also, inquired why the Board voted to take the Senior Center back under the Town when it was run by two people with 49 years of combined experience. She does not agree with their decision.

Hobert "Skip" Smith, 136 Landon Drive, thinks it was inappropriate to not first speak with the seniors before the majority of the Board decided to take the Mount Carmel Senior Center back under the Town. He inquired repetitively why the Board of Mayor and Aldermen wanted to mess with the Senior Center, when those he spoke with were satisfied. He does not feel the Boards' decision best served the interest of the seniors. Mr. Smith asked the Board for an explanation, but did not receive a response.

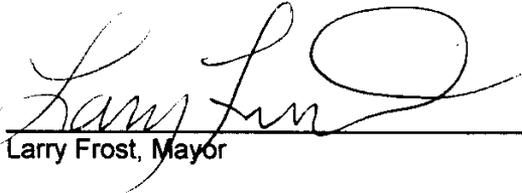
C. DEPARTMENT REPORTS

Department heads written reports are attached to the minutes.

ADJOURN

Being no further business, a motion was made by Vice-Mayor Hale and seconded by Alderman Margaret Christian to adjourn the Mount Carmel Board of Mayor and Aldermen meeting at 6:25 p.m. The Board unanimously agreed. Motion passed.

Approved:


Larry Frost, Mayor

Attest:


Marian Sandidge, City Recorder



TOWN OF MOUNT CARMEL, TENNESSEE

Sign In

ATTENDANCE RECORD

DATE: MARCH 24, 2015

BOARD OF MAYOR & ALDERMEN MEETING

1. Jack Mullins	23. Larry Bailey
2. James Vaughn	24. Harold Christen
3. Andrea Vaughn	25. Sylvia Christen
4. Roger Carr	26. Kay Lawson
5. Sharon Carr	27. Mike Campbell
6. SKIP SMITH	28. [Signature]
7. Joseph W Rogers	29. Earl Mullins
8. Chris Rames	30. Vickie Moore
9. Wanda Sanchez	31. Jeff Moore
10. Jennifer Curtis	32. Wayne Seymour
11. [Signature]	33. R. A. Seymour
12. [Signature]	34. Ken Clark
13. Charity Hammond	35. Sheila Mellors
14. [Signature]	36. Michael Mellors
15. [Signature]	37. Helen Kendrick
16. Rexta Smith	38. Erin Prindle
17. Sandy Schammel	39. Joe Redman
18. MARRP	40. Carol Belenens
19. Bill Jani	41.
20. Crystal Smith	42.
21. Nancy Smith	43.
22. Mariee Reeb	44.

TOWN OF MOUNT CARMEL, TENNESSEE

Sign In

ATTENDANCE RECORD

DATE: MARCH 24, 2015

BOARD OF MAYOR & ALDERMEN MEETING

1. Marian Dandridge	23. Johnny Youngster
2. Carol Boshaw	24. Sheline Musick
3. Phil Kala	25. Gary Musick
4. Ann Cox	26. Cindy Quigg
5. Joe Sobel	27. Phillip Holt
6. Patricia Campbell	28. Barrett White
7. John Campbell	29. Wanda Skeen
8. Margaret Denton	30. Dean Skeen
9. Alice Narmis	31. GHR
10. Charles Narmis	32. Barbara Narmis
11. Larry Howell	33. Bob Narmis
12. Naomi Howell	34. Brad Narmis
13. Sue Jarrett	35. Bi Narmis
14. Bill Dean	36. Leshi Narmis
15. Janice Dean	37. BP Scott
16. Frank Denton	38. Haskell Denton
17. Larry Denton	39. Ray Denton
18. Clark Denton	40. J L Leonard
19. Rollie N Yk	41. Sue Turner
20. Michael Skerms	42. R.J. Turner
21. Richard Blum	43. Alan Smith
22. Terry Youngster	44. Carol Mullin

ORDINANCE NO. 2015-425

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ADJACENT TO BELMONT AVENUE FROM MX-1, MIXED-USE DISTRICT 1 TO MX-2, MIXED-USE DISTRICT 2 IN THE 7th CIVIL DISTRICT OF HAWKINS COUNTY; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

BE IT ORDAINED BY THE CITY OF MOUNT CARMEL, AS FOLLOWS:

SECTION I. That the zoning code, text, and map, be and the same is hereby further amended to rezone property adjacent to Belmont Avenue from MX-1, Mixed-Use District 1 to MX-2, Mixed-Use District 2 in the 7th Civil District of Hawkins County; said area to be rezoned being further and more particularly described as follows:

BEGINNING at a point, said point being the northwest corner of parcel 1.00 of Tax Map 32E, Group A of the Hawkins County Tax Maps for February 2015; thence northeast 86.5 feet to a point; thence northeast 50 feet to a point, said point being the northeast corner of parcel 2.00; thence southeast 135.88 feet following the parcel line of parcel 2 to a point; thence southwest 49.74 feet to a point, thence southwest 10 feet to a point, said point being located on the boundary of parcels 1.00 and 2.00; thence southeast 11.07 feet to a point; thence southwest 51.26 feet to a point; thence southwest 51.01 feet to a point, said point being located on the eastern right-of-way of Belmont Avenue; thence northwest 82.13 feet to a point, following the eastern right-of-way of Belmont Avenue; thence northwest 22.17 feet to a point, following the eastern right-of-way of Belmont Avenue; thence northeast 32.65 feet to a point, said point being the point of BEGINNING, and being a portion of parcels 1.00 and 2.00, Tax Map 32E, Group A of the Hawkins County Tax Maps dated February, 2015.

SECTION II. Any person violating any provisions of this ordinance shall be guilty of an offense and upon conviction shall pay a penalty of FIFTY DOLLARS (\$50.00) for each offense. Each occurrence shall constitute a separate offense.

SECTION III. That this ordinance shall take effect from and after the date of its passage and publication, as the law directs, the public welfare of the City of Mount Carmel, Tennessee, requiring it.

Larry Frost
Mayor

ATTEST:

Marian Sandidge, Recorder

The Planning Commission Recommended disapproval: February 10, 2015

MOTION:			
SECOND:			
FIRST READING	AYES	NAYS	OTHER
ALDERMAN EUGENE CHRISTIAN			
ALDERMAN WANDA DAVIDSON			
ALDERMAN MARGARET CHRISTIAN			
ALDERMAN CHRISTOPHER JONES			
ALDERMAN CARL WOLFE			
VICE-MAYOR PAUL HALE			
MAYOR LARRY FROST			
TOTALS			

PASSED FIRST READING: _____

MOTION:			
SECOND:			
SECOND READING	AYES	NAYS	OTHER
ALDERMAN EUGENE CHRISTIAN			
ALDERMAN WANDA DAVIDSON			
ALDERMAN MARGARET CHRISTIAN			
ALDERMAN CHRISTOPHER JONES			
ALDERMAN CARL WOLFE			
VICE-MAYOR PAUL HALE			
MAYOR LARRY FROST			
TOTALS			

PASSED SECOND READING: _____

NEWSPAPER: Kingsport Times-News Published: _____

FAILED

MEMORANDUM TO BMA

FROM: Building Inspector

SUBJECT: Ordinance 2015-425, 106 Belmont Avenue Rezoning Request

March 19, 2015

1. Ordinance 2015-425 is attached. This ordinance is in response to the request of Mr. Lynn Mahon, executor of the Wilder estate, requesting that the property at 106 Belmont Avenue be rezoned from Mixed Use 1 (MX1) to Mixed Use 2 (MX2). The primary difference between the two districts is that the MX2 permitted uses includes residential. If the request is approved, the structure on the property would be allowed to be reestablished for residential use.
2. The Planning Commission considered this request at the February 10, 2015 meeting and voted 8 to 0 recommending the request be denied.


Vince Pishner

Encl as

RESOLUTION NO. 15-524

A RESOLUTION AUTHORIZING THE TOWN OF MOUNT CARMEL TO PARTICIPATE IN THE GOVERNORS HIGHWAY SAFETY OFFICE 2015-2016 LAW ENFORCEMENT HIGH VISIBILITY GRANT.

WHEREAS, the safety and well being of the citizens of the State of Tennessee and the Town of Mount Carmel is of the greatest importance; and

WHEREAS, the Governor's Highway Safety Office seeks to encourage highway safety by offering a Law Enforcement High Visibility Grant to keep impaired drivers off the streets, roads, and highways by educating law officers and by conducting specialized Impaired Driver enforcement for a period of one (1) year; and

WHEREAS, the Town of Mount Carmel now seeks to participate in this important program; and

WHEREAS, the public welfare requires it;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF MOUNT CARMEL, TENNESSEE, as follows:

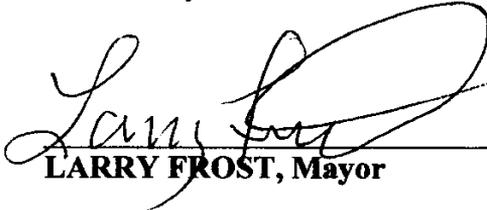
Section I. That the Town of Mount Carmel is hereby authorized to apply and accept a Governor's Highway Safety Office Law Enforcement Grant for capital purchases in the amount of Five Thousand Dollars (\$5,000.00) and upon award appropriately budget for its use;

Section II. If awarded, the Town of Mount Carmel is not required to provide any matching sums of money. If the Grant Continues into continuing years with matching sums, subsequent years will be brought before the board for approval.

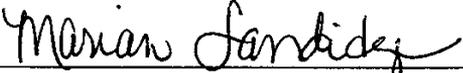
Section III. The Mayor shall do all things necessary to validate and make the agreement legally binding including, but not limited to, affixing his or his designee's signature thereto;

Section IV. This Resolution shall take effect upon its passage the public welfare requiring it.

Duly passed and approved this the 24th day of March, 2015.


LARRY FROST, Mayor

ATTEST:


MARIAN SANDIDGE, City Recorder

APPROVED AS TO FORM:


C. CHRISTOPHER RAINES, JR., ATTORNEY

FIRST READING	AYES	NAYS	OTHER
Alderman Eugene Christian			
Alderman Margaret Christian			
Alderman Wanda Davidson			
Alderman Chris Jones			
Alderman Carl Wolfe			
Vice-Mayor Paul Hale			
Mayor Larry Frost			
TOTALS			

PASSED FIRST READING March 24, 2015

RESOLUTION NO. 15-525

A RESOLUTION AUTHORIZING THE TOWN OF MOUNT CARMEL TO PARTICIPATE IN THE GOVERNORS HIGHWAY SAFETY OFFICE 2015-16 ALCOHOL SATURATION LAW ENFORCEMENT HIGH VISIBILITY GRANT.

WHEREAS, the safety and well being of the citizens of the State of Tennessee and the Town of Mount Carmel is of the greatest importance; and

WHEREAS, the Governor's Highway Safety Office seeks to encourage highway safety by offering a Law Enforcement High Visibility Grant to keep impaired drivers off the streets, roads, and highways by educating law officers and by conducting specialized Impaired Driver enforcement for a period of one (1) year; and

WHEREAS, the Town of Mount Carmel now seeks to participate in this important program; and

WHEREAS, the public welfare requires it;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF MOUNT CARMEL, TENNESSEE, as follows:

Section I. That the Town of Mount Carmel is hereby authorized to apply and accept a Governor's Highway Safety Office Law Enforcement Grant for approximately Twenty Thousand Nine Hundred and Eleven Dollars (\$20,911.00) for personnel services and upon award appropriately budget for its use;

Section II. If awarded, the Town of Mount Carmel is not required to provide any matching sums of money. If the Grant Continues into continuing years with matching sums, subsequent years will be brought before the board for approval.

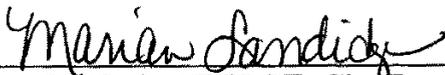
Section III. The Mayor shall do all things necessary to validate and make the agreement legally binding including, but not limited to, affixing his or his designee's signature thereto;

Section IV. This Resolution shall take effect upon its passage the public welfare requiring it.

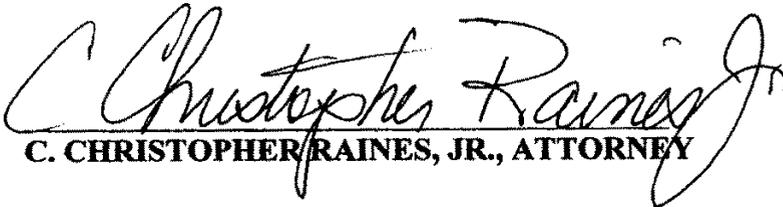
Duly passed and approved this the 24th day of March, 2015.


LARRY FROST, Mayor

ATTEST:


MARIAN SANDIDGE, City Recorder

APPROVED AS TO FORM:


C. CHRISTOPHER RAINES, JR., ATTORNEY

FIRST READING	AYES	NAYS	OTHER
Alderman Eugene Christian			
Alderman Margaret Christian			
Alderman Wanda Davidson			
Alderman Chris Jones			
Alderman Carl Wolfe			
Vice-Mayor Paul Hale			
Mayor Larry Frost			
TOTALS			

PASSED FIRST READING: March 24, 2015

3-17-15

Mount Carmel Police Department Surplus Equipment

***(1) Clover DVR ser # S01250609379**

Unknown if any unit(s) is/are in working order.

***Systemax Data Tower - to be destroyed**

***GE TV/VHS combo mod# 12TUR60 ser# 722415825**

Unknown if any unit(s) is/are in working order.

***JVC TV mod# AV26508 Ser# 14526144**

Unknown if any unit(s) is/are in working order.

***Wisecomm surveillance equipment mod# OW1415 sER# 06034255**

Unknown if any unit(s) is/are in working order.

***(3) Rock River Rifle cases**

***Compaq computer system monitor mod # 462 ser# 519AA11AB074 data base C223551-001**

to be destroyed (law enforcement sensitive)

***Panasonic VHS mod# AG-6720A-P ser# C2TH00120**

Unknown if any unit(s) is/are in working order.

***Misc. computer parts & components**

***(4) Ford hubcaps**

***Security System Components**

(4) Reflective traffic triangles

(3) Vehicle Push Bars

Mount Carmel Police Department Surplus Equipment

*** Video Camera Systems - Out dated & in need of repair. Parts / Pieces**

(7) Video Patrol Units

(5) Mobil Vision Units

(2) Decatur Units

(7) Military Units

*** Radios / Vehicle Units - Out dated & in need of repair. Parts / Pieces**

(5) General Electric Units

(1) Ericsson Unit

(5) Midland

(3) Kenwood

Unknown if any units are in working order.

*** Radios / Handheld Units - Out dated & in need of repair. Parts / Pieces**

(5) Motorola Units w/ (4) chargers

(8) Vertex Units w/ (1) charger & (3) extra batteries.

Unknown if any units are in working order.

*** (4) Digital Cameras - Out dated & possibly in need of repair. Parts / Pieces**

*** (4) Strobe Light Power Supplies**

Unknown if any units are in working order.

*** (1) 50" Plasma Tv (Broken)**

*** (7) Siren Boxes**

Unknown if any units are in working order.

*** Pieces & Parts for vehicle computer mounts**

*** (3) Vehicle consoles Pieces & Parts**

3-17-15

Mount Carmel Police Department Surplus Equipment

*** (4) Vehicle Light bars only complete. Pieces & Parts**

Unknown if any units are in working order.

