

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

**February 09, 2004      7:00 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, February 09, 2004, at 7:00 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, ALDERMAN WARD I  
                                 HONORABLE STAN JOHNSON, ALDERMAN WARD II  
                                 HONORABLE DAVID BELOTE, ALDERMAN WARD II  
                                 HONORABLE NATALIE D. BOYD, ALDERWOMAN WARD III  
MEMBERS ABSENT:      HONORABLE PHILLIP MERRYMAN, ALDERMAN WARD III

Department Heads present: Mr. Eric Spencer, City Recorder, Mr. Charles Vowell, Public Works Director, Mr. Dennis Suiter, Parks and Recreation Director, Ms. Roberta Peacock, Library Director Mr. David Moore, Public Safety Director, and Ms. Hollie Vowell, MECD Director.

## **CALL TO ORDER AND INVOCATION**

Mayor Brundige called the February 09, 2004, meeting of the City of Martin Board of Mayor and Aldermen to order and gave the invocation.

## **PLEDGE OF ALLEGIANCE**

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

## **APPROVAL OF MINUTES:    JANUARY 12, 2004**

Alderman Nanney made the motion to approve the minutes of the January 12, 2004, meeting as written, seconded by Alderwoman Boyd.

VOTE:                    UNANIMOUS VOICE VOTE OF APPROVAL

## **COMMITTEE REPORTS:**

There were no committee reports.

## **PUBLIC SAFETY DEPARTMENT**

Public Safety Director David Moore, presented his monthly report.

Mayor Brundige explained, there are several residents present with concerns that the State of Tennessee Department of Transportation is proposing to close Frederick Street Railroad crossing and asked, Director Moore if he could respond with a Public Safety Department recommendation.

Director Moore responded, "...If it pleases the Board, I will go ahead and read what I have prepared as a statement for that. Recommendation to keep Frederick Street Railroad Crossing open: The Frederick Street railroad provides an important public safety access point from the fire suppression aspect regarding business along the ... Lindell Street and downtown Martin areas. Currently the nearest ..... water line to these businesses is located on the east side of ... Lindell is the Broadway Street water main. To facilitate the closing of the crossing from a fire safety prospective the need exists to supply a ten inch water main to the west side of the railroad tracks in the area of the Frederick Street crossing. This would require boring under the existing railroad track in order to connect waterline to the Broadway Street main. This line would supply enough water pressure to properly supply a high volume hydrant with a three way valve which would be installed west of the tracks near the current Frederick Street crossing. Since I have prepared this I have spoken with Public Works, there is another option to that. There is a high volume water main that comes along by Southern Milling but you are talking about a running lot of underground line even to access that point. Either way you are talking about a fairly expensive venture. Currently to supply adequate water to the downtown business on the east side of ... Lindell Street high volume lines must be laid down the track from Broadway Street main hydrants across the tracks by truck, those water lines have to be dropped out of a fire truck, and you actually have to cross that Frederick Street crossing there. An example is when we had the big fire downtown, the bombing incident, we had to run the water lines across that railroad track crossing to supply adequately for that water suppression. Bottom line, I think we are looking at a significant public safety issue if you entertain the idea of closing down that particular crossing without at least putting a lot of thought into supplying some high pressure water lines before you do so. So, my recommendation, at this time, will be not to do that."

Mayor Brundige explained, we just wanted to bring this to your attention right now. We are not considering anything at this time. Just wanted you to be aware of this before the Tennessee Department of Transportation comes back to the city.

