

**Graysville Board of Mayor and Commissioners
Graysville Municipal Building
August 13, 2009 6:00 pm**

Call to Order by Mayor Ted Doss

Roll Call

Mayor Ted Doss	Present
Vice Mayor Jimmy Massengill	Present
Commissioner Andy Beene	Present
Commissioner Robbie Davenport	Present
Commissioner Charles Kaylor	Present
Commissioner Dennis Miller	Present

Approval of prior minutes-July 9 Commission Meeting

Commissioner Kaylor made a motion to approve the July 9 minutes as presented, 2nd by Commissioner Davenport. Motion passed 5-0. Vice Mayor Massengill came in after this vote.

Communications from Mayor and Commissioners

Mayor Ted Doss stated the park grant is moving forward and bids should be accepted in early fall on playground equipment.

Consent Agenda

Commissioner Charles Kaylor asks how do we have dogs escaping from the shelter. Town Recorder Michelle Horton stated sometimes when the shelter is getting cleaned the dogs run out. Mayor Ted Doss stated the dogs may be able to scale the fence because the fence is inside concrete.

A motion to pass the consent agenda was made by Commissioner Charles Kaylor, 2nd by Vice Mayor Jimmy Massengill. Motion passed 6-0.

Old Business

Review of Town Charter

The changes that have been suggested is changing the name to City of Graysville and the membership of the Mayor and Board of Commissioners to 5.

A motion to change the name from Town of Graysville to City of Graysville and the membership from 7 members to 5 members was made by Vice Mayor Massengill, 2nd by Commissioner Beene. Motion passed 5-1. Commissioner Kaylor abstained.

Property on Highway 27/ Hickman Lane

Court date is Friday, August, 21. Attorney Carol Barron will be present. Commissioner Miller asked if this was due to taxes. Mayor Doss explains we have an ordinance regarding junk yards and the property has been classified as a junk yard.

Easement at Seventh Day Adventist Church

Town Recorder Horton said the state is currently awaiting information from GRW regarding the survey.

Repairs/Maintenance at Annex Building

Town Recorder Horton needs the board to vote to apply for the grant and give authority to the Mayor to sign the required documents.

Commissioner Beene made a motion to apply for the \$200,000.00 grant/loan and authorize Mayor Ted Doss to sign the needed documents, 2nd by Commissioner Kaylor. Motion passed 6-0.

Meter issue at Keylon's Market

Mr. Richardson Leak has been contacted and will perform the leak test the first week of September. Mr. Keylon has been notified of the time line and will be informed at the time of the test.

Any properly presented old business

Commissioner Beene asked if we were able to contact the correct owner of properties who are in violation of over grown yards; he has noticed a lot of the over grown lots are from homes which have been foreclosed on. Town Recorder Horton advised she has been in contact with a few banks due to this. Town Recorder Horton stated Mr. Chris Garnand, Graysville's Building Inspector has been helpful in contacting owners and getting the abandoned homes to comply. Commissioner Kaylor asked if we can check on the under brush at Pikeville Ave. at the old Quality Sounds property the property is causing mosquitoes to gather.

New Business

Ordinance 2009-03 First Reading 08/09 Budget Amendments

A motion to accept Ordinance 2009-03 Budget Amendments was made by Commissioner Beene, 2nd by Commissioner Kaylor. Motion passed 6-0.

Ordinance 2009-04 First Reading Tax Rate

Vice Mayor Massengill asked if the rate was lower than last year. Town Recorder Horton explained the entire county received new assessment on their property and it was a state law the tax rate be lowered not to impose a financial burden on the citizens.

Commissioner Kaylor made a motion to accept Ordinance 2009-04 Tax Rate; 2nd by Vice Mayor Massengill. Motion passed 6-0.

Ordinance 2009-05 Daytime Curfew

Commissioner Kaylor made a motion to accept Ordinance 2009-05 Daytime Curfew; 2nd by Vice Mayor Jimmy Massengill.

Mayor Ted Doss received a letter from Judge McKenzie due to students being punished at school being out during the day causing issues. Commissioner Dennis Miller asked if the court or school was going to give us a list of all students who have been suspended and how will the police know who is suspended, will they stop everyone that looks 17 and under?

Mayor Doss said we could ask the schools to send us the names of students who have been suspended for 10 or more days at the time of suspension.

Motion passed 6-0.

Resolution 2009-01 Prohibit handguns in parks

The current State law allows permit holders to carry guns in public parks.

A motion to accept the Resolution 2009-01 Prohibit Handguns in Parks was made by Vice Mayor Massengill. Vice Mayor Massengill resends his motion.

Vice Mayor Massengill and Commissioner Kaylor are permit holders and do not see the need to opt out on the handguns in parks law.

Ordinance 2009-06 Amend Section 10 Animal Control

Commissioner Dennis Miller asked where the information came from. Town Recorder Horton explained she looked at several other cities and the majority have the same ordinance we do, which is a model ordinance from MTAS. Horton selected an ordinance that appeared to have a lot of time and thought behind it and made changes to fit our needs.

