

**Board of Mayor and Aldermen Meeting
Monday, August 5, 2013
Municipal Building - Court Room**

- (1) **Call to Order:** The Board of Mayor and Aldermen met in regular session on Monday, August 5, 2013; in the Municipal Building Court Room at 7:00 p.m. Mayor John Holden presided. The meeting opened with prayer by Alderwoman Jewell Horner. Mayor Holden noted all Aldermen were present.
- (2) **Approval of Minutes:** Minutes of the July 15, 2013 meeting were approved on a motion by Alderman Kevin, followed by a second from Alderman Terry Glover. The motion passed approving the minutes.
- (3) **Unfinished Business:** City Recorder Bob Jones reported on the opening day of the US Army Reserves Medical fair “Operation Healthy Delta”.
- (4) **New Business:**

a. Attorney Invoice– July 1, 2013-July 31, 2013.

Mayor Holden presented an invoice from the City Attorney’s office to be approved for payment. The July 1, 2013-July 31, 2013 invoice totaled \$6,937.50. Alderman Bart Williams made a motion to approve the payment, with a second by Alderman Robert Taylor Jr. The motion passed by full Board approval.

b. Bids – Greg Williams, Purchasing Agent.

1. Department: Solid Waste Management
Item: Frontloader Refuse Truck
Purpose: Replace 1999 Frontloader truck
Budgeted: \$230,000
Notification – State Gazette – Direct to 5 vendors
Bids: Ingram Equipment No Response
Stringfellow Equipment No Response
Municipal Equipment No Response
TAG Truck Center No Bid
River City Hydraulics \$209,379.00

* All bids include trade-in allowance of 1999 Volvo w/ frontloader body

Recommendation: Mr. Williams recommended awarding the bid to River City Hydraulics, Sherwood, AR, at \$209,379.00. A motion to approve the recommendation as presented before the Board was made by Alderman Bob Kirk, with a second by Alderwoman Jewell Horner. The motion passed by full Board approval.

2. Department: Solid Waste Management
 Item: Knuckleboom Truck
 Purpose: Replace 2004 Knuckleboom Truck
 Budgeted: \$130,000
 Notification – State Gazette – Direct to 6 vendors
- | | |
|-------------------------|-----------------|
| Bids: Ingram Equipment | No response |
| Municipal Equipment | No response |
| River City Hydraulics | No response |
| Tri-State International | Bid A Rejected |
| | Bid B Rejected |
| Stringfellow Equipment | Bid A \$123,720 |
| | Bid B \$119,444 |
| | Bid C Rejected |
| TAG Truck Center | Bid A \$108,125 |
| | Bid B \$107,415 |

* All bids include trade-in allowance of 2004 Freightliner w/ knuckleboom body

Recommendation: Mr. Williams recommended awarding the bid to TAG Truck Center, Jackson, TN, at \$107,415.00. A motion to approve the recommendation as presented before the Board was made by Alderman Bart Williams, with a second by Alderman Kevin Chaney. The motion passed by full Board approval.

3. Department: Solid Waste Management
 Item: 14 yd³ Dirtpan
 Purpose: Moving cover dirt at landfill
 Budgeted: \$60,000
 Notification – State Gazette – Direct to 4 vendors
- | | |
|------------------------------------|-------------|
| Bids: Tri-County Framers Equipment | No Response |
| Stribling Equipment | No Bid |
| TN Tractor | \$56,995.00 |
| Don Medlin Co. | \$53,387.00 |

Recommendation: Mr. Williams recommended awarding the bid to Don Medlin Co., Caruthersville, MO, at \$53,387.00. A motion to approve the recommendation as presented before the Board was made by Alderwoman Jewell Horner, with a second by Alderman Terry Glover. The motion passed by full Board approval.

4. Department: Golf Course
 Item: Tractor
 Purpose: Replace old tractor for mowing
 Budgeted: Yes
 Notification – State Gazette – Direct to 5 vendors
- | | |
|------------------------------|-------------|
| Bids: CMI Equipment | No Response |
| Tri-County Farmers Equipment | No Response |
| Don Medlin Co. | No Response |
| TN Tractor | \$40,983.70 |
| First Choice Farm & Lawn | \$37,900.00 |

Recommendation: Mr. Williams recommended awarding the bid to First Choice Farm & Lawn, Dyersburg, at \$37,900.00. A motion to approve the recommendation as presented before the Board was made by Alderman Dennis Moody, with a second by Robert Taylor, Jr. The motion passed by full Board approval.