## **SECOND AND FINAL READING AND PUBLIC HEARING OF ORDINANCE**

**O2004-01: AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE AND MAP FOR MARTIN, TENNESSEE, BY REZONING PROPERTY LOCATED AT THE SOUTHWEST INTERSECTION OF MAIN STREET AND JENNY LANE FROM R-1 (LOW DENSITY RESIDENTIAL) TO B-2 (INTERMEDIATE BUSINESS). Recommendation from the Planning Commission. Published in the Weakley County Press January 27, 2003.**

Mayor Brundige introduced and presented for consideration on the second and final reading and public hearing, Ordinance O2004-01: An Ordinance to amend the Municipal Zoning Ordinance and Map for Martin, Tennessee, by rezoning property located at the southwest intersection of Main Street and Jenny Lane from R-1 (Low-Density Residential) to B-2 (Intermediate Business). Recommendation from the Planning Commission. This was published in the Weakley County Press 01/27/2004.

Mr. Spencer read Ordinance O2004-01. A copy follows:

ORDINANCE 02004-01

AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE AND MAP FOR MARTIN, TENNESSEE, BY REZONING PROPERTY LOCATED AT THE SOUTHWEST INTERSECTION OF MAIN STREET AND JENNY LANE 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 Mayor and Board of Aldermen has deemed such a rezoning of this territory from R-1 (Low Density Residential) to B-2 (Intermediate Business), 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:

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Section 1. That the Municipal Zoning Map and Zoning Ordinance for Martin Tennessee be amended by rezoning from R-1 (Low Density Residential) to B-2 (Intermediate Business), property located at the southwest intersection of Main Street and Jenny Lane, and further described as:

Weakley County Tax Map 79F, Group A, Parcel 00101 as shown on Weakley County Tax Map 79C (revised 3/03).

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.

ATTESTED:

APPROVED:

-----  
Eric Spencer, City Recorder

-----  
Randy Brundige, Mayor

Date Passed First Reading:

Date Passed Second Reading:

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

Alderman Nanney made the motion to approve on the second and final reading, Ordinance O2004-01: An Ordinance to amend the Municipal Zoning Ordinance and Map for Martin, Tennessee, by rezoning property located at the southwest intersection of Main Street and Jenny Lane from R-1 (Low-Density Residential) to B-2 (Intermediate Business), seconded by Alderman Harrison.

**Public Hearing:**

Mayor Brundige asked if there was anyone wishing to speak for/against the ordinance. No one spoke

VOTE:

FOR:

HONORABLE NANNEY  
HONORABLE HARRISON  
HONORABLE BELOTE  
HONORABLE JOHNSON  
HONORABLE BOYD

AGAINST:

NONE

ABSENT:

HONORABLE MERRYMAN

Mayor Brundige declared Ordinance O2004-01 approved on the second and final reading.

**NEW BUSINESS:**

**INTRODUCTION AND FIRST READING OF ORDINANCE O2004-02: AN**

**ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE AND MAP FOR MARTIN, TENNESSEE, BY REZONING, FROM R-3 (HIGH DENSITY RESIDENTIAL) TO B-2 (INTERMEDIATE BUSINESS), PROPERTY LOCATED AT THE SOUTHEAST INTERSECTION OF SMITH STREET AND RAILROAD AVENUE. Recommendation from the Planning Commission.**

Mayor Brundige introduced and presented for consideration on the first reading, Ordinance O2004-02: An Ordinance to amend the Municipal Zoning Ordinance and Map for Martin, Tennessee, by rezoning, from R-3 (High Density Residential) to B-2 (Intermediate Business), property located at the southeast intersection of Smith Street and Railroad Avenue. This is a recommendation from the Planning Commission.

Mr. Spencer read Ordinance O2004-02. A copy follows:

ORDINANCE 02004-02

AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE AND MAP FOR MARTIN, TENNESSEE, BY REZONING, FROM R-3 (HIGH DENSITY RESIDENTIAL) TO B-2 (INTERMEDIATE BUSINESS), PROPERTY LOCATED AT THE SOUTHEAST INTERSECTION OF SMITH STREET AND RAILROAD AVENUE.