*** (1) Complete LED vehicle light bar.**

*** (5) Vehicle gun racks.**

*** Lot misc. duty gear**

*** Misc. Electrical parts**

*** Misc. Outdated computers & accessories and any radio, computer and radar equipment in non working order**

*** HP Laptops died (7) discard, Parts**

Braking test computer

(7) HP tablets with accessories

Mount Carmel Fire Department

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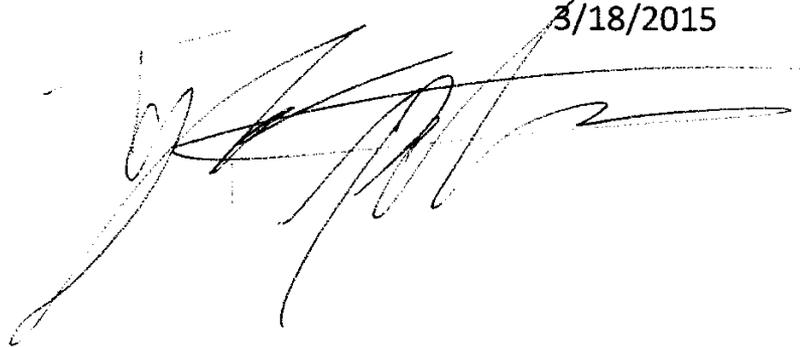
(3) Sets of 2 gear lockers would like to donate to Carters valley Fire Department

1 set of 3 wall lockers would like to donate to Carters valley Fire Department

1 set of 4 wall lockers would like to donate to Carters valley Fire Department

Red water tank to be donated to (M.Yates for a fire Department in Kentucky)

3/18/2015

A large, stylized handwritten signature in black ink, appearing to be written over a horizontal line. The signature is cursive and somewhat illegible.

OLD BUSINESS

A. DISCUSS LIBRARY INCLEMENT WEATHER POLICY. At the January 28, 2014 Board of Mayor and Aldermen meeting the Board voted to close the library anytime the Hawkins County School system is closed due to inclement weather. Librarian Cindy Quigley asked the Board at the October 28, 2014 Board of Mayor and Alderman meeting to revisit that policy. She asked the Board to consider letting her make the decision whether or not to close the library. She reminded the Board that the schools are closed sometimes even when the roadways in Mount Carmel are clear. Following some discussion, a motion was made by Alderman Wolfe and seconded by Mayor Frost to close the library anytime the Hawkins County School system is closed. Alderman Frost reminded the Board the school system is closed during the summer. At that point, Alderman Wolfe and Mayor Frost withdrew their motions. Following some additional discussion, a motion was made by Alderman Wolfe and seconded by Vice-Mayor Hale to close the library anytime the Hawkins County School system is closed due to inclement weather. The majority of the Board agreed with the exception of Alderman DeBord, who voted "no". Motion passed.

B. RECOGNITION OF ALDERMAN FRANCES FROST AND ALDERMAN LEANN DEBORD FOR THEIR DEDICATED SERVICE TO THE TOWN. Mayor Frost recognized Alderman Frost and Alderman DeBord by presenting them with a plaque for their dedicated service to the Town.

NEW BUSINESS

A. OATH OF OFFICE BY STATE REPRESENTATIVE MIKE HARRISON. Mayor Frost introduced State Representative Mike Harrison, who administered the oaths of office to Alderman Margaret Christian, Alderman Eugene Christian and Alderman Chris Jones who were recently elected.

B. ELECT AN ALDERMAN TO THE OFFICE OF THE VICE-MAYOR. Mayor Frost asked for nomination for the office of Vice-Mayor. A motion was made by Alderman Jones and seconded by Alderman Davidson to nominate Alderman Wolfe for Vice-Mayor. A motion was made by Alderman Eugene Christian and seconded by Alderman Margaret Christian to nominate Alderman Paul Hale for Vice-Mayor. A motion was made by Alderman Davidson and seconded by Alderman Jones to nominate Alderman Eugene Christian for Vice-Mayor. Vote tallies were as follows:

Board Member	Vote for Vice-Mayor
Alderman Eugene Christian	Paul Hale
Alderman Margaret Christian	Paul Hale
Alderman Wanda Davidson	Eugene Christian
Alderman Paul Hale	Paul Hale
Alderman Chris Jones	Carl Wolfe
Alderman Carl Wolfe	Carl Wolfe
Mayor Larry Frost	Paul Hale

Alderman Paul Hale was re-elected to the office of Vice-Mayor. Motion passed.

C. APPROVAL OF MEMBERS OF BOARDS AND COMMISSIONS. Mayor Frost presented a list of his board and commission appointments with the exception of the library committee which he will present at a later date for approval. The following lists are the Mayor's recommendations for boards and commissions:

Mount Carmel Business Development Committee 2014-2015

Mayor Larry Frost, Alderman Eugene Christian, Jim Dean, Vice Mayor Paul Hale and Doug Skeens.

Mount Carmel Beer Board 2014-2015

Mayor Larry Frost, Alderman Carl Wolfe, City Recorder, Chief of Police, Brad Frye, Patricia Lumpkins, Bill Wheaton.

Mount Carmel Disabled Resident Access Committee 2014-2015

Disability Coordinator Marian Sandidge, Alderman Wanda Davidson, Safety Committee Chairman Paul Hale, Alderman Chris Jones, H.G. "Skip" Smith, Building Inspector Vince Pishner (Committee Advisor).

Mount Carmel Fire Committee 2014-2015

Chairman Fred Arnold, Alderman Carl Wolfe, Fire Chief Ryan Christian, Chad Jenkins, Fire Department Captain, Frances Frost

Mount Carmel Parks Commission 2014-2015

Mayor Larry Frost, Robert Mawk, Johnny Castle, Frances Frost, Alderman Eugene Christian, Evelyn Dean, Jim Heard, Rachel James, Vice-Mayor Paul Hale and Johnny Parker, Tracy Rafolowski

Mount Carmel Planning Commission Members 2014-2015

Ray Carter, Josh Bailey, Vice-Mayor Paul Hale, Donald Carter, Alderman Eugene Christian, Mayor Larry Frost, Garrett White, Janet Evans, Terry Fletcher, Chad Jenkins.

**CASH ON HAND REPORT
TOWN OF MT. CARMEL
AS OF 02/28/2015**

GENERAL ACCOUNT

General		2,500,171.28	
Restricted Police Drug Reserve Fund	as 02/28/15 Actual	37,779.19	
Restricted State Street Aid (SSA)	as 02/28/15 Actual	152,639.86	
Required Fund Balance		* 1,061,149.09	\$511.149 3 months fund balance \$550.000 needed to make to next year \$265.750 + 164.236+ 44,178
Assigned FY2015 Budget	Retained Earnings	<u>474,164.00</u>	USED TO BALANCE BUDGET, ORD 14-419 & ORD 14-423
UNASSIGNED FUND BALANCE		774,439.14	

RESTRICTED SAVINGS ACCOUNTS

26007864	Capital Outlay General Fund	367,496.25
26007856	Emergency Fund General	58,676.50
26009175	Civil War Grant	752.60

SEWER ACCOUNT

Sewer		325,539.25	
Depreciation Fund As of 6/30/13		216,975.00	
Assigned FY 2015 Budget		<u>20,500.00</u>	\$20,000 + 500 used to balance budget and ordinance 14-419
UNASSIGNED FUND BALANCE		88,064.25	

RESTRICTED SAVINGS ACCOUNTS

26010140	Sewer Savings 2014	484,609.61
26007872	Capital Outlay Sewer Fund	212,009.21
26010090	Bond Reserve 2014	63,709.77

CURRENT INTEREST RATE AT BANK as of 5/17/13 0.05%

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 THRU: 2014 110 39999 000 00 000 0000 000

GENERAL FUND
 REVENUE REPORT
 REPORT DATE: 02/28/2015

Mar 11, 2015
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FEBRUARY 2015
Uncollected Revenue
SHOULD NOT
BE OVER 33%.

ACCOUNT/DESCRIPTION.....	ESTIMATED REVENUES	MONTH-TO-DATE REVENUE	YEAR-TO-DATE REVENUE	UNCOLLECTED REVENUE	UNCOLLECTED %OF BUDG
31100 REAL ESTATE TAXES	1,015,000.00	332,546.86	996,449.86	18,550.14	.01%
31200 DELINQUENT PROPERTY TAXES	30,000.00	6,357.00	35,423.75	-5,423.75	-.18%
31300 INT,PEN COURT COST-PROP TAXES	10,000.00	1,210.92	6,784.65	3,215.35	.32%
31610 LOCAL OPTION SALES TAX	280,000.00	26,787.32	213,287.82	66,712.18	.23%
31710 WHOLESALE BEER TAX	35,000.00	2,921.79	28,606.47	6,393.53	.18%
31912 CHARTER CABLE FRANCHISE	53,000.00	18,823.95	54,807.41	-1,807.41	-.03%
32610 BUILDING PERMITS	4,000.00	65.00	5,950.00	-1,950.00	-.48%
33191 POSTAL CONTRACT	22,536.00	1,878.25	15,026.00	7,510.00	.33%
33410 STATE SUPPLEMENT PAY	3,600.00	.00	3,600.00	.00	.00%
33419 CIVIL WAR GRANT LIBRARY 2012	.00	.00	.00	.00	.00%
33422 STATE LIBRARY GRANT LAPTOPS FY 11-12	.00	.00	.00	.00	.00%
33423 RURAL DEV LIBRARY LAPTOP GRANT FY 11-1	.00	.00	.00	.00	.00%
33424 GHSO HI VISIBILITY 13-14	.00	.00	.00	.00	.00%
33425 GHSO NETWORK GRANT 11-12	.00	.00	.00	.00	.00%
33426 GHSO ALCOHOL GRANT 11-12	.00	.00	.00	.00	.00%
33429 GHSO HIGH VISIBILITY 12-13	.00	.00	.00	.00	.00%
33430 GHSO CARTERS VALLEY HI VISIB 12-13	.00	.00	.00	.00	.00%
33431 GHSO NETWORK COORDINATOR 12-13	.00	.00	.00	.00	.00%
33432 GHSO CARTERS VALLEY RD DUI 13-14	.00	.00	11,271.37	-11,271.37	.00%
33433 GHSO NETWORK GRANT 13-14	.00	.00	.00	.00	.00%
33434 TML SAFETY GRANT 09-10 RES 433	.00	.00	.00	.00	.00%
33435 TML SAFETY GRANT 10-11 RES 451	.00	.00	.00	.00	.00%
33436 TML GRANT FY11-12 RES 11-474	.00	.00	.00	.00	.00%
33510 STATE SALES TAX	350,000.00	43,174.07	276,657.03	73,342.97	.20%
33520 STATE INCOME TAX	4,500.00	.00	11,058.43	-6,558.43	-1.45%
33530 STATE BEER TAX	2,500.00	.00	1,394.68	1,105.32	.44%
33551 STATE STREET AID-REVENUE	140,000.00	12,227.17	97,601.07	42,398.93	.30%
33552 STATE GASOLINE TAX	10,000.00	923.16	7,388.19	2,611.81	.26%
33591 TVA PAYMENTS IN LIEU OF TAXES	58,000.00	.00	31,461.50	26,538.50	.45%
33593 CORPORATE EXCISE TAX	.00	.00	.00	.00	.00%
33719 LIBRARY DONATIONS/REVENUE	5,000.00	71.60	5,533.24	-533.24	-.10%
33720 FIRE DEPARTMENT REVENUE	15,000.00	205.13	16,980.26	-1,980.26	-.13%
33722 FIRE DEPT FORESTRY GRANT 2012-13	.00	.00	.00	.00	.00%
34310 STATE HIGHWAY CONTRACT	15,000.00	.00	4,395.40	10,604.60	.70%
34320 CEMETERY CHARGES	3,650.00	.00	.00	3,650.00	1.00%
34510 ANIMAL CONTROL(FEES, FINES & ADOPTION)	1,000.00	35.00	553.25	446.75	.44%
35110 CITY COURT FINES AND COSTS	85,000.00	8,537.75	46,286.25	38,713.75	.45%
35112 REDFLEX PHOTO SPEED ENFORCEMENT	36,000.00	2,409.84	24,375.68	11,624.32	.32%
35140 DRUG RELATED FINES	500.00	89.06	900.72	-400.72	-.80%
35160 COUNTY COURT FINES & COST	6,000.00	757.86	2,812.58	3,187.42	.53%
35200 DRUG CONTRIBUTIONS	2,500.00	119.22	1,840.44	659.56	.26%
36100 INTEREST EARNINGS-GEN/SEW	1,000.00	383.34	3,114.04	-2,114.04	-2.11%
36200 INTEREST EARNINGS-STATE STREET AID	200.00	40.82	320.17	-120.17	-.60%
36300 INTEREST EARNINGS-DRUG FUND	50.00	5.60	43.89	6.11	.12%
36716 POLICE CHILD SAFETY SEAT FUND	.00	.00	.00	.00	.00%
36932 PROCEEDS FROM INSURANCE	.00	.00	.00	.00	.00%
36990 MISCELLANEOUS REVENUE	18,000.00	155.03	49,628.34	-31,628.34	-1.75%
36991 TELECOMMUNICATIONS REVENUE	400.00	43.01	365.89	34.11	.08%
36992 REIMBURSE WRECKER SERVICES	100.00	.00	.00	100.00	1.00%
36993 SEXUAL OFFENDER REGISTRY REVENUE	100.00	.00	300.00	-200.00	-2.00%
36994 ALCOHOL TRAINING CLASSES	.00	.00	.00	.00	.00%

36995	DONATION VETERANS MEMORIAL WALL	200.00	200.00	1,770.00	-1,570.00	-7.85%
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FEBRUARY 2015
Uncollected Revenue
SHOULD NOT
BE OVER 33%.

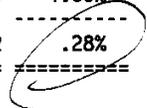
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GENERAL FUND
 REVENUE REPORT
 REPORT DATE: 02/28/2015

Mar 11, 2015
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FEBRUARY 2015
Uncollected Revenue
SHOULD NOT
BE OVER 33%.

ACCOUNT/DESCRIPTION.....	ESTIMATED REVENUES	MONTH-TO-DATE REVENUE	YEAR-TO-DATE REVENUE	UNCOLLECTED REVENUE	UNCOLLECTED %OF BUDG
36996 GUN PERMIT CLASSES	.00	.00	.00	.00	.00%
37301 BULLETPROOF VESTS	.00	.00	.00	.00	.00%
37990 OTHER AVAILABLE FUNDS GENERAL	474,764.00	.00	.00	474,764.00	1.00%
37991 OTHER AVAILABLE FUNDS-SSA	20,000.00	.00	.00	20,000.00	1.00%
37993 OTHER AVAILABLE FUNDS - DRUG FUND	32,000.00	.00	.00	32,000.00	1.00%
Total: GENERAL FUND	2,734,600.00	459,968.75	1,955,988.38	778,611.62	.28%



