

**CITY OF ETOWAH, TENNESSEE
COMMISSION MEETING**

Record of Minutes of Special Called **Meeting Date** May 19, 2014 **Sheet No.1 of 2**

A special called meeting for the awarding of the 2014-2015 mowing bids on Monday, May 19, 2014 in the Council Chambers of Etowah City Hall, 723 Ohio Avenue, Etowah, Tennessee. Mayor Jim Bull called the meeting to order and all commissioners were present.

NEW BUSINESS

City Manager, Matthew Gravley stated the low responsible bid was Seth Hawn, dba Hawn & Son Mowing.

Commissioner Jim Swayne made a motion to accept the recommendation and award the mowing bid for the 2014-2015 mowing season for the City of Etowah to Hawn & Son Mowing, and Commissioner Burke Garwood seconded the motion.

Mayor Bull opened the floor for discussion and Commissioner Dennis Morgan brought attention to the workers comp certificate of insurance submitted by Mr. Hawn as having an effective date of May 15, 2014 and the bids were due May 11th which he felt did not meet the bid submission guidelines. He then read the ad that was in the local paper. He stated Hawn did not have insurance in effect at the time the bid was submitted. Mr. Gravley then pointed out the Hawn bid did in fact have the binder included when it was submitted and that Mr. Hawn did comply with the bid guidelines. Mayor Bull stated a binder was proof of insurance and Commissioner Morgan stated again that a binder does not indicate proof of insurance.

Commissioner Burke Garwood stated the state of Tennessee does not require employers with less than five employees to have workers comp insurance and inquired as to why we required this specification. City Manager Matthew Gravley then stated the bid package guidelines were per MTAS model. He then stated it was to protect the city from any liability resulting from an injury sustained by a contractor or his employees. Commissioner Burke then stated he just needed clarification as to the reasoning behind the requirement.

Commissioner Dennis Morgan commented on the newspaper ad for the mowing bid in question did not meet the specific guidelines for the ad to be published five days preceding the closing date of the bid acceptance period per Ordinance 457. Mayor Bull then stated neither bid would be acceptable. Commissioner Morgan made a motion for the City of Etowah to be responsible for the mowing. At this point, Commissioner Garwood stated, "we have a motion on the floor and I call to question".

Mayor Bull then called for a vote and the motion carried with a four to one vote in favor of awarding the bid to Hawn & Son. The opposing vote was cast by Commissioner Dennis Morgan.

OLD BUSINESS

ADJOURNMENT

A motion was made by Vice-Mayor Charles Slack to adjourn the meeting, and Commissioner Burke Garwood seconded the motion and motion passed unanimously by a commission vote.

Jim Bull, Mayor

Rebecca Penney, City Recorder

Respectfully submitted by:

Eva Valentine, Recording Secretary