

**MINUTES OF THE PUBLIC HEARING AND SPECIAL MEETING**  
**SMYRNA TOWN COUNCIL**  
**November 22, 2010**

**PUBLIC HEARING**

The public hearing was called to order by Mayor Patricia A. Stombaugh at 7:02 p.m. Council members present were Regina I. Brown, Robert M. Novotny, William C. Raynor, Robert Riddagh, and Anthony H. DeFeo.

Also present were Town Manager David S. Hugg III, Captain Wilbert Bordley, and Recording Secretary Valerie L. Heritage.

Mayor Stombaugh said the purpose of the public hearing is to address any questions that anyone might have regarding the proposed budget. She said Council will not be voting on the budget until the first Council meeting in December.

Mayor Stombaugh asked if anyone had any questions they would like to address to Council. No one came forward. Mayor Stombaugh asked Mr. Stulir if he had anything that he would like to discuss with the public about the budget.

Gary Stulir, Manager of Accounting/Business Services, came forward to speak. Mr. Stulir said the budget before us dose not include any pay raises, new employees - full time employees, doesn't have any fee increases, tax increases, those type of things. He said we have been working on this since the beginning of the summer. Mr. Stulir asked if there were any questions or concerns. Mayor Stombaugh said the bottom line is.. Mr. Stulir said the bottom line is going through the revenues and expenditures, the budget by fund sheet shows that we have a slight revenue excess over expenditures, which you do want to have a buffer there for any unexpected things such as snowstorms and such. He said he feels comfortable with those numbers.

Mayor Stombaugh said some of the things that the Finance Committee recommended - there was a request for lifeguards and it came down to that most of the problems were coming from problems that needed to be addressed on a legal basis, not necessarily on a lifeguard basis. She said so the Finance Committee decided to go with the summer police interns, which would give us four interns which we could rotate them and use them at the lake and we can also use them throughout town. Mayor Stombaugh said with the cuts that we have done over the last three years and the help of the town employees to even do better than the cuts that we proposed to them, this year we didn't have to take away from - we were actually able to give a

little bit back. She said all in all she is very pleased. Mayor Stombaugh said she commends the town staff and the employees for their hard work in keeping the budget balanced and coming in actually lower - it took a lot of work and she appreciates their efforts and all that they have done. She said she also wanted to thank the Finance Committee.

Councilman Novotny said this budget, whenever it's passed, it may have to be adjusted probably sometime during the first quarter, and the reason for that is as all of you know we are in the midst of contract negotiations and no one knows where that's going to end up.

Mayor Stombaugh said some of the things that were in the newspaper article this past week - all the information was not correct - it said the police were getting two new cars and that is not correct - they are getting one new car and the other car is being sent out to be reconditioned. She said the other thing it stated our budget was 24 million and that's not totally correct; our budget's closer to 21 million. Mayor Stombaugh said the difference in some of the figures is we have what's called re-bills - there are a couple of things in there - there's an indirect cost and if you just look at the expenses and you don't look at the revenues you don't get the true picture.

Mr. Hugg said in the budget package and available to anyone who wants to see them, are some pie charts that Mr. Stulir did that he thinks are very helpful in understanding where the money comes from and where it goes.

Mayor Stombaugh said we also left the seven vacant positions will remain vacant until further notice - that's one of the things that really helped us come out with a surplus this year.

Mayor Stombaugh asked if anyone else had any questions or would like to address Council. No one came forward. Mayor Stombaugh asked if any members of Council had any questions. There were none.

Mayor Stombaugh closed the public hearing at 7:14 p.m.

#### **SPECIAL MEETING**

The special meeting was called to order by Mayor Patricia A. Stombaugh at 7:30 p.m. Council members present were Regina

I. Brown, Valerie M. White, Robert M. Novotny, William C. Raynor, Robert Riddagh, and Anthony H. DeFeo.

Also present were Town Manager David S. Hugg III, Captain Wilbert Bordley, and Recording Secretary Valerie L. Heritage.

Mayor Stombaugh asked everyone to rise for the Pledge of Allegiance. Mayor Stombaugh asked for everyone to remain standing for a moment of silence.

Visitors present were Ed Lehman, Duane R. Young, Gary Stulir, Chris Hudson, Seth Clevenger, Daryl Jester, Robin Blendt, and Robert C. Johnson.

#### **CONSIDER THE FY2011 BUDGET**

Mayor Stombaugh said tonight's special meeting was called to consider the 2011 budget. She said this is so we could present it to Council and have it on the agenda for the first Council meeting in December for adoption.

Mayor Stombaugh asked if there was any discussion from Council. Councilman Raynor said he sees under the general fund that there is \$3,000.00 for a weigh-in fee; doesn't the hauler pay for this in his contract? Mr. Hugg said no; this is basically our way of ensuring that we're not being charged improperly by the hauler. He said the hauler has to weigh empty and full.