ACCOUNT/DESCRIPTION	APPROPRIATION AMOUNT	MONTH-TO-DATE EXPENDITURES	YEAR-TO-DATE EXPENDITURES	OUTSTANDING ENCUMBRANCES	AVAILABLE FUNDS	AVL FND% OF BUDG
(ACC-41000) GENERAL GOVERNMENT						
41000-172 ELECTION EXPENSE	1,500.00	.00	.00	.00	1,500.00	1.00%
41000-235 DUES	1,600.00	.00	1,517.00	.00	83.00	.05%
41000-236 FIREWORKS BLOCK PARTY	.00	.00	.00	.00	.00	.00%
41000-240 UTILITIES	14,000.00	987.91	8,532.21	.00	5,467.79	.39%
41000-245 TELEPHONE	4,500.00	-20.00	507.79	.00	3,992.21	.88%
41000-254 ENGINEERING SERVICES	15,000.00	.00	3,025.00	.00	11,975.00	.79%
41000-510 INSURANCE	55,400.00	.00	38,942.56	.00	16,457.44	.29%
41000-511 INSURANCE PAYOUT	.00	.00	.00	.00	.00	.00%
41000-551 REAPPRAISAL COSTS	6,500.00	.00	7,185.92	.00	-685.92	-.10%
41000-597 SAFETY PROGRAM	3,000.00	.00	1,177.16	.00	1,822.84	.60%
41000-691 BANK SERVICE CHARGES	100.00	.00	.00	.00	100.00	1.00%
41000-720 FIRST DEVELOPMENT DISTRICT	1,110.00	.00	1,110.00	.00	.00	.00%
41000-722 FIRST TENN HUMAN RESOURCE AGENCY	2,000.00	.00	.00	.00	2,000.00	1.00%
41000-723 SENIOR CITIZENS DONATION	36,000.00	.00	36,000.00	.00	.00	.00%
41000-724 HAWKINS CO. CHAMBER OF COMMERCE	2,500.00	.00	2,500.00	.00	.00	.00%
41000-726 OF ONE ACCORD SUMMER LUNCHBOX	1,000.00	.00	.00	.00	1,000.00	1.00%
41000-940 EQUIPMENT	.00	.00	8.00	.00	-8.00	.00%
Total: GENERAL GOVERNMENT	144,210.00	967.91	100,505.64	.00	43,704.36	.30%
(ACC-41500) FINANCIAL ADMINISTRATION						
41500-121 WAGES	169,000.00	12,244.47	103,803.96	.00	65,196.04	.38%
41500-132 BONUS PAY GENERAL/SEWER EMPLOYEES	.00	.00	.00	.00	.00	.00%
41500-141 SOCIAL SECURITY	14,000.00	881.03	7,625.01	.00	6,374.99	.45%
41500-142 EMPLOYEE INSURANCE	34,000.00	.00	20,041.57	.00	13,958.43	.41%
41500-143 RETIREMENT	19,000.00	1,233.03	10,716.92	.00	8,283.08	.43%
41500-146 WORKERS COMP	1,500.00	.00	666.32	.00	833.68	.55%
41500-147 UNEMPLOYMENT INSURANCE	450.00	.00	1.88	.00	448.12	.99%
41500-148 TRAINING	4,000.00	125.00	443.62	.00	3,556.38	.88%
41500-161 FEES OF ALDERMEN & FULL TIME MAYOR	11,600.00	350.00	5,577.54	.00	6,022.46	.51%
41500-216 INTERNET SERVICES	980.00	58.69	439.60	.00	540.40	.55%
41500-217 WEB SERVICES	2,025.00	.00	200.00	.00	1,825.00	.90%
41500-220 CABLE TELEVISION CHANNEL	.00	.00	.00	.00	.00	.00%
41500-233 HOUSING AUTHORITY	1,000.00	.00	22.25	.00	977.75	.97%
41500-234 NEWSLETTER	.00	.00	431.38	.00	-431.38	.00%
41500-237 ADVERTISING	2,000.00	84.31	647.16	.00	1,352.84	.67%
41500-250 CITY JUDGE	4,800.00	.00	2,800.00	.00	2,000.00	.41%
41500-251 MEDICAL SERVICES	250.00	.00	106.80	.00	143.20	.57%
41500-252 LEGAL SERVICES	20,000.00	412.50	4,161.09	.00	15,838.91	.79%
41500-253 ACCOUNTING AND AUDITING FEES	21,100.00	.00	20,581.25	.00	518.75	.02%
41500-255 COMPUTER HARDWARE & SOFTWARE SUPPORT	22,200.00	.00	17,607.45	.00	4,592.55	.20%
41500-257 PLANNING SERVICES	8,400.00	.00	6,300.00	.00	2,100.00	.25%
41500-266 REPAIR AND MAINTENANCE BUILDIN	15,000.00	196.92	5,125.75	.00	9,874.25	.65%
41500-280 TRAVEL	3,000.00	20.04	1,341.26	.00	1,658.74	.55%
41500-290 CONTRACTUAL SERVICES	1,200.00	.00	85.00	.00	1,115.00	.92%
41500-298 COMMISSION FEES	2,500.00	27.17	654.13	.00	1,845.87	.73%
41500-310 OFFICE EXPENSE AND POSTAGE	15,000.00	491.05	8,119.50	.00	6,880.50	.45%
41500-312 PITNEY BOWES SUPPLIES	900.00	.00	432.00	.00	468.00	.52%
41500-479 MISCELLANEOUS	5,000.00	322.00	1,976.26	.00	3,023.74	.60%
41500-621 RETIREMENT OF NOTES (PD/CT PROG & PDVE	.00	.00	.00	.00	.00	.00%

Should never have a negative.

FEBRUARY 2015
Should still have
33% of your
funds available.

ACCOUNT/DESCRIPTION.....	APPROPRIATION AMOUNT	MONTH-TO-DATE EXPENDITURES	YEAR-TO-DATE EXPENDITURES	OUTSTANDING ENCUMBRANCES	AVAILABLE FUNDS	AVL FND\$ %OF BUDG
41500-625 OPERATING LEASE COPIER	1,520.00	126.00	1,008.00	.00	512.00	.33%
41500-642 INTEREST ON NOTES	.00	.00	.00	.00	.00	.00%
41500-940 EQUIPMENT	2,500.00	.00	1,079.00	.00	1,421.00	.56%
41500-947 NEW COMPUTER/SUPPORT/EQUIPMENT	42,653.00	.00	19,487.00	.00	23,166.00	.54%
Total: FINANCIAL ADMINISTRATION	425,578.00	16,572.21	241,481.70	.00	184,096.30	.43%
(ACC-42000) Code Description Missing !						
42000-561 Code Description Missing !	.00	.00	.00	.00	.00	.00%
Total: Code Description Missing !	.00	.00	.00	.00	.00	.00%
(ACC-42100) POLICE						
42100-121 WAGES	250,000.00	17,158.82	164,999.64	.00	85,000.36	.34%
42100-122 OVERTIME	23,400.00	1,381.79	26,046.83	.00	-2,646.83	-.11%
42100-141 SOCIAL SECURITY	20,000.00	1,300.38	13,504.62	.00	6,495.38	.32%
42100-142 EMPLOYEE INSURANCE	65,000.00	.00	37,474.98	.00	27,525.02	.42%
42100-143 RETIREMENT	30,000.00	1,388.54	15,172.50	.00	14,827.50	.49%
42100-146 WORKERS COMP	20,000.00	.00	10,404.45	.00	9,595.55	.47%
42100-147 UNEMPLOYMENT INSURANCE	1,080.00	.00	105.50	.00	974.50	.90%
42100-148 TRAINING	5,500.00	.00	1,130.00	.00	4,370.00	.79%
42100-216 INTERNET SERVICES	4,200.00	54.98	875.45	.00	3,324.55	.79%
42100-219 ECOM	400.00	.00	392.00	.00	8.00	.02%
42100-235 DUES	500.00	.00	225.00	.00	275.00	.55%
42100-245 TELEPHONE	6,500.00	.00	3,454.98	.00	3,045.02	.46%
42100-251 MEDICAL SERVICES	1,000.00	40.00	554.46	.00	445.54	.44%
42100-255 COMPUTER HARDWARE & SOFTWARE SUPPORT	19,200.00	.00	12,902.88	.00	6,297.12	.32%
42100-259 WRECKER/TOWING SERVICES	500.00	160.00	160.00	.00	340.00	.68%
42100-261 SEXUAL OFFENDER REGISTRY	200.00	.00	.00	.00	200.00	1.00%
42100-266 REPAIR AND MAINTENANCE BUILDIN	5,000.00	764.00	3,710.24	.00	1,289.76	.25%
42100-280 TRAVEL	6,000.00	.00	3,152.43	.00	2,847.57	.47%
42100-310 OFFICE EXPENSE AND POSTAGE	4,500.00	299.95	3,018.41	.00	1,481.59	.32%
42100-320 OPERATING SUPPLIES	6,500.00	6.00	3,548.96	.00	2,951.04	.45%
42100-321 ALCOHOL TRAINING CLASSES	.00	.00	.00	.00	.00	.00%
42100-324 CHILD RESTRAINT SEATS	.00	.00	.00	.00	.00	.00%
42100-325 BULLET PROOF VESTS	2,000.00	.00	.00	.00	2,000.00	1.00%
42100-326 CLOTHING AND UNIFORMS	6,500.00	438.91	3,536.27	.00	2,963.73	.45%
42100-328 D.A.R.E. PROGRAM	.00	.00	.00	.00	.00	.00%
42100-329 PURCHASES FROM DONATIONS	.00	.00	.00	.00	.00	.00%
42100-330 VEHICLE OPERATING EXPENSE	15,000.00	65.19	6,136.55	.00	8,863.45	.59%
42100-331 FUEL EXPENSE	31,000.00	597.06	11,339.52	.00	19,660.48	.63%
42100-336 RADIO EXPENSE	3,000.00	.00	.00	.00	3,000.00	1.00%
42100-479 MISCELLANEOUS	1,000.00	.00	121.27	.00	878.73	.87%
42100-560 DEPT OF SAFETY CHARGES	12,000.00	518.05	3,739.19	.00	8,260.81	.68%
42100-621 RETIREMENT OF NOTES (PD/CT PROG & PDVE	.00	.00	.00	.00	.00	.00%
42100-625 OPERATING LEASE COPIER	1,752.00	146.00	1,168.00	.00	584.00	.33%
42100-642 INTEREST ON NOTES	.00	.00	.00	.00	.00	.00%
42100-705 GHSSO NETWORK GRANT 11-12	.00	.00	.00	.00	.00	.00%
42100-706 GHSSO ALCOHOL GRANT 11-12	.00	.00	.00	.00	.00	.00%
42100-707 GHSSO CARTERS VALLEY HI VISIB 12-13	.00	.00	.00	.00	.00	.00%
42100-708 GHSSO NETWORK COORDINATOR 12-13	.00	.00	.00	.00	.00	.00%

Should never have
a negative.

over

SEL: Year Fnd Acctn Obj Gp Sub Loc. Pgm
 FROM: 2014 110 40000 000 00 000 0000 000
 THRU: 2014 110 99999 999 00 000 0000 000

TOWN OF MOUNT CARMEL
 GENERAL FUND
 EXPENDITURE REPORT
 REPORT DATE: 02/28/2015

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FEBRUARY 2015
 Should still have
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ACCOUNT/DESCRIPTION.....	APPROPRIATION AMOUNT	MONTH-TO-DATE EXPENDITURES	YEAR-TO-DATE EXPENDITURES	OUTSTANDING ENCUMBRANCES	AVAILABLE FUNDS	AVL FND\$ % OF BUDG
42100-710 GHSO HIGH VISIBILITY 12-13	.00	.00	.00	.00	.00	.00%
42100-711 GHSO HI VISIBILITY GRANT 13-14	.00	.00	.00	.00	.00	.00%
42100-712 GHSO CARTERS VALLEY RD 13-14	.00	.00	3,010.00	.00	-3,010.00	.00%
42100-940 EQUIPMENT	.00	.00	.00	.00	.00	.00%
42100-950 TML SAFETY PARTNERS MATCHING 08-09	.00	.00	.00	.00	.00	.00%
Total: POLICE	541,732.00	24,319.67	329,884.13	.00	211,847.87	.39%
(ACC-42129) DRUG FUND						
42129-148 TRAINING	.00	.00	.00	.00	.00	.00%
42129-320 OPERATING SUPPLIES	.00	.00	.00	.00	.00	.00%
42129-327 CRIME PREVENTION	.00	.00	.00	.00	.00	.00%
42129-691 BANK SERVICE CHARGES	.00	.00	.00	.00	.00	.00%
42129-742 SPECIAL INVESTIGATIVE FUNDS	5,000.00	.00	.00	.00	5,000.00	1.00%
42129-940 EQUIPMENT	28,500.00	.00	1,215.95	.00	27,284.05	.95%
Total: DRUG FUND	33,500.00	.00	1,215.95	.00	32,284.05	.96%
(ACC-42200) FIRE DEPARTMENT						
42200-121 WAGES	29,000.00	3,518.01	19,375.71	.00	9,624.29	.33%
42200-122 OVERTIME	20,000.00	1,360.58	10,254.21	.00	9,745.79	.48%
42200-141 SOCIAL SECURITY	4,000.00	346.62	2,067.63	.00	1,932.37	.48%
42200-142 EMPLOYEE INSURANCE	6,500.00	.00	4,066.44	.00	2,433.56	.37%
42200-143 RETIREMENT	5,200.00	309.51	2,779.17	.00	2,420.83	.46%
42200-146 WORKERS COMP	4,800.00	.00	1,629.41	.00	3,170.59	.66%
42200-147 UNEMPLOYMENT INSURANCE	90.00	.00	7.07	.00	82.93	.92%
42200-148 TRAINING	2,000.00	.00	.00	.00	2,000.00	1.00%
42200-216 INTERNET SERVICES	.00	.00	.00	.00	.00	.00%
42200-235 DUES	300.00	.00	50.00	.00	250.00	.83%
42200-238 PUBLIC RELATIONS/PARADE	2,500.00	.00	2,716.30	.00	-216.30	-.08%
42200-240 UTILITIES	12,000.00	757.79	7,885.78	.00	4,114.22	.34%
42200-245 TELEPHONE	2,800.00	.00	2,457.79	.00	342.21	.12%
42200-251 MEDICAL SERVICES	1,000.00	.00	700.00	.00	300.00	.30%
42200-255 COMPUTER HARDWARE & SOFTWARE SUPPORT	450.00	.00	199.98	.00	250.02	.55%
42200-266 REPAIR AND MAINTENANCE BUILDIN	13,000.00	26.00	12,885.13	.00	114.87	.00%
42200-280 TRAVEL	2,000.00	.00	.00	.00	2,000.00	1.00%
42200-281 OSHA TESTING	5,500.00	.00	1,350.00	.00	4,150.00	.75%
42200-290 CONTRACTUAL SERVICES	1,400.00	.00	1,050.38	.00	349.62	.24%
42200-310 OFFICE EXPENSE AND POSTAGE	2,000.00	104.00	647.66	.00	1,352.34	.67%
42200-320 OPERATING SUPPLIES	3,500.00	20.88	712.07	.00	2,787.93	.79%
42200-326 CLOTHING AND UNIFORMS	3,500.00	.00	1,782.63	.00	1,717.37	.49%
42200-330 VEHICLE OPERATING EXPENSE	21,000.00	175.00	4,312.36	.00	16,687.64	.79%
42200-331 FUEL EXPENSE	3,500.00	24.93	1,455.20	.00	2,044.80	.58%
42200-335 FIRE DEPT FORESTRY GRANT 2012-13	.00	.00	.00	.00	.00	.00%
42200-336 RADIO EXPENSE	1,500.00	.00	.00	.00	1,500.00	1.00%
42200-344 FIRE DEPT EQUIPMENT	2,500.00	.00	.00	.00	2,500.00	1.00%
42200-479 MISCELLANEOUS	1,000.00	.00	217.95	.00	782.05	.78%
42200-621 RETIREMENT OF NOTES (PD/CT PROG & PDVE	.00	.00	.00	.00	.00	.00%
42200-625 OPERATING LEASE COPIER	.00	.00	.00	.00	.00	.00%
42200-642 INTEREST ON NOTES	.00	.00	.00	.00	.00	.00%
42200-939 CAPITAL PROJECT: FIRE STATION #2 CVR	.00	.00	.00	.00	.00	.00%

Should never have a negative.

over

SEL: Year Fnd Acct Obj Gp Sub Loc. Pgm
 FROM: 2014 110 40000 000 00 000 0000 000
 THRU: 2014 110 99999 999 00 000 0000 000

TOWN OF MOUNT CARMEL
 GENERAL FUND
 EXPENDITURE REPORT
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FEBRUARY 2015
 Should still have
33% of your
funds available.

