

## **MINUTES OF THE MARTIN BOARD OF MAYOR AND ALDERMEN**

**December 13, 2004 5:15 PM City Hall Chambers**

BE IT REMEMBERED the Regular Meeting of the Board of Mayor and Aldermen for the City of Martin, Tennessee, was held Monday, December 13, 2004, at 5:15 pm in the City Hall Chambers, when the following was held to wit:

MEMBERS PRESENT: HONORABLE RANDY BRUNDIGE, MAYOR  
HONORABLE DANNY NANNEY, ALDERMAN WARD I  
HONORABLE BILL HARRISON, ALDERMEN WARD I  
HONORABLE DAVID BELOTE, ALDERMAN WARD II  
HONORABLE JOHNNY TUCK, ALDERMAN WARD II  
HONORABLE NATALIE BOYD, ALDERMAN WARD III  
HONORABLE RANDY EDWARDS, ALDERMAN WARD III

MEMBERS ABSENT: NONE

Also present: City Recorder Chris Mathis.

### **CALL TO ORDER AND INVOCATION**

Mayor Brundige called the December 13, 2004 City of Martin Board of Mayor and Aldermen meeting to order. Alderman Edwards gave the invocation.

### **PLEDGE OF ALLEGIANCE**

Mayor Brundige lead the group in the Pledge of Allegiance to the flag.

### **PROCLAMATION FOR MTD PRODUCTS MAYOR BRUNDIGE**

Mayor Brundige explained MTD is a valuable asset to this community. I would like to congratulate them on the production at the Martin facility of their 1,000,000<sup>th</sup> RT-99 mower.

Mayor Brundige read the following Proclamation:

WHEREAS, MTD Products, Inc. opened its facility in 1985 and has been in the Martin community for nineteen (19) years, and;

WHEREAS, MTD continues to employ 51% of the original employees, thereby demonstrating the commitment and dedication of their people, and;

WHEREAS, MTD is Weakley County's largest Industrial employer and therefore supports countless families, and;

WHEREAS, MTD produced it's 1,000,000th RT-99 mower on Friday, November 19, 2004, six years after it's first RT-99 was produced.

NOW, THEREFORE, the Board of Mayor and Aldermen of Martin, Tennessee do hereby proclaim our sincere congratulations and express our deep appreciation to MTD and all of their employees for their community-minded spirit and their relentless dedication to excellence

Signed: Mayor Randy Brundige  
December 13, 2004

Several employees from MTD Products were present. Ms. Janet Elliott representing MTD received the proclamation and spoke, "I just want to say thank you to the city and commissioners for all the support you all give us especially recently in the warehouse project and it is just good to be a part of the community and to support the city and community in everything we do and thank you very much."

**APPROVAL OF MINUTES                      NOVEMBER 08, 2004**

Alderman Nanney made the motion to approve the minutes of the November 08, 2004 meeting as written, seconded by Alderman Belote.

VOTE:                      UNANIMOUS VOICE VOTE OF APPROVAL

**POLICE DEPARTMENT                      CHIEF DAVID MOORE**

Chief Moore explained December is DUI month. To coincide with this our department has already begun stepping up enforcement of violation of the drinking age law and enforcement as well as DUI patrols. We have already shown an increase in related arrests. This program is being conducted by our officers working overtime and is being funded through the Governor's Highway Safety Office. We are hoping to make the City of Martin a safer place for families. If you see more of us out it will not be at the expense of the citizens of Martin but the Governor's Highway Safety Office.

Sammy Lyles has graduated from the FBI Academy and is back at work.

**FIRE DEPARTMENT                      CHIEF ORAN TRUE**

Chief True spoke; we are in the middle of hiring process for two firemen. Saturday was the first day of physical agility testing and it actually went very well. The second day of this will be next Saturday. Written exams will be Monday and oral interviews will be 11<sup>th</sup>, 12<sup>th</sup> and 13<sup>th</sup> of January. After that we narrow the field and go through chief's interviews, physicals, and psychologies. Hopefully we will be coming to you in February with a list for you to hire.

