

Minutes from the Commission Meeting held on

March 15, 2000

The Mayor and Board of Commissioners of the Town of Englewood met in regular session, Wednesday, March 15, 2000, at 6:00 P.M., in the Assembly Room at Englewood City Hall.

Mayor Simpson called the meeting to order with Commissioners Davis, Cass and Raper present. Invocation was given by Commissioner Davis.

Mayor Simpson informed those present that the Board had agreed in called session to accept the contract offered to the Town by Bill and Steve Sloan, concerning the sale of property along Highway 411. He also stated that the Water Extension Project would soon be ready to finalize.

Public Works Director Joe Cline presented the Urban Growth Boundary Map to the Board. Motion was then made by Raper, seconded by Cass to approve the Twenty Year Urban Growth Plan for Englewood. All Ayes.

Motion was then made by Davis, seconded by Raper to accept on first reading Ordinance #0131500.24- Telecommunications Ordinance. All Ayes.

Motion was made by Davis, seconded by Cass to table Rezoning Ordinance#031500.21-E and 031500-24-W. All Ayes

Mayor Simpson then discussed the Canine Officer. He stated that the dog was not being used and that the Town was tying up a patrol car to transport the dog. He asked if the Board wanted to maintain a dog and furnish it a car. He asked what the feelings of the Board was. Motion was made by Raper to let the dog go. This motion died for lack of second. Chief of Police Glenn Cooley stated that he had done some research and that the dog had been directly or indirectly involved in 21 drug arrests. The Mayor asked if the dog had been here 21 times. Cooley stated that he had not. He informed the board that sometimes the dog was used as a bluff for officers when they pulled a someone over and suspected drugs they would inform the driver that if they would be honest and tell them they had drugs in the vehicle it would go easier for them, if not they would call in the drug dog. Cooley stated that if the dog was let go that it would free him up for about 15 or 20 hours a week that he spent taking care of the dog and working with it, but the dog was still needed. Cooley stated that the dog was a good deterrent and that we would always have a drug problem. Cooley also stated that he had heard a rumor that an arrest was made and he had made a phone call and informed the DA that the subject was an undercover agent for Englewood and that this was not true, he did not make a phone call. The Mayor asked why this person was released, Cooley stated that it was a diversionary hearing and it was the D.A.'S decision. The Mayor stated that this person was caught with drugs and a firearm and was released. Cooley stated that he did not have any jurisdiction over the district Attorney's Office or General Session Court. The Mayor stated that clarification was needed concerning this matter. Cooley instructed the

Mayor to contact Mr. Newman at the DA's office for information. Commissioner Cass then asked that they move on. The Mayor then moved that this topic be tabled and looked into at a work session and see if we are going to have any results or what expectations should be and come up with a list of stuff and see if we need those or not, he stated that he believed that this was the best thing to do to settle this. The Mayor stated that a work session would be called.

The Board then discussed the TIBRS reports. Commissioner Davis asked why this topic was even being brought up again as the Board had already made a decision on what type of form to use. Chief Cooley informed the Board that the form they wanted to use did not serve the purpose it was needed for. Cooley then stated that what amazed him was that the Board members were intelligent people and he realized they had a lot of important things to cover in city business, but that none of the Board members had a law enforcement experience and that they would have to admit that there was not much of a way for them to have any earthly idea that they would know what was needed to be used as forms in the Police Department. He stated that he realized that the TIBRS program was being audited. The Mayor informed him that it had been recommended that a new form be used, the Board informed Assistant Chief Danny McDonald to present them with one that was acceptable. McDonald did so and the TBI approved it, the Board of Commissioners approved it and that was that. Cooley stated that he was not pleased with how officer McDonald went about finding the form. He felt that McDonald didn't look around enough. Commissioner Cass asked Cooley if he had asked his men which forms they wanted to use. Cooley stated no that he had not. Cass stated that they were the ones writing tickets. Cooley stated that they were not talking about citations, Cass showed Cooley the TIBRS form that the Board had accepted. Cass stated that Cooley had referred to the Board members vocations and stated that the Board may not know a whole lot, but that he (Cass) knew enough to go and ask the people who were doing the work. Mayor Simpson stated that all the officers he had spoken to (with no exceptions) preferred the form the Board had voted to use. Cooley stated that he had one more question and he did not mean to be rude or disrespectful, but he wanted to know why a city Board should have to approve forms just for his department. He stated that he had never known in the history of Englewood to have this done in any other department. He then stated, "You need to do one of two things...You need to fire me and hire someone that you will let run the department...I haven't lost any of my faculties.." (Cooley did not finish sentence). Mayor Simpson asked Cooley if he expected to run the department without any oversight from the Board of Commissioners as the City Charter instructed. Cooley stated that he had to be able to run his department and that there was not much about the city's court system he did not know. The Mayor asked Cooley if he opposed using the form the Board approved during his absence. Cooley stated yes. Mayor Simpson asked how the Board felt. Cass stated that they should use the one the Board approved. Mayor Simpson stated that this had already been voted on and that the TIBRS form that the Board had approved would be the one to be used.

Motion was then made by Davis, seconded by Raper to make a donation to eight baseball teams at \$250.00 each. All Ayes.

Motion was made by Davis, seconded by Cass to rehire B.K. King, CPA at \$850.00 to do the Town's 1999-2000 fiscal year audit. All Ayes. Mr. King noted in the contract that \$8500 would be fee for regular audit. If a single audit was required that he would charge \$50.00 per hour for single audit work to be paid from grant funds. All Ayes.

Motion was made by Raper, seconded by Cass to remove customer's bad debt for fiscal year 1998-1999, in the amount of \$7824.98. All Ayes.

Motion was made by Cass, seconded by Raper to pass Reimbursement Resolution #26, which permits the city to transfer money from Sanitation Savings for purchase of materials to begin utility relocation on Hwy 411. All Ayes. This money will be refunded to Sanitation Savings as soon as TML loan money was received.

Motion was made by Raper, seconded by Cass to pass a Capitalization Policy that any purchase for \$1000 or less will be expensed and not capitalized. Anything over \$1000 will be expensed. All Ayes.

Motion was made by Raper, seconded by Davis to accept monthly billing errors and adjustments in the amount of \$10,492.60. All Ayes.

Motion was made by Cass, seconded by Davis to accept on second reading Ordinance #021400.22- an ordinance to close and unopened right of way. All Ayes.

Motion was then made by Davis, seconded by Cass to purchase a mower for \$5900.00 dollars. All Ayes.

Motion was made by Cass, seconded by Raper to donate \$250.00 to Central High School President's Student Service Challenge Scholarship. All Ayes.

Motion was made by Cass, seconded by Raper to pass Resolution #27 authorizing the Mayor to execute the contract between the town of Englewood and Steve and Bill Sloan for the purchase of property located in hwy. 411. All Ayes.

Motion was made by Cass, seconded by Raper to adjourn the meeting. All Ayes.

Edward Simpson
Mayor

Deborah Morgan
Recorder