ACCOUNT/DESCRIPTION.....	APPROPRIATION AMOUNT	MONTH-TO-DATE EXPENDITURES	YEAR-TO-DATE EXPENDITURES	OUTSTANDING ENCUMBRANCES	AVAILABLE FUNDS	AVL FNDS %OF BUDG
42200-940 EQUIPMENT	.00	.00	.00	.00	.00	.00%
Total: FIRE DEPARTMENT	151,040.00	6,643.32	78,602.87	.00	72,437.13	.47%
(ACC-42400) ANIMAL CONTROL DEPARTMENT						
42400-121 WAGES	19,500.00	1,439.59	11,225.85	.00	8,274.15	.42%
42400-122 OVERTIME	3,500.00	119.06	944.40	.00	2,555.60	.73%
42400-141 SOCIAL SECURITY	2,000.00	119.23	931.01	.00	1,068.99	.53%
42400-143 RETIREMENT	200.00	.00	.00	.00	200.00	1.00%
42400-146 WORKERS COMP	1,600.00	.00	825.62	.00	774.38	.48%
42400-147 UNEMPLOYMENT INSURANCE	90.00	.00	.92	.00	89.08	.98%
42400-148 TRAINING	1,200.00	.00	436.38	.00	763.62	.63%
42400-216 INTERNET SERVICES	550.00	-50.30	323.80	.00	226.20	.41%
42400-235 DUES	100.00	.00	40.00	.00	60.00	.60%
42400-240 UTILITIES	1,500.00	.00	346.30	.00	1,153.70	.76%
42400-245 TELEPHONE	550.00	.00	323.25	.00	226.75	.41%
42400-251 MEDICAL SERVICES	1,200.00	.00	231.00	.00	969.00	.80%
42400-266 REPAIR AND MAINTENANCE BUILDIN	3,500.00	264.22	1,294.68	.00	2,205.32	.63%
42400-280 TRAVEL	1,500.00	.00	1,225.59	.00	274.41	.18%
42400-310 OFFICE EXPENSE AND POSTAGE	200.00	62.55	120.47	.00	79.53	.39%
42400-320 OPERATING SUPPLIES	250.00	.00	293.63	.00	-43.63	-1.7%
42400-323 FOOD (ANIMALS)	600.00	.00	.00	.00	600.00	1.00%
42400-326 CLOTHING AND UNIFORMS	500.00	.00	421.93	.00	78.07	.15%
42400-330 VEHICLE OPERATING EXPENSE	2,500.00	.00	148.93	.00	2,351.07	.94%
42400-331 FUEL EXPENSE	2,800.00	94.13	1,181.98	.00	1,618.02	.57%
42400-336 RADIO EXPENSE	.00	.00	.00	.00	.00	.00%
42400-479 MISCELLANEOUS	100.00	.00	.00	.00	100.00	1.00%
42400-940 EQUIPMENT	.00	.00	.00	.00	.00	.00%
Total: ANIMAL CONTROL DEPARTMENT	43,940.00	2,048.48	20,315.74	.00	23,624.26	.53%
(ACC-42420) BUILDING INSPECTION						
42420-121 WAGES	28,000.00	2,029.57	15,873.61	.00	12,126.39	.43%
42420-141 SOCIAL SECURITY	2,200.00	155.26	1,214.31	.00	985.69	.44%
42420-146 WORKERS COMP	2,100.00	.00	2,020.29	.00	79.71	.03%
42420-147 UNEMPLOYMENT INSURANCE	90.00	.00	.00	.00	90.00	1.00%
42420-148 TRAINING	600.00	.00	397.62	.00	202.38	.33%
42420-235 DUES	4,200.00	125.00	3,585.00	.00	615.00	.14%
42420-245 TELEPHONE	500.00	-20.00	236.59	.00	263.41	.52%
42420-269 DEMOLITION	3,000.00	.00	.00	.00	3,000.00	1.00%
42420-280 TRAVEL	600.00	.00	242.94	.00	357.06	.59%
42420-320 OPERATING SUPPLIES	800.00	214.92	816.21	.00	-16.21	-.02%
42420-330 VEHICLE OPERATING EXPENSE	.00	.00	.00	.00	.00	.00%
42420-331 FUEL EXPENSE	.00	.00	.00	.00	.00	.00%
42420-479 MISCELLANEOUS	600.00	.00	.00	.00	600.00	1.00%
Total: BUILDING INSPECTION	42,690.00	2,504.75	24,386.57	.00	18,303.43	.42%
(ACC-43100) HIGHWAYS AND STREETS-GENERAL						
43100-121 WAGES	180,000.00	10,708.60	93,407.80	.00	86,592.20	.48%
43100-122 OVERTIME	11,000.00	328.34	673.95	.00	10,326.05	.93%

Should never have a negative.

over

over

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TOWN OF MOUNT CARMEL
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FEBRUARY 2015
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ACCOUNT/DESCRIPTION.....	APPROPRIATION AMOUNT	MONTH-TO-DATE EXPENDITURES	YEAR-TO-DATE EXPENDITURES	OUTSTANDING ENCUMBRANCES	AVAILABLE FUNDS	AVL FND% OF BUDG
43100-141 SOCIAL SECURITY	16,000.00	706.79	6,009.28	.00	9,990.72	.62%
43100-142 EMPLOYEE INSURANCE	92,000.00	.00	31,925.05	.00	60,074.95	.65%
43100-143 RETIREMENT	22,000.00	1,111.43	8,416.84	.00	13,583.16	.61%
43100-146 WORKERS COMP	25,000.00	.00	13,541.23	.00	11,458.77	.45%
43100-147 UNEMPLOYMENT INSURANCE	540.00	.00	26.27	.00	513.73	.95%
43100-148 TRAINING	1,000.00	.00	.00	.00	1,000.00	1.00%
43100-216 INTERNET SERVICES	1,500.00	121.39	849.02	.00	650.98	.43%
43100-240 UTILITIES	7,200.00	144.79	3,208.35	.00	3,991.65	.55%
43100-245 TELEPHONE	5,300.00	-20.00	1,808.66	.00	3,491.34	.65%
43100-251 MEDICAL SERVICES	500.00	.00	170.46	.00	329.54	.65%
43100-266 REPAIR AND MAINTENANCE BUILDIN	10,000.00	14.02	1,376.55	.00	8,623.45	.86%
43100-268 REPAIR & MAINT. STREETS	20,000.00	.00	4,079.01	.00	15,920.99	.79%
43100-280 TRAVEL	1,000.00	.00	.00	.00	1,000.00	1.00%
43100-294 EQUIPMENT LEASING	500.00	.00	.00	.00	500.00	1.00%
43100-310 OFFICE EXPENSE AND POSTAGE	1,000.00	780.84	780.84	.00	219.16	.21%
43100-320 OPERATING SUPPLIES	5,000.00	86.00	3,491.26	.00	1,508.74	.30%
43100-326 CLOTHING AND UNIFORMS	4,000.00	.00	1,383.65	.00	2,616.35	.65%
43100-330 VEHICLE OPERATING EXPENSE	25,000.00	213.64	6,474.81	.00	18,525.19	.74%
43100-331 FUEL EXPENSE	30,000.00	225.51	10,279.94	.00	19,720.06	.65%
43100-343 TRAFFIC LIGHT TDOT/MPO STUDY	.00	113.20	113.20	.00	-113.20	.00%
43100-479 MISCELLANEOUS	1,500.00	.00	41.31	.00	1,458.69	.97%
43100-482 DRAINAGE REPAIR	10,000.00	.00	6,484.97	.00	3,515.03	.35%
43100-931 PAVING	342,736.00	.00	343,413.48	.00	-677.48	-.00%
43100-940 EQUIPMENT	16,000.00	.00	16,000.00	.00	.00	.00%
Total: HIGHWAYS AND STREETS-GENERAL	828,776.00	14,534.55	553,955.93	.00	274,820.07	.33%
(ACC-43190) STATE STREET AID						
43190-247 STREET LIGHTING	43,500.00	3,401.54	28,273.97	.00	15,226.03	.35%
43190-342 SIGN PARTS AND SUPPLIES	5,000.00	20.00	2,740.98	.00	2,259.02	.45%
43190-343 TRAFFIC LIGHT TDOT/MPO STUDY	3,000.00	.00	680.72	.00	2,319.28	.77%
43190-400 MATERIALS & STREETS	81,000.00	.00	3,275.44	.00	77,724.56	.95%
43190-621 RETIREMENT OF NOTES (PD/CT PROG & PDVE	.00	.00	.00	.00	.00	.00%
43190-642 INTEREST ON NOTES	.00	.00	.00	.00	.00	.00%
43190-931 PAVING	.00	.00	.00	.00	.00	.00%
43190-940 EQUIPMENT	25,000.00	.00	5,057.98	.00	19,942.02	.79%
Total: STATE STREET AID	157,500.00	3,421.54	40,029.09	.00	117,470.91	.74%
(ACC-43200) SOLID WASTE & RECYCLING						
43200-121 WAGES	32,000.00	2,256.00	20,992.68	.00	11,007.32	.34%
43200-122 OVERTIME	3,000.00	.00	118.49	.00	2,881.51	.96%
43200-141 SOCIAL SECURITY	2,600.00	157.62	1,429.49	.00	1,170.51	.45%
43200-142 EMPLOYEE INSURANCE	20,000.00	.00	5,517.75	.00	14,482.25	.72%
43200-143 RETIREMENT	3,800.00	227.18	2,177.37	.00	1,622.63	.42%
43200-146 WORKERS COMP	3,200.00	.00	1,865.45	.00	1,334.55	.41%
43200-147 UNEMPLOYMENT INSURANCE	90.00	.00	.00	.00	90.00	1.00%
43200-251 MEDICAL SERVICES	200.00	.00	.00	.00	200.00	1.00%
43200-290 CONTRACTUAL SERVICES	161,425.00	.00	78,011.64	.00	83,413.36	.51%
43200-320 OPERATING SUPPLIES	300.00	.00	.00	.00	300.00	1.00%
43200-330 VEHICLE OPERATING EXPENSE	5,500.00	.00	4,408.38	.00	1,091.62	.19%

Should never have a negative.

over

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FEBRUARY 2015
 Should still have
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ACCOUNT/DESCRIPTION.....	APPROPRIATION AMOUNT	MONTH-TO-DATE EXPENDITURES	YEAR-TO-DATE EXPENDITURES	OUTSTANDING ENCUMBRANCES	AVAILABLE FUNDS	AVL FND% %OF BUDG
43200-331 FUEL EXPENSE	.00	.00	.00	.00	.00	.00%
43200-596 STATE PERMIT FEE	.00	.00	.00	.00	.00	.00%
Total: SOLID WASTE & RECYCLING	232,115.00	2,640.80	114,521.25	.00	117,593.75	.50%
(ACC-43500) LIBERTY HILL CEMETERY						
43500-252 LEGAL SERVICES	1,650.00	.00	.00	.00	1,650.00	1.00%
43500-265 CEMETERY REPAIR AND MAINTENANCE	2,000.00	.00	.00	.00	2,000.00	1.00%
Total: LIBERTY HILL CEMETERY	3,650.00	.00	.00	.00	3,650.00	1.00%
(ACC-44440) RECREATION						
44440-121 WAGES	.00	.00	.00	.00	.00	.00%
44440-141 SOCIAL SECURITY	.00	.00	.00	.00	.00	.00%
44440-146 WORKERS COMP	.00	.00	.00	.00	.00	.00%
44440-147 UNEMPLOYMENT INSURANCE	.00	.00	.00	.00	.00	.00%
44440-216 INTERNET SERVICES	1,080.00	87.99	825.40	.00	254.60	.23%
44440-240 UTILITIES	4,000.00	86.11	2,286.86	.00	1,713.14	.42%
44440-245 TELEPHONE	.00	.00	.00	.00	.00	.00%
44440-296 JOINT RECREATION DIRECTOR	33,600.00	6,035.49	20,975.73	.00	12,624.27	.37%
44440-297 JOINT RECREATION PROGRAMS	25,000.00	.00	7,787.04	.00	17,212.96	.68%
44440-300 VETERAN WAR MEMORIAL PARK	2,800.00	.00	4,309.85	.00	-1,509.85	-.53%
44440-320 OPERATING SUPPLIES	1,000.00	.00	.00	.00	1,000.00	1.00%
44440-479 MISCELLANEOUS	250.00	.00	.00	.00	250.00	1.00%
44440-725 PARK DEVELOPMENT & OPERATIONS	8,000.00	.00	225.58	.00	7,774.42	.97%
Total: RECREATION	75,730.00	6,209.59	36,410.46	.00	39,319.54	.51%
(ACC-44800) LIBRARY						
44800-121 WAGES	24,500.00	1,425.57	12,320.29	.00	12,179.71	.49%
44800-141 SOCIAL SECURITY	2,000.00	109.05	942.45	.00	1,057.55	.52%
44800-143 RETIREMENT	.00	.00	.00	.00	.00	.00%
44800-146 WORKERS COMP	100.00	.00	53.19	.00	46.81	.46%
44800-147 UNEMPLOYMENT INSURANCE	180.00	.00	27.26	.00	152.74	.84%
44800-148 TRAINING	200.00	.00	30.00	.00	170.00	.85%
44800-216 INTERNET SERVICES	500.00	39.99	319.92	.00	180.08	.36%
44800-240 UTILITIES	3,000.00	241.37	1,806.74	.00	1,193.26	.39%
44800-245 TELEPHONE	450.00	.00	193.49	.00	256.51	.57%
44800-251 MEDICAL SERVICES	100.00	.00	55.91	.00	44.09	.44%
44800-255 COMPUTER HARDWARE & SOFTWARE SUPPORT	2,500.00	49.00	364.00	.00	2,136.00	.85%
44800-266 REPAIR AND MAINTENANCE BUILDIN	1,000.00	6.00	628.71	.00	371.29	.37%
44800-280 TRAVEL	500.00	295.54	295.54	.00	204.46	.40%
44800-310 OFFICE EXPENSE AND POSTAGE	1,000.00	.00	142.47	.00	857.53	.85%
44800-311 COMPUTER HARDWARE	.00	.00	.00	.00	.00	.00%
44800-479 MISCELLANEOUS	500.00	.00	.00	.00	500.00	1.00%
44800-490 MATERIALS AND SUPPLIES	5,000.00	94.97	2,280.36	.00	2,719.64	.54%
44800-618 CIVIL WAR GRANT LIBRARY 2012	.00	.00	.00	.00	.00	.00%
44800-619 CIVIL WAR LIBRARY GRANT 2012	2,500.00	.00	750.00	.00	1,750.00	.70%
44800-620 RURAL DEV LIBRARY LAPTOP GRANT FY 11-1	.00	.00	.00	.00	.00	.00%
44800-625 OPERATING LEASE COPIER	500.00	.00	300.00	.00	200.00	.40%
44800-721 SUMMER READING PROGRAM	800.00	.00	.00	.00	800.00	1.00%

**Should never have
 a negative.**

over

FEBRUARY 2015
Should still have
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ACCOUNT/DESCRIPTION.....	APPROPRIATION AMOUNT	MONTH-TO-DATE EXPENDITURES	YEAR-TO-DATE EXPENDITURES	OUTSTANDING ENCUMBRANCES	AVAILABLE FUNDS	AVL FND\$ %OF BUDG
44800-940 EQUIPMENT	.00	.00	.00	.00	.00	.00%
Total: LIBRARY	45,330.00	2,261.49	20,510.33	.00	24,819.67	.54%
(ACC-52200) SEWER						
52200-146 WORKERS COMP	.00	.00	.00	.00	.00	.00%
52200-255 COMPUTER HARDWARE & SOFTWARE SUPPORT	.00	.00	.00	.00	.00	.00%
52200-260 REPAIR AND MAIN. SERVICES	.00	.00	.00	.00	.00	.00%
52200-361 PUMP STATION REPAIR & MAINTENANCE	.00	.00	.00	.00	.00	.00%
52200-364 WASTEWATER PLANT REPAIR & MAINTENANCE	.00	.00	.00	.00	.00	.00%
52200-955 BELT PRESS/ROTO ROOTER MAINTENANCE	.00	.00	.00	.00	.00	.00%
Total: SEWER	.00	.00	.00	.00	.00	.00%
Total: GENERAL FUND	2,725,791.00	82,124.31	1,561,819.66	.00	1,163,971.34	.42%

Should never have
a negative.

FROM: 2014 412 30000 000 00 000 0000 000

SEWER FUND

Mar 11, 2015

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REVENUE REPORT

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FEBRUARY 2015
Uncollected Revenue
SHOULD NOT
BE OVER 33%.

