

**Board of Mayor and Aldermen Meeting
Monday, January 5, 2015
Dyersburg Municipal Court Room**

- (1) **Call to Order:** The Board of Mayor and Aldermen met in regular session on Monday, January 5, 2015 in the Dyersburg Municipal Court Room at 7:00 p.m. Mayor John Holden presided. The meeting opened with prayer by Alderman Bart Williams. Mayor Holden noted all Aldermen were present, with the exception of Alderwoman Joan Wyatt.
- (2) **Approval of Minutes:** The minutes of the December 2, 2014 meeting were approved on a motion by Alderman Bart Williams, followed by a second from Alderwoman Jewell Horner. The motion passed approving the minutes.
- (3) **Unfinished Business:** There was no unfinished business.
- (4) **New Business:**

a. Attorney Invoice.

Mayor Holden presented an invoice from the City Attorney's office to be approved for payment. The November 1, 2014 to November 31, 2014 invoice totaled \$9,656.25. Alderman Bob Kirk made a motion to approve the payment, with a second by Alderman Bart Williams. The motion passed by full vote.

b. ISO Update – Fire Chief Tim Ware.

Chief Ware presented a recent Public Protection Classification (PPC) survey. ISO completed its analysis of the structural fire suppression delivery system provided in the Dyersburg community. The resulting final community classification = 03/3X.

c. Bids – Greg Williams

1. Department: Airport
tem: Utility Vehicle – Kawasaki Mule
Purpose: Transport Passengers & Luggage on Air Field
Budgeted: Yes
Notification: State Gazette – Direct to 3 Vendors
Bids: First Choice No Response
TN Tractor \$16,195.59
Outer Limits Powersports \$13,550.00

Recommendation: Mr. Williams recommended awarding the bid to Outer Limits, Dyersburg, TN at \$13,550.00. A motion to approve the recommendation as

presented before the Board was made by Alderman Dennis Moody, with a second by Alderman Bart Williams. The motion passed by full Board approval.

1. Authorization of Mayor's Tender of Municipal Trusts and Property to Newly Elected Board (Exhibit No. 1 attached).

Mayor Holden presented the Resolution Authorization in Exhibit 1 before the Board for approval. On a motion by Alderman Bart Williams, with second by Alderman Robert Taylor, Jr. the motion passed by unanimous vote.

Exhibit 1

RESOLUTION AUTHORIZING MAYOR'S TENDER OF MUNICIPAL TRUSTS AND PROPERTY TO NEW BOARD OF MAYOR AND ALDERMEN

WHEREAS, this 5th day of January, 2015, the Board of Mayor and Aldermen of the City of Dyersburg, elected from the General Election of November 2014, will be formerly instituted by sworn oath administered in accordance with the City's Charter;

WHEREAS, said Charter requires the formal tender of the City's Trusts and Property to the newly elected Board of Mayor and Aldermen by the outgoing Board at the first meeting of said new Board;

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Dyersburg elected during the General Election of 2010, that Mayor John Holden shall be and is hereby authorized and directed this date to tender all right, power and authority in and to the City's Trusts and Property to the Board of Mayor and Aldermen of the City elected during the General Election of 2014.

RESOLVED THIS 5th DAY OF JANUARY, 2015.

John Holden, Mayor
City of Dyersburg

2. Communications from Retiring Board Members

The retiring Board of Alderman and Mayor universally thanked one another for the privilege of working together, and the citizens who elected them for the opportunity to have served the community over the last four years. All wished each the best in the New Year and future endeavors.

3. Presentation of Certificates of Election by Mayor John Holden.

Mayor Holden presented the official certificates of record from the Dyers County Election Commission confirming the election to office for members of the Mayor and Board of Alderman in the 2014 General Election.

4. Administration of Oath of Office to New Board Members by Chancellor Tony Childress (Exhibit No. 2 attached)

Judge Tony Childress administered the “Oath of Office” to the newly elected Board composed of Aldermen Kevin Chaney, Terry Glover, Carolyn Norman, Bob Kirk, Dennis Moody, Robert Taylor Jr., Bill Escue, and Mike Morgan.

