

**SPECIAL MEETING
BOARD OF COMMISSIONERS**

October 30, 2003

Stuart L. Johnson, Mayor
Darrell Mangrum, Vice-Mayor
Eddie Arney, Commissioner
Ken Brison, Commissioner
Wayne Hall, Commissioner
Alan W. Deck, City Manager
Larry Cantrell, City Attorney
Kathleen Daugherty, Recorder

Present: Johnson, Mangrum, Arney, Brison, Hall

Others Present: Deck, Cantrell

Absent:

1. The special meeting was called to order by Mayor Johnson at 7:17 p.m. following the regular Town Meeting.

A. Johnson advised that the purpose of the special meeting was to discuss and take action on two items:

- (1) The contract with MPACT Construction and all items related to the construction and design of the new city hall and the Performance & Payment Bond - Cantrell reported on the meeting today with representatives from the Bond Company. He explained what will happen when the bond is called and how the city hall will be completed. He asked that his complete statement be a part of the minutes. (see attached statement) Cantrell further recommended that the Board either (1) leave the situation like it is or (2) terminate the contract with MPACT and the Bonding Company complete the building. Brison made a motion to terminate the contract with MPACT. Arney seconded the motion. A roll call vote was taken:
Arney - yes
Hall - yes
Brison- yes
Mangrum - yes
Johnson - yes

Cantrell advised that any subcontractors should present their claims in a timely manner. He also advised that there are at least three subcontractors that have notified the City that they have not been paid on the Nature Center.

- (2) Sales Tax Referendum - Deck passed out a resolution for the Board to consider adopting stated that the referendum will be on the ballot for the February 2004 election. Johnson asked about the deadline for notifying the election commission. Deck stated that the deadline is shortly after the first of December. Hall made a motion to adopt the resolution (Resolution #18-2003) Arney seconded the motion. Further discussion was held on the

fact the resolution states that if the referendum does not pass the alternative will be an increase in property taxes. Johnson made a motion to change "the alternative" to "an alternative". The motion did not receive a second. Vote on motion to adopt the resolution:

For: Arney, Hall, Mangrum

Against: Brison

Abstain: Johnson

Motion passed.

2. The meeting adjourned at 7:38 p.m.

Kathleen Daugherty, CMC
City Recorder