ACCOUNT/DESCRIPTION.....	ESTIMATED REVENUES	MONTH-TO-DATE REVENUE	YEAR-TO-DATE REVENUE	UNCOLLECTED REVENUE	UNCOLLECTED %OF BUDG
36100 INTEREST EARNINGS-GEN/SEW	900.00	57.98	660.76	239.24	.26%
36120 INTEREST EARNINGS - TLDA	500.00	.00	.00	500.00	1.00%
36330 SALE OF EQUIPMENT	.00	.00	.00	.00	.00%
37210 SEWER SERVICES CHARGES	770,000.00	62,003.70	515,579.87	254,420.13	.33%
37294 ACCOUNTING FEES	3,500.00	490.00	3,395.00	105.00	.03%
37295 CDBG GRANT \$500,000 2012	525,000.00	.00	.00	525,000.00	1.00%
37296 SEWER TAP FEES	3,000.00	.00	7,500.00	-4,500.00	-1.50%
37297 EECBG GRANT FOR 2010-2011	.00	.00	.00	.00	.00%
37299 MISCELLANOUS REVENUE	100.00	.00	.00	100.00	1.00%
37994 OTHER AVAILABLE FUNDS - SEWER	20,500.00	.00	.00	20,500.00	1.00%
Total: SEWER FUND	1,323,500.00	62,551.68	527,135.63	796,364.37	.60%

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TOWN OF MOUNT CARMEL
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FEBRUARY 2015
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ACCOUNT/DESCRIPTION.....	APPROPRIATION AMOUNT	MONTH-TO-DATE EXPENDITURES	YEAR-TO-DATE EXPENDITURES	OUTSTANDING ENCUMBRANCES	AVAILABLE FUNDS	AVL FND% %OF BUDG
(ACC-52200) SEWER						
52200-121 WAGES	100,000.00	7,370.82	55,713.63	.00	44,286.37	.44%
52200-122 OVERTIME	30,000.00	1,238.97	17,680.17	.00	12,319.83	.41%
52200-132 BONUS PAY GENERAL/SEWER EMPLOYEES	.00	.00	.00	.00	.00	.00%
52200-141 SOCIAL SECURITY	10,000.00	612.49	5,227.62	.00	4,772.38	.47%
52200-142 EMPLOYEE INSURANCE	25,000.00	.00	10,805.55	.00	14,194.45	.56%
52200-143 RETIREMENT	15,000.00	786.62	6,814.55	.00	8,185.45	.54%
52200-146 WORKERS COMP	6,000.00	.00	3,334.69	.00	2,665.31	.44%
52200-147 UNEMPLOYMENT INSURANCE	360.00	.00	19.82	.00	340.18	.94%
52200-148 TRAINING	2,000.00	.00	.00	.00	2,000.00	1.00%
52200-165 RETIREMENT OF COURT JUDGEMENT	662.00	.00	.00	.00	662.00	1.00%
52200-170 PLANT OPERATIONS MANAGER	.00	.00	.00	.00	.00	.00%
52200-216 INTERNET SERVICES	550.00	.00	280.07	.00	269.93	.49%
52200-235 DUES	2,000.00	.00	1,476.60	.00	523.40	.26%
52200-240 UTILITIES	75,000.00	6,603.70	50,912.21	.00	24,087.79	.32%
52200-245 TELEPHONE	5,200.00	.00	2,334.89	.00	2,865.11	.55%
52200-251 MEDICAL SERVICES	400.00	55.00	150.91	.00	249.09	.62%
52200-252 LEGAL SERVICES	3,500.00	.00	554.55	.00	2,945.45	.84%
52200-253 ACCOUNTING AND AUDITING FEES	6,000.00	.00	2,193.75	.00	3,806.25	.63%
52200-254 ENGINEERING SERVICES	5,000.00	.00	815.00	.00	4,185.00	.83%
52200-255 COMPUTER HARDWARE & SOFTWARE SUPPORT	750.00	.00	562.95	.00	187.05	.24%
52200-256 EECBG GRANT FOR 2010-2011	.00	.00	.00	.00	.00	.00%
52200-258 CDBG GRANT \$500,000 2012	545,000.00	.00	.00	.00	545,000.00	1.00%
52200-260 REPAIR AND MAIN. SERVICES	9,000.00	4,554.35	5,921.17	.00	3,078.83	.34%
52200-268 REPAIR & MAINT. STREETS	2,500.00	.00	.00	.00	2,500.00	1.00%
52200-280 TRAVEL	2,000.00	.00	.00	.00	2,000.00	1.00%
52200-290 CONTRACTUAL SERVICES	2,000.00	132.75	1,207.63	.00	792.37	.39%
52200-298 COMMISSION FEES	25,000.00	1,952.00	15,624.00	.00	9,376.00	.37%
52200-299 BILLING SERVICES-COLLECTIONS INC	250.00	.00	146.83	.00	103.17	.41%
52200-310 OFFICE EXPENSE AND POSTAGE	1,500.00	33.89	429.36	.00	1,070.64	.71%
52200-320 OPERATING SUPPLIES	6,000.00	61.96	2,181.97	.00	3,818.03	.63%
52200-322 CHEMICALS	20,000.00	.00	7,681.05	.00	12,318.95	.61%
52200-326 CLOTHING AND UNIFORMS	5,000.00	81.39	2,769.04	.00	2,230.96	.44%
52200-330 VEHICLE OPERATING EXPENSE	2,500.00	.00	2,443.93	.00	56.07	.02%
52200-331 FUEL EXPENSE	5,200.00	68.87	2,162.01	.00	3,037.99	.58%
52200-361 PUMP STATION REPAIR & MAINTENANCE	50,000.00	1,440.00	39,585.79	.00	10,414.21	.20%
52200-362 RESIDENTIAL PUMP REPAIR & MAINTENANCE	20,000.00	360.00	20,239.39	.00	-239.39	-.01%
52200-363 SEWER LINE REPAIR & MAINTENANCE	12,000.00	.00	3,709.61	.00	8,290.39	.69%
52200-364 WASTEWATER PLANT REPAIR & MAINTENANCE	40,000.00	695.00	17,460.69	.00	22,539.31	.56%
52200-479 MISCELLANEOUS	350.00	.00	.00	.00	350.00	1.00%
52200-510 INSURANCE	21,000.00	.00	12,980.86	.00	8,019.14	.38%
52200-533 MACHINERY & EQUIPMENT RENTAL	2,000.00	.00	591.91	.00	1,408.09	.70%
52200-540 DEPRECIATION	216,975.00	18,863.75	150,910.00	.00	66,065.00	.30%
52200-596 STATE PERMIT FEE	3,500.00	.00	3,460.00	.00	40.00	.01%
52200-613 2003 SEWER REV/TAX BOND	.00	.00	.00	.00	.00	.00%
52200-614 2013 REV/TAX REFUNDING BONDS	.00	.00	.00	.00	.00	.00%
52200-615 TLDA BONDS	.00	.00	.00	.00	.00	.00%
52200-621 RETIREMENT OF NOTES (PD/CT PROG & PDVE	.00	.00	.00	.00	.00	.00%
52200-622 RETIREMENT OF COURT JUDGEMENT	.00	.00	.00	.00	.00	.00%
52200-633 INTEREST ON 2003 REV/TAX REFUNDING BON	.00	.00	.00	.00	.00	.00%
52200-634 INTEREST 2013 REV/TAX REFUND BOND	.00	.00	.00	.00	.00	.00%

Should never have
a negative.

over

FEBRUARY 2015
Should still have
33% of your
funds available.

FROM: 2014 412 40000 000 00 000 0000 000
THRU: 2014 412 99999 999 00 000 0000 000

ACCOUNT/DESCRIPTION	APPROPRIATION AMOUNT	MONTH-TO-DATE EXPENDITURES	YEAR-TO-DATE EXPENDITURES	OUTSTANDING ENCUMBRANCES	AVAILABLE FUNDS	AVL FNDS %OF BUDG
52200-635 TLDA INTEREST	13,853.00	.00	9,796.90	.00	4,056.10	.29%
52200-642 INTEREST ON NOTES	230.00	.00	229.79	.00	.21	.00%
52200-643 INTEREST ON NOTES	12,338.00	.00	6,386.00	.00	5,952.00	.48%
52200-691 BANK SERVICE CHARGES	500.00	.00	.00	.00	500.00	1.00%
52200-940 EQUIPMENT	.00	.00	.00	.00	.00	.00%
52200-952 BFI SLUDGE DISPOSAL	8,000.00	.00	9,675.93	.00	-1,675.93	-.20%
52200-955 BELT PRESS/ROTO ROOTER MAINTENANCE	3,000.00	.00	4,662.60	.00	-1,662.60	-.55%
52200-956 SEWER PLANT BLOWERS	5,000.00	.00	507.45	.00	4,492.55	.89%
Total: SEWER	1,322,118.00	44,911.56	479,640.87	.00	842,477.13	.63%
Total: SEWER FUND	1,322,118.00	44,911.56	479,640.87	.00	842,477.13	.63%

Should never have
a negative.

over over

General Fund				
Date	Revenue	Expenditures	FY 2014-2015	Reserve Funds Used
Jul-14	\$ 111,087.03	\$ 109,835.14	\$ 1,251.89	
Aug-14	\$ 98,461.19	\$ 200,277.79	\$ (101,816.60)	
Sep-14	\$ 131,363.45	\$ 148,293.53	\$ (16,930.08)	
Oct-14	\$ 150,576.61	\$ 527,514.47	\$ (376,937.86)	
Nov-14	\$ 279,496.97	\$ 121,249.14	\$ 158,247.83	
Dec-14	\$ 505,154.76	\$ 215,562.03	\$ 289,592.73	
Jan-15	\$ 214,725.78	\$ 158,684.95	\$ 56,040.83	
Feb-15	\$ 459,968.75	\$ 82,124.31	\$ 377,844.44	
Mar-15	\$ -	\$ -	\$ -	
Apr-15	\$ -	\$ -	\$ -	
May-15	\$ -	\$ -	\$ -	
Jun-15	\$ -	\$ -	\$ -	
	\$ 1,950,834.54	\$ 1,563,541.36	\$ 387,293.18	-\$495,674.54

Sewer Fund				
Date	Revenue	Expenditures	FY 2014-2015	Reserve Funds Used
Jul-14	\$ 65,846.70	\$ 25,150.71	\$ 40,695.99	
Aug-14	\$ 66,563.40	\$ 51,514.76	\$ 15,048.64	
Sep-14	\$ 70,718.43	\$ 57,057.65	\$ 13,660.78	
Oct-14	\$ 66,625.10	\$ 81,448.99	\$ (14,823.89)	
Nov-14	\$ 66,199.27	\$ 39,342.72	\$ 26,856.55	
Dec-14	\$ 58,025.11	\$ 68,487.97	\$ (10,462.86)	
Jan-15	\$ 70,431.03	\$ 57,471.09	\$ 12,959.94	
Feb-15	\$ 62,551.68	\$ 44,911.56	\$ 17,640.12	
Mar-15	\$ -	\$ -	\$ -	
Apr-15	\$ -	\$ -	\$ -	
May-15	\$ -	\$ -	\$ -	
Jun-15	\$ -	\$ -	\$ -	
	\$ 526,960.72	\$ 425,385.45	\$ 101,575.27	-\$25,286.75

Mt. Carmel Department of Public Works

Monthly Report

Period Of Report From 2/1/15 To 2/28/15

Street Department	Current Month	No.of Employees	YTD Totals	Previous YTD	
Hours Plowing Snow	315	5	315	213.5	
Tons of Salt Spreaded	180.02	5	180.02	168.5	
Tons of Cold Mix Used	0	5	.5	19.5	
Hours Mowing	0	4	0	573.5	
Hours Weed Eating	0	4	2	26	
Number of Signs Repaired	8	2	11	68	
Number of Holes Patched	0	4	5	147	
Hours Street Maintenance	43	5	108	1305	
Gallons of Brine Used	5,250	2	5,250	0	

State Street Aid	Current Month	No.of Employees	YTD Totals	Previous YTD	
Hours Mowing	0	5	0	335.5	
Hours Weed Eating / Spraying	0	2	0	105	
Hours Picking Up Litter	0	2	0	104.5	
Hours Trimming Trees	0	5	8	0	
Number of Holes Patched	0	4	3	8	
Number of Signs Repaired	0	2	0	8	
Hours Street Maintenance	0	5	1	85.5	
Hours Plowing Snow	38	5	38	105	
Tons of Salt Spreaded	49.72	5	49.72	82.5	

Building - Ground - Recycling	Current Month	No.of Employees	YTD Totals	Previous YTD	
Number of White Goods	5	1	14	165	
Number of Furniture	11	1	42	524	
Loads of Brush	6	1	20	422	
Loads of Bagged Leaves	1	1	2	108	
Loads Of Leaves (Leaf Vac.)	0	2	6	41	
Recycle Trips	3	2	6	45	
Loads of Brush Took to Piggy Back	0	1	0	0	

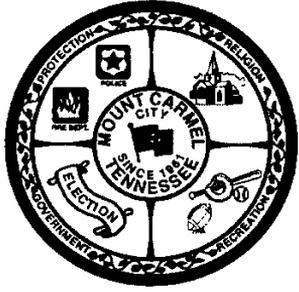
Mt. Carmel Department of Public Works

Monthly Report

City Park	Current Month	No. of Employees	YTD Totals	Previous YTD	
Hours Mowing Park	0	2	0	148	
Hours Weed Eating	0	2	0	53	
Hours Cleaning Park	0	2	0	84	
Hours Cleaning Restrooms	0	2	0	188	
Veterans Memorial - Park	0	2	.5	106	

Maintenance	Current Month	No. of Employees	YTD Totals	Previous YTD	
Hours of Building Maintenance	106	5	369	1254.5	
Hours fo Grounds Maintenance	96	5	331.5	1259.5	
Hours of Repairing Equipment	20.5	2	80.5	437.5	
Hours of Servicing Equipment	1.5	1	13.5	250.5	
Hours Cleaning Equipment	3	5	5	35	

Employees	Current Overtime	YTD Overtime
Johnny Castle	27.5	27.5
David Wallen	35	35
Carl Calton	5	5
Jason Salyer	19.5	19.5
Steven McLain	29	29



Town of Mount Carmel

LARRY FROST, MAYOR

100 East Main Street, P.O. Box 1421

Mount Carmel, Tennessee 37645

Phone (423) 357-7311 Fax (423) 357-7710

E-mail mcch@chartertn.net

Mount Carmel Municipal Court

Honorable Terry Risner

FEBRUARY 2015

MONTHLY MUNICIPAL COURT REPORT

Sessions of Court: February 4, 2015
February 18, 2015

Total Number of Receipts: 83

Summary of Assessments by Fund Type:

Certified Mail	\$	24.00
Clerk Fee	\$	1,650.00
Court Costs	\$	3,138.75
Driving without a License	\$	10.00
Education Fee	\$	64.00
Failure to Appear	\$	0.00
Fine	\$	20.00
Litigation Tax	\$	838.75
Municipal Fines	\$	2,547.25
Seat Belt Violations	\$	105.00
Child Restraint	\$	0.00
Animal License	\$	20.00
Damage to City Property	\$	0.00

Total fines collected \$ 8,417.75

Less Total Deductions

Litigation Tax	\$	821.97
Education Fee	\$	60.80
Fines, Fees and Cost Dept. of Safety	\$	109.25
Motor Vehicle Enforcement	\$	0.00

TOTAL PAID TO THE STATE OF TENNESSEE: \$ 992.02

Total revenue for the Town of Mount Carmel: \$ 7,425.73

Prepared by Carol Marsh, Municipal Court Clerk
FEBRUARY 2015

Hawkins County Schools

School Board Members

Chris Christian, Chairman
Michael Williams, Vice-Chairman
Kathy Cradic
Holly Helton
Tecky Hicks
Bob Larkins
Debbie Shedden

200 North Depot Street

Rogersville, TN 37857

423.272.7629 Fax 423.272.2207

Director of Schools

Steve Starnes

RECEIVED

APR 06 2015

Executive Administrative Assistant

Jennifer Winegar

PAGE..... OF.....