Judge Childress administered the “Oath of Office” to Mayor John Holden.

5. Administration of Oath of Office to Mayor John Holden by Chancellor Tony Childress (Exhibit No. 2a attached)

Exhibit 2a

OATH OF OFFICE

STATE OF TENNESSEE
COUNTY OF DYER
CITY OF DYERSBURG

I do solemnly swear the I will fully support the Constitution of the United States and the Constitution of the State of Tennessee, and that I will well and truly serve the corporation of Dyersburg as Mayor to which office I have been elected and the duties of which I am about to assume, and that I will endeavor to the best of my ability to perform all duties relative to or connected with such office.

John Holden, Mayor

Sworn to and subscribed before me this 5th day of January, 2015.

Chancellor Tony Childress

6. Tender of Municipal Trusts and Property to Newly Elected Board – Mayor John Holden (Exhibit No. 3 attached)

Mayor Holden presented the Tender of Municipal Trusts and Property to the newly elected Board in Exhibit 3 and called for Board for approval. On a motion by Alderman Bob Kirk, with second by Alderman Dennis Moody the motion passed by unanimous vote.

Exhibit 3

MAYOR HOLDEN’S TENDER OF CITY’S TRUSTS AND PROPERTY TO NEW BOARD OF MAYOR AND ALDERMEN

Mayor Holden:

Pursuant to Resolution of the Board of Mayor and Aldermen of the City of Dyersburg elected during the General Election of 2010, and Section 5 of the City’s Charter, I, John Holden, do hereby tender all right, power and authority in and to the City’s Trusts and Property to the Board of Mayor and Aldermen of the City elected during the General Election of 2014.

Thank you.

John Holden, Mayor

7. New Business – Mayor Holden

a. Appointment of Corporate Officers (Exhibit No. 4 attached).

Exhibit No. 4

Chapter 6 of the City Charter provides that the newly elected Board of Mayor and Alderman shall, at its first meeting or soon thereafter as practicable, "...elect a Recorder and Treasurer who shall serve as officers of this corporation." "The Recorder and Treasurer shall not be a member of the Board of Mayor and Alderman of the City of Dyersburg."

On a motion by Alderman Bob Kirk, and a second by Alderman Dennis Moody the Board approved the recommendation of Mayor Holden to reappoint Steve Anderson as Treasurer and Bob Jones as Recorder.

b. Adoption of First Citizens National Bank Banking Resolution, Security Bank Banking Resolution, First State Banking Resolution and First South Banking Resolution (Exhibits 5, 6, 7 and 8 attached)

On a motion by Alderman Bob Kirk and second by Alderman Mike Morgan the Board authorized the following banking accounts:

Exhibit 5

**RESOLUTION OF BOARD OF MAYOR AND ALDERMEN
AUTHORIZING BANKING ACCOUNTS AT
FIRST CITIZENS NATIONAL BANK**

RESOLVED, that the banking accounts are hereby authorized to be established and maintained by the City of Dyersburg ("City") at First Citizens National Bank of Dyersburg ("Bank") in the name and for the use of the City, and that monies, checks or other funds of the City be deposited in said accounts. Further, until otherwise notified in writing, the Bank be and it is hereby authorized to make payments from the funds of the City on deposit in said accounts, through draft, check or other instrument or form of payment of the City executed by any two (2) of the following corporate officers, whom the Bank may rely upon as duly authorized and entitled to take any and all actions with respect to such account, to wit:

Mayor – John Holden
Treasurer – Steve Anderson
Recorder – Robert C. Jones

There are 14 bank accounts authorized by this Resolution.

