

**Board of Mayor and Aldermen Meeting
Monday, August 1, 2011, 7:00 P.M.
Municipal Building – Courtroom**

- (1) **Call to Order:** The Board of Mayor and Aldermen met in regular session on Monday, August 1, 2011 in the municipal courtroom at 7:00 p.m. Mayor John Holden presided. The meeting opened with the “Pledge of Allegiance to the Flag” followed by prayer by Mr. Kirk. Mayor Holden noted all Board members were present.
- (2) **Approval of Minutes:** Minutes of the July 18, 2011 meeting were approved on a motion by Mr. Williams, followed by a second from Ms. Horner. The motion passed approving the minutes.
- (3) **Unfinished Business:** None presented.
- (4) **New Business:**

a. Recognition of Coach Amy Beckley and the 2011 DHS Girls’ Track Team.

Mayor Holden read a proclamation by the Board of Mayor and Alderman recognizing the accomplishments of the 2011 Dyersburg High School Track Team on the occasion of their recent success at the TSSAA State Track Meet Competitions. Alderman Bart Williams presented the proclamations to team members and Coach Amy Beckley.

b. Public Hearing – Sewer Ordinance Amendment – Ordinance No. BB-617

Steve Anderson, City Treasurer, presented an Ordinance (No. BB-617) to the Board for their approval. This ordinance states the intent of Denial or Disconnection of Sewer Service. In addition to all other remedies available to the City in the Municipal Code, or the law generally, the City may deny or disconnect sewer service to any sewer customer who fails to pay all applicable sewer and other related charges within thirty (30) days of receipt of the City’s billing for same.

A motion to approve the recommendation as presented before the Board was made by Mr. Kirk, with a second by Mr. Chaney. As this meeting served as a noticed public hearing, Mayor Holden called for any public comment from anyone present who wished to speak.

The Mayor recognized Mr. Paul Forrester and, afterwards, Mr. Lynn Welch who each provided personal opinions regarding the sewer ordinance amendment. Mr. Forrester generally spoke to the potential consequences of the ordinance, and affects it may have upon people of lesser income means. Mr. Welch addressed issues involving potential consequences to property owners who rent and are

subject to renter bill payment failure, resulting in sewer disconnect. Thus, the property owner potentially becomes subject to reconnect fees.

Alderman Williams stated the opinion taken by Mr. Welch may require further consideration and review of the ordinance according to Mr. Welch's assertions.

With no further comment from the public, and the Board, Mayor Holden restated the motion had been made, with a second to approve the amendment. The motion passed by majority vote, with six Board members voting for the amendment, and Alderman Taylor voting against. Alderman Williams abstained.

c. Gas, Water, Sewer / Finance Committee Meeting – July 19, 2011 – Chairman Terry Glover & Chairman Kevin Chaney.

Mr. Glover presented the minutes of the July 19, 2011, Gas, Water, Sewer / Finance Committee Meeting.

d. Finance Committee Meeting – July 27, 2011 – Chairman Kevin Chaney

Mr. Chaney presented the minutes of the July 27, 2011, Finance Committee Meeting.

From this reading Ordinance BB618 was presented to the Board for adoption, as recommended by the Finance Committee in that the City of Dyersburg, Tennessee, adopting a budget for the fiscal year July 1, 2011 through June 30, 2012.

A motion to approve the ordinance as presented before the Board was made by Mr. Chaney, with a second by Bart Williams. The motion passed by full vote.

Additionally, the following Resolutions were presented by Mr. Steve Anderson for Board approval:

Resolution 08012011O – INITIAL RESOLUTION AUTHORIZING THE CITY OF DYERSBURG, TENNESSEE, TO BORROW FUNDS AND INCUR INDEBTEDNESS IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$6,500,000 BY OBTAINING A LOAN FROM THE PUBLIC BUILDING AUTHORITY OF THE CITY OF CLARKSVILLE, TENNESSEE, PURUSANT TO A LOAN AGREEMENT TO PROVIDE FUNDING FOR CERTAIN PUBLIC WORKS PROJECTS, AND TO FUND THE INCIDENTAL AND NECESSARY RELATED EXPENSES.

A motion to approve Resolution 08012011O as presented before the Board was made by Mr. Chaney, with a second by Mr. Taylor. The motion passed by full vote.