April 1, 2015

Mayor Larry Frost
Mount Carmel City Hall
100 West Main Street
Mount Carmel, TN 37645

On behalf of the Hawkins County School System, I would like to thank the Town of Mount Carmel, Board of Mayor and Aldermen, for your help with snow removal in the school parking lots at the end of February and beginning of March. Your generous assistance in helping clear the snow from our parking lots allowed us to reopen schools after missing 10 consecutive days. Without your help, we would not have been able to reopen school when we did due to the snow and ice remaining. We appreciate your generosity and support in helping us keep our children and teachers safe. Again, thank you for your assistance and know that it was very much appreciated.

A handwritten signature in black ink, appearing to read "Steve Starnes".

Steve Starnes
Director of Schools



Jeff Bobo — jbob@timesnews.net

Mount Carmel City Attorney Chris Raines, center tried to explain Tuesday night why it was not illegal for Mayor Larry Frost, right, to move the citizens' comments portion to the end of the meeting, but his explanation was cut off by the rumblings from the audience.

Attorney: Moving citizens' comments to end of BMA meeting not a code violation

By JEFF BOBO
jbobo@timesnews.net

MOUNT CARMEL — It may not be popular, but Mount Carmel City Attorney Chris Raines told the Times-News Wednesday Mayor Larry Frost's decision to move citizens' comments to the end of board meetings doesn't violate city code.

Traditionally citizens' comments had been heard at the beginning of Board of Mayor and Aldermen meetings so the public had an opportunity to address the board on issues before a vote is taken.

Mayor Frost, who was elected in November of 2012, changed that policy a few months after taking office, moving citizens' comments to the end of the meeting.

Since May of 2013, Mayor Frost has required citizens to fill out a card at the beginning of the meeting which states their reason for addressing the BMA. Mayor Frost then reads the cards and determines whether or not to allow the person to speak at the end of the meeting after all other city business has been completed.

In the two BMA meetings prior to that change, Mayor Frost's wife — then Alderman Frances Frost — had been asked during tradi-

tional citizens' comments to resign from the board by two of the mayor's toughest critics, Bill and Janice Dean.

The Deans suggested during citizens' comments in March and April of 2013 that a husband and wife on the same city council couldn't help but be in violation of the Sunshine Law.

During the April 2013 citizens' comments, Mrs. Dean played a recording from the September 2012 BMA meeting in which Alderman Frances Frost stated, "... if my husband is elected as the mayor of the town and there is any, any question of me sitting on this board, I tell you what I will do. I will step down gracefully and thankful for the time that I've spent."

Mrs. Frost didn't resign, although she was later defeated in the 2014 city election.

During Tuesday's BMA meeting, Alderman Wanda Davidson brought Mount Carmel City Code 1-102 to the board's attention.

"The order of business that's set forth in that, and described in that code book says ... visitors' comments is supposed to be heard before new business," Davidson told the board. "If not we're in violation of the code."

Raines then took about 30 seconds to review the code referenced by Davidson.

"That's what the code calls for," Raines told Mayor Frost.

Raines further stated, "It's up to the mayor to decide whether..." — before being interrupted by the grumblings of senior citizens in the audience.

The issue arose Tuesday because seniors wanted to address the BMA prior to business being concluded — to express their dissatisfaction with a 4-3 vote in February in favor of a city takeover of the Senior Center, and then ask for the takeover to be rescinded.

Mayor Frost told the seniors who interrupted Raines they would be asked to leave if they weren't orderly.

In response to Davidson's allegation of a code violation, Mayor Frost said, "The way I understood it, it's up to the mayor's discretion how he puts things on the agenda or what he puts on the agenda, and that's the way it's going to be tonight, the way it is. It's not going to change."

On Wednesday the Times-News contacted Raines and asked him to complete the explanation he was going to give before he was in-

terrupted Tuesday evening.

"Early in Mr. Frost's tenure as mayor, he had asked about the rules of having the agenda in a particular order," Raines said. "We consulted with M-TAS (UT's Municipal Technical advisory Service) about how the business of the city should be conducted. M-TAS recommended that the mayor determine the most efficient way to handle business. What order he chose was all right, as long as all of the business of the city got conducted."

Raines noted that the ordinance referenced by Davidson does not require the city to follow Roberts Rules of Order.

"So, there's a conflict between Roberts Rules of Order and the ordinance that was passed years ago setting the order of business," Raines added. "Often times the executive of a committee or organization wishes to take care of quick matters first, to get the most people's business taken care of and over with, and then have time for ample discussion of other matters at his convenience. It's truly the mayor's choice how he runs the city. He can choose the order that business is conducted in so that business meetings are handled most efficiently."

Infamous repea

By JEFF BOBO
jbobo@timesnews.net

ROGERSVILLE — Infamous repeat offender Tonya Roller was arrested on unrelated charges Saturday and day and had a new theft charge pending Wednesday.

If that Wednesday arrest place, it would be the 42nd that Roller has been booked the Hawkins County Jail since 2001.

Among her more infamous arrests was for a purse-snatch at the Rogersville Walmart parking lot in 2010 in which the 4-year-old child of the victim was buried in a lit cigarette; and in 2008 walking up to two under-deputies in a store parking



MEMBER RE
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PLAY

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*Excludes Christmas produc

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Not a Times-News Mem
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Another member adv

Eleven days overdue

Mount Carmel BMA changes library policy for closing due to inclement weather

By JEFF BOBO
jbobo@timesnews.net

MOUNT CARMEL — The Mount Carmel public library was closed 11 days in February thanks to a policy implemented in November which called for the library to be closed when Hawkins County Schools are closed due to inclement weather.

At the request of Library Committee chairman Phillip Holt, that policy was changed last week by the Mount Carmel Board of Mayor and Aldermen, although the new policy wasn't exactly what Holt asked for.

Holt told the BMA during its March 24 meeting that the library closings that occurred in February deprived Mount Carmel citizens of a valuable city service.

"The majority of the patrons of the library are not children, like some people assume," Holt told the board. "During school months, most of the patrons of the library are adults. Not only does the city library provide reading materials for people to check out, it also provides computer services."

Holt added, "We all know that in this day and time of the information age that we live in, a lot of people's business has to be conducted through comput-

ers. We all know that in this day and time of the information age that we live in, a lot of people's business has to be conducted through computers. For various reasons we have members of our community who do not have computer access at home, and this is a valuable service the town of Mount Carmel is providing to citizens of our community."

— Library Committee chairman Phillip Holt

ers. For various reasons we have members of our community who do not have computer access at home, and this is a valuable service the town of Mount Carmel is providing to citizens of our community."

Holt noted that there were a few days in Mount Carmel when travel was dangerous due to winter weather and the library closing was justified.

But, there were also many days when Hawkins County Schools were closed, despite the fact that Mount Carmel roads were clear.

Holt and the Library Committee recommended that the policy be changed to allow Mayor Larry Frost, or his designee, to determine based on daily weather and street conditions if the library should be closed on a particular day.

Alderman Chris Jones made a motion to change the policy so that when City Hall is closed due to hazardous weather conditions, the library will be closed as well.

Mount Carmel City Hall was closed for a half-day twice due to weather throughout February.

"I don't agree with keeping the library open just because City Hall is," said Alderman Carl Wolfe. "I still think it's a safety hazard. We had some real bad weather, and that's highly unusual. Us old folks — and I include myself — don't need to get out on that ice and fall and break a hip."

Jones' motion was approved 4-3 with Aldermen Eugene Christian, Margaret Christian, Wanda Davidson and Jones in favor.

Mayor Larry Frost voted no, as did Vice Mayor Paul Hale and Wolfe.

Mutual respect will fix this Senior Center mess

Editor's note: Guest editorials may not necessarily reflect the opinion of the newspaper. The following is from Janice Christian Dean of Mount Carmel.

Mount Carmel Mayor Larry Frost and Vice Mayor Paul Hale cooked up the takeover of the Mount Carmel Senior Citizens Center. Why do they want to throw out the center that has been there for 38 years and start another one with the mayor in charge of it?

Mayor Frost would get rid of their charter and their board and the director that has been there for 32 years. When Paul Hale was asked how he would run it, he said he didn't know, he just wanted it under the town.

Have they considered how much more money this will cost the town? The seniors I know do not want him as their leader. If he and Paul were really serious about wanting what is best for them they would have called a meeting with the senior center board and BMA to get them all together to see if there was any way to make improvements, instead of calling for a surprise takeover. At least it was a surprise to three of the city board members.

Mayor Frost can still tell the seniors that he will take their feelings into consideration as any good leader would and call to rescind the vote for a takeover. As a matter of fact, that vote wasn't legal anyway. The BMA has no legal right to take over a charter-held organization. When city attorney Chris Raines was asked the question at the February BMA meeting, he said he hadn't been asked to research the issue. He should have known that the BMA cannot vote to take over a private organization.

If they had gotten legal advice on their plan, they might not be in this position with residents feeling resentment toward the mayor and the three aldermen who support him in most of his endeavors.

The BMA also does not have the right to move the senior center out of the Mount Carmel municipal building. A \$50,000 federal revenue-sharing grant through the Hawkins County Court helped pay for the building with the stipulation that it would include quarters for the senior citizens. The fact that they were moved in as

soon as the building was finished, given the whole second floor rent free, and they have been there for the entire 38 years shows that the place was allocated for the senior center.

The center received \$1,000 when it moved into the building and another \$8,000 the first year from the federal revenue sharing. It was then given many other grants for furnishings. Most of the contracts were between the state, the commission on aging and the town. The town was paying the director's salary and the everyday expenses of the center from the beginning.

In 1994, then city attorney Mike Faulk said that because the center was a separate, standalone incorporation, he decided to draw up a lease and funding agreement. At that time, evidently no one told him the lease wasn't needed because they already had the right to occupy the second floor of the building rent-free. The funding agreement was in part to stop paying the director's salary and give the funds to the center's board.

Mayor Frost and the three aldermen that voted to take over the center should realize after the large crowd that showed up to the March meeting that the seniors want to stay in their center. They showed that by earning the money needed because of a shortfall in their budget. They only want the BMA to give funding to help with their operation like every board has always done.

The seniors have made Mount Carmel what it is today with hard work and tax money. They deserve to be treated with respect. At the last BMA meeting they were not even provided a seat. Many stood in the hallway and more were outside that could not get in the building. The mayor chose not to have the meeting upstairs where everyone could have a seat.

If this was not a power play and he, Vice Mayor Paul Hale and Aldermen Eugene Christian and Maggie Christian truly care about the elderly people of Mount Carmel, they should admit they were wrong and rescind the takeover vote and move forward together. It will take some time and work on both sides to repair the damage that has been done here, but with both sides working together, it can be done.

SKIP & JIMMIE SMITH

136 LANDON DRIVE

MT CARMEL TN

37645-0366

423.418.3001

18 MARCH 2015

**TO: City of Mount Carmel
Board of Mayor and Alderpersons**

To Whom It May Concern:

I am requesting that my name be placed on the agenda for the next regular session (24 Mar 15) meeting of the Mayor and Alderman. My reason is simple, sincere and Heart felt.....I would like to address the board to express the concerns of many Mount Carmel residents regarding the recent events concerning the Senior Citizens Center: residents to include senior citizens, the young and middle aged ; a cross section of our city population.

Should you need to speak with me, you may reach me at 423.418.3001; 8 am til 8 pm daily.

Sincerely, I am



HOBERT G. 'SKIP' SMITH JR.

Resident - 136 Landon Drive, Mount Carmel, TN 37645-3633

Print

University of Tennessee
Institute for Public Service
Municipal Technical Advisory Service
(865)974-0411

From: [REDACTED]
Sent: Monday, April 27, 2015 4:17 PM
To: Ashburn, Melissa Ann
Subject: BMA Agenda

Melissa,

Does the Mayor have complete control over the BMA agenda? One of our aldermen asked at the last meeting to add 2 items to this month's BMA agenda. The Mayor refused - telling me he has complete control over the agenda and he doesn't have to give in to anyone.

Thank you,

[REDACTED]

Print

University of Tennessee

Institute for Public Service

Municipal Technical Advisory Service

(865)974-0411

From: [REDACTED]
Sent: Tuesday, April 28, 2015 9:37 AM
To: Ashburn, Melissa Ann
Subject: Re: BMA Agenda

Thank you, again, Melissa! Just as I thought. Bad thing is our city attorney tells the Mayor it is his discretion. I heard the Mayor tell a citizen the other day, "I don't care what is in the Mount Carmel code book. I have the authority to override any rule in there." It is starting to feel like a monarchy here. What he says, goes. And everybody is afraid to go against him. Alderman Davidson (whose is also the senior center director) did and now he is ousting the seniors from city hall and starting a senior center ruled under the Town government.

[REDACTED]

[REDACTED]

On Tuesday, April 28, 2015 9:13 AM, "Ashburn, Melissa Ann" <ashburnm@tennessee.edu> wrote:

[REDACTED]

Any member of the Board has the right to place matters on the agenda. The Mayor has no control over this process. This is rather handled by the Board member asking the recorder to simply place a matter on the upcoming meeting agenda, without the necessity of a vote or motion to add the item. The Mayor has no power to refuse to add an item to the agenda. He is merely one member of this Board, and cannot use his position to stymie the efforts of other Board members to hear items of interest to the Board during BOMA meetings. The Charter merely provides that the Mayor "preside" over meetings, not that he has the power to control the agenda or limit topics of discussion. As Chair of meetings, the Mayor calls the meeting to order and guides the Board through the agenda. The Chair recognizes members speaking and offering motions, tallies votes, and generally keeps the business moving before the body, but he has no power to control the agenda beyond the power held by all members of the Board. He may add items to the agenda like any other member, but may not deny a member the ability to add items to the agenda for discussion.

Melissa A. Ashburn
Legal Consultant

<https://us-mg5.mail.yahoo.com/neo/launch?.rand=dok4jgi1cn3ni>

4/28/2015

Print

Subject: RE: BMA Agenda
From: Ashburn, Melissa Ann (ashburnm@tennessee.edu)
To: [REDACTED]
Date: Tuesday, April 28, 2015 12:41 PM

[REDACTED]

This is a link to a legal opinion by Sid Hemsley concerning a mayor who refused to conduct meetings properly, in a city with the same charter as Mt. Carmel:
<http://www.mtas.tennessee.edu/KnowledgeBase.nsf/2efb230af01fb972852569d1007223c2/1545ef2fdeb4d27e85256bff00513b0b?OpenDocument&Highlight=0,agenda> Although it is a few years old, the law has not changed and Robert's Rules of Order remain consistent.

I encourage you to share this opinion with the Board, and specifically with your City Attorney. The Mayor does not have the power to deny a member's motion or the board's vote to add items to the agenda.

Mt. Carmel has adopted Robert's Rules of Order, in code section 1-103.

Some pertinent language from Sid Hemsley's letter:

Under Robert's Rules of Order Newly Revised (RRONR), section 40, "The chair himself cannot depart from the prescribed order of business, which only the assembly can do by at least a two-thirds vote."

The duties of the presiding officer are prescribed by RRONR, section 46. One of the admonitions of that section is that, "While providing strong leadership, he should be fair. He should never get excited; never be unjust to even the most troublesome member..." If there is to be any order in public meetings it is incumbent upon the presiding officer, whatever his own personal agenda, to be scrupulously neutral and impartial in the conduct of meetings.

If the mayor refuses to follow the agenda, or otherwise breaches the procedures prescribed by RRONR, one of the members of the board should raise a Point of Order. RRONR, section 23 says the following about points of order:

It is the right of every member who notices a breach of the rules to insist on their enforcement. If the chair notices a breach, he corrects the matter immediately; but if he fails to do so--through oversight or otherwise--any member can make the appropriate point of order. In any event, when the presiding officer has made a ruling, any two members can appeal (one making the appeal and the other seconding it.) As prescribed in section 24.

If the presiding officer refuses to put a board member's motion before the board, RRONR, section 60 says that:

If the chair at a meeting ignores a motion made and seconded in good faith, and neither states the question on the motion nor rules it out of order, the maker of the motion should raise a Point of Order (23) covering the case, and from the chair's decision he can Appeal (24). If the chair also ignores the point of order, the member can repeat the motion; and if it is seconded and the chair still ignores it, the maker of the motion can himself put it to a vote standing in his place.