Councilwoman White said she had several questions. She said the first question is on page 12, 66-02 - enforcement expenses - she sees that it remains the same; what exactly does that entail? Capt. Bordley said he believes those enforcement expenses are for a grant, and it's for investigations. Councilwoman White said the next is on the same page, 16-01 - part-time employee \$30,000.00 - she understands that is for the summer interns. Capt. Bordley said yes. Councilwoman White said the next one is on page 23, 33-06 lifeguard contract - \$0.00; she believes we should have a lifeguard at the lake, and not have that part-time employee - we didn't have them last year and that \$30,000.00 will pay for a lifeguard at the lake or pretty close to it.

Mayor Stombaugh said what they've discussed in the Finance Committee meetings and also at the public hearing tonight - the consensus with everyone was that most of the complaints came from enforcement problems. She said lifeguards are basically hired to watch the water and we haven't had many problems with

watching the water this past year. Mayor Stombaugh said all the problems that we had were enforcement problems which the interns will be able to take care of and the lifeguards would not.

Councilwoman White asked if the intern would be at the lake all the time. Capt. Bordley explained that the interns will spend time at the lake as much as possible, but their actual patrol is for the entire town.

Councilman DeFeo asked why the Finance Committee would be making personnel decisions. Mayor Stombaugh said these are recommendations from the Finance Committee.

Councilwoman White asked about page 13, 66-29 building and grounds maintenance. She noticed that it went from \$32,000.00 to \$27,000.00 to \$52,000.00 for the 2011 budget; she wanted to know why there is a big jump. Capt. Bordley said that is for interior maintenance - carpeting, etc.

Councilwoman White asked about 74-02 vehicles. She explained this is something that she has always had an issue with; if we stopped having take-home vehicles then the mileage on those cars would be reduced, and therefore might not need to buy vehicles so often. Councilman Raynor said the wear and tear on the vehicles is more from the stop and go driving than it is from the mileage.

Robert Johnson, member of the Finance Committee, came forward to speak. Mr. Johnson stated that the police presence in the neighborhoods (when the police take their vehicles home) does deter crime. Councilwoman White said that may be if they live in Smyrna.

Councilwoman White asked about page 16, 11-01 Mayor/Council pay. She said there is \$800.00 missing in the 2011 budget, which she assumes is her salary - is that correct? Mr. Hugg said yes. Councilwoman White said at the last Council meeting she offered to take that salary for the 2011 budget and pay for the lighting for the holidays and to purchase any lights needed, but it's not reflected under Mayor and Council pay - where is that \$800.00 reflected in the budget?

Mayor Stombaugh said she thinks there was a misunderstanding last year - she would have to listen to the minutes, but her understanding was that Councilwoman White was just giving up her pay for the Council, and she does not recall there being anything else added to it, and there wasn't any time limit given on it, so we assumed that it was an ongoing thing.

Councilwoman White said this is a new fiscal year budget, so it shouldn't have been assumed. She said she would like to see that \$800.00 put back in there somehow or in a fund somewhere to accommodate for that tree lighting - to pay for the electric and any lights downtown - so there is no misunderstanding of how that money is used and where it came from; that it was her Council money that she chose to relinquish. Councilman Riddagh said then you should take that Council money because it is not your Council money if you give it back. Councilwoman asked Mr. Hugg if they could discuss this with Mr. Jaywork to see how this should be handled.

Councilman DeFeo suggested that it just be put into item 33-02 on page 25 is the line item for holiday decorations.

Councilwoman White asked about page 24 - there will be no money going to the Smyrna-Clayton July 4<sup>th</sup> Association this year? Mayor Stombaugh said no - we didn't last year - we haven't for the last three years.

Councilman DeFeo asked about page 16, 12-01 salaries - there is a \$130,000.00 reduction for the administration - where did we realize that? Mayor Stombaugh said one was Mrs. McKinney's position, and there were the three college interns that worked part-time.

Councilwoman Brown asked about the extra money for Paychex - is that under contractual services? Mr. Stulir said it is under contractual service in Administration.

Mayor Stombaugh asked if there was any further discussion. There was none.

Mr. Hugg said he thinks the appropriate action tonight would be a recommendation that this be put on the Council agenda for consideration at the next regular Council meeting.

Councilwoman Brown made the motion to recommend that this be added to the December 6, 2011 Council agenda for approval. Motion was seconded by Councilman Raynor. Motion passed with Mayor Stombaugh, Councilwoman Brown, and Councilmen Novotny, Raynor, Riddagh, and DeFeo voting for, and Councilwoman White voting against.

#### **CONSIDERATION OF TEMPORARY REASSIGNMENT OF DUTIES WITHIN SPD**

Capt. Bordley said he just wanted to bring it to the entire Council - we've experienced some issues with paperwork as far as

reports being processed; he knew that this possibly could happen. He said he is going to make an internal move - moving one of our Senior Sergeants in charge of patrol; it's just going to be temporary and will not create a financial burden to the town or anything.

**EX OFFICIO MEMBERSHIP & PRIVILEGES**

Councilwoman White asked if this could be tabled until Mr. Jaywork is present. Council agreed.

**ADJOURNMENT**

Councilman Novotny made the motion to adjourn. Motion was seconded by Councilman Raynor. Meeting was adjourned at 7:57 p.m. by unanimous vote.

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Council Secretary

vlh