5. Department: Police
 Item: Annual Maintenance Agreement
 Purpose: Records Management Software
 Budgeted: \$17,200
 Notification – None – Sole Source of Supply

Recommendation: Mr. Williams recommended awarding the bid to ADSI, Southaven, MS, at \$17,060.00. A motion to approve the recommendation as presented before the Board was made by Alderman Bart Williams, with a second by Alderman Robert Taylor, Jr. The motion passed by full Board approval.

c. Public Hearing –AN ORDINANCE TO AMEND THE DYERBURG MUNICIPAL ZONING MAP TO REZONE PROPERTIES TO BOWEN LANE AND HORN BROOK STREET (GREGORY AND KAREN PASCHALL PROPERTY) FROM M-2 (MEDIUM INDUSTRIAL) TO B-1 (LIMITED TRADE SERVICES) - ORDINANCE BB628

Being this was noticed as a public hearing, Mayor Holden called for any persons to speak regarding this permit application. No public comment was presented. Mayor Holden entertained a motion for approval of the ordinance amendment as presented from recommendation from the Dyersburg Regional Planning Commission. Alderman Bob Kirk moved to approve the amendment, followed by a second from Alderman Dennis Moody. The motion passed by full Board vote.

d. RESOLUTION NO.08052013 – RESOLUTION PROVIDING THE DETAILS OF THE NOT EXCEEDING \$9,800,000 GENERAL OBLIGATION SCHOOL BONDS, SERIES 2013 (THE “BONDS”), OF CITY OF DYERSBURG, TENNESSEE, AUTHORIZING AND DIRECTING THE SALE THEREOF, AND PROVIDING FOR THE SECURITY AND THE LEVY OF TAXES FOR THE PAYMENT THEREOF.

Mayor Holden entertained a motion for approval of the resolution as presented. Alderman Kevin Chaney moved to approve the amendment, followed by a second from Alderman Bob Kirk. The motion passed by full Board vote.

e. A RESOLUTION AUTHORIZING THE CITY OF DYERSBURG, TENNESSEE TO PARTICIPATE IN THE TML RISK MANAGEMENT POOL “SAFETY PARTNERS” LOSS CONTROL MATCHING GRANT.

Mayor Holden entertained a motion for approval of the resolution as presented. Alderman Robert Taylor, Jr. moved to approve the amendment, followed by a second from Alderman Dennis Moody. The motion passed by full Board vote.

f. Airport Committee Meeting Minutes – July 24, 2013 – Chairman Dennis Moody

Alderman Moody read the minutes before the Board:

Airport Committee Meeting

City of Dyersburg

July 24, 2013

The Airport Committee met Wednesday, July 24, 2013 at 2:15 p.m. in the Conference Room of City Hall.

Members Present Included: Mayor John Holden, Alderman and Chairman Dennis Moody, and Alderman Bob Kirk. Alderwoman Joan Wyatt was absent.

Other Alderman/Alderwomen Present: Terry Glover, Jewell Horner.

Staff Present: Greg Williams, City Purchasing Agent, Tommy Gibbons, Airport Director, and Steve Anderson, City Treasurer,

Others Present: Tanya Sierra, State Gazette, Randy Hudgings, Barge, Waggoner, Sumner, Cannon, Engineers, Scott Ball, City Wastewater/Engineering Inspector, Justin Avent, City Engineer.

Chairman Moody opened the meeting with prayer. Afterwards, the Committee heard a discussion update on the Airport runway improvement project. Greg Williams, Randy Hudgings, and Scott Ball discussed a prior meeting with Ford Construction (Sam Baggett and Richard Gatlin) on July 19, 2013 to further negotiate and try to get the runway rehab project bid to within the amount of the grant. Ford Construction came back with a figure around \$184,000 lower than their bid price. This does include a reduction in the costs from the electrical subcontractor, Standard Electric. Also, BWSC has recommended against Standard Electric performing work, due to their inexperience in airport work. Ford has agreed to seek a quote from Industrial Controls & Electric (local), who installed the new system for the City. They will also request a quote from Guardian Electric, a company that routinely does airport work. These two companies' quotes should be quite a bit lower than Standard's quote, thus lowering the total bid more.