When I came on duty, one of my commitments to you was training and in the last seven months we have completed 336 man-hours of training.

**SECOND AND FINAL READING AND PUBLIC HEARING OF ORDINANCE O2004-14: AN ORDINANCE TO AMEND CITY OF MARTIN, TENNESSEE CEMETERY ORDINANCE O2001-01. This is a recommendation from the Cemetery Committee and was published in the Weakley County Press, 11/23/2004.**

Mayor Brundige introduced and presented for the second and final reading and public hearing Ordinance O2004-14: An ordinance to amend City of Martin, Tennessee Cemetery Ordinance O2001-01. This is a recommendation from the Cemetery Committee and was published in the Weakley County Press, 11/23/2004.

**Public Hearing**

Mayor Brundige opened the public hearing for Ordinance O2004-14 asking if there was anyone in attendance wishing to speak for or against the ordinance. No one spoke.

City Recorder Mathis read Ordinance O2004-14. A copy follows:

**AN ORDINANCE TO AMEND THE CITY OF MARTIN, TENNESSEE,  
CEMETERY ORDINANCE, 2002-01**

BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN FOR THE CITY OF MARTIN, TENNESSEE, THAT:

SECTION 1. The following shall take the place of Section 8. A, B, & C

Section 8. The following schedule shall establish the fees for the grave opening/closing in all city owned cemeteries: Traditional cemetery grave opening/closing fees shall be \$350.00.

A. Regular full-time employees of the City Martin, their spouse, a child under eighteen (18) years of age who resides at home, and mother or father shall have no grave opening/closing charge.

SECTION 2. Section 8. C, D, & E shall become C. & D.

SECTION 3. This Ordinance shall take effect from and after its passage on the second and final reading.

ATTEST:

APPROVED:

\_\_\_\_\_  
Chris Mathis, City Recorder

\_\_\_\_\_  
Randy Brundige, Mayor



Mayor Brundige declared Ordinance O2004-15 approved.

**INTRODUCTION, SECOND AND FINAL READING, AND PUBLIC HEARING OF ORDINANCE O2004-16: AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE FOR MARTIN, TENNESSEE REGARDING PERMANENT ON-PREMISES SIGNS. This is a recommendation from the Planning Commission and was published the Weakley County Press, 11/23/2004.**

Mayor Brundige introduced and presented for the second and final reading and public hearing Ordinance O2004-16: An ordinance to amend the Municipal Zoning Ordinance for Martin, Tennessee regarding permanent on-premises signs. This is a recommendation from the Planning Commission and was published in the Weakley County Press, 11/23/2004.

**Public Hearing**

Mayor Brundige opened the public hearing for Ordinance O2004-16 asking if there was anyone in attendance wishing to speak for or against the ordinance. No one spoke.

City Recorder Mathis read Ordinance O2004-16. A copy follows:

**ORDINANCE O2004-16**

**AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE FOR MARTIN, TENNESSEE, REGARDING PERMANENT ON-PREMISES SIGNS.**

**WHEREAS,** pursuant to *Tennessee Code Annotated*, Section 13-7-201 through 13-7-211, the City of Martin has adopted a Municipal Zoning Ordinance; and

**WHEREAS,** in accordance with *Tennessee Code Annotated* Sections 13-7-203 and 13-7-204, the Martin Municipal-Regional Planning Commission has recommended the following amendment to the Municipal Zoning Ordinance, Article IX. Sign Regulations, relative to permanent on-premises signs; and

**WHEREAS,** the Martin Mayor and Board of Aldermen has deemed such to be necessary for the welfare of the residents and property owners thereof this City as a whole; and

**WHEREAS,** the Martin Board of Mayor and Aldermen has held a public hearing pursuant to *Tennessee Code Annotated* Section 13-7-203 for the purpose of receiving public comment.

