

Minutes  
Called Council Meeting  
January 29, 2007

The meeting was called to order by Mayor Rick Ford.

The following Council members were present constituting a quorum: Jerry Robinson, William Simmons, Larry Estvanko, Gene Yearty, and Larry Mann.

The only item on the agenda was the proposed new charter. According to C.A. Thomas the Charter passed the House but never made it to the Senate due Senator Hambrick holding it up for Eminent Domain.

Section 2.31 states that Councilmen can not call City Hall and ask for an employee to do something and other Councilman calls and ask for that same employee to do something else. William Simmons said that some people feel that it gave too much power to the City Manager and C.A. Thomas said that it is a City Council controlled government not government controlled by City Manager. There were changes made and they never made it to the Charter the changes would have to be done as an amendment to the Charter once it passed thru both the House and Senate. Changes to 2.29 add Mayor and Council may to the first sentence. Insert Mayor and council where designated on notes. Section 2.35 Mayor shall be in control in case City Manager is unavailable, or in case of emergency or unable to act due to physical or mental disabilities. Section 3.10 positions nominated by City Manager upon recommendation of Mayor and Council and they can be terminated at will with recommendation from City Manager. In last paragraph take out Mayor and Council. Section 5.16 Title 45-11-4 to section (a). Representative Bearden has stated that he will not send the new charter thru without a unanimous vote by Council. C.A. Thomas has suggested that the Council have a meeting with Representative Bearden.

William Simmons stated that he was satisfied with the Charter as it is written. Mayor Ford stated that he felt that it was doing away with Mayor and Council form of government and going to City Manager form of Government. Gene Yearty said he didn't think it was confusing he stated that the City Manager is responsible for the day to day running of the City and that he was to do what the Council decided and follow their instructions. William Simmons made a motion to send the Charter back to the Legislature and set up a meeting with Representative Bearden second by Gene Yearty the vote was four to one to go forward with the Charter.

C.A. Thomas is to set up appointment with Representative Bearden anytime after 6pm. William Simmons made a motion to adjourn in order to go into Executive Session second by Gene Yearty unanimous by Council. Jerry Robinson made a motion to return to regular session second by William Simmons. William Simmons made a motion to adjourn second by Jerry Robinson unanimous by Council.

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Mayor Rick Ford

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Patricia Cook, City Clerk