

Board of Mayor and Aldermen Meeting
Monday, July 21, 2014
Municipal Building - Court Room

- (1) **Call to Order:** The Board of Mayor and Aldermen met in regular session on Monday, July 21, 2014; in the City Courtroom at 7:00 p.m. Mayor John Holden presided. The meeting opened with prayer by Alderman Bob Kirk. Mayor Holden noted all Aldermen were present.
- (2) **Approval of Minutes:** The minutes of the July 7, 2014 meeting were approved on a motion by Alderwoman Jewell Horner, followed by a second from Alderman Bart Williams. The motion passed approving the minutes.
- (3) **Unfinished Business:** There was no unfinished business.
- (4) **New Business:**

a. Public Hearing – July 21, 2014 – Pursuant to Tennessee Code Annotated Section 13-7-203 notice is hereby given of a public hearing to be held by the Dyersburg Mayor and Board of Aldermen on Monday, the 21st day of July, 2014 at 7 p.m. in the City of Dyersburg Municipal Courtroom. The hearing is to receive public input on the following:

1. A resolution adopting a plan of service for area to be annexed into the City of Dyersburg, Tennessee: Property located on Fairway Drive (owned by David Alexander – AMI, Inc) **Resolution 07212014:**
2. An ordinance to annex territories west of the Dyersburg corporate limits: property located on Fairway Drive (owned by David Alexander – AMI, Inc.) – **Ordinance BB633A.**

ORDINANCE BB633A

AN ORDINANCE TO ANNEX TERRITORIES WEST OF THE DYERSBURG CORPORATE LIMITS: PROPERTY LOCATED ON FAIRWAY DRIVE (OWNED BY DAVID ALEXANDER – AMI, INC)

WHEREAS, a public hearing before this body was held on July the 21 day of 2014, pursuant to a notice thereof published in the State Gazette on June 18, 2014; and,

WHEREAS, it now appears that the prosperity of this City and of the territory herein described will be materially retarded and the safety and welfare of the inhabitants and property thereof is endangered if such territory is not annexed; and,

WHEREAS, the annexation of such territory is deemed necessary for the welfare of the residents the property owners thereof and this City as a whole; and,

WHEREAS, a Plan of Service for this area was adopted by resolution on July 21, 2014 as required by Section 6-51-102, Tennessee Code Annotated and notice thereof published in the State Gazette on the 18th day of June, 2014.

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Alderman of the City of Dyersburg, Tennessee:

Section 1. Pursuant to authority conferred by Sections 6-51-101 to 6-51-113, Tennessee Code Annotated, there is hereby annexed to the City of Dyersburg, Tennessee and incorporated within the corporate boundaries thereof, the following described territory adjoining the present corporate boundaries:

Parcels 34.00 & 35.02 on Dyer County Tax Map 87 and a portion of Parcel 76.00 on Dyer County Tax Map 88.

Lying and being in the 4th Civil District of Dyer County, Tennessee and being more particularly described as follows : BEGINNING at a ½ inch dia. iron rod (found) in the West right-of-way of Fairway Drive and being where the South boundary line of Ridgecrest subdivision, a plat recorded in plat cabinet A, sleeve 128 in the Register's Office for Dyer County, Tennessee, would intersect the West right-of-way of said Fairway Drive if extended Eastward, said iron rod also being in the Northeast corner of Hubert Alexander lot as shown by deed in Record book 494, page 62 recorded in the Register's office for Dyer County, Tennessee ; runs thence South 02 degrees 11 minutes 47 seconds West, 200.00 feet along the West right-of-way of said Fairway Drive to a ½ inch dia. iron rod (found) in the Southeast corner of said Hubert Alexander property ; runs thence South 02 degrees 11 minutes 47 seconds West, 273.16 feet along the West right-of-way of said Fairway Drive to a ½ inch dia. iron rod (found) in the P.C. (point of curving right-of-way of said Fairway Drive) ; runs thence along the curving West right-of-way having a radius of 660.00 feet and a delta angle of 13 degrees 09 minutes 22 seconds for a arc distance of 151.55 feet to a ½ inch dia. iron rod (found) in an inner corner of the existing Golf Course ; runs thence Southeasterly along the curving Southwest right-of-way of said Fairway Drive having a radius of 660.00 feet and a delta angle of 42 degrees 14 minutes 02 seconds for a arc distance of 486.50 feet to a ½ inch dia iron rod (found) in the Southwest right-of-way of said Fairway Drive, another inner corner of said existing Golf Course, the POINT OF BEGINNING (Northmost Northeast corner) of this herein described parcel ; runs thence Southwesterly and continuing along the curving Southwest right-of-way of said Fairway Drive having a radius of 660.00 feet for a arc distance of 110.67 feet to a ½ inch dia iron rod (found) in the Eastmost Northeast corner of AMI INC. property and in the Northwest corner of NAYM property as shown by deed in Record book 714, page 375, recorded in said Register's Office, the Eastmost Northeast corner of this herein described parcel ; runs thence along the East boundary of said AMI INC. property and the West boundary of said NAYM property the following calls : South 24 degrees 08 minutes 07 seconds West, 166.76 feet to a ½ inch dia iron rod (set) ; runs thence along the curving boundary having a radius of 175.00 feet for a arc distance of 113.12 feet to a ½

