

**TOWN OF HILDEBRAN
TOWN HALL
COUNCIL'S CHAMBERS**

**SEPTEMBER 14, 2015
5:30 P.M.**

**SPECIAL MEETING
MINUTES**

CALL TO ORDER Mayor Cook called the special meeting to order at 5:34 p.m.

COUNCIL PRESENT The following members of the Board were present: Mayor Virginia Cook, Council Members Brenda Banks, Wendell Hildebrand and Barbara Lowman. Council Members Jamie Hollowell and Lee Lowman were not in attendance.

STAFF PRESENT The following staff members were present: Attorney Redmond Dill, Town Clerk Alice Sanders, Finance Officer Fredrick Rankins and Administrative Assistant Rebecah Isenhour.

CITIZENS PRESENT See attached sheet.

MEDIA No one from the media was in attendance.

ADOPTION OF AGENDA Council Member Hildebrand made a motion to adopt the agenda. All voted in favor.

ORDER OF BUSINESS:

DISCUSS LANDSCAPING PROJECT ALONG HWY 70A ALONG THE RAILROAD Mayor Cook asked the Board to review the history of the landscaping project along Hwy 70A and the railroad since July 2015.

Town Clerk Sanders reviewed the statutes for bidding and procurement. She explained that landscaping is defined as a service and there is no legal bidding requirements for a service. She informed Council that this project has already been put out to bid three times and there is no legal requirement to do so in the future.

Mayor Cook informed the Board that the first action of business is to rescind the landscaping contract awarded to Ken Lowman Construction at the July 27, 2015 meeting for work at Hwy 70A along the railroad. Council Member Banks made the motion to rescind the contract. Council Members Banks and Hildebrand voted in favor and Council Member B. Lowman was opposed to the motion. The motion carried.

The next item of business concerned the bids that were presented to Council for the same project area at the August 24, 2015 meeting. Council Member Hildebrand made a motion to reject all bids submitted at the August 24, 2015 meeting. Council Members Banks

and Hildebrand voted in favor and Council Member B. Lowman was opposed to the motion. The motion carried.

Mayor Cook reviewed with Council the lowest responsible, responsive bid that the Town received for mowing, weed eating, spraying and trash pickup and recommended the Board to award the project to Steve Young from The Grounds Keeper LLC's. Mayor Cook is still working with the railroad regarding large debris removal and regrading. She reported that any additional work will require a railroad engineer to observe the work at a cost of \$150.00 an hour.

Council Member Hildebrand made a motion to recommend Mr. Young mow, weed eat, spray and provide trash pickup until the next budget year, not to exceed \$3,700.00. All voted in favor.

ANNOUNCEMENTS
OLD SCHOOL
BUILDING –COURT
RESULTS

Attorney Dill stated that the plaintiffs filed a motion before the court to have the trial judge continue the stay of the demolition pending the result of the appeal rather than the court of appeals doing it and the judge, after due consideration, declined to extend the stay order. The plaintiffs will have to file the notice of appeal by October 1, 2015 and file a petition to the court of appeals to continue the stay. If the plaintiffs fail to timely file the appeal, the stay is lifted and the Town may proceed with whatever action it deems appropriate.

ADJOURNMENT

All business being concluded, Council Member Hildebrand made a motion to adjourn the meeting at 5:43 p.m. All voted in favor.

ATTEST

I attest these are the approved minutes of the Board.

Alice Sanders, Town Clerk

Virginia Cook, Mayor