

**City of Dyersburg**  
**Board of Mayor and Aldermen**  
**Wednesday, June 29, 2022**

1. **Call to Order:** The Board of Mayor and Aldermen convened for their regularly scheduled meeting on Wednesday, June 29, 2022, at 11:00 a.m. in the Board room at City Hall. Mayor John Holden called the meeting to order. All members were present except for Alderwoman Mary Claire Hopper and Alderman Willie Cole. The meeting opened with a prayer by Alderman Dennis Moody.
2. **Staff and Others Present:** Sue Teague, HR Director; Mike McCulloch, Water/Sewer Superintendent; Gloria Spence, EOC; Brett Sipes, Fire Chief; Greg Williams, City Purchaser; Andy Baker, Parks & Recreation; Thomas Langford, Police Captain; Christine Coronado, City Attorney; Brandon Hutcheson, State Gazette
3. **Approval of Minutes:** Mayor John Holden called for a motion to approve the minutes from the June 21, 2022, meeting. Alderman James Baltimore made a motion to approve the minutes and Alderman Dennis Moody seconded the motion. All were in favor.
4. **Unfinished Business:** None
5. **New Business:**

**A. Public Hearing – Ordinance BB707 – Mobile Food Vendors**

A public hearing pertaining to mobile food vendors was also heard. Board members reviewed proposed Ordinance BB707, which would amend City of Dyersburg's Municipal Code, Title 9, Chapter 7 by repealing the ordinance regarding transient/mobile vendors (Ordinance BB672) and replacing it with new language.

The proposed ordinance would still require any mobile food vendor operating within the City of Dyersburg to obtain a mobile food vendor permit from the City at a cost of \$50, which would be valid from January 1 until December 31 of the same calendar year regardless of the issuance date. Permit fees would be non-refundable and would be issued in City Hall in person during normal business hours only. Permits for operating after business hours, on weekends or holidays must be obtained in advance during normal business hours.

The permit application form would be provided by the City and available during normal business hours or downloaded and printed from the City's website. The completed application and fee must be presented at City Hall during normal business hours and include information pertaining to the vendor.

The ordinance listed the mobile food vendor must be licensed to conduct business in the State of Tennessee, be in compliance with all regulations by the Tennessee Department of

Health, and show proof of passing a current health inspection, where applicable. The mobile food vendor must also be in compliance with all current safety regulations promulgated by the National Fire Protection Association and the U.S. Department of Transportation, all cooking appliances and compressed fuel sources shall have a current safety inspection tag and/or record of inspection and required to maintain a fire suppression system and/or portable fire extinguishers with current safety inspection tags.

Pertaining to the operation of a mobile food vendor, the ordinance read the vendors may operate on any public street, alley, parking lot, sidewalk, or other right-of-way property owned or controlled by the City of Dyersburg only under the terms and conditions set forth in a special event permit issued by the City of Dyersburg (special event permit is defined as a permit issued by the City of Dyersburg to an individual or entity that is sponsoring an event; special event is defined as any public gathering, such as a parade, festival, concert, or other similar gathering to be conducted on a public or private property within the City of Dyersburg).

The mobile food vendor may operate on any privately owned property zoned for commercial, industrial, or H-M use within the City of Dyersburg with written or verbal permission of the property owner or authorized agent, may operate on any private commercial, industrial, H-M, or residential property for a private catered event, and operate within a park, recreation area or other property owned by the City under the terms set forth in a special event permit issued by the City.

Mobile food vendors shall not be located within the same property for more than 72 consecutive hours except when operating within the allowances of a special event permit issued by the City, when operating at the Dyer County Fair presented by the Dyer County Fair Association within the Dyer County Fairgrounds, or at any other festival or event sponsored by the City of Dyersburg, Downtown Association, or Chamber of Commerce.

Mobile food vendors are not to interfere or impede any pedestrian or vehicular ingress or egress to a public street, alley, parking lot, sidewalk, or other right-of-way or property owned by the City or any private residence, building or other structure open to the public.

The mobile food vendor permittee is responsible for providing receptacles for the proper and safe disposal of waste produced by the vendor and customers. The vendors would be responsible for collecting and disposing the waste. Vendors, or anyone on their behalf, shall not shout, cry out, blow a horn, ring a bell, or use any sound amplifying devices for the purpose of attracting attention to any goods which the permittee proposes to sell. Beer and alcohol sales are prohibited.

