

**Board of Mayor and Aldermen Meeting
Tuesday, September 3, 2013
Municipal Building - Court Room**

- (1) **Call to Order:** The Board of Mayor and Aldermen met in regular session on Tuesday, September 3, 2013; in the Municipal Building Court Room at 7:00 p.m. Mayor John Holden presided. The meeting opened with prayer by Alderwoman Joan Wyatt. Mayor Holden noted all Aldermen were present.
- (2) **Approval of Minutes:** Minutes of the August 19, 2013 meeting were approved on a motion by Alderman Bart Williams, followed by a second from Alderman Robert Taylor Jr. The motion passed approving the minutes.
- (3) **Unfinished Business:** There was no unfinished business.
- (4) **New Business:**

**a. Public Hearing – Beer Permit – Dyersburg Food Mart
Kamal Homran
2264 St. John Ave.
Dyersburg, TN 38024**

Mayor Holden announced that this was a notice of public hearing on this permit request. Police Chief Heun presented information stating that there did not seem to be anything found in the background investigation for this beer permit that would show the applicant unworthy of obtaining a beer permit for the business. Being this was noticed as a public hearing, Mayor Holden called for any persons to speak regarding this permit application. With no public comment presented, Mayor Holden entertained a motion for approval of the application. Alderman Bob Kirk moved to approve the application, followed by a second from Alderman Kevin Chaney. The motion passed by full Board vote.

b. Bids – Greg Williams, Purchasing Agent. No bids were presented before the Board

**c. Street & Sanitation Committee Meeting – September 3, 2013 –
Chairwoman Jewell Horner.**

Alderwoman Jewell Horner read the following minutes before the Board:

Street/Sanitation Committee Meeting

City of Dyersburg

September 3, 2013

The Street/Sanitation Committee met Tuesday, September 3, 2013 at 10:00 a.m. in the City Hall Conference Room.

Members Present Included: Mayor John Holden, Kevin Chaney, Bart Williams, and Committee Chairwoman Jewell Horner.

Other Alderman Board Members: Terry Glover, and Bob Kirk.

Staff and Others Present: Thomas Mullins, Codes Enforcement, Tonya Sierra, State Gazette, and Barbara Reed Tucker representing Tucker Rental Properties.

Chairwoman Jewell Horner opened the meeting, and Alderman Bob Kirk provided prayer. Following the prayer Chairwoman Horner continued the meeting with discussion of new business concerning the current provisions of the City curbside debris/trash removal policies. Mayor Holden noted the Committees purpose is to review the current policies and make final recommendations for amendments to these policies before the full Board of Alderman at the meeting on September 3, 2013. He noted the policy and guideline amendments were provided to the Board at the August 19, 2013 Board meeting.

During the meeting Ms. Barbara Reed Tucker provided comments and recommendations regarding the affects the policy changes may incur to rental properties owners such as her. Duly noting Ms. Tucker's contributions to the discussion, the Committee reviewed specific components within the new policies that included such areas as: fine tuning descriptions of the regulations, potential fines and cost fees, citations to court for violations, and educational processes for the general public regarding these imminent policy changes. Mayor Holden provided recent example photographs of curbside and litter abuse recorded around the City, noting that these photos represented the significant issues to be addressed by the policy changes.

The following policy recommendations were presented to be effective on October 1, 2013, when approved by the full Board:

Dyersburg Curb Side Pickup Regulations

For Residences

Residential brush service is provided weekly within the City limits of Dyersburg.

The Sanitation Department uses knuckleboom trucks to load piles of brush that are too large for workers to load by hand. This method of collection is safer and allows the Department to provide a quicker and more efficient service.

- Please leave enough room for the knuckleboom to operate. Place your brush at least 5 ft. away from your potential obstacles such as mail boxes, fences, walls, water meters, telephone connection boxes and parked vehicles. Avoid placing brush under low-hanging tree limbs or power lines.
- You can stack your piles of brush end to end, or on top of one another (not tangled). In general, height doesn't matter, but all brush needs to be cut to appropriate length of 5 feet and a diameter no larger than 12 inches.
- Brush must be placed at the edge of the street, curb or alley (within the City's right of way) no later than 7:00 a.m. on your regular trash pick-up day and no more than 24 hours in advance of the scheduled pickup day. Brush SHALL NOT be placed in drainage ditches, the street, on a sidewalk, on cul-de-sac islands or vacant lots, and MUST NOT be materials resulting from tree pruning or removal at an address other than the collection point.
- Please place all brush close enough to the curb or street for the truck to reach it. Brush will not be collected if it's inaccessible.
- Please place only true brush to the curb. Lumber and other construction material will not be picked-up if placed at curbside.
- Leaves and Grass clippings must be bagged or boxed. Exception: Leaves will be removed by vacuum machines during the months of November thru January when raked to the street right-of-way and placed in accordance with the brush policy.

REMEMBER: Brush from commercial landscaping and tree services must be properly disposed of by the company or contractor. If you pay someone to cut your brush, be sure to include the price of hauling the brush and other debris away in your cost.