Rudd also stands for the proposition that the presiding officer must recognize a member of the governing body, and if he or she refuses to do so, the council can take matters into its own hands. **The presiding officer has no authority to stop the affairs of the city from going forward in his capacity as presiding officer.** Rudd is supported by Hicks v. Long Branch Commission, 55 A. 250 (N.J. App. 1903), Attorney General v. Remick, 58 A. 871 (N.H. 1904), Kaeble v. Mayor of Chicopee, 41 N.E.2d 49 (S. Jud. Ct. Mass. 1942).

Censure is also available to the board where the presiding officer refuses to obey the rules of procedure. RRONR, section 60 provides that:

If the regular presiding officer of an organized society culpably fails to perform the duties of the chair properly in a meeting, a motion can be made to censure him, which can be put to a vote by the maker of the motion as just explained.

A tool of last resort where the presiding officer acts in a manner to bring city business to a standstill is to treat him as absent. In Keith v. City of Covington, 600 S.W. 709 (Ky. App. 1901), a member of the board of councilmen made a motion to extend the council meeting. The legal president of the council, McLean, refused to entertain the motion, ruled it out of order, and vacated his seat. Thereafter, one of the members of the council, seconded by another member, made a motion to elect Sayer president pro tempore of the council. The motion was adopted by the requisite majority, and a certain ordinance was passed by the council. The ordinance was challenged on the ground that it had been invalidly passed because the council had illegally replaced the presiding officer.

The Court held that:

When McLean, the regular president, vacated the chair, and refused to preside over the meeting, put the necessary motions, and to discharge the duties imposed upon him by his position, he was absent within the meaning of the statute, though not absent in fact. [At 710]

Without a statute stating the Mayor has the absolute power to control the agenda, he simply cannot assume such power. The board members need to stand up and assert their rights.

Melissa A. Ashburn

Legal Consultant

This information is provided by the University of Tennessee
Municipal Technical Advisory Service.

Title: Making the Mayor Follow the Agenda
Original Author: Hemsley, Sid
Co-Author:
Product Create Date: 11/18/96
Type: Legal Opinion
Text of Document: November 18, 1996

You have the following question: How does the city council make the mayor follow the agenda and otherwise conduct meetings as prescribed by Roberts Rules of Order? You sent to me a newspaper clipping covering the November 8, 1996, meeting of the board, which indicates the meeting degenerated into chaos and collapsed.

The city by ordinance has adopted Robert's Rules of Order and has prescribed an agenda for the conduct of business. [See sections 1-102 and 1-103 of your city's Municipal Code.]

Many small cities informally conduct council meetings with little intervention from the presiding officer and with barely a nod to Robert's Rules of Order or any other procedures the city may have adopted, yet business runs smoothly. However, if there is conflict between the presiding officer and the city council, and/or the city council meetings are characterized by problems similar to those reflected in the newspaper clipping, relatively strict adherence to at least some basic procedures are essential to the conduct of city business.

I have previously written the city a letter that outlines the powers and duties of the mayor. As that letter indicates, he is a weak mayor. However, under Article VIII of the Municipal Charter, one of the mayor's duties is "to preside at all the meetings of the Board of Mayor and Aldermen." However, nothing in that provision permits him to adopt his own rules of procedure or to have none at all; he has no right to suspend or ignore sections 1-102 and 103 of the Municipal Code, or any other rules of procedure adopted by the board for the conduct of its business.

In Rudd v. Arallo, 249 N.W.2d 323 (Ill. 1969), a mayor by statute functioned as the presiding officer of the city council. However, the city had adopted Robert's Rules of Order and other rules to govern its procedure. The mayor refused to permit the reading or consideration of an ordinance. A motion was made to appeal his decision and all of the aldermen present voted in favor of the motion. The mayor still refused to recognize the motion, but upon a roll call vote, the four aldermen voted to adopt the ordinance. The mayor did not sign or veto the ordinance (He had those powers), but asked for an

injunction against its enforcement.

The Court held the ordinance passed and enforceable, and rejected “[t]he mayors position in this case...that he has the sole power to determine whether or not an ordinance or motion is valid.” The Court reasoned that:

Even if the mayor does not believe that a particular motion or ordinance is valid, it can still be considered by the city council. His remedy is not to refuse the right to consider, but, rather, to veto the ordinance....He is bound by the ordinances of the city and among those ordinances are the rules of procedure of the city council. To that extent he is in no different position than everyone else. All are bound, including the mayor. [At 325-26.]

Under Robert’s Rules of Order Newly Revised (RRONR), section 40, “The chair himself cannot depart from the prescribed order of business, which only the assembly can do by at least a two-thirds vote.”

The duties of the presiding officer are prescribed by RRONR, section 46. One of the admonitions of that section is that, “While providing strong leadership, he should be fair. He should never get excited; never be unjust to even the most troublesome member...” If there is to be any order in public meetings it is incumbent upon the presiding officer, whatever his own personal agenda, to be scrupulously neutral and impartial in the conduct of meetings.

If the mayor refuses to follow the agenda, or otherwise breaches the procedures prescribed by RRONR, one of the members of the board should raise a Point of Order. RRONR, section 23 says the following about points of order:

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Rudd also stands for the proposition that the presiding officer must recognize a member of the governing body, and if he or she refuses to do so, the council can take matters into its own hands. The presiding officer has no authority to stop the affairs of the city from going forward in his capacity as presiding officer. Rudd is supported by Hicks v. Long Branch Commission, 55 A. 250 (N.J. App. 1903), Attorney General v. Remick, 58 A. 871 (N.H. 1904), Kaeble v. Mayor of Chicopee, 41 N.E.2d 49 (S. Jud. Ct. Mass. 1942).

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A tool of last resort where the presiding officer acts in a manner to bring city business to a standstill is to treat him as absent. In Keith v. City of Covington, 600 S.W. 709 (Ky. App. 1901), a member of the board of councilmen made a motion to extend the council meeting. The legal president of the council, McLean, refused to entertain the motion, ruled it out of order, and vacated his seat. Thereafter, one of the members of the council, seconded by another member, made a motion to elect Sayer president pro tempore of the council. The motion was adopted by the requisite majority, and a certain ordinance was passed by the council. The ordinance was challenged on the ground that it had been invalidly passed because the council had illegally replaced the presiding officer.

The Court held that:

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It is not clear whether a presiding officer who is attempting to obstruct the business of the city actually move from his seat before he can be considered absent for the purposes of replacing him with another presiding officer. Arguably, if he refuses to preside over the meeting, or presides over it in such a way that he brings city business to a standstill, he has failed to discharge his duties and is "absent," at least for the purposes of his duties as presiding officer. In my opinion, where the facts are clear that the presiding officer refuses to perform his duties and is clearly and successfully intent on obstructing the business of the board, the courts would have no problem treating him absent even if he physically remains in his chair.

It does seem clear that he need not leave the room to be absent. Keith cites a Canadian case to support that proposition. There a statute provided that, "where a prosecution for a certain offense is brought before two justices, no other justices shall sit unless one or both of the original justices is absent." What did it mean to be absent, asked the Canadian Court?

I think the word 'absence' in this section does not necessarily mean actual absence from the place or room where the trial is held, but would apply to a case where the justices had for some cause become unable to sit or take part in the proceedings. [At 710.]

Article VIII of the City Charter permits the board to "elect one of their number to preside in the absence of the Mayor." However, the board should sparingly exercise that remedy unless the mayor has actually left his chair. In fact, that remedy should be exercised only under the most egregious circumstances. Generally, absent such circumstances, the members of the board can circumvent an obstructionist presiding officer using the rules of procedure under RRONR, particularly where the introduction and consideration of ordinances, resolutions and motions are concerned. What is required on the part of the board is determination visible to the presiding officer and to the public that the board will circumvent the presiding officer in the face of his obstruction. But conduct of the presiding officer affects the fundamental process of the meeting and stops business dead in the water, such as in a case similar to that which occurred on November 8, 1996, might constitute egregious circumstances.

An important key to the above cases is that the courts were concerned with whether the ordinance or motion in question passed notwithstanding obstruction by the presiding officer. For example, in Keith, the Court declared that:

The essential point in the passage of an ordinance by the board of councilmen is that it should be fairly submitted to the members of the council, and shall receive the number of votes required by law to pass it. As the records of the proceedings of the board of councilmen show that three-fourths of the members voted that Sayer should act as president pro tempore after the regular president had vacated his seat and refused to perform the duties of his officer, and that two-thirds of the entire body of councilmen voted for the passage of the ordinance....we are of the opinion that all of the steps required by law to give validity to the ordinance in question have been complied with, and that the ordinance and contract made pursuant thereto are binding.... [At 710.]

The motions and the ordinance received the proper vote. That was good enough, reasoned the Court. **In other words, the**

courts will determine whether the measure in question was put before the board, and whether the measure received the proper vote. If those two conditions are met, the measure will have passed regardless of whether the presiding officer was at the helm of the meetings.

I do not know enough of the details of the November 8, 1996, meeting to outline a course for the board to have taken to keep the meeting from collapsing as it apparently did. However, apparently this much about the meeting is clear: The presiding officer permitted citizens complaints from the floor even before the previous minutes of the board were read. At some point an alderwoman objected to the complaints on the part of a citizen on the grounds that it was not appropriate for the citizen to make the complaints. Ultimately, there was a verbal confrontation between the alderwoman and the citizen, which degenerated to the point that the latter invited the former outside to settle the argument. In addition, somewhere in all that, the mayor attempted to have the chief of police arrest the alderwoman for "badgering" the citizen.

Needless to say, it was the duty to the presiding officer to have both followed the agenda, and to have maintained order in the meeting. It is sometimes difficult enough for even a strong, fair-minded presiding officer to keep a meeting on proper course and free from obnoxious exchanges between board members and the audience; it is a sure recipe for disaster for the presiding officer to abdicate his duties, to pick and choose his own agenda, and to let the meeting degenerate to the point that a member of the audience invites a city councilperson outside to settle an argument.

The alderwoman's position generally gives her the right to raise the issue of who has the right to complain in meetings of the board. Perhaps she raised the issue unartfully or did not follow the rules of procedure when doing so; whatever the case there, it seems ludicrous for the presiding officer to issue the order to arrest a councilperson for "badgering" a complainant when he himself bears a major responsibility for the chaos that enveloped the meeting. Had he not wanted to follow the agenda for some good reason, he should have asked for a suspension of the rules to permit complaints to be heard first. However, I strongly discourage a suspension of the rules unless there is an overwhelming reason for that action.

If the mayor fails or refuses to follow the agenda in the future, that problem can be handled as follows:

IDEALLY

- A board member stands and without waiting to be recognized raises the following point of order: "Mr. mayor, I make the point of order that the mayor is permitting complaints from the floor

before the minutes have been read in violation of the agenda established in section 1-102 of the Municipal Code." Another member seconds the motion. Upon the second, the presiding officer issues a ruling that "The point of order is well taken," or that, "The point of order is not well taken." If the point of order is ruled well taken, the board returns to the proper agenda unless it votes to suspend the rules.

- If the ruling was that, "The point of order is not well taken," the board member can appeal the ruling as prescribed by RRONR, section 24. Basically, that rule provides that the member immediately stands and without waiting to be recognized says, "I appeal from the decision of the chair." Another member seconds the motion. Upon a second, the presiding officer is required to the question to the board: "Shall the decision of the chair stand as a judgment of the board?" A vote is then taken. If the vote supports the member's appeal, the board immediately returns to the proper agenda.

During this process, the presiding officer should stop any person, from speaking from the floor.

NOT SO IDEALLY

If the presiding officer simply wants to obstruct the business of the board in general, or the board member making the point of order in particular, he can ignore the member, or rule his attempt to make a point of order itself out of order. Alternatively, he can simply do nothing, even to the extent of not stopping speaking from the floor while the point of order and/or appeal is being considered.

- The member himself can put the point of order before the board. Another member seconds the motion. The board votes on the question. In theory, in the face of a favorable vote, the presiding officer must return to the agenda.

-In the event the presiding officer refuses to return to the agenda, the board and the presiding officer are at the crossroads. If the meeting is not to stop dead in the water, the presiding officer must perform his duties, particularly if chaos has developed or is a likely prospect. Here the board can seriously consider treating the mayor as absent with respect to his function as a presiding officer, appoint a presiding officer pro tempore, and proceeded with its business. Again, this option should be a last resort.

Where the problem is that the presiding officer obstructs the introduction and consideration of motions, resolutions and ordinances rather than the fundamental process of the meeting, the board can simply circumvent him in a similar fashion, except that generally it should not be necessary for it to appoint a presiding officer pro tempore.

Making the Mayor Follow the Agenda

In the event the presiding officer attempts to adjourn a meeting without the permission of the board, the board can clearly appoint a presiding officer, continue the meeting, and conduct city business, assuming the presence of a quorum. [See 3 McQuillen, Municipal Corporations, section 13.38.]

I am not able here to outline every rule of procedure prescribed by RRONR. I have hit a few high points here, hopefully to get the city through rocky meetings. It would be beneficial for the city to buy a copy of RRONR and for the board members to become at least generally versed on the main methods by which to move city business along when problems arise.

Sincerely,

Sidney D. Hemsley
Senior Law Consultant

SDH/

**This information is provided by the University of Tennessee
Municipal Technical Advisory Service.**

Please remember that these legal opinions were written based on the facts of a given city at a certain time. The laws referenced in any opinion may have changed or may not be applicable to your city or circumstances.

Always consult with your city attorney or an MTAS consultant before taking any action based on information contained in this database.



Municipal Technical Advisory Service

Published on *MTAS MORe* (<https://resource.ips.tennessee.edu>)
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Dear Reader:

The following document was created from the MTAS electronic library known as MORe. This online library is maintained daily by MTAS staff and seeks to represent the most current information regarding issues relative to Tennessee municipal government.

We hope this information will be useful to you; reference to it will assist you with many of the questions that will arise in your tenure with municipal government. However, the *Tennessee Code Annotated* and other relevant laws or regulations should always be consulted before any action is taken based upon the contents of this document.

Please feel free to contact us if you have questions or comments regarding this information or any other MORe material.

Sincerely,

The University of Tennessee
Municipal Technical Advisory Service
600 Henley Street, Suite 120
Knoxville, TN 37996-4105
865-974-0411 phone
865-974-0423 fax
www.mtas.tennessee.edu

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MTAS Model Code of Ethics

Reference Number: MTAS-513

Code of Ethics[1]

SECTION 1. Applicability. This chapter is the code of ethics for personnel of the municipality. It applies to all full-time and part-time elected or appointed officials and employees, whether compensated or not, including those of any separate board (except school board), commission, committee, authority, corporation, or other instrumentality appointed or created by the municipality. The words "municipal" and "municipality" include these separate entities.

SECTION 2. Definition of "personal interest."

(1) For purposes of Sections 3 and 4, "personal interest" means:

- (a) Any financial, ownership, or employment interest in the particular entity or person that is the subject of a vote by a municipal board not otherwise regulated by state statutes on conflicts of interests; or
- (b) Any financial, ownership, or employment interest in the entity or person to be regulated or supervised; or
- (c) Any such financial, ownership, or employment interest of the official's or employee's spouse, parent(s), stepparent(s), grandparent(s), sibling(s), child(ren), or stepchild(ren).

(2) The words "employment interest" include a situation in which an official, an employee or a designated family member is negotiating possible employment with a person or entity that is the subject of the vote or that is to be regulated or supervised.

(3) In any situation in which a personal interest is also a conflict of interest under state law, the provisions of the state law take precedence over the provisions of this chapter.

SECTION 3. Disclosure of personal interest by official with vote. An official with the responsibility to vote on a measure shall disclose during the meeting at which the vote takes place, before the vote and so it appears in the minutes, any personal interest that affects or that would lead a reasonable person to infer that it affects the official's vote on the measure. In addition, the official may recuse himself from voting on the measure.