It was expressed to Ford Construction that the City is not able to proceed with the project without adequate funding in place. Therefore, if the total cost could not be lowered to fall below the grant amount, then the project would have to be put off until next spring 2014. If we have to go back to TDOT Aeronautics Commission to ask for more money, then that would not occur until late September of 2013.

It was noted that the option stated at the prior Alderman Board meeting will not be possible. The runway rehab leading up to the North end will have an incorrect slope, if this section is not reconstructed as planned. However, there is still another option. The South end that was extended twenty years ago conforms in all aspects except surface cracking. This 1,000' section could possibly be held as the last phase. If the City proceeds with the project and does not receive additional grant funding, then the City could forego repaving this section and possibly save approximately \$180,000+. This section could be repaved in later years. Mr. Hudgings anticipated the City will receive additional funds needed to complete the total project as bid, however this is not 100% guaranteed until the TAC meeting. Randy Hudgings had asked Sam Baggett to report back to him with a revised electrical quote, as well as, any further cuts he could make to his bid.

The City can proceed with the project and request additional funding. If the City is granted more funding, then the city can complete the south section. If not, then the City will simply restripe this section. It was further noted the scope of the project did change from an estimated resurfacing project to that of reconstruction to accommodate line of site abnormalities. Additionally, Ford Construction was able to make final reductions, with the final over budget ranging around @\$170,000.00. This would add an additional local match to the grant of @\$8,500.00. An amendment request will be made by the City to the TAC, as part of the September 18, 2013 meeting agenda.

At the conclusion of discussion, Alderman Bob Kirk moved that the Committee accept the proposal that would require the City to request additional funding from the Tennessee

Aeronautics Division that would allow the City the additional funds to complete the project. Mayor Holden seconded the motion, which was unanimously approved by the Committee. The Committee will recommend the motion to the full Mayor and Alderman Board.

With no further business presented the meeting adjourned at 2:35p.m.

From the reading Alderman Moody motioned to accept the Airport Committee proposal to request the additional funds necessary

from the Tennessee Department of Transportation's Aeronautics Division in order to complete the Airport runway resurfacing project this fall 2013. Alderman Moody's motion was seconded by Alderman Bart Williams and unanimously approved by full Board vote.

g. Public Safety Committee Meeting Minutes – July 24, 2013 – Chairman Bob Kirk.

Alderman Kirk read the minutes before the Board:

Public Safety Committee Meeting

City of Dyersburg

July 24, 2013

The Public Safety Committee met Wednesday, July 24, 2013 at 1:00 p.m. in the City Hall Second Floor Conference Room.

Committee Members Present: Mayor John Holden, Alderwoman Jewell Horner, Alderman Bob Kirk, Alderwoman Joan Wyatt was absent.

Other Alderman Present: Terry Glover.

Staff and Others Present for meeting: Tanya Sierra, State Gazette Reporter, Art Heun, Chief of Police, Steve Isbell, Assistant Chief of Police, Rusty Hilliard, Captain, Fire Department, and Mark Grant, Director EOC.

The meeting opened with prayer by Alderwoman Jewell Horner. Following the prayer, Alderman Bob Kirk introduced the first order of business to discuss a presentation by Chief Heun proposing an ordinance to regulate sales of ephedrine or pseudoephedrine related products within the City limits. The Committee discussed various components of the proposed ordinance and the ramifications for community public safety. Mayor Holden motioned that the Committee further review the ordinance, request a review by the City attorney, and seek an opinion from MTAS for further recommendation to the full Board of Mayor and Aldermen. The motion was seconded by alderwoman Jewell Horner and passed with full Committee approval.

