

**Board of Mayor and Aldermen Meeting**  
**Monday April 2, 2012**  
**Municipal Building, Courtroom**

- (1) **Call to Order:** The Board of Mayor and Aldermen met in regular session on Monday April 2, 2012; 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 Alderman Robert Taylor, Jr. Mayor Holden noted all Board members were present.
- (2) **Approval of Minutes:** Minutes of the March 19, 2012 meeting were approved on a motion by Alderman Bart Williams, followed by a second from Alderman Taylor. The motion passed approving the minutes.
- (3) **Unfinished Business:** None presented.
- (4) **New Business:**

**a. Russell Burrow – Lawsuit Settlement – Attorney Geoffrey Lindley (TML), Attorney Christine Coronado.**

Attorney Geoffrey Lindley (Tennessee Municipal League) presented the most current information and attorney recommendation on a federal lawsuit filed on 6/29/2011, against the City of Dyersburg by Russell Burrow, K-9 officer with the City of Dyersburg Police Department. This case was turned over to the city attorney and TML for their handling of the case. Mr. Lindley summarized this type of lawsuit that the damages are paid at double the rate and that all plaintiffs’ attorney fees are paid if the plaintiff is successful in the lawsuit. With this in mind a settlement has been negotiated and he recommended the Board approve a settlement in the amount of \$30,000. Mayor Holden entertained a motion from the Board to approve the TML attorney recommendation. Alderman Bart Williams moved to approve the recommendation, with a second by Alderman Bob Kirk. The motion passed by full board vote.

**b. Cemetery Committee Meeting – March 28, 2012 – Chairman Robert Taylor Jr.**

Alderman Taylor presented the minutes of the March 28, 2012, Cemetery Committee Meeting. The minutes reflected an update of the status of the City Cemetery Department, including a general range of budget expenditures over the past few years. Discussion included:

- the beginning of sales of the last area of grave sites inside the fence in the Fairview Cemetery,
- the practice of double stacking burials,
- unused family plots that may be available for purchase,

- abuse and theft of grave stones at the East Court Cemetery,
- flag pole policies, and information for the public regarding their usage,
- mowing schedules, clean-up after storms, and
- physical conditions of all four City owned and operated cemetery locations.

**c. Resolution 04022012 – Energy Efficient Schools Initiative Loan Agreement.**

Mayor Holden reviewed the need for the Board to approve a loan resolution regarding a prior project request from Mr. Durbin, Director of City Schools regarding the replacement of two 1969 model inefficient boilers at Dyersburg High School with 95% efficient boilers replacement of a 430-ton inefficient chiller with a very high efficient VFD chiller that also uses environmentally friendly refrigerant.

Mayor Holden entertained a motion from the Board to approve the City Schools application resolution as presented. Alderman Dennis Moody moved to approve the resolution, with a second by Alderman Robert Taylor, Jr. The motion passed by full board vote.

**d. Bids: Greg Williams, Purchasing Agent, City of Dyersburg**

1. Department: Cemetery

Item: (2) New Zero-turn Mowers

Purpose: Replace older mowers

Budgeted: \$26,000

Notification – State Gazette, direct to 4 vendors

Bids:	Diesel	Gasoline
First Choice Farm & Lawn	\$29,498.00	\$21,900.00
TN Tractor	\$24,948.00	\$19,020.00
The Grasshopper Co.	\$22,568.00	\$19,504.00
Century Equipment	\$24,660.00	\$16,100.00
		(\$ 8,050.00 each)

Recommendation: Mr. Williams recommended the bid be awarded to Century Equipment, Dyersburg, at \$16,100.00. 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 vote.

**e. Natural Gas Update – Greg Williams**

Mr. Greg Williams provided the Board with an update and comparison of the Natural Gas Market as related to current market prices and comparison of residential rate cost.

### **Report from Alderman and Alderwomen:**

**Alderman Bob Kirk:** Congratulated the Dyersburg Police Department for their national re-accreditation.

**Alderman Bart Williams:** Asked the Mayor about the mix of City and personal ownership of properties that were raised due to recent flooding. Mayor Holden said it was a mixture. Additionally, he stated the need for a public relations campaign to raise awareness of citizens regarding the need for historical preservation of the cemetery located on East Court Street.

**Alderman Dennis Moody:** Asked Mayor Holden about the status of buildings that have experienced severe damage due to flooding, and have not been repaired by property owners. Mayor Holden informed Alderman Moody that the City has provided a process for meetings and discussions with owners to assist them in the proper repair or potential removal. Where no actions have been taken by owners, after a significant period of time, the City has issued condemnation notices where appropriate to move this process forward. Alderman Moody further reminded citizens that they may call 311 to report any problems regarding houses or properties that require maintenance attention.

**Alderwoman Joan Wyatt:** Informed the Mayor of letters she has received from citizens complaining about the improper storage of tires on Lake Road, and trash debris needing pick up on Troy Avenue.

**Alderwoman Jewell Horner and Aldermen Robert Taylor, Jr., Terry Glover, Kevin Chaney had no report.**

### **Communications from the Mayor Holden:**

- Revenues at the Municipal Golf Course have increased for the year. Revenues for the first Quarter 2011 were \$32,132.74, as compared to 46,822.12, a revenue increase of \$14,689.38, or a 45.7% revenue increase.
- The cart path project is on schedule.
- Congratulated Mr. Jeff Moore and Tiffany Parker at the Water Plant for their recognition from the Tennessee Department of Conservation for their state rating of 98 out of 100 value points for safe drinking water.

The meeting adjourned at 7:22 p.m.

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John Holden, Mayor

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Robert C. Jones, City Recorder