There were no public comments during the public hearing. The board voted to approve the ordinance, behind a motion from Alderwoman Vanedda Webb and second from Alderman Ricky Hammond. Those present voted in favor except for Gilbert, who abstained.

**B. Public Hearing – Ordinance BB708 – Refuse and Trash Disposal Ordinance**

A second public hearing was held in reference to Ordinance BB708, an ordinance to amend Title 17 of the City Code regarding refuse and trash disposal.

The change in ordinance stems from the full board's vote on Nov. 15, 2021, to approve a proposal from River City Hydraulics and move to automated curbside household garbage pickup.

The Sanitation Committee discussed the potential proposal from River City on July 29, 2021, October 22, 2021, and November 1, 2021.

During the Nov. 1 committee meeting with River City representatives, Sanitation Director Greg Wilson presented the following bullet points – if the City decided to move forward with River City:

- This will only be a positive impact on the cleanliness of the City.
- Direct labor savings annually of approximately \$350,000
- First-year savings will mostly fund the purchase of the cans to be provided.
- After the first year, the savings will help fund the next cell construction at the landfill.
- This will also have a direct impact on safety and Workers Comp claims (ex.: cuts, punctures, back injuries, and slip and fall injuries).
- There will be no excuse for not having or using a can.
- Trash will still need to be bagged and tied to prevent blowing litter into the street.
- Provisions will be made for those with disabilities or physical hardships. There will be an application process.
- The City will provide the service via 2 side-loader trucks and a satellite rear loader, the latter which will serve as a backup to the side loaders.
- This should reduce the number of code violations.

The following was also discussed during the committee meetings:

— The current fee of \$22 would stay the same, however, if there is a need for an additional trash container there would be an additional charge.

— Sanitation employees who do not retain their job within the department would have opportunities to move into other City departments.

— There would be an application process for those who are disabled or have a hardship to have their trash cans taken from outside of the home to the curb and back by City employees.

— The City of Dyersburg and the Sanitation Department would still have full control of operations. River City would only lease the trucks and provide maintenance, except for brakes and tires, which would be the City's responsibility.

— The Sanitation Fund is an enterprise fund and is separate from any of the other funds and budgets within the City. Any costs and potential savings would have to come from and go into the Sanitation Fund only.

On Wednesday, Wilson said the cans will begin to be delivered on July 11 and would take roughly 5 days to distribute.

"I would say by [July] 25th we'll be headed out with our side-arm trucks and picking up trash at the curb," Wilson stated. "Once you get a can, you will be expected to bring it to the curb on your pickup day. When we deliver the cans, there will be a door hanger on the can with your pickup day. We ask the cans to be out by 6 a.m. and moved back by 7 p.m. There will be a serial number on the can, and that serial number will be assigned to a certain residence."

Mayor Holden noted the City is purchasing the first 96-gallon trash can for residents, which totaled just under \$400,000 for the price of all cans.

"If there is a need for a second 96-gallon can, a customer can request one at \$75 for that," said Holden. "If there is an additional pickup with two cans then that would be \$5 more a month [for trash disposal of the second can]."

The trash bins will be black with a yellow City of Dyersburg seal on each side.

"We understand this is a substantial change for our community, but we are probably the last town in West Tennessee that's provided backdoor pickup," the mayor added.

Holden also added the hardship application for those needing assistance in bringing their trash bins to and from the curbside will soon be available.

"We will publicize that and get that information out. Those applications will be online on our City website, on our Facebook page, and here at City Hall. It is a substantial change. They are going through the routes right now, so your day may or may not be the same, but that process is ongoing and should be completed soon."

Wilson also asked when placing the can out for a resident's pickup day, please do not set the can in the street and place it on the sidewalk or yard 3-4 ft. away from another object.

There were no public comments during the public hearing. A motion to approve the ordinance was made by Alderman Baltimore and seconded by Alderwoman Gilbert. All were in favor. The motion passed.

**C. Amend 2021/2022 Budget – Steve Anderson**

Treasurer Steve Anderson handed out 2021/2022 Budgets to be amended. They included the General Fund, TIP Fund, School Debt Service Fund, Water and Sewer Fund, Gas Fund, Solid Waste Fund, Internal Service Fund and the Cemetery Trust Fund.

After discussion Vanedda Webb motioned to approve the amended funds with a second from Dennis Moody. All were in favor.

