

ATHENS CITY COUNCIL
MINUTES OF MEETING
Monday, November 14, 2022, 4:45 P.M.

The Athens City Council met in a called session on November 14, 2022 at 4:45 p.m. with Mayor Perkinson presiding. The invocation was given by Mayor Perkinson; and upon roll call, the following members were present:

Curtis, Pelley, Witt-McMahan, Lockmiller, Perkinson

The following decision was made and ordered made a part of the records of the Athens City Council.

The purpose of the meeting, as issued in the "Notice of Called Meeting" dated November 11, 2022, was read and made a part of these minutes:

NOTICE OF CALLED MEETING

The Athens City Council will meet the 14th day of November 2022, at 4:45 p.m. in the regular Council Chambers at Athens City Hall at 815 North Jackson Street, Athens, Tennessee. This meeting of the Athens City Council is a Special Called Meeting, called by Mayor Perkinson and Council Member Witt-McMahan, limited to the business to be discussed as follows:

- 1. Approval of agreement with the City Manager
- 2. Appointment and compensation of interim staff

For more information, please contact the Office of the City Manager at (423)744-2700 Ext. 9

/s/
William Bo Perkinson, Mayor

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NEW BUSINESS

APPROVAL OF AGREEMENT WITH THE CITY MANAGER

City Attorney Chris Trew presented the proposal from City Manager C. Seth Sumner and his attorney and alternative language that Attorney Trew proposed. City Attorney Trew handed out the proposals from both the City Manager's attorney and Attorney Trew's suggested changes. Attorney Trew recommended changes be made regarding lump sum payment, vacation leave payment, vehicle gas allowance, non-disparagement agreement, coverage of insurance policy regarding litigation and reimbursement for returning to work under the scope of city business. The City Manager Sumner agreed to the changes made to the proposal with the exception of requesting the compensation be a lump sum payment.

Council Member Witt-McMahan moved, Vice Mayor Lockmiller seconded, to accept the terms of the document from the City Manager's attorney with the changes provided by City Attorney Trew for paragraphs 2 & 3 and pay a lump sum on November 15, 2022 if City Manager Sumner will submit his resignation effective on the evening of November 14, 2022. During the discussion of the proposal, Council Member Pelley addressed questions to several sections of the proposed agreement. **Council Member Curtis moved, Council Member Witt-McMahan seconded, to call the question.** Roll call vote:

AYES: Curtis, Witt-McMahan, Lockmiller, Perkinson
NAYS: Pelley

City Attorney Trew restated the original motion. Roll call vote:

AYES: Curtis, Witt-McMahan, Lockmiller, Perkinson
NAYS: Pelley

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APPOINTMENT AND COMPENSATION OF INTERIM STAFF

Council Member Curtis moved, Council Member Witt-McMahan seconded, to approve Mike Keith as the interim City Manager at the rate of pay as the current City Manager. Council Member Pelley moved to table to motion, and the motion failed for the lack of a second. Roll call vote:

AYES: Curtis, Pelley, Witt-McMahan, Lockmiller, Perkinson
NAYS: None

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ADJOURNMENT

There being no further business to come before the meeting and upon motion duly made and seconded, the meeting adjourned at 5:45 p.m.


MICHAEL L. KEITH, Interim City Manager


STEVEN S. SHERLIN, Mayor