**NOW, THEREFORE, BE IT ORDAINED BY THE MARTIN MAYOR AND BOARD OF ALDERMEN:**

**SECTION 1.** That the text of the Zoning Ordinance of Martin, Tennessee be amended by deleting Article IX, Section F. 2. A. 1. and inserting in its place the following text:

1. One on-premises ground sign limited in area to one square foot of sign per one foot of road frontage, but not to exceed a total of sixty-four square feet. Corner lots may have one on-premises ground sign per road frontage with each limited in area to one square foot of sign per one foot of road frontage, but not to exceed a total of sixty-four square feet for either sign. The maximum height of an on-premises ground sign shall be limited to fifteen feet.

**SECTION 2.** That the text of the Zoning Ordinance of Martin, Tennessee be amended by deleting Article IX, Section F. 2. B. 1. and inserting in its place the following text:

1. One on-premises ground sign per 150 feet of road frontage or portion thereof, with each sign limited in area to one square foot of sign per one foot of road frontage, but not to exceed a total of 100 square feet. Corner lots may have one on-premises ground sign per 150 feet of road frontage or portion thereof per street frontage, with each sign limited in area to one square foot of sign per one foot of road frontage, but not to exceed a total of 100 square feet. However, in the case of a shopping center, mall, or other arrangement in which the property for parking and/or frontage is under common or shared ownership, the shopping center, mall, or other arrangement may, upon approval of a master sign plan for the development to ensure uniformity in free-standing and building signs, erect on permanent on-premises ground sign per street frontage limited in area to one square foot of sign area per one foot of road frontage but not to exceed a total of 200 square feet in area. Corner lots may utilize both road frontages in the computation. The maximum height of an on-premises ground sign shall be limited to thirty-five feet; however, if the street grade of a collector status street (as shown on the City of Martin’s Major Road Plan) is at an elevation above the proposed lot so that a thirty-five feet tall sign is rendered useless, a taller sign up to a maximum of fifty feet may be allowed.

**SECTION 3. BE IT FURTHER ORDAINED** that this Ordinance shall become effective immediately upon its passage, after second and final reading, **THE PUBLIC WELFARE REQUIRING IT.**

Date Passed First Reading: November 08, 2004

Date of Second Reading \_\_\_\_\_

Date of Public Hearing: December 13, 2004

ATTESTED:

APPROVED:

\_\_\_\_\_  
Chris Mathis, City Recorder

\_\_\_\_\_  
Randy Brundige, Mayor

Alderman Nanney made the motion to approve on the second and final reading Ordinance O2004-16: An ordinance to amend the Municipal Zoning Ordinance for Martin, Tennessee regarding permanent on-premises signs, seconded by Alderman Edwards.



HISTORIC ZONING COMMISSION

Mr. Warner Pace  
Mr. Marvin Downing  
Ms. Stephanie Mueller  
Ms. Brenda Ofenheusle  
Ms Pam Lester  
Mr. Chet Alexander  
Ms. Dee Cannon  
Dr. Elaine Harriss  
Dr. Brenda Gullede  
Ex-Officio Member:  
Alderman Johnny Tuck

MARTIN BOARD OF ZONING APPEALS

Mr. Bucky Harris  
Mr. John Bell  
Mr. Clyde Miles  
Mr. Jeff Capps  
Alderman Natalie Boyd

ALCOHOLIC BEVERAGE CONTROL BOARD

Ms. Suezane Speight  
Mr. Jackie Reese  
Mr. Nathaniel Owens  
Mr. David Spencer  
Alderman Bill Harrison  
Alderman David Belote  
Mayor Randy Brundige

MARTIN INDUSTRIAL DEVELOPMENT BOARD

Mr. Tom Payne  
Mr. Tim Moore  
Mr. Larry Alexander  
Mr. Ted Blackwell  
Mr. Johnny Vincent  
Mr. Tom Seratt  
Mr. James O. Moore  
Mr. Dale Overton  
Mr. Sam Lewallen  
Alderman Bill Harrison

MARTIN HOUSING AUTHORITY

Mr. Richard Maloan  
Mr. Jeff Thompson  
Ms. Janet Elliott  
Mr. Hoover Nunley  
Dr. Sanford Truitt  
Director Brian Harris

MARTIN PARKS AND RECREATION  
COMMISSION

Mr. Jerry Burgin  
Mr. Mike Garner  
Ms. Jessie Harrell  
Mr. Wade Bigham  
Mr. Lee Pritchett  
Ex-Officio Members:  
Alderman Danny Nanney  
Alderman Johnny Tuck  
Alderwoman Natalie Boyd

SENIOR CITIZENS ADVISORY COM.