In other business, the Committee heard:

- Discussion concerning the City's current fireworks ordinance. At the conclusion of discussion Alderman Kirk asked Mayor Holden and Chief Heun to review the ordinance and determine if there are any recommendations to be made amending the ordinance to better serve the community.
- Discussion regarding the deteriorating physical condition of the Mill Precinct located within the aging Jenny Bell School.
- Additionally, Chief Heun proposed the potential for the City to add a \$25.00 assessment to criminal court cases, as a City litigation tax to offset City criminal case cost. Mayor Holden motioned, with a second by Alderwoman Jewell Horner, to have the Committee further review the proposal for future recommendation to the full Board of Mayor and Alderman. The motion was unanimously approved.
- Committee also discussed new video system which would allow City Court to arraign prisoners by video instead of transporting them to the City Courtroom.
- Comments from Mark Grant recognizing the City's compliance with current standards for loudness and coverage of the City's emergency siren system.
- A presentation by EOC director Mark Grant to accept an AT&T proposal that would amend the current communications tower lease agreement. Mr. Grant noted the City has the opportunity to replace the tower which does not meet ANSI Standard TIA 222 Revision G with a new one that does meet new industry safety standards, paid for by AT&T, in lieu of rent. This provides a tower which is structurally far stronger than the one we have currently have.
- When the City has to replace the tower, we will be required to meet TIA 222- Rev G standard – that cost is significant, as you can see by the project budget.
- If the project does not move forward, then it is strongly suspected that AT&T, although they have not stated this, will be forced to relocate, as 4g service is vital to their future.
- Mr. Grant recommended that the Board amend the agreement, to have a gradual reduction of the lease term over 5 years vs. stopping cold turkey, suitable to the mutual terms agreed upon between the City Treasurer and AT&T, then a lease free term of 20 years, then the term restarting, if agreeable with all parties, after the 20 year term.

With no further discussion Alderwoman Jewell Horner motioned, with a second by Mayor Holden, to have the Committee approve the recommendation for recommendation to the full Board of Mayor and Alderman. The Committee unanimously approved the motion.

With no further business, the meeting adjourned at 2:10 p.m.

From the reading Alderman Kirk presented request to approve a contract between the City and AT&T for the purpose of constructing a new communications tower. After a brief question and

answer discussion with EOC Director Mark Grant, Alderman Bob Kirk motioned to approve the contract, with a second by Alderman Robert Taylor, Jr. the motion passed by full Board vote.

h. Danny Sue Ahlstedt – Request to address the Board. Dyersburg resident Danny Sue Ahlstedt requested to be on the agenda to discuss her concerns over deteriorating conditions in the Milltown area of Dyersburg. Ms. Ahlstedt was not present at the meeting. In the event that Ms. Ahlstedt was absent from the meeting Mayor Holden requested City Codes Official Thomas Mullins to speak on some of the issues he has been working on, including some of Ahlstedt's concerns. At this request, Mr. Mullins presented a statistical record of City property ordinance maintenance violations that have required a formal response from the City Codes Office, and/or the City Street Department since January 1, 2013. When asked about renter's ordinances, he noted the City does not have a renter's ordinance.

Report from Alderman and Alderwomen:

Alderman Bob Kirk: commented on the amount of work required of the Office of Codes Enforcement and requested Mayor's Holden's attention to monitor the department's workload and to report back to the Board if the department needs additional staff.

Alderman Bart Williams: agreed to alderman Kirk's comments and reminded the community to be observant of the cross traffic signs at Market Street.

Alderman Terry Glover: expressed his appreciation for the work of the Codes Enforcement Department.

Alderman Kevin Chaney: thanked the Dyersburg Police Department and the 911 dispatch for their timely response to a parking lot theft.

Alderwoman Jewell Horner: stated she had citizen complaints concerning a parked vehicle on Tarrant Street that had been not been removed for several months. Mayor Holden asked that she provide the exact location and address to the Dyersburg Police Department after the meeting.

Alderman Dennis Moody: reminded citizens to call 311 for property ordinance violations.

Alderwoman Joan Wyatt: No report.

Alderman Robert Taylor, Jr.: thanked Dale Snyder and the Street Department for their cleanup efforts on Pease and Hornbrook. Also, asked Mayor Holden if there had been any progress on his request for a caution light at the intersection on Hornbrook and Pease. Mayor n Holden stated that he had received the quote, which was approximately \$8,000. Further, he has requested a study from the Dyersburg Police Department to determine the number of accidents that have occurred at that intersection.

Communications from the Mayor:

- Referenced community City curbside trash pickup policies.
- Announced a 9:00 a.m. Sanitation Committee meeting on Wednesday, August 7, 2013 at City Hall.

With no further business the meeting adjourned at 7:40 p.m.

John Holden, Mayor

Robert C. Jones, City Recorder