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 Mayor and Board of Aldermen has deemed such a rezoning of this territory from R-3 (High Density Residential) to B-2 (Intermediate Business) 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 Municipal Zoning Map and Zoning Ordinance for Martin Tennessee be amended by rezoning from R-3 (High Density Residential) to B-2 (Intermediate Business), property located at the southeast intersection of Smith Street and Railroad

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Avenue, and further described as:

Being all of Weakley County Tax Map 72A, Group D, Parcels 01200, 01300, 01301 and the remaining eastern portion of 01901 as shown of Weakley County Tax Map 72H.

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:

APPROVED:

\_\_\_\_\_  
Eric Spencer, City Recorder

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

Alderman Harrison made the motion to approve on the first reading Ordinance O2004-02: An Ordinance to amend the Municipal Zoning Ordinance and Map for Martin, Tennessee, by rezoning, from R-3 (High Density Residential) to B-2 (Intermediate Business), property located at the southeast intersection of Smith Street and Railroad Avenue, seconded by Alderwoman Boyd.

VOTE: FOR: HONORABLE NANNEY  
HONORABLE HARRISON  
HONORABLE BELOTE  
HONORABLE JOHNSON  
HONORABLE BOYD  
AGAINST: NONE  
ABSENT: HONORABLE MERRYMAN

Mayor Brundige declared Ordinance O2004-02 approved on the first reading and set the second and final reading for March 08, 2004, at 7:00 PM.

**INTRODUCTION AND FIRST READING OF ORDINANCE 02004-03:AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE AND MAP FOR MARTIN, TENNESSEE, BY REZONING, FROM B-1 (GENERAL COMMERCIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL), THE FOLLOWING PROPERTY LOCATED ON THE NORTH SIDE OF ST.**

**CHARLES STREET. This is a recommendation from the Planning Commission.**

Mayor Brundige introduced and presented for consideration on the first reading, Ordinance O2004-03: An Ordinance to amend the Municipal Zoning Ordinance and Map for Martin, Tennessee, by rezoning, from B-1 (General Business) to R-2 (Medium Density Residential), the following property located on the north side of St. Charles Street. This is a recommendation from the Planning Commission.

Mr. Spencer read Ordinance O2004-03. A copy follows:

ORDINANCE 02004-03

AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE AND MAP FOR MARTIN, TENNESSEE, BY REZONING, FROM B-1 (GENERAL COMMERCIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL), THE FOLLOWING PROPERTY LOCATED ON THE NORTH SIDE OF ST. CHARLES STREET.

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 Mayor and Board of Aldermen has deemed such a rezoning of this territory from B-1 (General Commercial) to R-2 (Medium Density Residential) 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 Municipal Zoning Map and Zoning Ordinance for Martin Tennessee be amended by rezoning from B-1 (General Commercial) to R-2 (Medium Density Residential), the following property located on the north side of St. Charles Street, and further described as:

Being all of Weakley County Tax Map 73L, Group F, Parcel 01000.

Section 2. BE IT FURTHER ORDAINED that this Ordinance shall become effective

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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:

APPROVED:

\_\_\_\_\_  
Eric Spencer, City Recorder

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

Alderman Johnson made the motion to approve on the first reading, Ordinance O2004-03: An Ordinance to amend the Municipal Zoning Ordinance and Map for Martin, Tennessee, by rezoning, from B-1 (General Business) to R-2 (Medium Density Residential), the following property located on the north side of St. Charles Street, seconded by Alderman Nanney.

VOTE:                   FOR: HONORABLE NANNEY  
                              HONORABLE HARRISON  
                              HONORABLE BELOTE  
                              HONORABLE JOHNSON  
                              HONORABLE BOYD  
                          AGAINST: NONE  
                          ABSENT: HONORABLE MERRYMAN

Mayor Brundige declared Ordinance O2004-03 approved on the first reading and set the second and final reading for March 08, 2004, at 7:00 PM.