Bulky Item Pickup

The first two weeks of each calendar quarter, the City Sanitation Department will pick up approved Bulky Items Curbside materials on your scheduled trash pickup day, at no additional charge.

Bulky items include: household furniture, mattresses, approved appliances, collapsed bound boxes, etc.

Restrictions:

- Items must be properly placed at the curbside in front of the residence in which these items were accumulated. Placement should be as listed above for brush collection
- Items must be placed curbside no more than 24 hrs. prior to your regular scheduled trash pickup day within the allotted time of each quarter
 - Items accumulated from any other property will not be picked up
- Contractor debris including but not limited to construction debris, tree service debris, appliance installation debris, etc. will not be picked up.
- Items from commercial sites and apartment complexes will not be picked up.
 - Change of Occupancy cleanouts will not be picked up
 - Loose or scattered items will not be picked up
- Those items listed below as Hazardous and Garbage/Trash will not be picked up

HOUSEHOLD HAZARDOUS WASTE AND GARBAGE / TRASH

Hazardous Waste and Garbage/Trash shall not be placed curbside and will not be picked up.

- Hazardous wastes include any substances that may constitute a hazard to health or may cause property damage by reason of being explosive, flammable, poisonous, corrosive, radioactive, infectious or otherwise harmful to people or equipment. Household hazardous wastes include substances used in small quantities for household projects, paint, motor oil, and other liquids, etc. Items including but not limited to televisions, monitors, computer equipment, microwave ovens, refrigeration appliances containing Freon, tires, batteries and other automotive parts; etc.
- Garbage / Trash include but are not limited to food items, household waste, medical products clothing, paper, glass or plastic byproducts, etc.

Garbage / Trash items must be in sealed bags and stored in approved trash container for weekly pickup. Do not install glass, needles or other sharp objects within trash bags without protective covering.

Failure of compliance with any portion of this ordinance will be treated as a violation of the Dyersburg Property Maintenance Code and will be addressed accordingly.

Curb Side Pickup

8-3057: Curb side pickup: Placement of trash and debris at curbside prior to or after the specified time is prohibited and shall be considered a violation of section 8-3004 Sanitation. Off premises trash and debris shall not be placed curbside.

8-3004 Sanitation

(a) It shall be the responsibility of the occupant and/or the owner of the property to ensure that all exterior property and premises including porches, carports and open garages, be maintained in a clean, safe and sanitary condition free from the accumulation of debris, rubbish, trash, litter, garbage, feces, stagnant water, abandoned building products, inoperative equipment or appliances, televisions, monitors, computers, interior furniture, automotive parts, unlawful signage or any combination of the preceding elements so as to endanger the health, safety or welfare of other citizens or to encourage the infestation of rats, insects or other harmful animals.

8-1034 Prosecution of violation. (a) Any person, firm or corporation who fails to comply with a notice of violation or compliance order shall be issued a criminal summons to appear in City Court pursuant to and in accordance with Tennessee Code Annotated Section 7-63-101, entitled Citation or Complaint in Lieu of Arrest, as may be amended or modified, hereafter.

* In the event that the Sanitation Department Superintendent determines the situation unsafe to the general public or detrimental for the community and procedural delay may worsen the situation, immediate actions may be taken to resolve the matter. The City's cost of this resolution will be recorded and billed to the property owner upon completion. A minimum charge of \$250.00 dollars will be charged for the removal of illegal curbside.

Effective Date October 1, 2013

In conclusion, a motion was made by Alderman Bart Williams to adopt the policy changes as presented in the amended regulations. Alderman Kevin Chaney seconded the motion, which was approved by the full Committee.

With no further business the meeting adjourned at 11:05 a.m.

At the conclusion of the reading of the minutes, Mayor Holden entertained discussion and a motion for the proposed changes to the Dyersburg Curb Side Pickup Regulations For Residences. A motion was made by Alderwoman Jewell Horner to adopt the policy changes as presented in the amended regulations. Alderman Bart Williams seconded the motion, which was approved by the full Board.

Report from Alderman and Alderwomen:

Alderman Bob Kirk: No report.

Alderman Bart Williams: No report.

Alderman Terry Glover: No report.

Alderman Kevin Chaney: No report.

Alderwoman Jewell Horner: No report.

Alderman Dennis Moody: Discussed the length of time involved with the City having to address property mowing citations and effectual results.

Alderwoman Joan Wyatt: No report.

Alderman Robert Taylor, Jr.: Discussed issues involving public disturbances and disruptions of the general peace as dictated in current city ordinances. He asked what the most effectual method was to address this issue. Mayor Holden and DPD Chief Art Heun informed the Board as to the ordinances prescribed process to address this issue.

Communications from the Mayor:

- Previous month Golf Course revenues: \$28,331.12
- Previous month Airport Revenue: \$42,410.81
- Provided a letter from Robert Cupples thanking the Board for his therapeutic experience at the Dyersburg Golf Course.

With no further business the meeting adjourned at 7: 13 p.m.

John Holden, Mayor

Robert C. Jones, City Recorder