

Good evening, Mayor, and Board of Alderman. This meeting is to inform you of the possible liabilities we are been face with.

TOWN BEING SABOTAGE.

On Monday Feb 20, I called Interim Director and asked if he knew that the water was coming up out of the Highway down by the blue house across from Gus's. He stated "no, but I am going to drive by there now". When Public works got there, they discovered there was a blockage, and of course they fixed it.

On Friday March 10th there was another blockage at the pumping station on Gainesville Lane at the corner of Richland Hill subdivision.

At both areas the interim Director and the employees found items such as sheets, mop head and handles. In my opinion our sewage is being sabotaged because these items can't be flush down a toilet without stopping it up. This leaves me to believe that someone is putting these things in one or more of the Town's manholes intentionally. Which can cause major damage to our sewage system.

VIOLATION OF STATE AND THE TOWN'S MANDATES:

January 21, 2023, there was a scheduled training for the Planning Commission members, which I was present. After the training ended everyone including the board member were preparing to leave when the mayor motioned for the planning members to sit back down not to leave, and he was waiting on me to leave. Then he held a private meeting with the Planning Commission, which in my opinion is a violation of the Sunshine Law and the Robert's Rules of Order. There was no notice publicizing this meeting nor any prior announcement. All meeting of Official government bodies have to give public notice of such meetings approximately 3 to 5 days in advance.

On February 27, 2023, a Special call meeting was called by the Mayor. Once we knew what the agenda was. He was informed via email by Ms. Lauretha and

myself that the meeting was a violation of Robert's Rules of Order. He insisted on having the meeting anyway.

At that meeting we discuss what was previously discuss in the prior Board meeting on February 20, 2023.

During the meeting It was stated that the Officials and the Town has been put in a position of liability by having Mr. Mabry at Public works and on the jobsite operating the Towns equipment. He is just a constituent not an employee of the Town of Mason, and the board was not made aware of this. It's was stated that the we can be held liable if he is injured and that he should not be on the premise nor operating the Town's equipment.

It was motion and second by the Board of Alderman that Mr. Marby was not to be on the premises of Public work nor the job site of the Public Work employees. The only time he can be present is if the interim Director call him for assistance. Also Mr. Marby was present at the meeting as well.

Mr. Marby was on the premises of Public Work the very next day, and the day after as well. Additionally on Monday March 13th Mr. Marby was at the pumping with the Mayor.

It was also stated that we must follow the rules and regulations that are in place. The Mayor responded by saying "We need to diminish the rules and regulations".

We have Policy and Procedures in place that the mayor has blatantly disregarded. He can not do what he desires to do just because he is Mayor. For instance, with regard to the gas & water bills, there is a due date and after the due date there is a grace period before theirs names are added to the cut off list. Once your name is on the cut off list there is a \$50.00 fee added to all constituent's for reconnect fee. According to some constituent's complaints Mayor is waving some constituents' late/reconnection fees and not others. This is a violation of our Ordinance.

The mayor has violated the charter.

1. Misusing his authority.
2. Misleading the Officials of the Town by giving false information.
3. Refusing to follow rules and regulation.
4. Interfering with the collection of revenue for the Town.

5. Dismissing employees improperly
6. Employing individual by force (Mr. Marby).
7. Targeting certain employees.
8. Violated Robert's Rules Order.
9. Violated Sunshine law.
10. Violated the Charter. (Section 13, #2b) See that the ordinances & provisions of the charter are observed).

Such actions do not make us as members of the Board feel that the mayor is, not to be trusted with the duties and obligations of the office to which he has been elected. It makes it hard to work with him.

I want to be very clear this not an attempt to have the mayor remove from his office, but it is to let him know that he is putting this Board and the Town at risk of another threat of takeover by the State. If the Comptroller's Office decides to come in with another attempt, this Board will be held liable for the violation he have caused. The state can shut us down and they will gain control of the charter and the city. I am asking him to stop and work with us.

Therefore, I move that the Board require that the Mayor shall cease and desist from these unlawful actions. Can I get a second?

I am also move that the Board take Mr. Neil's advice and revised the Charter. This need to happen ASAP while the Legislature is still in session.

Thank you.

Virginia Rivers, Alderman

REVISING THE CHARTER

SECTION 12

The Town government shall be organized into such departments and offices as shall be provided by ordinance. The Mayor may determine by executive action the functions and duties of all departments and offices. The Mayor may recommend to the Board of Alderman any establish, abolish, merge, or consolidate offices, positions of employment, and departments; may provide that the same person shall fill any number of offices and positions of employment; and may transfer or change the functions and duties of offices, positions of employment, and departments upon the approval of the Board of Alderman. The Mayor shall recommend to the Board of Alderman any termination of any department, and has to approved by the Board for final decision.

TO BE ADDED to Section 3

The Mayor or elected Official shall not take office if their delinquent in their property taxes. If their taxes become delinquent for a period of 90 days while holding office, they shall not participate in any meeting of the Board of Alderman.