inch dia iron rod (found) ; runs thence South 28 degrees 49 minutes 34 seconds East, 44.22 feet to a ½ inch dia. iron rod (found) and finally South 24 degrees 08 minutes 11 seconds West, 250.00 feet to a ½ inch dia. iron rod (found) in the Southeast corner of this herein described parcel ; runs thence South 82 degrees 03 minutes 16 seconds West, 203.18 feet to a ½ inch dia. iron rod (found) in the Northeast corner of Hillside Development as shown in plat book A, page 150, recorded in said Register's Office ; runs thence North 86 degrees 13 minutes 13 seconds West, 659.30 feet along the North boundary of said Hillside Development and the South boundary of said AMI INC. property to a ½ inch dia. iron rod (set) in the Southwest corner of this herein described parcel ; runs thence North 01 degrees 42 minutes 11 seconds East, 480.82 feet to a ½ inch dia. iron rod (set) in the South boundary of said Golf Course, the Northwest corner of this herein described parcel ; runs thence along the South boundary of said Golf Course the following calls : South 88 degrees 17 minutes 49 seconds East, 260.91 feet to a ½ inch dia. iron rod (found) ; South 87 degrees 46 minutes 00 seconds East, 252.17 feet to a ½ inch dia. iron rod (found) ; South 88 degrees 35 minutes 11 seconds East, 274.34 feet to a ½ inch dia. iron rod (found) and finally North 65 degrees 03 minutes 20 seconds East, 207.76 feet to the point of beginning and containing 11.02 acres, more or less.

Section 2. This Ordinance shall become effective thirty days from and after its passage, the public welfare requiring it.

1st Reading: June 16, 2014

2nd Reading: July 21, 2014

June 18, 2014

Date published in local newspaper

July 21, 2014

Date of Public Hearing

Mayor

Date

Attest: City Recorder

Date

3. An ordinance to zone territories west of the Dyersburg corporate limits: property located on Fairway Drive (owned by David Alexander – AMI, Inc.) – **Ordinance BB633B**.

ORDINANCE BB633B

A ORDINANCE TO ZONE TERRITORIES WEST OF THE DYERSBURG CORPORATE LIMITS: PROPERTY LOCATED ON FAIRWAY DRIVE (OWNED BY DAVID ALEXANDER – AMI, INC) R-2 (MEDIUM DENSITY RESIDENTIAL)

WHEREAS, Sections 13-7-201 through 13-7-210 of the Tennessee Code Annotated empowered the City of Dyersburg to enact the Dyersburg Zoning Ordinance and zone all properties in the City or annexed into the City; and,

WHEREAS, the annexation of such territory is deemed necessary for the welfare of the residents and property owners thereof and of this City as a whole; and,

WHEREAS, the Dyersburg Municipal / Regional Planning Commission has reviewed said proposed zoning amendment pursuant to Sections 13-7-203 and 13-7-204 of the Tennessee Code Annotated and recommends such amendment to the Dyersburg Board of Mayor and Alderman; and,

WHEREAS, the Dyersburg Board of Mayor and Alderman has given due public notice of hearings on said amendment and has held a public hearing; and,

WHEREAS, all the requirements of Section 13-7-201 through 13-7-210 of the Tennessee Code Annotated, with regard to the amendment of the Dyersburg Zoning Map by the Planning Commission and subsequent action of the Board of Mayor and Alderman of the City of Dyersburg have been met.

Section 1. NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Alderman of the City of Dyersburg, Tennessee, that the following property be zoned R-2 (Medium Density Residential):

Parcels 34.00 & 35.02 on Dyer County Tax Map 87 and a portion of Parcel 76.00 on Dyer County Tax Map 88.

