

City of Bolivar
Called Council Meeting
June 29, 2020

The Bolivar City Council met in called session, Monday, June 29, 2020, at the Bolivar Municipal Building with the following attendance:

Present:

Mayor Julian McTizic
Councilman Melvin Golden
Councilman Jonathan Joy
Councilman Todd Lowe
Councilman Suzanne Rhea
Councilman Carol Spinks

Absent:

Councilman Larry Crawford
Councilman Larry McKinnie
Councilman Page Walley

Also Present: Attorney Steve Maroney, City Administrator Shelia Dellinger

Mayor McTizic called the meeting to order and opened the meeting with prayer, followed with the Pledge of Allegiance.

The purpose of the meeting was as follows:

- 2nd Reading - Public Hearing on Ordinance 20-001, An Ordinance to Amend the Bolivar Municipal Code Title 17, Chapter 1 Garbage and Trash, Section's 17-1003 – 17-105
- 2nd Reading- Public Hearing on Ordinance 20-002, An Ordinance to Amend Ordinance 19-003, Relative to the Budget Ordinance for Fiscal Year 2019-20
- 2nd Reading- Public Hearing on Ordinance 20-003, An Ordinance to the City of Bolivar, TN Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2020 ending June 30, 2021
- Consideration and Possible Approval for Claim Filing in Purdue Bankruptcy

A. 2nd Reading – Public Hearing on Ordinance 20-001, An Ordinance to Amend the Bolivar Municipal Code Title 17, Chapter 1 – Garbage and Trash, Section's 17-103 - 17-105

At this time Mayor McTizic asked for a motion to adjourn from Executive Session to Public Hearing. Councilman Rhea made a motion, seconded by Councilman Lowe to adjourn to go to Public Hearing. All voted "Aye." There being no public attendance, Councilman Rhea moved, seconded by Councilman Spinks to reconvene to Executive Session. All voted "Aye." Mayor McTizic stated Ordinance 20-001 had one revision from the 1st Reading which was in paragraph (5) Special Exceptions, helping a resident with physical limitations that would

impede the resident from placing their container at the curb for collection. Councilman Joy moved, seconded by Councilman Lowe to approve Ordinance 20-001 on 2nd Reading. All voted "Aye."

B. 2nd Reading – Public Hearing on Ordinance 20-002, An Ordinance to Amend Ordinance 19-003, Relative to the Budget Ordinance for Fiscal Year 2019-20

At this time Mayor McTizic asked for a motion to adjourn from Executive Session to Public Hearing. Councilman Rhea made a motion, seconded by Councilman Spinks to adjourn to go to Public Hearing. All voted "Aye." There being no public attendance, Councilman Lowe moved, seconded by Councilman Golden to reconvene to Executive Session. All voted "Aye." Mayor McTizic asked if there were any questions concerning Ordinance 20-002. There being no questions, Councilman Spinks moved, seconded by Councilman Golden to approve Ordinance 20-002 on 2nd Reading. All voted "Aye."

C. 2nd Reading – Public Hearing on Ordinance 20-003, An Ordinance to the City of Bolivar, TN Adopting the Annual Budget and Tax Rate for the Fiscal Year Beginning July 1, 2020, ending June 30, 2021

At this time Mayor McTizic asked for a motion to adjourn from Executive Session to Public Hearing. Councilman Spinks made a motion, seconded by Councilman Lowe to adjourn to go to Public Hearing. All voted "Aye." There being no public attendance, Councilman Lowe moved, seconded by Councilman Spinks to reconvene to Executive Session. All voted "Aye." Mayor McTizic asked if there were any questions concerning Ordinance 20-003. There being no questions, Councilman Spinks moved, seconded by Councilman Golden to approve Ordinance 20-002, adopting the annual budget and tax rate for the fiscal year beginning July 1, 2020, on 2nd Reading. All voted "Aye."

D. Consideration and Possible Approval for Claim Filing in Purdue Bankruptcy

Attorney Steve Maroney updated the group on filing a claim for the Purdue Bankruptcy case. Mr. Maroney explained the deadline to file these claims has been extended from June 30, 2020, to July 30, 2020. Many attorney's have investigated this case and stated each municipality should file a claim large enough to receive a portion of the money back. Attorney Maroney recommended to the City Council to allow him to file a claim in the amount of 2.5 million dollars. He explained there would be absolutely no way the City would receive this amount, but we should file and hopefully will get a portion of the recovered funds. After a short discussion, Councilman Joy made a motion to allow Attorney Steve Maroney to file the claim if his fee to file would not exceed \$250.00. There was much discussion concerning the time it would take to do the research to complete this claim and it may exceed the \$250 fee. Councilman Joy rescinded his motion stating it shall not exceed \$400.00. Due to a lack of a 2nd to Councilman Joy's motion, the motion failed.

Attorney Maroney stated he would be glad to do the paper work and submit a claim on behalf of the City of Bolivar; again, this is totally up to the City Council to decide. After a short discussion, Councilman Rhea made a motion to have Attorney Steve Maroney to file the claim on behalf of the City of Bolivar in the amount of 2.5 million dollars and pay Attorney Maroney for filing this claim. Councilman Lowe seconded the motion. Voting "Aye", Councilman Golden, Councilman Lowe, Councilman Rhea, Councilman Spinks. Voting "No", Councilman Joy. Motion passed.

There being no further business, Councilman Rhea moved, seconded by Councilman Spinks to adjourn the meeting. All voted "Aye."

Attest:

City Administrator

Mayor