

METROPOLITAN LYNCHBURG MOORE COUNTY
UTILITY DEPARTMENT
BOARD MEETING
June 9, 2020

The Metro Utility Board meeting scheduled for June 9, 2020 at 6:00 P.M. was called to order by Gerald Burnett. Members present were: Sunny Rae Moorehead, Gerald Burnett, Will Shavers, Mayor Bonnie Lewis, Brooke Fanning and Russell Sells.

Motion was made by Sunny Rae Moorehead and seconded by Will Shavers to approve the minutes of the May 12, 2020 meeting. Motion carried 4-0.

Visitors: none

Engineers' Report – Russell Sells asked this item be deferred to the Manager's Report section. Action was granted with no opposition.

Employee Handbook – After a lengthy discussion the board agreed to ask for review and clarification from CTAS regarding some Tennessee State Laws. This item was tabled until the July meeting.

Manager's Report—Russell Sells informed the board of several action items progress.

1. GIS webinar with S&ME, Inc.
2. Working with Duck River Electric clearing the right away at the Town Tank to provide electricity for the tank.
3. Water Loss (Non-Revenue Water) reduction
4. MUD experienced a work related injury in May.
5. COVID-19 response
6. June 18th the crews will be going to Murfreesboro for training on point repairs, etc.
7. The flow testing and pressure testing on Old Fayetteville Hwy is completed.

COVID-19 Policy – Russell Sells presented a COVID-19 Response Plan Policy for review and approval. The following language was included to exempt the Utility Department from the Families First Coronavirus Response Act:

Pursuant to the Families First Coronavirus Response Act (“the Act”), Public Law 116-127, Division C, § 3105, and Division E, § 5102(a), Mar. 18, 2020, and regulations issued by the Secretary of Labor, the Utility Board of the Metropolitan Government of Lynchburg, Moore County, Tennessee (“the Board”), hereby elects to exclude all of its personnel as emergency responders from the paid sick leave and family and medical leave provisions of the Act and any amendments thereto.

Also pursuant to the Act, Public Law 116-127, Division C, § 3102, and Division E, § 5111, and regulations issued by the Secretary of Labor, the Board hereby determines that it should be exempt from the paid sick leave and family and medical leave provisions of the Act and any amendments thereto because they would jeopardize the Board's viability as a going concern. The absence of employees requesting leave under the Act would entail a substantial risk to the financial health or operational capabilities of the Board because of the employees' specialized skills, knowledge of the Board, or

responsibilities. In addition, there are not sufficient workers who are able, willing, and qualified, and who will be available at the time and place needed, to perform the labor or services provided by the Board employees who may request paid sick leave or family and medical leave under the Act, and such labor or services are needed for the Board to operate at a minimal capacity.

A motion was made by Sunny Rae Moorehead and seconded by Will Shavers to accept the policy with the language to exempt the Utility Department from the Families First Coronavirus Response Act. Motion passed 4-0.

Write-Offs: Brooke Fanning presented the June 2020 Write-offs to the board for approval. A motion was made by Sunny Rae Moorehead and seconded by Will Shavers to approve the write-offs in the amount of \$2,208.19. Motion passed 4-0.

Adjourn: A motion was made by Sunny Rae Moorehead and seconded by Will Shavers to adjourn at 7:15 pm. Motion passed 4-0.

Gerald Burnett, Acting Chairperson