**INTRODUCTION AND FIRST READING OF ORDINANCE O2004-04: AN ORDINANCE TO AMEND SECTION 18-502 OF ORDINANCE O2003-04, AN ORDINANCE TO AMEND THE OFFICIAL CODE OF THE CITY OF MARTIN, TENNESSEE, WHICH WAS PASSED ON MARCH 10, 2003**

Mayor Brundige introduced and presented for consideration on the first reading Ordinance O2004-04: An Ordinance to amend Section 18-502 of Ordinance O2003-04, An Ordinance to amend the Official Code of the City of Martin, Tennessee, which was passed on March 10, 2003. Mr. Spencer read Ordinance O2004-04 and explained this ordinance corrects typo error. A copy follows:

ORDINANCE O2004-04

AN ORDINANCE TO AMEND SECTION 18-502 OF ORDINANCE O2003-04, AN ORDINANCE TO AMEND THE OFFICIAL CODE OF THE CITY OF MARTIN,



TENNESSEE, WHICH WAS PASSED ON MARCH 10, 2003

WHEREAS, the Environment Protection Act has mandated that certain communities address stormwater runoff; and

WHEREAS, the City of Martin has to adopt rules and regulations implementing programs and practices to control polluted runoff; and

WHEREAS, the Board of Mayor and Aldermen of the City of Martin deem it necessary to change the Municipal Code to implement this mandated change.

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

SECTION 1. The following shall be added to the City of Martin Municipal Code, Title 18, Stormwater Runoff Control

CHAPTER 5

EROSION AND STORMWATER CONTROL

Section 18-502

Permit Required: Except as exempted in Chapter 3, Sewer Disposal, Sections 18-503 of this chapter, whenever development will involve only cleaning, grading, any form of land disturbance caused by movement of earth or increase in stormwater runoff due to the decrease in soil permeability, no land shall be disturbed within the City of Martin unless a grading permit has been issued by the Director of Public Works or his designee. The Director of Public Works or his designee shall collect a fee of \$25.00 per acre or fraction of an acre for each permit issued which amount shall go into the General Fund of the City of Martin.

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

PASSED FIRST READING  
PASSED SECOND READING  
DATE OF PUBLIC HEARING

ATTEST:

APPROVED:

\_\_\_\_\_  
Eric Spencer, City Recorder

Randy Brundige, Mayor

Alderman Johnson made the motion to approve on the first reading, Ordinance O2004-04: An Ordinance to amend Section 18-502 of Ordinance O2003-04, An Ordinance to amend the Official Code of the City of Martin, Tennessee, which was passed on March 10, 2003, seconded by

Alderman Belote.

VOTE:                   FOR: HONORABLE NANNEY  
                                   HONORABLE HARRISON  
                                   HONORABLE BELOTE  
                                   HONORABLE JOHNSON  
                                   HONORABLE BOYD  
                   AGAINST: NONE  
                   ABSENT: HONORABLE MERRYMAN

Mayor Brundige explained declared Ordinance O2004-04 approved on the first reading and set the second and final reading for March 08, 2004, at 7:00 PM.

**INTRODUCTION AND PRESENTATION OF RESOLUTION R2004-01:  
RESOLUTION AUTHORIZING BUDGET AMENDMENT TO THE CITY OF  
MARTIN, TENNESSEE GENERAL FUND FOR THE FISCAL YEAR ENDING  
JUNE 30, 2004**

Mayor Brundige introduced and presented for consideration, Resolution R2004-01: Resolution authorizing Budget Amendment to the City of Martin, Tennessee General Fund for the Fiscal Year ending June 30, 2004. This is a recommendation from the Cemetery Committee and Finance Committee.

Mr. Spencer read Resolution R2004-01. A copy follows:

**RESOLUTION R2004-01**

**RESOLUTION AUTHORIZING BUDGET AMENDMENT TO THE CITY OF MARTIN,  
TENNESSEE GENERAL FUND FOR THE FISCAL YEAR ENDING JUNE 30, 2004**

WHEREAS, monies are needed to fund miscellaneous expenses for the cemetery department of the City of Martin; and

WHEREAS, it is the wishes of the Board of Mayor and Aldermen of the City of Martin that funds be transferred to cover these requirements.

