

**Regular Meeting of the  
Board of Mayor and Council  
City of McKenzie  
McKenzie, TN**

**June 12, 2008**

**a. Call to Order** – Mayor Walter Winchester

**b. Opening Prayer** – Councilperson Arthur

**c. Roll Call** –

Mayor Winchester  
Councilperson Hale  
Councilperson Davis  
Councilperson Arthur  
Councilperson Allen  
Councilperson Holland  
Councilperson Adkins - Absent

**d. Mayor's Welcome**

Mayor Winchester welcomed citizens and department heads to the meeting.

**e. Approval of Minutes**

Motion made by Councilperson Davis, seconded by Councilperson Arthur, to approve the May 8, 2008 minutes. The motion passed.

**f. Financial Matters**

<b>1. Bills:</b>	<b><u>Vendor(s)</u></b>	<b><u>Amount</u></b>
	G & C Supply Co., Inc. (240' of 24" corrugated pipe to fix area On Hwy 79 in front of New Generations)	\$4,061.80

Motion made by Councilperson Hale, seconded by Councilperson Allen, to approve the bill for G & C Supply Co., Inc. The motion passed.

**g. Old Business**

None

**h. New Business**

**1. Public Hearing on amending the official zoning Map of McKenzie, Tennessee, to rezone Tax Parcels 5.00 and 6.00 Group C, Carroll County Tax Map 12M and Tax Parcels 15.01 and 24.03, Group K, Carroll County Tax Map 121, located on Highland Drive, South Oak Street and Clark Street from M-1 (Light Industrial) to B-2 (Highway Business)**

**Discussion:**

Mayor Winchester opened the public hearing. There was no citizen wishing to comment.

Mayor Winchester closed the public hearing.

**2. 2<sup>nd</sup> reading on Ordinance 429 (An ordinance amending the official zoning Map of McKenzie, Tennessee, to rezone Tax Parcels 5.00 and 6.00 Group C, Carroll County Tax Map 12M and Tax Parcels 15.01 and 24.03, Group K, Carroll County Tax Map 121, located on Highland Drive, South Oak Street and Clark Street from M-1 {Light Industrial} to B-2 {Highway Business})**

**Discussion:**

A copy of a map depicting the area to be rezoned was provided to the council and press.

**Action Taken:**

Motion made by Councilperson Hale, seconded by Councilperson Davis, to pass on 2<sup>nd</sup> reading of Ordinance 429.

Motion is by role call vote:

Councilperson Hale	<u>Y</u>	Councilperson Allen	<u>Y</u>
Councilperson Davis	<u>Y</u>	Councilperson Holland	<u>Y</u>
Councilperson Arthur	<u>Y</u>	Councilperson Adkins	<u>A</u>

Votes were as follows: Ayes - 5, Nays - 0, Abstain - 0, Absent - 1.  
The motion passed.

**3. Explanation from Barker Brothers Waste Collection on fuel surcharges to the City**

**Discussion:**

Brian Barker from Barker Brothers Waste Collection was present at the meeting. He provided an outline of the process utilized by the company to add the fuel surcharge to the city's sanitation bill. Attorney Kent Jones asked Mr. Barker if there had been any changes to the city's sanitation contract. Mr. Barker stated "No" and Attorney Jones asked by what part of the contract did they have the authority to add these additional charges to the bill and Mr. Barker stated the sentence that permitted "surcharges and additional fees" could be added to the bill. Mayor Winchester advised the council they would discuss this issue at a working session.

**4. 1<sup>st</sup> reading on Ordinance 428 (An ordinance to repeal Section 13-104 of the City of McKenzie Municipal Code and insert in lieu thereof a new section entitled "Overgrown and dirty lots)**

**Discussion:**

Mayor Winchester advised that the proposed section of the McKenzie Municipal Code would be more definitive and easier to understand and enforce than the short paragraph presently utilized in codes enforcement. The proposed section had been proposed by an attorney and had been enacted in other towns and had proved effective in codes enforcement.