RESOLVED FURTHER, that the Bank is authorized to receive for deposit or collection any item purporting to be endorsed in the name of the City, and that all checks, drafts, notes or other negotiable papers or electronic payments endorsed, signed or authorized by the foregoing persons on behalf of the City, including checks or other instruments or forms of payment drawn to cash or to individual order of any officer or employee of the City, shall be honored and paid by Bank, without need to inquire as to whether the same be drawn or required for the City's business or benefit, and all such payments shall be charged to City's accounts;

RESOLVED FURTHER, that any and all acts and things done heretofore or hereafter pursuant to the authority of this Resolution by the Bank or by the officers of the City be and the same are hereby fully ratified and approved, and that this Resolution shall continue in full force and effect until written notice of revocation, duly signed in the name of the City by Mayor and Recorder thereof and, if required, duly sealed shall have been received by the Bank; and

RESOLVED FURTHER, that a certified true and correct copy of the foregoing Resolution, or a form of any resolution similar thereto, may be presented to the Bank as evidence of the authority of the appropriate officers of the City to establish the City's account and to execute, on behalf of the City, an Account Agreement and such other agreements, documents and instruments as may be required by the Bank at any time.

WHEREFORE, the foregoing Resolution of the Board of Mayor and Aldermen of the City of Dyersburg Authorizing Banking Accounts at First Citizens National Bank has been duly adopted by said Board at its meeting held January 5, 2015.

CERTIFICATION

The undersigned, Steve Anderson, the duly appointed and authorized Treasurer of the City of Dyersburg, does hereby certify and affirm that the foregoing Resolution Authorizing Banking Accounts at First Citizens National Bank was duly adopted by the Board of Mayor and Aldermen of the City of Dyersburg at its lawfully convened public session held January 5, 2015.

Steve Anderson, Treasurer
City of Dyersburg

Exhibit 6

RESOLUTION OF BOARD OF MAYOR AND ALDERMEN AUTHORIZING BANKING ACCOUNTS AT SECURITY BANK

RESOLVED, that the banking accounts are hereby authorized to be established and maintained by the City of Dyersburg (“City”) at Security Bank (“Bank”) in the name and for the use of the City, and that monies, checks or other funds of the City be deposited in said accounts. Further, until otherwise notified in writing, the Bank be and it is hereby authorized to make payments from the funds of the City on deposit in said accounts, through draft, check or other instrument or form of payment of the City executed by any two (2) of the following corporate officers, whom the Bank may rely upon as duly authorized and entitled to take any and all actions with respect to such account, to wit:

Mayor – John Holden
Treasurer – Steve Anderson
Recorder – Robert C. Jones

There are 2 bank accounts authorized by this Resolution.

RESOLVED FURTHER, that the Bank is authorized to receive for deposit or collection any item purporting to be endorsed in the name of the City, and that all checks, drafts, notes or other negotiable papers or electronic payments endorsed, signed or authorized by the foregoing persons on behalf of the City, including checks or other instruments or forms of payment drawn to cash or to individual order of any officer or employee of the City, shall be honored and paid by Bank, without need to inquire as to whether the same be drawn or required for the City’s business or benefit, and all such payments shall be charged to City’s accounts;

RESOLVED FURTHER, that any and all acts and things done heretofore or hereafter pursuant to the authority of this Resolution by the Bank or by the officers of the City be and the same are hereby fully ratified and approved, and that this Resolution shall continue in full force and effect until written notice of revocation, duly signed in the name of the City by Mayor and Recorder thereof and, if required, duly sealed shall have been received by the Bank; and

RESOLVED FURTHER, that a certified true and correct copy of the foregoing Resolution, or a form of any resolution similar thereto, may be presented to the Bank as evidence of the authority of the appropriate officers of the City to establish the City’s account and to execute, on behalf of the City, an Account Agreement and such other agreements, documents and instruments as may be required by the Bank at any time.

WHEREFORE, the foregoing Resolution of the Board of Mayor and Aldermen of the City of Dyersburg Authorizing Banking Accounts at Security Bank has been duly adopted by said Board at its meeting held January 5, 2015.

