

**Board of Mayor and Aldermen Meeting
March 6, 2017
Dyersburg Municipal Court Room**

- (1) **Call to Order:** The Board of Mayor and Aldermen met in regular session on Monday, March 6, 2017 in the Dyersburg Municipal Court Room at 7:00 p.m. Mayor John Holden presided over the meeting. The meeting opened with prayer by Alderman Robert Taylor, Jr. Mayor Holden noted all Aldermen were present.
- (2) **Approval of Minutes:** Mayor Called for a motion to approve the minutes from the February 21, 2017 meeting. The minutes were approved on a motion by Alderwoman Carolyn Norman, followed by a second from Alderman Robert Taylor, Jr. Alderman Chaney inquired about corrections noted in his Alderman Comment section of the February 6, 2017 meeting. He was provided a copy of the corrected minutes and approved the correction.
- (3) **Unfinished Business:** None presented.
- (4) **New Business:** None presented.

a. Public Hearing – March 6, 2017 – Ordinance BB670 – A revision to the Property Maintenance Code Ordinance. Curbside Sanitation Pickup policy update including changes to specific fees.

Mayor Holden noticed this was a public hearing and called for any questions or comments regarding the ordinance. No comments were presented from the public, however, several questions were presented by various Aldermen. Mayor Holden asked Thomas Mullins, Codes Department, to come forward to address the Board's questions.

Mr. Mullins stated the following specific points in response to questions:

1. The current policy adopted by the Board in 2013 will be removed and replaced with the new ordinance language,
2. If the City has to enter the property and remove the debris that does not meet the proper curbside criteria for removal, then there will be a minimum \$350.00 charge,
3. The property will be posted for a 48-hour removal deadline,
4. Failure to comply with the citation will result in the City's returning to the property for removal by the City,
5. The debris must be on the curb, otherwise it will be treated as sanitation debris,
6. Collection charges for City removal may be achieved by the City placing a lien on the property to recover any charges,

When asked about methods to identify and determine the proper response by the City for removal of debris, Mr. Mullins described the procedures for the Sanitation Department to address this issue. When notified by sanitation field staff as to questionable debris removal the Sanitation supervisors will come to the site to determine whether the removal meets or violates the ordinance policy. The Sanitation Department will contact the Codes office for their assistance if a violation is determined.

With no further discussion or public comment, Mayor Holden called for a motion to approve the ordinance as presented before the Board was made by Alderman Bob Kirk, with a second by Alderman Mike Morgan. The motion passed by full approval.

b. Public Hearing – March 6, 2017 – Ordinance BB671 – A revision to the Refuse and Trash Disposal Ordinance including specific fees.

Mayor Holden noticed this was a public hearing and called for any questions or comments regarding the ordinance. None was presented. A motion to approve the ordinance as presented before the Board was made by Alderman Kevin Chaney, with a second by Alderman Terry Glover. The motion passed by full approval.

c. Public Hearing – March 6, 2017 - Ordinance BB672 – An ordinance of the City of Dyersburg regulating the permitting and operations of Transient Vendors, to include specific fees.

Mayor Holden noticed this was a public hearing and called for any questions or comments regarding the ordinance. None was presented from the public. Alderman Kevin Chaney stated he felt the Board may need to table action on the ordinance due to his review of a list city business licenses. He offered the following:

“I think before we get too much further down the road on this, I think we might ought to wait until I get through with this. It’s going to take a while, there’s a lot of them to go through, and see if this is the route we really want to go or, maybe, change some of the ways we do business licenses. Maybe, if there’s a possibility to merge with the county, where it’s one-stop shopping. My motion would be to table this.” Alderman Robert Taylor, Jr. seconded the motion.

A significantly lengthy discussion was held by the Board that included:

- the City’s current business license holders, and
- Public Records Law that was passed by the State of Tennessee in 2009 and initially adopted by the board on November 16, 2009 as far as access to public records.

At the end of discussion, the Board voted to approve tabling voting on the ordinance with an 8-1 vote, with Mayor Holden voting in opposition.

d. Bids – Greg Williams.

1. Department: Airport

Item: Acquisition of Property – 2 Tracts (3 houses) adjacent to airport entrance

Purpose: This property went on the market to settle the estate of the late Kerry Spindler. This property offers the following benefits:

- 1) Provides a buffer between airport property and adjacent property
- 2) Provides visibility of airport from Highway 51 (upon demolition)
- 3) Provides property for potential entrance road realignment
- 4) Allows for any future development of aeronautic use facilities.