Commissioner Charles Kaylor asked Mayor Doss about dog collars and tags. Mayor Doss said a collar and tag needs to be on dogs at all times. Commissioner Kaylor wants the ordinance revised regarding collars and tags, because there are some circumstances where if the dog tries to leave the gate the collar can hurt them. Mayor Doss said often his dog gets off his chain because after time the leash goes bad which needs occasional changing and feels this could be handled on a case by case so animal control can go to the homes and see if the owner of the dog has tried everything possible to keep the dog in.

Mayor Ted Doss asked if there are any questions regarding the definitions of the ordinance. Commissioner Dennis Miller asked if the definition of "animal" means cats as well, and Mayor Doss replies yes. Commissioner Miller pointed out the ordinance does not say there will be a place to keep cats if they are picked up. Mayor Doss replied there will have to be an addition added to the dog shelter to accept cats. Commissioner Miller is concerned due to the ordinance covering a lot of territory and is afraid people will bring complaints regarding any animal.

Commissioner Miller wants the ordinance to be more specific. Mayor Ted Doss states we can make changes to the ordinance.

Mayor Ted Doss suggests taking section “B” out because there are other ways to keep an animal in the yard. Commissioner Dennis Miller says the word “exclusively” means it is the only way to do something.

Mayor Ted Doss section 102 the words “city manager” should be changed to “town recorder.”

Commissioner Kaylor section 104 there is a penalty in the registration fee if you do not have your animal altered. Commissioner Kaylor is worried that some people may not be able to afford the cost of getting their animal fixed, so they are getting penalized for that. Mayor Doss says they are including literature that helps people get in contact with animal hospitals and volunteer places that spay or neuter animals at little or no cost to the owner. Mayor Doss says it is a state law that animals have their rabies shot so that can't be changed.

Commissioner Miller needs clarification on section 105 about how many animals a person can have and how the grandfathering of existing animals work. Mayor Doss suggests section 105 will be omitted.

Mayor Ted Doss section 107 regarding the registration fees for kennels. Mayor Doss wants to see if you are a 501 registered rescue group, they follow the same rules that breeders do in regards to the registration of dogs.

Commissioner Kaylor section 107 refers back to section 105. Commissioner Kaylor states it should refer to section 104 because it follows its guidelines better.

Vice Mayor Massengill section 111 section 2 reads confusing because the wording is hard to understand. Mayor Doss explained you have five working days to get the dog before it is placed for adoption.

Chapter 2 section 203 and 204 Mayor Doss states that the wording does not sound right. The word “no” needs to be added.

Mayor Ted Doss we have to make sure to identify vicious dogs.
Section 6 there is an insurance place in Florida that insures vicious animals.
Mayor Ted Doss stated Town Recorder Horton will have information to give to vicious dog owners so they can get quotes on insurance.

A motion to accept Ordinance 2009-06 to Amend Section 10 Animal Control with the changes was made by Commissioner Beene, 2nd by Commissioner Kaylor.
Motion passed 6-0.

Annex Rental

There have been two inquiries about the rental of the annex. James Roberts of Soddy Daisy wants to rent out the gym so he can start a dance class for senior citizens. Town Recorder Horton explained Mr. James Roberts wants to rent the gym for every Friday and Saturday night, and is looking for rent in the \$600-650 range. He (Mr. Roberts) is aware we may move to the annex, and he is willing to move into this building. Town Recorder Horton states that Mr. Roberts wants to try to open up in November.

Mr. David Parks wants to rent another room for a Karate class, and suggests once the Library gets moved to the annex, Mr. Parks can use the old Library building. Mr. James Roberts and Mr. David Parks will be contacted and a meeting set up to discuss the details.

Operate 2008-2009 Budget

A motion to operate on the 2008-2009 Budget was made by Commissioner Kaylor, 2nd by Vice Mayor Massengill. Motion passed 6-0.

Vacant Commission Seat

Mayor Doss when Commissioner Mel Green resigned a few months ago it left a vacancy on the board; one person has expressed interest in serving on the board. Mr. Thomas Levi. Mr. Levi currently serves on the Historical Committee and the Beautification Commission.

A motion to appoint Mr. Thomas Levi as the new board member was made by Vice Mayor Massengill; 2nd by Commissioner Miller. Motion passed 6-0.

Any properly presented new business

Mrs. Kay Thurman has work on the seal; she was unable to be at the meeting but left the seal design for the commission to review. Mayor Doss asked everyone for their input; the City was first known for horses, and coal mining and that is on the seal. The Commissioners feel the Seventh Day Adventist College was a big help in making Graysville so it should be on the seal as well. There was a short discussion on where things should be placed on the seal.

Citizen Input

Mrs. Linda Miller asked if the animal control ordinance is going to be scaled back more and shorten some things. Mayor Ted Doss stated there will be more discussion on the ordinance and clarify things better. Vice Mayor Jimmy Massengill there is a lot of information in the ordinance but it helps the rights of the dog and we have to cover all of the bases so there will not be any trouble down the road. Town Recorder Michelle Horton stated we have more court cases occurring due to animal violence and the ordinance needs to be in place. Once the new ordinance is passed it will be on the City’s webpage.

Adjourn

A motion to adjourn was made by Commissioner Davenport, 2nd by Vice Mayor Massengill. Motion passed 6-0.

Mayor, Ted Doss

Recorder, Michelle Horton

Date