Resolution 08012011P – RESOLUTION AUTHORIZING A LOAN PURSUANT TO A LOAN AGREEMENT BETWEEN THE CITY OF DYERSBURG, TENNESSEE, AND THE PUBLIC BUILDING AUTHORITY OF THE CITY OF CLARKSVILLE, TENNESSEE, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$6,500,000; AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH LOAN AGREEMENT AND OTHER DOCUMENTS RELATING TO SAID LOAN; APPROVING THE ISSUANCE OF A BOND BY THE PUBLIC BUILDING AUTHORITY; PROVIDING FOR THE APPLICATION OF THE PROCEEDS OF SAID LOAN AND THE PAYMENT OF SUCH INDEBTEDNESS; AND, CONSENTING TO THE ASSIGNMENT OF THE CITY'S OBLIGATION UNDER SUCH LOAN AGREEMENT.

A motion to approve Resolution 08012011P as presented before the Board was made by Mr. Bart Williams, with a second by Ms. Wyatt. The motion passed by majority vote with Mr. Kirk abstaining.

e. Bids – Greg Williams, Purchasing Agent City of Dyersburg.

1. Department: Golf Course
Item: (2) Fairway Mowers
Purpose: Replace 2000 & 2001 model mowers
Budgeted: Yes
Notification – None – GSA Federal contract
Bids: Ladd's \$47,436.40 each
\$91,872.80 (includes trade-in allowance for (3) old mowers)

Mr. Greg Williams recommended the bid be awarded to Ladd's, Memphis, Tennessee for \$91,872.80.

A motion to approve the recommendation as presented before the Board was made by Mr. Kirk, with a second by Mr. Moody. The motion passed by full vote.

f. Airport Committee Meeting – July 29, 2011 – Chairman Dennis Moody

Chairman Moody presented the minutes of the July 29, 2011 Committee meeting to the full Board. From Mr. Moody's presentation of the Airport Committee minutes, the following motion was made by Mr. Moody, to authorize the Mayor's Office to communicate in writing to Dyersburg Air Service their failure to comply with airport contract provisions, ordinance violations, and to correct deficiencies as noted in the Airport Committee list of failures within a thirty day period from

the time of notification, and to proceed with terminating the contract if these deficiencies are not corrected.

The motion was seconded by Mr. Kirk. The motion passed by full vote.

Report from Alderman and Alderwomen:

Alderman Bob Kirk: Acknowledged the appointment of Mayor Holden to an At-Large position on the Tennessee Municipal League Board of Directors for 2012.

Alderman Bart Williams: Encouraged the citizens to use the Municipal Golf Course and to contact their respective alderman for concerns regarding street conditions.

Alderman Terry Glover: Thanked Steve Anderson for assisting him his first year in understanding the budget.

Alderman Kevin Chaney: No Report.

Alderwoman Jewell Horner: Thanked Mr. Steve Anderson and Mayor Holden for their hard work contributing to the preparation of the 2011-12 budgets.

Alderman Dennis Moody: Thanked those citizens who took their personal time to attend and participate in the Airport Committee meeting.

Alderwoman Joan Wyatt: Stated citizen concerns expressed to her regarding DES and TVA fuel charges on the electric bills. Mr. Moody explained the source of those charges and stated the charges were neither from the City of Dyersburg nor DES.

Alderman Robert Taylor, Jr.: No Report.

Communications from the Mayor:

Provided to the Board a list of 22 items including pictures of conditions of the Dyersburg Airport violations related to the deficiencies as noted in the Airport Committee report.

Thanked all staff who has participated in the preparation of the 2011-12 budget for the past 2 ½ months.

Stated the Alderman had received a list of 21 streets representing a paving list that the Alderman and staff will further evaluate. The City has a grant totaling approximately \$621,000.00 for this project.

Announced the following:

- Encouraged residents to be aware of neighbor's conditions during the current extreme summer heat and to call 311 if citizens are in distress.
- The City of Dyersburg, Fire Department, Fan Program. Fans are donated and supplied by the Dyer Baptist Association and local area churches, and residents may acquire one by calling 288-7614 during business hours Monday through Friday, and 311 after hours and weekends.

The meeting adjourned at 7:54 p.m.

John Holden, Mayor

Robert C. Jones, City Recorder