Lying and being in the 4th Civil District of Dyer County, Tennessee and being more particularly described as follows : BEGINNING at a ½ inch dia. iron rod (found) in the West right-of-way of Fairway Drive and being where the South boundary line of Ridgecrest subdivision, a plat recorded in plat cabinet A, sleeve 128 in the Register's Office for Dyer County, Tennessee, would intersect the West right-of-way of said Fairway Drive if extended Eastward, said iron rod also being in the Northeast corner of Hubert Alexander lot as shown by deed in Record book 494, page 62 recorded in the Register's office for Dyer County, Tennessee ; runs thence South 02 degrees 11 minutes 47 seconds West, 200.00 feet along the West right-of-way of said Fairway

Drive to a ½ inch dia. iron rod (found) in the Southeast corner of said Hubert Alexander property ; runs thence South 02 degrees 11 minutes 47 seconds West, 273.16 feet along the West right-of-way of said Fairway Drive to a ½ inch dia. iron rod (found) in the P.C. (point of curving right-of-way of said Fairway Drive) ; runs thence along the curving West right-of-way having a radius of 660.00 feet and a delta angle of 13 degrees 09 minutes 22 seconds for a arc distance of 151.55 feet to a ½ inch dia. iron rod (found) in an inner corner of the existing Golf Course ; runs thence Southeasterly along the curving Southwest right-of-way of said Fairway Drive having a radius of 660.00 feet and a delta angle of 42 degrees 14 minutes 02 seconds for a arc distance of 486.50 feet to a ½ inch dia iron rod (found) in the Southwest right-of-way of said Fairway Drive, another inner corner of said existing Golf Course, the POINT OF BEGINNING (Northmost Northeast corner) of this herein described parcel ; runs thence Southwesterly and continuing along the curving Southwest right-of-way of said Fairway Drive having a radius of 660.00 feet for a arc distance of 110.67 feet to a ½ inch dia iron rod (found) in the Eastmost Northeast corner of AMI INC. property and in the Northwest corner of NAYM property as shown by deed in Record book 714, page 375, recorded in said Register's Office, the Eastmost Northeast corner of this herein described parcel ; runs thence along the East boundary of said AMI INC. property and the West boundary of said NAYM property the following calls : South 24 degrees 08 minutes 07 seconds West, 166.76 feet to a ½ inch dia iron rod (set) ; runs thence along the curving boundary having a radius of 175.00 feet for a arc distance of 113.12 feet to a ½ inch dia iron rod (found) ; runs thence South 28 degrees 49 minutes 34 seconds East, 44.22 feet to a ½ inch dia. iron rod (found) and finally South 24 degrees 08 minutes 11 seconds West, 250.00 feet to a ½ inch dia. iron rod (found) in the Southeast corner of this herein described parcel ; runs thence South 82 degrees 03 minutes 16 seconds West, 203.18 feet to a ½ inch dia. iron rod (found) in the Northeast corner of Hillside Development as shown in plat book A, page 150, recorded in said Register's Office ; runs thence North 86 degrees 13 minutes 13 seconds West, 659.30 feet along the North boundary of said Hillside Development and the South boundary of said AMI INC. property to a ½ inch dia. iron rod (set) in the Southwest corner of this herein described parcel ; runs thence North 01 degrees 42 minutes 11 seconds East, 480.82 feet to a ½ inch dia. iron rod (set) in the South boundary of said Golf Course, the Northwest corner of this herein described parcel ; runs thence along the South boundary of said Golf Course the following calls : South 88 degrees 17 minutes 49 seconds East, 260.91 feet to a ½ inch dia. iron rod (found) ; South 87 degrees 46 minutes 00 seconds East, 252.17 feet to a ½ inch dia. iron rod (found) ; South 88 degrees 35 minutes 11 seconds East, 274.34 feet to a ½ inch dia. iron rod (found) and finally North 65 degrees 03 minutes 20 seconds East, 207.76 feet to the point of beginning and containing 11.02 acres, more or less.

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Mayor Date

Attest: City Recorder Date

Mayor Holden called for a motion for final to approval the resolution and the two ordinances. A motion from Alderman Bob Kirk, with a second by Alderwoman Jewell Horner was made. The motion was approved by full Board vote.

b. Chamber of Commerce

- 2014/2015 TED Budget & Economic Development Update – Allen Hester, Larry White & Jimmy Williamson

Mayor Holden called upon Mr. Larry White and Mr. Allen Hester to present information regarding Tourism and Economic Development (TED) activities. Mr. White provided an overview of the (TED) Commission responsibilities and contract with the City of Dyersburg. Following Mr. White, Mr. Hester provided information packets to each Board member. Mr. Hester highlighted various accomplishments of the (TED) including: highlights, tourism projects, You Tube videos, ribbon cutting and special events, Grant funds, Lannom Center usage, existing industry list, and prospect inquiries. Mr. Hester especially noted the success of the Tree Star Program, Gear Project.

