



Town of Arlington

5854 Airline Road, Arlington, TN 38002

Board of Mayor and Aldermen
Special Called Meeting
Wednesday, November 20, 2013

MEETING MINUTES

I. CALL TO ORDER AND ROLL CALL

Present

Mike Wissman, Mayor
Harry McKee, Vice Mayor
Glen Bascom, Alderman
Brian Thompson, Alderman
Oscar Brooks, Alderman
Jeff McKee, Alderman

Others Present

Gerald D. Lawson, Town Attorney
Catherine Durant, Recorder/Treasurer

Excused Absence

Gerald McGee, Alderman

II. OPENING PRAYER

Newly elected School Board Member Kevin Yates led in the opening prayer.

III. PLEDGE TO THE FLAG

Newly elected School Board Member Dale Viox led in the Pledge to the Flag.

IV. NEW BUSINESS

- A. **Resolution 2013-48 to authorize Mike Wissman, in his capacity as Mayor of the Town of Arlington, Tennessee, to enter into an Agreement of Compromise and Settlement with, the Board of Commissioners of Shelby County, Shelby County Board of Education, the Town of Arlington, and the Arlington Board of Education, pertaining to Municipal School District.**

Mayor Wissman noted that this journey with Municipal Schools started prior to his election as Mayor and has been going back and forth for over two (2) years. He noted that citizens, parents and staff all worked very hard towards this effort. He thanked the Elected Officials for their hard work and patience and noted that it is very good to work with all of them. He went on to say that the last few

weeks have been very busy and hectic, especially for the Town Attorneys, Gerald Lawson and Charles Perkins and expressed his sincere gratitude. He went on to caution that there is still a ways to go to the finality. The Shelby County School Board approved the agreement before, last night with a 7-0 vote; it is expected to go before the County Commission on Friday and the Arlington School Board on December 2nd. Gerald Lawson, Town Attorney, noted the parties to the agreement as the Board of Commissioners of Shelby County, Tennessee, the Shelby County Board of Education, the Town of Arlington, Tennessee and the Arlington Board of Education. The agreement includes Arlington High School, Arlington Middle School, Arlington Elementary School and Donelson Elementary by deed, summary given as follows:

- 1) The Arlington School Board will pay \$333,333 for 12 years for a total \$4 million dollars to SCS.
- 2) SCS will deed all four Arlington Schools to the Arlington School Board on June 2, 2014.
- 3) SCS will issue a bill of sale transferring all furniture, fixtures, supplies, books and equipment in the buildings as of the date of the agreement by June 2, 2014.
- 4) Arlington Board will retain the student activity funds held by each school currently.
- 5) In the event the Arlington Board fails to pay then the schools revert back to SCS.
- 6) In the event Arlington fails to continue operating a Local Education Agency (LEA) within the next 25 years then the four Arlington schools being deeded will revert back to SCS.
- 7) The County Commission will dismiss Arlington with prejudice from the federal lawsuit (the City of Memphis and Memphis City Council will still have a lawsuit but we expect that they will dismiss it if the County Commission does, if they don't we still don't believe they have standing in court to continue the case).

Main Motion: Alderman Brooks made a motion to approve Resolution 2013-48. Alderman J. McKee seconded the motion.

Mayor Wissman called for discussion. Alderman J. McKee asked about the date of the agreement versus the date of transfer via the Bill of Sale for Furniture, Fixtures and Equipment (FFE). Mr. Lawson explained that the date of the agreement would be December 2, 2013. However, the transfer would not take place until June 1, 2014. Aldermen Thompson asked if a list of the FFE had been done so the School Board could be assured that they were getting everything they were supposed to. Mr. Lawson explained that the list was being made for each school and would be available soon. Mayor Wissman added that each school had just finished a comprehensive audit. Vice

Mayor McKee noted that he hoped that Shelby County Schools would put forth a good faith effort to maintain the schools during this time. He went on to say that four million dollars is a lot of money and has hit everyone very hard. Mr. Lawson explained that the annual payment would be less than 1% of the School Board budget. Alderman Thompson noted that the amount would be offset by the amount the Town contributes to the School system per State Law via the fifteen cent (\$.15) equivalent on the property tax rate. Mayor Wissman stated that both Boards would have to be very fiscally conservative. He concluded by saying that this is a historical moment as we are about to create a new municipal school district and that has not been done in the State of Tennessee for many years. This will greatly affect our Children, our Community and our Town. He noted that Shelby County School Board has set the path that they are willing to cooperate so as we move forward perhaps we can work together on other issues pertaining to schools as well.

Vote on Main Motion: The motion carried unanimously.

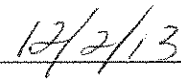
V. ADJOURNMENT

Motion: Vice Mayor H. McKee made a motion to adjourn. Alderman Brooks seconded. The motion carried unanimously.

Meeting adjourned.



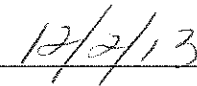
Mike Wissman, Mayor



Date



Catherine D. Durant, Recorder



Date