

The Utilities Board of the Town of Cedar Bluff

August 20, 2013

STATE OF ALABAMA
CHEROKEE COUNTY

The Utilities Board of the Town of Cedar Bluff met for their regular business meeting Tuesday August 20, 2013 at 4:00 p.m. in the Utility Board room located at 3360 Old Hwy 9, Cedar Bluff Alabama. Chairman Donald Sanders called the meeting to order at 4:00 p.m.

Roll Call:

| | | | |
|-------------|---------|-------------------|---------|
| Ken Blair | Present | Linda Pickelsimer | Present |
| Cindy Early | Present | Donald Sanders | Present |
| Eugene Mann | Present | | |

A motion was made by Ken Blair and second by Cindy Early approving the July 16, 2013 minutes as presented.

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|-------------|---------|-------------------|-----|
| Ken Blair | Yes | Linda Pickelsimer | Yes |
| Cindy Early | Yes | Donald Sanders | Yes |
| Eugene Mann | Abstain | | |

A motion was made by Cindy Early and second by Linda Pickelsimer approving the July 30, 2013 minutes as presented.

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|-------------|---------|-------------------|-----|
| Ken Blair | Abstain | Linda Pickelsimer | Yes |
| Cindy Early | Yes | Donald Sanders | Yes |
| Eugene Mann | Yes | | |

Treasurer Linda Pickelsimer gave the financial report for the board. Mrs. Pickelsimer told those in attendance that she had looked over the financials for July and found them to be in order and correct. Mrs. Pickelsimer stated, profit coming from the water department for the month was \$1988.67 and \$13,390.25 from the sewer department. A year to date income of \$38,569.55. A motion to approve the July financials as presented was made by Linda Pickelsimer and second by Eugene Mann.

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|-------------|-----|-------------------|-----|
| Ken Blair | Yes | Linda Pickelsimer | Yes |
| Cindy Early | Yes | Donald Sanders | Yes |
| Eugene Mann | Yes | | |

Chairman Donald Sanders then recognized Overlook Homeowners Association President Andy Hall. Ken Blair then informed Mr. Hall that the Cedar Bluff Fire Department was

concerned about the lack of a fire hydrant close enough to the Condo's in the event of a fire. Mr. Blair told Mr. Hall that the Utility Board was willing to install a hydrant if the Association would pay for the hydrant. Mr. Hall asked about cost and Manager Jeff Harrell gave an estimate on a 2" barrel and a 3" barrel hydrant. The cost for the hydrant and parts for the hydrant will be between \$2500.00 for the 2" barrel and \$2768.26 for a 3" barrel. Mr. Hall told the board that he would have to take the request back to the board and would let Mr. Harrell know the decision as soon as possible. The board thanked Mr. Hall for attending.

Chairman Sanders then turned the meeting over for the manager's report. Manager Jeff Harrell handed the board copies of work orders and work performed for the month of July. It consisted of 31 water leaks, two sewer taps, one sewer leak and 3-meter replacements for a total of 97 work orders. Mr. Harrell told the board that all three manholes had been raised in the Co. Rd. 131 area.

Mr. Harrell then presented for approval and signature, Invoice no. 7 from LADD Engineering for Receipt of Bids. The total cost of the invoice is \$15,273.00. A motion was made by Cindy Early and second by Eugene Mann authorizing Chairman Donald Sanders to sign the Invoice and for it to be paid.

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|-------------|-----|-------------------|-----|
| Ken Blair | Yes | Linda Pickelsimer | Yes |
| Cindy Early | Yes | Donald Sanders | Yes |
| Eugene Mann | Yes | | |

At this time, Member Ken Blair asked Mr. Harrell if someone should be hired to check all manholes in the town. Manager Harrell informed the board that with the new USDA grant, any monies left over would be used to raise problem manholes. Mr. Blair also asked about LADD Engineering concerning the water tank's inability to work at full capacity. After some discussion about several options, getting LADD to come was dropped.

Chairman Sanders then revisited the request from Gloria Thacker requesting the board ask customers to donate to the Red Cross with their monthly bills. Office Manager Marie Kelly had asked Attorney Al Shumaker about the legality of the request and Mr. Shumaker stated; ***"If the fire department is a separate, stand alone organization (which I do not think it is), we do not need to be in the business of soliciting funds for them. If the fire department is under control of the town, (which I think is the legal status), we could probably solicit funds but would need to remit any amounts collected to the town, not to the fire department."***

Member Eugene Mann asked if there had been any reply from Attorney Al Shumaker concerning the issue about conflict of interest. Mr. Shumaker is Attorney for Several Utilities a conflict arise if it became necessary for the Board to enter into any legal issues with another client of Mr. Shoemakers'. Mr. Shumaker stated; ***"Since I do represent several water boards there are occasions when a conflict arises. In those cases, I***

recuse myself from advising either board and it is necessary that the respective boards retain different attorneys to handle the dispute. I have generally been able to keep communications open between all of my clients and to avoid disputes that create such a conflict.”

Mr. Sanders reminded the board that at the October meeting there would be a nomination of Officers and that he had served his term. In addition, the Budget for the 2013/2014 fiscal year would be presented.

Mr. Sanders asked if there was any other discussion's. Visitor Herb Sherwin asked the board about pursuing the radio frequency meter readers. He requested that one of the board members walk with the meter readers while they were reading the meters. He informed the board that it was a backbreaking job. The board asked Manager Jeff Harrell to contact other water departments and get feedback from them. After some discussion, Chairman Sanders informed Mr. Sherwin that the board would look into the project further.

Vice-Chairman Cindy Early asked if Country Side Village had paid there delinquent sewer bill. Utility Clerk Jenni Burt informed the board that he had paid. Visitor Gloria Thacker and Billie Burkhalter informed the board that at the back of the trailer park, the sewer-holding tanks were running onto the ground. Manager Jeff Harrell will ride to the park, see what is happening, and take necessary steps to fix the matter.

After assuring there was no further discussion, a motion was made by Ken Blair and second by Linda Pickelsimer to adjourn. All was in favor.

Meeting Adjourned at 4:47 p.m.

APPROVED September 17, 2013:

DONALD H. SANDERS, CHAIRMAN

MARIE KELLY, SECRETARY