Mr. Estle Marshall  
Mr. Marshall Hazlewood  
Ms. Billy Jean Erwin  
Ms. Lottie Cooper  
Ms. Cora Gill  
Mr. Irv Hoff  
Mr. Ed Crockett  
Ms. Barbara Burton  
Ms. Oleta Johnson  
Ex-Officio Member:  
Mayor Randy Brundige



MARTIN ECONOMIC DEVELOPMENT CORPORATION BOARD

Mr. Brian Harris	Mr. Nick Dunagan
Mr. Tom Payne	Mr. Tracy McGhee
Ms. Joan Pritchett	Mr. Harold Melson
Mr. Chet Alexander	Mayor Randy Brundige
Ms. Belinda Overman	Mr. Sam Lewallen
Mr. Tom McCollum	Mr. Stanley Evans
Alderwoman Natalie Boyd	
Ex-Officio Member:	
Ms. Suzie German	

MARTIN BEAUTIFUL COMMITTEE

Dr. Marvin Downing  
Ms. Carman Pendergrass  
Mr. Terry Vassey  
Ms. Audrey Roberts  
Ms. Barbara Trentham  
Mr. Charles Vowell  
Dr. Elaine Harriss  
Mr. Scott McDonald  
Mr. Bob Smith  
Mr. Lon May  
Mr. Bobby Hathcock  
MS. Joan Pritchett  
Ms. Edna Harris

MARTIN TREE BOARD

Mr. Earl Wright  
Mr. Alva W. Pendergrass  
Mr. Guy Robbins  
Dr. Greg Moore  
Mr. David Vowell  
Dr. James L. Byford  
Dr. R. Albert Smith  
Mr. Elmer Counce  
Mr. Brent Melton

CITIZEN POLICE ACADEMY COMMITTEE

Mr. Steve Lemond  
Mr. Keith Pettit  
Ms. Jean Lane  
Ms. Lucile Sharrock  
Ms. Lynne Hall  
Ms. Audrey Roberts  
Mr. James Denton Bell  
Ms. Edith Adcock

Alderman Nanney made the motion to approve the above stated committees, seconded by Alderman Edwards.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

**A REQUEST FROM MR. JOEY PIERCE TO BE ALLOWED TO DONATE HIS ACCUMULATED SICK LEAVE TIME TO MR. JAMIE SUMMERS**

Mayor Brundige presented a request from Mr. Joey Pierce to be allowed to donate his accumulated sick leave time to Mr. Jamie Summers

Alderman Tuck made the motion to allow Mr. Joey Pierce to donate his accumulated sick leave time to Mr. Jamie Summers, seconded by Alderman Harrison.

VOTE:	FOR:	HONORABLE NANNEY HONORABLE HARRISON HONORABLE BELOTE HONORABLE TUCK HONORABLE BOYD HONORABLE EDWARDS
	AGAINST:	NONE

Mayor Brundige declared the motion approved.

**BID FOR NEW ROOF ON PARKS AND RECREATION BUILDING**

Mayor Brundige presented a bid of \$8,925.00 from Wade-Dortch Roofing to install a new roof on the Senior Citizens Building, which is a part of the Parks and Recreation Complex. We will have to accept or reject this bid.

Alderman Nanney made the motion to reject the bid of \$8,925.00 from Wade-Dortch Roofing to install a new roof on the Senior Citizens Building, seconded by Alderman Harrison.

Mayor Brundige stated this bid seems a little high or we need to check our specs because we did another building almost this same size last year and the cost was \$3,900.00.

VOTE:	FOR:	HONORABLE NANNEY HONORABLE HARRISON HONORABLE BELOTE HONORABLE TUCK HONORABLE BOYD HONORABLE EDWARDS
	AGAINST:	NONE

Mayor Brundige declared the motion approved.