NOW THEREFORE BE IT RESOLVED, the Board of Mayor and Aldermen of Martin, Tennessee assembled in regular session on this 9<sup>th</sup> day of February 2004, this resolution is hereby approved.

SECTION 1. The City of Martin General Fund is hereby amended as follows:

Fund # 110				
Acct-Object		Approved	Budget	Amended
<u>Number</u>	<u>Account Name</u>	<u>Budget</u>	<u>Amendment</u>	<u>Budget</u>

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110-43400-799	Miscellaneous Expenses	\$ 100	\$700	\$ 800
110-43400-321	Agric & Horticulture	\$4,000	(\$700)	\$3,300

SECTION 2. BE IT FURTHER RESOLVED, that all resolutions of the Board of Mayor and Aldermen of the City of Martin, which are in conflict with this resolution, are hereby repealed.

SECTION 3. BE IT FURTHER RESOLVED, that the resolution take effect from and after its passage, the public welfare requiring it.

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

ATTESTED:

APPROVED:

\_\_\_\_\_  
Eric Spencer, City Recorder

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

Alderman Harrison made the motion to approve on the first reading, Resolution R2004-01: Resolution authorizing Budget Amendment tot he City oaf Martin, Tennessee General Fund for the Fiscal Year ending June 30, 2004, seconded by Alderman Belote.

VOTE:                   FOR: HONORABLE NANNEY  
                              HONORABLE HARRISON  
                              HONORABLE BELOTE  
                              HONORABLE JOHNSON  
                              HONORABLE BOYD  
                          AGAINST: NONE  
                          ABSENT: HONORABLE MERRYMAN

Mayor Brundige declared Resolution R2004-01 approved.

**INTRODUCTION AND READING OF RESOLUTION R2004-02: A RESOLUTION OF THE MARTIN, TENNESSEE BOARD OF MAYOR AND ALDERMEN ESTABLISHING PERSONNEL RULES AND REGULATIONS FOR EMPLOYEES OF THE CITY OF MARTIN**

Mayor Brundige introduced and presented for consideration, Resolution R2004-02: A Resolution of the Martin, Tennessee Board of Mayor and Aldermen establishing Personnel Rules and Regulations for employees of the City of Martin. A copy of rules and regulations attached to minutes.

Mr. Spencer read Resolution R2004-02. A copy follows:

RESOLUTION R2004-02

A RESOLUTION OF THE MARTIN, TENNESSEE BOARD OF MAYOR AND ALDERMEN ESTABLISHING PERSONNEL RULES AND REGULATIONS FOR EMPLOYEES OF THE CITY OF MARTIN

WHEREAS, Section 20 of the Martin City Charter provides that the Board of Mayor and Aldermen may adopt supplementary rules and regulations governing employment by the City; and

WHEREAS, in conformance with the principles of sound personnel management, the City of Martin periodically updates and revises its municipal employees personnel manual..

NOW, THEREFORE, BE IT RESOLVED BY THE MARTIN, TENNESSEE BOARD OF MAYOR AND ALDERMEN AS FOLLOWS:

SECTION 1. The Martin Board of Mayor and Aldermen does hereby adopt and implement the attached document, marked as Exhibit A, and entitled "Personnel Rules and Regulations - City of Martin, Tennessee" as the official personnel manual for the City of Martin.

SECTION 2. BE IT FURTHER RESOLVED, that all other personnel manuals and policies previously adopted by the Martin Board of Mayor and Aldermen are hereby repealed.

SECTION 3. BE IT FURTHER RESOLVED, that this resolution shall be in full force and effect as of March 1, 2004, from and after its passage, the public welfare requiring it.

