

TITLE 2**BOARDS AND COMMISSIONS, ETC.****CHAPTER**

1. PLANNING COMMISSION.
2. WATER AND SEWER COMMISSION

CHAPTER 1**PLANNING COMMISSION****SECTION**

- 2-101. Short title.
- 2-102. Creation and membership.
- 2-103. Organization, powers, and duties.
- 2-104. Conflict with other regulations.

2-101. Short title. This chapter shall be known as the "Mosheim Municipal Planning Commission Chapter." (Ord. #6, Sept. 1974)

2-102. Creation and membership. Pursuant to the provisions of *Tennessee Code Annotated*, § 13-14-01 there is hereby created a municipal planning commission, hereinafter referred to as the planning commission. The planning commission shall consist of seven (7) members, two (2) of these shall be the mayor and another member of the board of mayor and aldermen; the other five (5) members shall be appointed by the mayor. All members of the planning commission shall serve as such without compensation. Except for the initial appointments, the terms of the five (5) members appointed by the mayor shall be for three (3) years each. The five (5) members first appointed shall be appointed for terms of one (1), two (2), and three (3) years respectively so that the term of either one (1) or two (2) members expires each year. The terms of those first five (5) appointed shall be deemed to have commenced as of June 1, 2005. The terms of the mayor and the member selected by the board of mayor and aldermen shall run concurrently with their terms of office. Any vacancy in an appointive membership shall be filled for the unexpired term by the mayor. (Ord. #187, July 2005)

2-103. Organization, powers, and duties. The planning commission shall be organized and shall carry out its powers, functions, and duties in accordance with *Tennessee Code Annotated*, title 13. (Ord. #6, Sept. 1974)

2-104. Conflict with other regulations. In the case of conflict between this chapter, or any part thereof, and the whole or part of any existing

or future ordinance of the Town of Mosheim, the most restrictive in all cases shall apply. (Ord. #6, Sept. 1974)

CHAPTER 2

WATER AND SEWER COMMISSION

SECTION

- 2-201. Short title.
- 2-202. Creation and membership.
- 2-203. Meetings and compensation.
- 2-204. Powers and duties of commission.
- 2-205. Records and reports.
- 2-206. Determination of rates.

2-201. Short title. This chapter shall be known as the "Mosheim Water and Sewer Chapter." (Ord. #7, Sept. 1974)

2-202. Creation and membership. There is hereby created a water and sewer commission for the Town of Mosheim. The water and sewer commission shall consist of the members of the board of mayor and aldermen. (Ord. #7, Sept. 1974, modified)

2-203. Meetings and compensation. Within ten (10) days after appointment and qualification of members, the board shall hold a meeting to elect a chairman, and designate a secretary and treasurer or a secretary-treasurer who need not be a member or members of the board. Regular meetings of the board shall be held at least once per month, and more often at the discretion of the chairman. The board of mayor and aldermen of the Town of Mosheim shall fix the amount of compensation of the secretary and the treasurer, and shall fix the amount of the surety bond which shall be required of the treasurer. The members of the commission shall receive such compensation for their services, either as salary or payment for meetings attended, as the board of mayor and aldermen may determine, currently board: one hundred dollars (\$100.00) per month; and mayor: three hundred dollars (\$300.00) per month. Such salaries or payments and also salaries of secretary and treasurer shall be paid out of the proportion of the revenues set aside for operation and maintenance. (Ord. #7, Sept. 1974, modified)

2-204. Powers and duties of commission. The water and sewer commission, constituted and appointed as provided herein and herein referred to as the commission, shall have the power to take all steps and proceedings and to make and enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers under this chapter subject only to limitations on matters requiring approval by the governing body of Mosheim. From and after its first meeting, the commission shall act in an advisory capacity to the governing body of Mosheim in all matters pertaining to

the financing of the enterprise and the acquisition of any or all parts of the proposed works or extensions thereto by purchase, condemnation of construction, and it shall be its duty to collect and furnish all necessary data and information, and to recommend such appropriate action by the governing body as may appear to the commission to be necessary from time to time. Subject to and after approval by the governing body of Mosheim, the commission shall have power and it shall be its duty to proceed with all matters pertaining to construction, extensions, improvements, and repairs necessary to proper completion of the works. After completion and acceptance of the works by the commission, and approval of such acceptance by the governing body of Mosheim, the commission shall have the power and it shall be its duty to proceed with all matters and perform everything necessary to the proper operation of the works and collection of charges and services rendered, subject only to the limitation of funds available for operation and maintenance. To this end the commission may employ such employees as in its judgment may be necessary and may fix their compensation, all of whom shall do such work as the commission shall direct. The commission shall have the power to employ engineers and attorneys whenever in its judgment such services are necessary. (Ord. #7, Sept. 1974)

2-205. Records and reports. The commission shall keep a complete and accurate record of all meetings and actions taken, receipts and disbursements, and shall make reports of same to the governing body of Mosheim at stated intervals, not to exceed one (1) year. Said reports shall be in writing and in open meetings of the governing body of the town, and a copy filed with the town clerk. (Ord. #7, Sept. 1974)

2-206. Determination of rates. The board of mayor and aldermen of Mosheim shall have the power, and it shall be its duty by ordinance to establish and maintain just and equitable rates and charges for the use and service rendered by the water and sewer department, to be paid by the beneficiary of the service. Such rates and charges shall be adjusted so as to provide funds sufficient to pay all reasonable expenses of operation, repair and maintenance, provide for a sinking fund for payment of principal and interest bonds when due, and maintain an adequate depreciation account, and they may be re-adjusted as necessary from time to time by amendment to the chapter establishing the rates then in force. A copy of the schedule of such rates and charges so established shall be kept on file in the office of the commission having charge of the operation of such works, and also in the office of the town clerk, and shall be open to inspection by all parties interested. (Ord. #7, Sept. 1974)