CERTIFICATION

The undersigned, Steve Anderson, the duly appointed and authorized Treasurer of the City of Dyersburg, does hereby certify and affirm that the foregoing Resolution Authorizing Banking Accounts at Security Bank was duly adopted by the Board of Mayor and Aldermen of the City of Dyersburg at its lawfully convened public session held January 5, 2015.

Steve Anderson, Treasurer
City of Dyersburg

Exhibit 7

RESOLUTION OF BOARD OF MAYOR AND ALDERMEN
AUTHORIZING BANKING ACCOUNTS AT
FIRST STATE BANK

RESOLVED, that the banking accounts are hereby authorized to be established and maintained by the City of Dyersburg ("City") at First State Bank in the name and for the use of the City, and that monies, checks or other funds of the City be deposited in said accounts. Further, until otherwise notified in writing, the Bank be and it is hereby authorized to make payments from the funds of the City on deposit in said accounts, through draft, check or other instrument or form of payment of the City executed by any two (2) of the following corporate officers, whom the Bank may rely upon as duly authorized and entitled to take any and all actions with respect to such account, to wit:

Mayor – John Holden
Treasurer – Steve Anderson
Recorder – Robert C. Jones

There are 3 bank accounts authorized by this Resolution.

RESOLVED FURTHER, that the Bank is authorized to receive for deposit or collection any item purporting to be endorsed in the name of the City, and that all checks, drafts, notes or other negotiable papers or electronic payments endorsed, signed or authorized by the foregoing persons on behalf of the City, including checks or other instruments or forms of payment drawn to cash or to individual order of any officer or employee of the City, shall be honored and paid by Bank, without need to inquire as to whether the same be drawn or required for the City's business or benefit, and all such payments shall be charged to City's accounts;

RESOLVED FURTHER, that any and all acts and things done heretofore or hereafter pursuant to the authority of this Resolution by the Bank or by the officers of the City be and the same are hereby fully ratified and approved, and that this Resolution shall continue in full force and effect until written notice of revocation, duly signed in the name of the City by Mayor and Recorder thereof and, if required, duly sealed shall have been received by the Bank; and

RESOLVED FURTHER, that a certified true and correct copy of the foregoing Resolution, or a form of any resolution similar thereto, may be presented to the Bank as evidence of the authority of the appropriate officers of the City to establish the City's account and to execute, on behalf of the City, an Account Agreement and such other agreements, documents and instruments as may be required by the Bank at any time.

WHEREFORE, the foregoing Resolution of the Board of Mayor and Aldermen of the City of Dyersburg Authorizing Banking Accounts at First State Bank has been duly adopted by said Board at its meeting held January 5, 2015.

CERTIFICATION

The undersigned, Steve Anderson, the duly appointed and authorized Treasurer of the City of Dyersburg, does hereby certify and affirm that the foregoing Resolution Authorizing Banking Accounts at First State Bank was duly adopted by the Board of Mayor and Aldermen of the City of Dyersburg at its lawfully convened public session held January 5, 2015.

Steve Anderson, Treasurer
City of Dyersburg

Exhibit 8

RESOLUTION OF BOARD OF MAYOR AND ALDERMEN AUTHORIZING BANKING ACCOUNTS AT FIRST SOUTH BANK

RESOLVED, that the banking accounts are hereby authorized to be established and maintained by the City of Dyersburg ("City") at First South Bank ("Bank") in the name and for the use of the City, and that monies, checks or other funds of the City be deposited in said accounts. Further, until otherwise notified in writing, the Bank be and it is hereby authorized to make payments from the funds of the City on deposit in said accounts, through draft, check or other instrument or form of payment of the City executed by any two (2) of the following corporate officers, whom the Bank may rely upon as duly authorized and entitled to take any and all actions with respect to such account, to wit:

Mayor – John Holden
Treasurer – Steve Anderson
Recorder – Robert C. Jones

There are 3 bank accounts authorized by this Resolution.