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

ATTESTED:

APPROVED:

\_\_\_\_\_  
Eric Spencer, City Recorder

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

Alderman Nanney made the motion to approve Resolution R2004-02: A Resolution of the Martin, Tennessee Board of Mayor and Aldermen establishing Personnel Rules and Regulations for employees of the City of Martin, seconded by Alderwoman Boyd.

VOTE:                   FOR: HONORABLE NANNEY  
                                  HONORABLE HARRISON  
                                  HONORABLE BELOTE  
                                  HONORABLE JOHNSON  
                                  HONORABLE BOYD  
                          AGAINST: NONE  
                          ABSENT: HONORABLE MERRYMAN

Mayor Brundige declared Resolution R2004-02 approved.

**SALARY RANGE FOR POLICE CHIEF AND FIRE CHIEF:  
RECOMMENDATION FROM FINANCE COMMITTEE: SALARY RANGE  
FOR EACH POSITION NOT TO EXCEED \$45,000 PER YEAR**

Mayor Brundige presented a recommendation from the Finance Committee to set the salary range for Police Chief and Fire Chief; Salary range shall not to exceed \$45,000 per year, per position.

Alderman Harrison made the motion to set the salary range for Police Chief and Fire Chief; each position not exceed \$45,000 per year, seconded by Alderman Belote.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

**CEASE GAS FUND ADVERTISEMENT FOR REMAINDER OF FISCAL  
YEAR. RECOMMENDATION FROM FINANCE COMMITTEE**

Mayor Brundige presented a recommendation from the Finance Committee for the Gas Fund to cease advertisement for the remainder of this fiscal year.

Alderman Belote made the motion, the Gas Fund to cease advertisement for the remainder of this fiscal year, seconded by Alderwoman Boyd.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

**REPAIR METER READER TRUCK. RECOMMENDATION FROM THE  
PUBLIC WORKS COMMITTEE.**

Mayor Brundige presented a request from the Public Works Committee to repair the meter reader truck.

Alderman Nanney explained, one of the city's meter reader trucks threw a rod and is in need of replacement or repair. This truck is still in good condition, it has very few miles and the chassis is still in good shape. The Public Works Committee is recommending we repair this with the installation of a new engine. We put this out for bid and the low bid is from Weakley County Motors, \$3,300.00. The engine will have a 3 year or 36,000 mile warranty.

Alderman Johnson made the motion to repair the meter reader truck by allowing Weakley County Motors to install a new engine, cost of \$3,300.00 , seconded by Alderman Harrison.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

**INTRODUCTION AND READING OF RESOLUTION R2004-03:  
RESOLUTION AUTHORIZING THE EXECUTION OF AN ECONOMIC  
DEVELOPMENT ADMINISTRATION GRANT APPLICATION FOR  
RAILROAD IMPROVEMENTS PROJECT**

Mayor Brundige introduced and presented for consideration, Resolution R2004-03: Resolution authorizing execution of an Economic Development Administration Grant Application for Railroad Improvements Project.

Mr. Spencer read Resolution R2004-03. A copy follows:

**RESOLUTION R2004-03**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN ECONOMIC  
DEVELOPMENT ADMINISTRATION GRANT FOR RAILROAD  
IMPROVEMENTS PROJECT**

WHEREAS, the City of Martin is in dire need to make improvements to the railroad line leading into the Martin Industrial Park; and

WHEREAS, the City of Martin, acting by and through its Board of Mayor and Aldermen, has applied for Economic Development Administration (EDA) funds for the purpose of improving the railroad leading into the Martin Industrial Parks; and

WHEREAS, the Economic Development Administration has requested a full application from the City of Martin.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Martin as follows:

THAT, the City of Martin shall submit a full application to the Economic Development Administration for \$355,066 to assist in the construction of the proposed railroad improvements.

THAT, the City of Martin will be responsible for providing the local matching funds in the amount of \$149,314 for the construction of the proposed railroad improvements.