SECTION 4. Disclosure of personal interest in nonvoting matters. An official or employee who must exercise discretion relative to any matter, other than casting a vote, and who has a personal interest in the particular person or entity being regulated or supervised that affects or that would lead a reasonable person to infer that it affects the exercise of the discretion shall disclose the interest on a form provided by and filed with the recorder before the exercise of the discretion when possible. In addition, the official or employee may, to the extent allowed by law, charter, ordinance, or policy, recuse himself from the exercise of discretion in the matter.

SECTION 5. Acceptance of gratuities, etc. An official or employee may not accept, directly or indirectly, any money, gift, gratuity, or other consideration or favor of any kind from anyone other than the municipality:

- (1) For the performance of an act, or refraining from performance of an act, that he would be expected to perform, or refrain from performing, in the regular course of his duties; or
- (2) That might reasonably be interpreted as an attempt to influence his discretion, or reward him for past exercise of discretion, in executing municipal business.

SECTION 6. Use of information.

- (1) An official or employee may not disclose any information obtained in his official capacity or position of employment that is made confidential under state or federal law except as authorized by law.
- (2) An official or employee may not use or disclose information obtained in his official capacity or position of employment with the intent to result in financial gain for himself or any other person or entity.

SECTION 7. Use of municipal time, facilities, etc.

- (1) An official or employee may not use or authorize the use of municipal time, facilities, equipment, or supplies for private gain or advantage to himself.
- (2) An official or employee may not use or authorize the use of municipal time, facilities, equipment, or supplies for private gain or advantage to any private person or entity, except as authorized by legitimate contract or lease that is determined by the governing body to be in the best interests of the municipality.

SECTION 8. Use of position or authority.

(1) An official or employee may not make or attempt to make private purchases, for cash or otherwise, in the name of the municipality.

(2) An official or employee may not use or attempt to use his position to secure any privilege or exemption for himself or others that is not authorized by the charter, general law, or ordinance or policy of the municipality.

SECTION 9. Outside employment. An official or employee may not accept or continue any outside employment if the work unreasonably inhibits the performance of any affirmative duty of the municipal position or conflicts with any provision of the municipality's charter or any ordinance or policy.

SECTION 10. Ethics complaints.

(1) The city attorney is designated as the ethics officer of the municipality. Upon the written request of an official or employee potentially affected by a provision of this chapter, the city attorney may render an oral or written advisory ethics opinion based upon this chapter and other applicable law.

(2) (a) Except as otherwise provided in this subsection, the city attorney shall investigate any credible complaint against an appointed official or employee charging any violation of this chapter, or may undertake an investigation on his own initiative when he acquires information indicating a possible violation and make recommendations for action to end or seek retribution for any activity that, in the attorney's judgment, constitutes a violation of this code of ethics.

(b) The city attorney may request that the governing body hire another attorney, individual, or entity to act as ethics officer when he has or will have a conflict of interests in a particular matter.

(c) When a complaint of a violation of any provision of this chapter is lodged against a member of the municipality's governing body, the governing body shall either determine that the complaint has merit, determine that the complaint does not have merit, or determine that the complaint has sufficient merit to warrant further investigation. If the governing body determines that a complaint warrants further investigation, it shall authorize an investigation by the city attorney or another individual or entity chosen by the governing body.

(3) The interpretation that a reasonable person in the circumstances would apply shall be used in interpreting and enforcing this code of ethics.

(4) When a violation of this code of ethics also constitutes a violation of a personnel policy, rule, or regulation or a civil service policy, rule, or regulation, the violation shall be dealt with as a violation of the personnel or civil service provisions rather than as a violation of this code of ethics.

SECTION 11. Violations. An elected official or appointed member of a separate municipal board, commission, committee, authority, corporation, or other instrumentality who violates any provision of this chapter is subject to punishment as provided by the municipality's charter or other applicable law and, in addition, is subject to censure by the governing body. An appointed official or an employee who violates any provision of this chapter is subject to disciplinary action.

[1] State statutes dictate many of the ethics provisions that apply to municipal officials and employees. For provisions relative to the following, see the *Tennessee Code Annotated* sections indicated:

Campaign finance — T.C.A. Title 2, Chapter 10.

Conflict of interests — T.C.A. §§ 6-54-107, 108; 12-4-101, 102.

Conflict of interests disclosure statements — T.C.A. §§ 8-50-501 *et seq.*

Consulting fee prohibition for elected municipal officials — T.C.A. §§ 2-10-122, 124.

Crimes involving public officials (bribery, soliciting unlawful compensation, buying and selling in regard to office) — T.C.A. § 39-16-101 *et seq.*

Crimes of official misconduct, official oppression, misuse of official information — T.C.A. §§39-16-401 *et seq.* Ouster law — T.C.A. §§ 8-47-101 *et seq.*

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Municipal Technical
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Municipal Technical Advisory Service

**THE
MOUNT CARMEL
MUNICIPAL
CODE**

Prepared by the

Municipal Technical Advisory Service
In cooperation with the Tennessee Municipal League

March 2010

CHAPTER 1

BOARD OF MAYOR AND ALDERMEN¹

SECTION

- 1-101. Time and place of regular meetings.
- 1-102. Order of business.
- 1-103. General rules of order.
- 1-104. Compensation.
- 1-105. Elections.

1-101. Time and place of regular meetings. The board of mayor and aldermen shall hold regular monthly meetings at 5:30 P.M. on the fourth (4th) Tuesday of each month at city hall. In case of a conflict with a holiday observed by the town, or such other good and sufficient reason, the board of mayor and aldermen may set another date and/or time for their regular monthly meeting. (Ord. #246, July 2002, as amended by Ord. #13-391, April 2013)

1-102. Order of business. At each meeting of the board of mayor and aldermen, the following regular order of business shall be observed unless dispensed with by a majority vote of the members present:

- (1) Call to order by the mayor;
- (2) Invocation;
- (3) Roll call by the recorder;

¹Charter references

For charter provisions related to the board of mayor and aldermen, see Tennessee Code Annotated, title 6, chapter 1 through 3. For specific charter provisions on the following subjects related to the board of mayor and aldermen, see the sections indicated.

Conflicts of interest: 6-2-402.

Compensation: 6-2-401.

Election: 6-1-401.

Oath: 6-1-401.

Ordinance procedure

Publication: 6-2-102.

Readings: 6-2-402.

Residence requirement: 6-1-402.

Restrictions on expenditures: 6-2-301 through 6-2-303.

Taxation: 6-2-301.

Terms of office: 6-1-403.

Vacancies in office: 6-1-405.

Vice Mayor: 6-1-405.

- (4) Consent agenda including but not limited to approval or correction of minutes of the previous meeting;
- (5) Visitors' comments;
- (6) New business;
- (7) Old business;
- (8) Reports from committees, members of the board of mayor and aldermen, the administrator and other officers;
- (9) Adjournment. (1990 Code, § 1-102)

1-103. General rules of order. The rules of order and parliamentary procedure contained in Robert's Rules of Order, Newly Revised, shall govern the transaction of business by and before the board of mayor and aldermen at its meetings in all cases to which they are applicable and in which they are not inconsistent with provisions of the charter or this code. (1990 Code, § 1-103)

1-104. Compensation. In accordance with Tennessee Code Annotated, § 6-3-109, the compensation of the board of mayor and aldermen shall be established in the ordinance adopting the annual budget and capital program. The compensation of the mayor may not be diminishing during the mayor's term of office. (Ord. #328, June 2007)

1-105. Elections. Beginning with the November 2002 election for aldermen, the entire town shall consist of one (1) ward only. The three (3) candidates for aldermen receiving the highest number of votes at that election shall serve four (4) year terms in an at-large district. The other three (3) positions for aldermen shall be filled in a like manner by at-large elections in November, 2004, and shall also serve four (4) year terms in an at-large district. Municipal elections shall be held on the same date and at the same times as state and federal elections in November of even numbered years. (Ord. #237, Jan. 2002)

Point of order

From Wikipedia, the free encyclopedia

A **point of order** is a matter raised during consideration of a motion concerning the rules of parliamentary procedure.

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Explanation and uses

A point of order may be raised if the rules appear to have been broken. This may interrupt a speaker during debate, or anything else if the breach of the rules warrants it. The point is resolved before business continues.

The point of order calls upon the chair to make a ruling. The motion is sometimes erroneously used to ask a question of information or a question of parliamentary procedure. The chair may rule on the point of order or submit it to the judgment of the assembly. If the chair accepts the point of order, it is said to be *sustained* or ruled *well-taken*. If not, it is said to be *overruled* or ruled *not well-taken*.

Ordinary societies

In organizations other than legislative bodies, the ruling of the chair may be appealed to the assembly in most cases. Unless the chair's ruling is overturned by tie or majority vote in the negative, it stands. (The vote that is taken is a vote on whether or not to uphold the decision of the chair, so if the motion fails the decision is overturned.)

"Seated and covered"

Until recently in the British House of Commons it was required that a member raising a point of order while the House is voting be wearing a hat so they could be easily seen, and two opera hats (collapsible top hats usually worn for full evening dress) were kept in the House for members to don on such occasions. In 1992 a number of MPs registered an official complaint about this practice, with some commenting that it "has undoubtedly been retained to deter honourable Members from raising points of order during divisions by making them appear ridiculous and feel acutely embarrassed".^[1] In 1998 it was recommended that the opera hat be abandoned, since "although some Members may

Point of order (RONR)

Class	Incidental motion
In order when another has the floor?	Yes
Requires second?	No
Debatable?	No (but chair can permit full explanation)
May be reconsidered?	No
Amendable?	No
Vote required:	Is ruled by the chair

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feel that they look particularly fetching in it, it makes the House of Commons look ridiculous when someone wearing the hat is trying to raise a point of order from a seated position while everyone else is milling around and going to vote."^[2] The practice was abolished in accordance with the findings of the Select Committee on the Modernisation of the House of Commons.

Legislative use

In the United States Senate, the chair's ruling may be appealed by any Senator. The Senate votes on the appeal and the chair has been frequently overturned. Points of order with regard to the Budget Act or annual budget resolution may be waived by 3/5 of the Senate's entire membership. Rule XVI, which prohibits normal legislation in appropriations legislation, may be waived by 2/3 of the Senate.^[3]

In the United States House of Representatives tradition, appeals are also possible, but rarely entered and almost never succeed.

In the Irish Oireachtas (parliament) a point of order is "a submission to the chair in respect of a decision he has not yet taken with a view to influencing that decision by presenting certain facts or arguments." This cannot arise in relation to a decision already taken and must relate to a procedural item in the House or on the Standing Orders. A point of information cannot be raised when the Chair (Ceann Comhairle or Cathaoirleach) is:

1. dealing with disorder
2. putting a question
3. addressing the House or
4. dealing with an order of the house.

These rules come mainly from precedent and common practice, as there is no provision in the official Standing Orders^[4] for Points of Order. They are, however, usually dealt with in the standing orders as motions.

References

1. Early day motion 1623 (<http://www.parliament.uk/business/publications/business-papers/commons/early-day-motions/edm-detail1/?session=1992-93&edmnumber=1623&orderby=DateSigned&orderdirection=Asc>)
2. House of Commons Hansard Debates for 4 Jun 1998 (pt 19) (<http://www.publications.parliament.uk/pa/cm/199798/cmhansrd/vo980604/debtext/80604-19.htm>)
3. <http://rules.senate.gov/public/index.cfm?p=RuleXVI>
4. <http://www.oireachtas.ie/documents/proceduralDocuments/STANDING-ORDERS-ENGLISH.pdf>

External links

- Points of Order in the Congressional Budget Process (<http://www.fas.org/sgp/crs/misc/97-865.pdf>) Congressional Research Service

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Robert's Rules for Raising a Point of Order

By C. Alan Jennings, PRP from Robert's Rules For Dummies

5 of 8 in Series: The Essentials of Robert's Rules for Subsidiary Motions

Rules are put in place to protect members' rights, and when the rules aren't followed, those rights can get trampled. Fortunately, Robert's Rules says that any member who notices a breach of the rules has a right to call immediate attention to the fact and insist that the rules be enforced by raising a point of order.

If you notice a breach of the rules, especially if that breach impinges on your rights or the rights of other members, you rise — quickly, mind you, even if you interrupt a speaker, or you'll be too late — and say, "Point of order, Madam President!" or "Madam President, I rise to a point of order!"

When you're recognized, you state your reasons for thinking your organization's rules aren't being followed correctly. The president, hopefully, recognizes the validity of your point and goes back to following the rules.

A point of order can be raised at any time when any member notices a violation of the rules. The chair's duty is to make a decision, called a *ruling*, on the point of order. She may need to check the rules or the bylaws, or ask the parliamentarian for advice, but in any case, a point of order is usually ruled on in one of two ways: The point is declared either "Well-taken," or "Not well-taken," and a short explanation of the ruling is given.

Sometimes, however, the point being raised is not as clear as whether a member's motion is being handled correctly. The point of order may, for example, be that a proposed amendment is not germane to the main motion. In that case, the chair may reasonably be in doubt (or may just prefer to let the assembly decide the point in the interest of harmony). If that's the case, she responds, "The chair is in doubt on the member's point. All those who consider the amendment germane will say aye . . . Opposed, no . . . The ayes have it and the amendment is germane."

A point of order

- Can interrupt a speaker who has the floor.
- Doesn't need to be seconded.
- Isn't debatable.
- Can't be amended.
- Is decided by the chair.
- Can't be reconsidered.



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Question 13:

Can something be defeated by adopting a motion to table it?

Answer:

This is a common violation of fair procedure. Such a motion is not in order, because it would permit debate to be suppressed by a majority vote, and only a two-thirds vote can do that. The proper use of the motion to *Lay on the Table* is stated in the answer to Question 12, immediately above. [RONR (10th ed.), p. 207-209.]

How can something be defeated without a direct vote on it?

Before debate on an original (ordinary substantive) main motion [see footnote on p. 129 of this book] has begun, you may raise an *Objection to Consideration of [the] Question*, which is undebatable and can suppress the main question by a two-thirds vote against consideration. [RONR (10th ed.), p. 209, l. 1-4; p. 258-61; see also p. 129 of this book.]

If debate on the main motion has begun and you want to get rid of that motion without a direct vote on it, use the motion to *Postpone Indefinitely*. That motion requires only a majority vote, but until it is adopted, it leaves the main question open to debate. [RONR (10th ed.), p. 121-24; see also p. 126 of this book.]

If you feel that it is undesirable that debate take place, move the *Previous Question* immediately after moving to *Postpone Indefinitely*. If adopted by a two-thirds vote, this motion will cause an immediate vote on the motion to *Postpone Indefinitely* without further debate. [RONR (10th ed.), p. 189-201.]

Question 14:

How can I get an item on the agenda for a meeting?

Answer:

For a proposed agenda to become the official agenda for a meeting, it must be adopted by the assembly at the outset of the meeting.

At the time that an agenda is presented for adoption, it is in order for any member to move to amend the proposed agenda by adding any item that the member desires to add, or by proposing any other change.

It is wrong to assume, as many do, that the president "sets the agenda." It is common for the president to prepare a proposed agenda, but that becomes binding only if it is adopted by the full assembly, perhaps after amendments as just described. [RONR (10th ed.), p. 363, l. 8-20; see also p. 16 of this book.]

Question 15:

Isn't it necessary to summarize matters discussed at a meeting in the minutes of that meeting in order for the minutes to be complete?

Answer:

Not only is it not necessary to summarize matters discussed at a meeting in the minutes of that meeting, it is improper to do so. Minutes are a record of what was done at a meeting, not a record of what was said. [RONR (10th ed.), p. 451, l. 25-28; see also p. 146 of this book.]

Question 16:

If minutes of a previous meeting are corrected, are the corrections entered in the minutes of the meeting at which the corrections were made?

Answer:

If corrections to minutes are made at the time when those minutes are originally submitted for approval, such corrections are made in the text of the minutes being approved. The minutes of the meeting at which the corrections are made should merely indicate that the minutes were approved "as corrected."