**D. Attorney Invoice – May 2022**

The Board approved the May 2022 Attorney's Invoice in the amount of \$3,906.25. Alderman Baltimore made the motion and Alderwoman Webb seconded the motion. All were in favor.

**E. Finance Committee Meeting Minutes – June 29, 2022 – Chairman Edward Burks**

Edward Burks read the minutes of the Finance Committee Meeting held June 29, 2022. Mayor Holden made a motion to approve the 2022/2023 city budget and Dennis Moody seconded. All committee members voted in favor of the 2022/2023 budget to be presented to the full board.

**F. Bids – Greg Williams**

None

**G. Public Hearing – Ordinance BB709 – An ordinance of the City of Dyersburg, Tennessee adopting the annual budget and tax rate for the fiscal year beginning July 1, 2022 and ending June 30, 2023. (Ordinance BB709 included in Budget book)**

After being approved by the Finance Committee, the full board took their turn to review the proposed budget under a public hearing (Ordinance BB709 – an ordinance of the City of Dyersburg, Tennessee adopting the annual budget and tax rate for the fiscal year beginning July 1, 2022 and ending June 30, 2023).

Included in the proposed budget was \$475,000 for paving. Mayor John Holden noted in the meeting the City has spent \$6.2 million in paving over the past 5 years.

Additionally, the budget reflected the new pay scale to be put in place by the City, if approved. Holden noted the City has a total of 91 job classifications, resulting in 91 various pay scales, and 320 full-time and part-time employees within the City's 25 departments. In addition to the updated pay scale, the top-out time would reduce from 18 years to 6 years. The overall average increase would be over 11 percent for City employees, which would cost the City in excess of \$750,000.

We can do this because Steve Anderson, City Treasurer has done a good job in reducing our debt, retirement plan is properly funded and solvent through 2066, and the sales tax continues to increase with over \$15 million being collected in the 2021/2022 budget year.

The pay increases would not occur automatically on July 1 due to the payroll system needing to be updated.

“We’re going to do this as quickly as we can,” Mayor Holden added.

Referring to City employees, the mayor added for the 16th consecutive year insurance rates would not increase.

There were no public comments during the public hearing. Burks motioned to approve the proposed budget as well as the tax rate of \$2.42, which remained unchanged from the current year, with a second from Alderman James Baltimore. All board members approved the motion unanimously.

#### **REPORT FROM ALDERMEN/ALDERWOMEN:**

##### **James Baltimore:**

Alderman Baltimore asked if there would be enough lifeguards to open the City pools.

“At this point we do not,” responded Parks and Recreation Department Supervisor Andy Baker. “Yesterday [Tuesday] at Okeena we needed 12, and we only had 9. At the activity center we were 1 or 2 short. I have done classes for certified lifeguard training because of the shortages we were having. We have close to twenty-eight lifeguards on the list, and even with that we will not have enough to open Okeena Pool on the Fourth. All pools are ready, but we do not have enough lifeguards. This is a national trend across the country. About one-third of pools are not opening because of a lifeguard shortage. Panama City, Orange Beach – all the places are having shortages and have ‘swim at your own risk’ signs.”

##### **Edward Burks:**

Alderman Burks thanked Anderson for his work on the budget.

**Willie Cole:** Not Present

**Meghan Gilbert:** No report

##### **Ricky Hammond:**

Alderman Hammond thanked all department heads and their employees for a job well done. Hammond also asked when games are expected to begin at the South Dyersburg Soccer Complex and the status of South Dyersburg Police Precinct.

“I think we can start playing this fall,” stated Ball. “Hosting tournaments, I’m not sure how the process goes, but we’ve got good grass, good fields, and that’s what they look for.”

Referring to the precinct, Ball added, “They are finishing sheetrock and painting. Hopefully, this fall we will wind up the NDR grant.”

**Mary Claire Hopper:** Not Present

**Dennis Moody:**

Alderman Moody also thanked Anderson and the Mayor for their work on the budget.

**Vanessa Webb:** No report

**COMMUNICATIONS FROM THE MAYOR:**

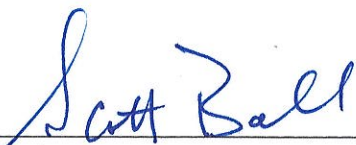
Mayor Holden also acknowledged HR Director Sue Teague, Steve Anderson, Scott Ball and Terrell Holland for their work revising a new pay schedule for city employees.

With no further business, the meeting was adjourned.



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Mayor John Holden



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Scott Ball, City Recorder