**APPROVAL OF TWO (2) EASEMENTS TO WEAKLEY COUNTY ELECTRIC SYSTEM**

Mayor Brundige presented two (2) easements for Weakley County Electric System that will allow them to have right-of-way on Industrial Park Drive.

Alderman Harrison made the motion to approve granting two (2) easements for Weakley County Electric System for right-of-way on Industrial Park Drive, seconded by Alderman Tuck.

VOTE:	FOR:	HONORABLE NANNEY HONORABLE HARRISON HONORABLE BELOTE HONORABLE TUCK HONORABLE BOYD HONORABLE EDWARDS
	AGAINST:	NONE

Mayor Brundige declared the motion approved.

**INTRODUCTION AND READING RESOLUTION R2004-31: A RESOLUTION APPOINTING MR. RICHARD PHEBUS AS THE CITY OF MARTIN, TENNESSEE REPRESENTATIVE TO THE WEAKLEY COUNTY SOLID WASTE PLANNING REGION**

Mayor Brundige introduced and presented for consideration Resolution R2004-31: A resolution appointing Mr. Richard Phebus as the City of Martin, Tennessee representative to the Weakley County Solid Waste Planning Region.

City Recorder Mathis read Resolution R2004-32. A copy follows:

**RESOLUTION R2004-31**

**A RESOLUTION APPOINTING MR. RICHARD PHEBUS AS THE CITY OF MARTIN, TENNESSEE REPRESENTATIVE TO THE WEAKLEY COUNTY SOLID WASTE PLANNING REGION.**

WHEREAS, the legislative body of Weakley County, Tennessee has approved the dissolution of the Lake, Obion and Weakley Counties Solid Waste Planning Region and has formed the Weakley County Solid Waste Planning Region; and

WHEREAS, the Weakley County Solid Waste Planning Region will be governed by a board to administer the activities of said region; and

WHEREAS, the City of Martin, pursuant to *Tennessee Code Annotated* 68-211-813 (b)(1), is entitled to representation on the board of said Weakley County Solid Waste Planning Region; and

WHEREAS, the Mayor of the City of Martin, Tennessee, with full concurrence of the Board of Mayor and Aldermen, hereby nominates and appoints Mr. Richard Phebus to be the City of Martin, Tennessee representative to the governing board of the Weakley County Solid Waste Planning Region.

THEREFORE, BE IT RESOLVED that this resolution shall take effect upon its passage, THE PUBLIC WELFARE REQUIRING IT.

Motion made by Alderman \_\_\_\_\_ that the forgoing resolution be approved. Seconded by Alderman \_\_\_\_\_. Upon being put to a roll call vote, the motion passed on the 13th day of December 2004.

ATTESTED:

SIGNED:

\_\_\_\_\_  
Chris Mathis, City Recorder

\_\_\_\_\_  
Randy Brundige, Mayor

Alderman Edwards made the motion to approve Resolution R2004-31: A resolution appointing Mr. Richard Phebus as the City of Martin, Tennessee representative to the Weakley County Solid Waste Planning Region, seconded by Alderman Nanney.

VOTE:	FOR:	HONORABLE NANNEY HONORABLE HARRISON HONORABLE BELOTE HONORABLE TUCK HONORABLE BOYD HONORABLE EDWARDS
	AGAINST:	NONE

Mayor Brundige declared Resolution R2004-31 approved.

**INTRODUCTION AND FIRST READING OF ORDINANCE O2004-17: AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE AND MAP FOR MARTIN, TENNESSEE BY REZONING ONE TRACT ON COURTRIGHT ROAD FROM R-1 (LOW DENSITY RESIDENTIAL) TO B-2 (INTERMEDIATE BUSINESS). This is a recommendation from the Planning Commission.**

Mayor Brundige introduced and presented for consideration on the first reading Ordinance O2004-17: An ordinance to amend the Municipal Zoning Ordinance and Map for Martin, Tennessee by rezoning one tract on Courtright Road from R-1 (Low Density Residential) to B-2 (Intermediate Business). This is a recommendation from the Planning Commission.