After the presentation by Mr. Hester, Mayor Holden recognized a motion to approve the recommendation to renew the Tourism and Economic Development (TED) Commission Contract made by Alderman Kevin Chaney, with a second by Alderman Dennis Moody. The motion passed by full vote.

- Reappointment of Walt Bradshaw & Jimmy Williamson to Tourism and Economic Development (TED) Committee for 2014-2017.

Mayor Holden entertained a motion to approve the recommendation. A motion was made by Alderman Bob Kirk, with a second by Alderman Dennis Moody. The motion passed by full vote.

c. Resolution 07212014A – A resolution authorizing the City of Dyersburg, Tennessee to participate in the TML Risk Management Pool “Safety Partners” Loss Control Matching Grant Program.

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

WHEREAS, the safety and well-being of the employees of the City of Dyersburg is of the greatest importance; and

WHEREAS, all efforts shall be made to provide safe and hazard-free workplace for the City of Dyersburg employees; and

WHEREAS, the TML Risk Management Pool seeks to encourage the establishment of a safe workplace by offering a “Safety Partners” Loss Control Matching Grant Program; and

WHEREAS, the City of Dyersburg now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF DYERSBURG, TENNESSEE the following:

SECTION 1. That the City of Dyersburg is hereby authorized to submit application for a “Safety Partners” Loss Control Matching Grant through the TML Risk Management Pool.

SECTION 2. That the City of Dyersburg is further authorized to provide a matching sum to serve as a match for any monies provided by this grant.

Resolved this 21th day of July in the year of 2014

John Holden, Mayor

ATTEST:

Bob Jones, City Recorder

Mayor Holden requested the Board approve recurring, annual application for \$2,000.00 from the TML Risk Management Pool grant to fund new safety equipment for the City. Equipment may be any protective safety equipment. A motion to approve the grant application as presented before the Board was made by Alderman Dennis Moody, with a second by Robert Taylor, Jr. The motion passed by full vote.

d. Attorney Invoice.

Mayor Holden presented an invoice from the City Attorney's office to be approved for payment. The June 1, 2014 to June 30, 2014 invoice totaled \$4,950.00. Alderman Kevin Chaney made a motion to approve the payment, with a second by Alderman Terry Glover. The motion passed by full vote.

e. Bids – Greg Williams, Purchasing Agent.

1. Department: Cemetery
Item: Replace Roof & Repair Wall
Purpose: Repair of Mausoleum
Budgeted: Yes – FY 14-15
Notification: State Gazette, 4 plan rooms
Bids: Baker Roofing No Response
 Accurate Roofing No Response
 Frazier Roofing \$31,800.00

Recommendation: Mr. Williams recommended awarding the bid to Frazier Roofing, Dyersburg, TN at \$31,800.00. 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.

Report from Alderman and Alderwomen:

Alderman Bob Kirk: Asked about the completion date of the Okeena Park Pool filters. Recreation director Andy Baker responded their completion date had been extended to August 8, 2014.

Alderman Bart Williams:

- Requested a recreation committee meeting to be called,
- Inquired about the upcoming Tennessee Housing Development Agency grant, and
- Requested the potential removal of the current Dyer County election campaign signs from the right-of-way

Alderman Terry Glover: no report.

Aldermen Kevin Chaney: discussed the high cost of vicious dog cost to the City.

Alderwomen Jewell Horner: inquired about the surcharge cost added to electric bills.

Alderman Dennis Moody: no report.

Alderwoman Joan Wyatt: no report.

Robert Taylor, Jr.: no report.

Communications from the Mayor:

- Announced a budget meeting of the finance Committee, Wednesday, July 23, 2014, at 9:00 a.m. in City Hall.
- Complimented the Waste Water Treatment Department for their efforts to achieve 100% on quality sample treatment reports. Clint Veal with the city of Dyersburg's wastewater treatment plant achieved this accuracy in his first set of certification samples as presented to the Environmental Protection Agency.
- Announced the 2014 BBQ-Fest Cooking Contest at the Dyer County Fairgrounds. The contest will take place Friday and Saturday, July 25th and 26th, 2014.
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With no further business the meeting adjourned at 7:25p.m.

John Holden, Mayor

Robert C. Jones, City Recorder