**Action Taken:**

Motion made by Councilperson Arthur, seconded by Councilperson Holland, to pass on 1st reading of Ordinance 428.

Motion is by role call vote:

Councilperson Hale	<u>Y</u>	Councilperson Allen	<u>Y</u>
Councilperson Davis	<u>Y</u>	Councilperson Holland	<u>Y</u>
Councilperson Arthur	<u>Y</u>	Councilperson Adkins	<u>A</u>

Votes were as follows: Ayes - 5, Nays - 0, Abstain - 0, Absent - 1.

The motion passed.

**5. Mayor's reappointment of Ed Dillon to the McKenzie Municipal Regional Planning Commission**

**Discussion:**

Mayor advised that there was a term on the McKenzie Municipal Regional Planning Commission that was expiring and he recommended the council reappoint Mr. Ed Dillon to the Planning Commission.

**Action Taken:**

Motion made by Councilperson Hale, seconded by Councilperson Davis, to reappoint Ed Dillon to the McKenzie Municipal Regional Planning Commission. Motion is by role call vote:

Councilperson Hale	<u>Y</u>	Councilperson Allen	<u>Y</u>
Councilperson Davis	<u>Y</u>	Councilperson Holland	<u>Y</u>
Councilperson Arthur	<u>Y</u>	Councilperson Adkins	<u>A</u>

Votes were as follows: Ayes - 5, Nays - 0, Abstain - 0, Absent – 1.  
The motion passed.

**6. Discussion/Approval of Resolution 08-011 (A resolution for a Tobacco Free Campus located at McKenzie Regional Hospital, McKenzie Medical Center, Jackson Clinic and Spivey Eye Clinic)**

**Discussion:**

A request for this resolution had been proposed by the occupants of the Regional Hospital, Medical Center, Jackson Clinic and Spivey Eye Clinic to establish a Tobacco Free Campus in the area where all the listed clinics are located. Smoking prohibition had already been enforced inside the buildings and as these agencies were in the health business, they desire to make the campus a tobacco free campus.

**Action Taken:**

Motion made by Councilperson Hale, seconded by Councilperson Holland, to approve Resolution 08-011.

Motion is by role call vote:

Councilperson Hale	<u>Y</u>	Councilperson Allen	<u>Y</u>
Councilperson Davis	<u>Y</u>	Councilperson Holland	<u>Y</u>
Councilperson Arthur	<u>Y</u>	Councilperson Adkins	<u>A</u>

Votes were as follows: Ayes - 5, Nays - 0, Abstain - 0, Absent – 1.  
The motion passed.

**7. Discussion/Approval on borrowing money for street paving**

**Discussion:**

Mayor Winchester provided a list of streets that the Paving Committee had reviewed and recommended for consideration to repave. There was discussion of possibly borrowing money to pay for the pavement project or reducing it to a point that the street aid fund and funds generated with the sales of wheel tax

stickers would pay for a majority of the cost. This item will be placed on the July agenda for further discussion.

**Action Taken:**

Mayor Winchester advised the council this item would be placed on the July agenda and asked the council to review the streets on the list.

**8. Discussion/Approval to have a “called meeting” on Monday, June 30<sup>th</sup> to amend 2007-2008 Budget**

**Discussion:**

Mayor Winchester advised the Council that a called meeting was necessary to amend the budget for this fiscal year and as June 30<sup>th</sup> was the last day of the month and fiscal year, the meeting was scheduled for this date.

**Action Taken:**

Motion made by Councilperson Hale, seconded by Councilperson Davis, to approve a called meeting for June 30, 2008 to amend the budget for 2007-2008.

Motion is by role call vote:

Councilperson Hale	<u>Y</u>	Councilperson Allen	<u>Y</u>
Councilperson Davis	<u>Y</u>	Councilperson Holland	<u>Y</u>
Councilperson Arthur	<u>Y</u>	Councilperson Adkins	<u>A</u>

Votes were as follows: Ayes - 5, Nays - 0, Abstain - 0, Absent – 1.  
The motion passed.