City Recorder Mathis read Ordinance O2004-17. A copy follows:

ORDINANCE 02004-17

AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE AND MAP FOR MARTIN, TENNESSEE BY REZONING ONE TRACT ON COURTRIGHT ROAD FROM R-1 (LOW DENSITY RESIDENTIAL) TO B-2 (INTERMEDIATE BUSINESS).

WHEREAS, pursuant to Tennessee Code Annotated, Section 13-7-201 through 13-7-211, the City of Martin has adopted a Municipal Zoning Ordinance; and

WHEREAS, in accordance with Tennessee Code Annotated, Sections 13-7-203 and 13-7-204, the Martin Municipal-Regional Planning Commission has recommended the following amendment to the Municipal Zoning Ordinance and Municipal Zoning Map relative to the rezoning of territory; and

WHEREAS, the Martin Board of Mayor and Aldermen has deemed such a rezoning of this territory to be necessary for the welfare of the residents and property owners thereof this City as a whole; and

WHEREAS, the Martin Board of Mayor and Aldermen has held a public hearing pursuant to Tennessee Code Annotated, Section 13-7-203 for the purpose of receiving public comment.

NOW, THEREFORE, BE IT ORDAINED BY THE MARTIN BOARD OF MAYOR AND ALDERMEN:

Section 1. That the Municipal Zoning Map and Zoning Ordinance for Martin, Tennessee be amended by rezoning the following tract from R-1 (Low Density Residential) to B-2 (Intermediate Business):

Weakley County Tax Map 73, Parcel 01903

Section 2. BE IT FURTHER ORDAINED that this Ordinance shall become effective immediately upon its passage after second and final reading, THE PUBLIC WELFARE REQUIRING IT.

\_\_\_\_\_  
Date Passed First Reading

\_\_\_\_\_  
Date Passed Second Reading

\_\_\_\_\_  
Date of Public Hearing

ATTESTED:

SIGNED:

\_\_\_\_\_  
Chris Mathis, City Recorder

\_\_\_\_\_  
Randy Brundige, Mayor



amendment to the Municipal Zoning Ordinance and Municipal Zoning Map relative to the rezoning of territory; and

WHEREAS, the Martin Board of Mayor and Aldermen has deemed such a rezoning of this territory to be necessary for the welfare of the residents and property owners thereof this City as a whole; and

WHEREAS, the Martin Board of Mayor and Aldermen has held a public hearing pursuant to Tennessee Code Annotated, Section 13-7-203 for the purpose of receiving public comment.

NOW, THEREFORE, BE IT ORDAINED BY THE MARTIN BOARD OF MAYOR AND ALDERMEN:

Section 1. That the Municipal Zoning Map and Zoning Ordinance for Martin, Tennessee be amended by rezoning the remainder of the following tract from R-1 (Low Density Residential) to R-3 (High Density Residential):

Weakley County Tax Map 72H, Group D, Parcel 01100

Section 2. BE IT FURTHER ORDAINED that this Ordinance shall become effective immediately upon its passage after second and final reading, THE PUBLIC WELFARE REQUIRING IT.

\_\_\_\_\_  
Date Passed First Reading

\_\_\_\_\_  
Date Passed Second Reading

\_\_\_\_\_  
Date of Public Hearing

ATTESTED:

SIGNED:

\_\_\_\_\_  
Chris Mathis, City Recorder

\_\_\_\_\_  
Randy Brundige, Mayor

Mayor Brundige asked for a motion to approve Ordinance O2004-18.

Alderman Harrison asked if the board would consider delaying this ordinance as he had just found out about it and wished to have more time to consider it. I have had several folks to inquire about this and as it is in my area I would like to check it out a little more.

Alderman Harrison made a motion to table Ordinance O2004-18: An ordinance to amend the Municipal Zoning Ordinance and Map for Martin, Tennessee by rezoning the remainder of one large tract on Walters Street and Ellis Street from R-1 (Low Density Residential) to R-3 (High Density Residential), seconded by Alderwoman Boyd.