RESOLVED FURTHER, that the Bank is authorized to receive for deposit or collection any item purporting to be endorsed in the name of the City, and that all checks, drafts, notes or other negotiable papers or electronic payments endorsed, signed or authorized by the foregoing persons on behalf of the City, including checks or other instruments or forms of payment drawn to cash or to individual order of any officer or employee of the City, shall be honored and paid by Bank, without need to inquire as to whether the same be drawn or required for the City's business or benefit, and all such payments shall be charged to City's accounts;

RESOLVED FURTHER, that any and all acts and things done heretofore or hereafter pursuant to the authority of this Resolution by the Bank or by the officers of the City be and the same are hereby fully ratified and approved, and that this Resolution shall continue in full force and effect until written notice of revocation, duly signed in the name of the City by Mayor and Recorder thereof and, if required, duly sealed shall have been received by the Bank; and

RESOLVED FURTHER, that a certified true and correct copy of the foregoing Resolution, or a form of any resolution similar thereto, may be presented to the Bank as evidence of the authority of the appropriate officers of the City to establish the City's account and to execute, on behalf of the City, an Account Agreement and such other agreements, documents and instruments as may be required by the Bank at any time.

WHEREFORE, the foregoing Resolution of the Board of Mayor and Aldermen of the City of Dyersburg Authorizing Banking Accounts at First South Bank has been duly adopted by said Board at its meeting held January 5, 2015.

CERTIFICATION

The undersigned, Steve Anderson, the duly appointed and authorized Treasurer of the City of Dyersburg, does hereby certify and affirm that the foregoing Resolution Authorizing Banking Accounts at First South Bank was duly adopted by the Board of Mayor and Aldermen of the City of Dyersburg at its lawfully convened public session held January 5, 2015.

Steve Anderson, Treasurer
City of Dyersburg

The signatory authorities for these banking accounts are the three corporate officers: Mayor John Holden, Treasurer Steve Anderson and Recorder Bob Jones.

c. Reappointment of Alderman Dennis Moody to the Dyersburg Electric Power Board for a term of four years coinciding with his duly elected Alderman seat.

Mayor Holden requested the reappointment of Alderman Dennis Moody to the Dyersburg Electric Power Board. Alderman Robert Taylor, Jr. motioned for the appointment with a second by Alderman Kevin Chaney. The appointment was unanimously approved.

Report from Alderman and Alderwomen:

Alderman Bob Kirk: Inquired as to the time frame for leaf pick-up. Mayor Holden stated the leaf pick-up would continue through March 1, 2015.

Alderman Bill Escue: Thanked all citizens who voted for him for the Alderman position and confirmed his commitment to serve the community.

Alderman Terry Glover: Complemented the effort by the Street Department in filling potholes on public streets.

Alderman Kevin Chaney: Welcomed the new Board members.

Alderman Mike Morgan: Stated he felt blessed and honored to be a member of the Board of Alderman and pledged his commitment to Board service.

Alderman Dennis Moody: Stated that he looked forward to working with the new Board over the next 4 years, and cautioned citizens of impending cold weather over the next several days. He encouraged all to check on the elderly, pets, and inform the City (311) of any observed frozen water pipe leaks.

Alderwoman Carolyn Norman: Stated her appreciation to the voters and acknowledged the opportunity to serve the community.

Alderman Robert Taylor Jr.: Congratulated all new Aldermen and on their election to the Board.

Communications from the Mayor:

- Stated his looking forward to working with the newly elected Board of Aldermen.
- Presented the Aldermen the City Committees assignments.
- Presented collective contact information for all members of the new Board.
- Presented end of Year (January – November) sales results for the Dyersburg Regional-municipal Airport:
 - 2013 - All sales and services = \$455,946.93
 - 2014 - All sales and services = \$599,207.68 (27.15% increase)
- Announced the Grand Opening ceremony for DOT Foods Industry – January 7, 2014, 3:30 p.m. at DOT Foods.

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

John Holden, Mayor

Robert C. Jones, City Recorder