**Non-Agenda Item:**

Motion made by Councilperson Arthur, seconded by Councilperson Allen, to suspend the rules to address a non-agenda item. The motion passed.

**9. Discussion/Approval of Resolution 08-012 (A resolution requesting the assistance of the Municipal Technical Advisory Service (MTAS) in the codification and revision of the City’s Ordinances)**

**Discussion:**

Mayor Winchester advised the council there was a need to update the city code and a resolution was necessary to begin the process. The last update of the McKenzie Municipal Code Book was in 2002 or 2003.

**Action Taken:**

Motion made by Councilperson Davis, seconded by Councilperson Holland, to approve Resolution 08-012.

Motion is by role call vote:

Councilperson Hale	<u>Y</u>	Councilperson Allen	<u>Y</u>
Councilperson Davis	<u>Y</u>	Councilperson Holland	<u>Y</u>
Councilperson Arthur	<u>Y</u>	Councilperson Adkins	<u>A</u>

Votes were as follows: Ayes - 5, Nays - 0, Abstain - 0, Absent – 1.  
The motion passed.

**Non-Agenda Item:**

Motion made by Councilperson Arthur, seconded by Councilperson Hale, to suspend the rules to address a non-agenda item. The motion passed.

**10. Discussion/Approval from Council to recommend the bid for State Route 124 Sidewalk Improvements to Tennessee Department of Transportation (TDOT)**

**Discussion:**

Copies of the approved bid tabulations were provided to the council members. The bids had been opened at a public meeting on June 05, 2008 by Angelia Howard, member of the engineering company of Grisham, Smith and Partners. The bids were tabulated by the engineering firm and the company of Martin Paving Company of Medina was recommended to the council and the council was to consider the recommendation and made a recommendation to TDOT. TDOT will then review the bid tabulation and make a decision to award or not award the contract to Martin Paving.

**Action Taken:**

Motion made by Councilperson Davis, seconded by Councilperson Arthur, to recommend the low bid by Martin Paving to TDOT for the State Route 124 Sidewalk Improvement Project.

Motion is by role call vote:

Councilperson Hale	<u>Y</u>	Councilperson Allen	<u>Y</u>
Councilperson Davis	<u>Y</u>	Councilperson Holland	<u>Y</u>
Councilperson Arthur	<u>Y</u>	Councilperson Adkins	<u>A</u>

Votes were as follows: Ayes - 5, Nays - 0, Abstain - 0, Absent – 1.

The motion passed.

**i. Citizens Input**

None

**j. Council Discussion/Reports:**

Councilperson Holland gave a report from the Parks and Recreation Advisory Board about the fall sports that were registering at the present time and that the Parks and Recreation Advisory Board would be reviewing the summer season in the near future. She also advised about the activities scheduled for the 4<sup>th</sup> of July Freedom Festival with local community singers, David Johnson Course and fireworks. There will be food vendors, ice cream making contest and a parade beginning at 6:00 p.m. from the First Baptist Church parking lot.

Councilperson Davis reported that the fire department had battled a house fire for 4 hours earlier in the week and Mayor Winchester advised that he had seen the fire department in training at the New Generations parking lot on June 10, 2008 as part of their continuing training.

**k. Any Other Business:**

There will be a retail sales community meeting on June 26, 2008 at 7:00 p.m. in the council chambers. Selected citizens from the community in positions of leadership have been invited to attend and voice their thoughts on how to attract more retail sales to the community.

**l. Adjournment**

With no further business, motion was made by Councilperson Holland, seconded by Councilperson Hale, to adjourn. The motion passed.

**APPROVED:** \_\_\_\_\_  
**Walter Winchester, Mayor**

**ATTEST:** \_\_\_\_\_  
Charlie Beal, CMC  
City Clerk/Recorder