Budgeted: No – 95% covered by federal & state grant

Purchase Price: \$180,000 – As determined by (2) state required appraisals

Recommendation: Mr. Williams recommended purchase property for \$180,000.

A motion to approve the recommendation as presented before the Board was made by Alderman Bob Kirk, with a second by Alderman Dennis Moody. The motion passed by full approval.

e. Finance Committee Meeting minutes – Wednesday, March 1, 2017 – Chairman Kevin Chaney

Finance Committee Meeting

City of Dyersburg

Wednesday, March 1, 2017

The Finance Committee met at 10 a.m. at City Hall in the second-floor conference room.

Committee Members Present: Mayor John Holden, Aldermen Terry Glover, Bob Kirk. And Chairman Kevin Chaney.

Other attendees: Alderman Mike Morgan, Steve Anderson, Treasurer, Scott Ball, Storm Water and Construction Inspector, Greg Williams, Purchasing Agent, Thomas Mullins, Codes Department, and Brandon Hutchinson, State Gazette.

The meeting was opened with prayer by Alderman Terry Glover.

Chairman Kevin Chaney opened the floor for quarterly review of the various items in the city budget.

Areas reviewed included:

- various department budget spending standpoints,
- business and real property tax collections,
- public safety administration, city court collections,
- potential property liens on property maintenance violations,
- status of the McDowell Center and Airport Improvements,
- Grants status, budgeting city attorney fees, and Sanitation Study update.

No specific action was taken by the committee.

With no other business before the Committee, the meeting adjourned at 10:50 a.m.

Report from Alderman and Alderwomen:

Aldermen Bob Kirk: Congratulated the Dyersburg High School Dance Team for their recent successful performance at the Orlando Florida competitions. Also, inquired about the status and procedures of Aldermen acquiring direct information from City employees as the Board moves into the budget meetings for the upcoming year budget. He specifically asked the Mayor if he could contact the Mayor or Steve Anderson for specific information related to departments spending and expenditures. Mayor Holden explained we would provide information just as we have always done in the past, providing information when requested while the Board is in session. However, the Mayor further stated that the State passed the law in 2009 and the Board adopted the law in February 2009. Mayor Holden said the City would continue to follow the intent of the open records law, and noticed the Board of changes that would be required for the City to participate in the new Tennessee Public Records Act law as of July 1, 2017. The Mayor provided numerous examples of where various entities have been required to complete City open records request to have access to records. Alderman Kirk stated he felt as elected officials they should be entitled to access information in order to do discharge their duties more effectively and efficiently. Mayor Holden noted that at every meeting they have gotten the information they have requested. Alderman Kirk acknowledged that was correct.

Alderman Bill Escue: Reminded all citizens of the need to stay alert to any predicted inclement weather conditions.

Alderman Terry Glover: Stated that he had reviewed the Recreation Department Spring schedule and noted the number of Events scheduled for the Spring season.

Alderman Kevin Chaney: Thanked the City work crews and Dyersburg Electric System for their work in cleaning and repairing damaged power equipment in the City after the recent bad storm.

Alderman Mike Morgan: No report.

Alderman Dennis Moody: No report.

Alderwoman Carolyn Norman: Discussed the attorney bill and noted it is always more than we have budgeted. Alderwoman Norman noted that the Board has the attorney present twice to discuss the same item, and she felt that that was not the way we should be spending money on legal fees.

Alderman Robert Taylor, Jr: No report.

Communications from the Mayor:

- Recognized the staff that operated the safe rooms, and the Police, Fire, traffic safety staff, and other crews who worked to help maintain public safety during the storms of last week. He further praised the clean up the of the crews who cleaned up after the storm. Also, the Gas and Water and Sewer Departments for their assistance.
- Noted the wind damage assessment surveyed by Thomas Mullins and Kevin Joslin of the Codes Enforcement Office who estimated damage at approximately \$700,000.00.
- Noted Greg Williams, Purchasing Agent, had sent out a damage assessment request to all Departments and stated the insurance adjuster would be in Dyersburg Wednesday, March 8, 2017 to review the damages to the City properties.
- Recognized three members of the Dyers County Leadership group in audience attendance at the Board meeting.

With no further business, the meeting adjourned at 7:25 p.m.

John Holden, Mayor

Robert C. Jones, City Recorder