THAT, Randy Brundige, Mayor, be and is hereby designated and appointed as Financial Officer to perform on behalf of the City of Martin, Tennessee, those acts and assume such duties as are consistent with said position.

Resolution read and adopted this the 9<sup>th</sup> day of February, 2004.

ATTESTED:

APPROVED:

\_\_\_\_\_  
Eric Spencer, City Recorder

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

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

Alderman Harrison made the motion to approve Resolution R2004-03: Resolution authorizing execution of an Economic Development Administration Grant Application for Railroad Improvements Project, seconded by Alderman Nanney.

Ms Hollie Vowell, MEDC Director, explained we did a preapplication for an EDA Grant to get grant funds to revitalize the railroad spur to the Industrial Park because this track is in dire need of repair. MTD Products uses the rail spur. The city also needs this spur for industrial recruitment. The revitalization and maintenance of the spur is vital for the development and retention of the industrial park.

Mayor Brundige explained, because of timing this has not been reviewed by the Finance Committee, but will be, if you all choose to move forward on the issue.

VOTE:                   FOR: HONORABLE NANNEY  
                              HONORABLE HARRISON  
                              HONORABLE BELOTE  
                              HONORABLE JOHNSON  
                              HONORABLE BOYD  
                              AGAINST: NONE  
                              ABSENT: HONORABLE MERRYMAN

Mayor Brundige declared Resolution R2004-03 approved.

**INTRODUCTION AND READING OF RESOLUTION R2004-04:  
RESOLUTION TO OBTAIN AN ADMINISTRATION SERVICES FIRM TO  
PROVIDE ASSISTANCE IN THE PREPARATION AND ADMINISTRATION  
OF THE CITY'S ECONOMIC DEVELOPMENT ADMINISTRATION GRANT  
APPLICATION FOR RAILROAD IMPROVEMENTS PROJECT**

Mayor Brundige introduced and presented for consideration, Resolution R2004-04: Resolution to obtain an administration services firm to provide assistance in the preparation and administration of the City's Economic Development Administration Grant Application for Railroad Improvements Project.

Mr. Spencer read Resolution R2004-04. A copy follows:

RESOLUTION R2004-04

A RESOLUTION TO OBTAIN AN ADMINISTRATION SERVICES FIRM TO PROVIDE ASSISTANCE IN THE PREPARATION AND ADMINISTRATION OF THE CITY'S ECONOMIC DEVELOPMENT ADMINISTRATION GRANT APPLICATION FOR RAILROAD IMPROVEMENTS PROJECT

WHEREAS, the City of Martin desires to apply for financial grant assistance as provided under the U.S. Department of Commerce FY 2004 Economic Development Administration Grant (EDA) Program; and

WHEREAS, the Board of Mayor and Aldermen of the City of Martin finds it in the City's best interest to secure the assistance of an experienced and qualified Project Administration firm to assist in the preparation and implementation of the City's 2004 Economic Development Administration Grant Application; and

WHEREAS, in compliance with pertinent State and Federal regulations, the City has solicited and evaluated statements of qualifications of interested professional administration firms; and

WHEREAS, the Board of Mayor and Aldermen has determined that Community Development Partners, LLC has the most appropriate experience, background and qualifications to provide said services; and

WHEREAS, Community Development Partners, LLC will conduct the work necessary to complete the EDA application on a no-cost basis.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Martin as follows:

THAT, the City of Martin hereby selects Community Development Partners, LLC to provide assistance in the preparation and implementation of the City's 2004 EDA grant application.

THAT, should the project be successfully funded then the City will enter into an agreement with Community Development Partners, LLC to provide administration services as it relates to the FY 2004 Economic Development Administration - Railroad Improvements Project.

Resolution read and adopted this the 9<sup>th</sup> day of February, 2004.

ATTESTED:

APPROVED:

Eric Spencer, City Recorder

Randy Brundige, Mayor

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



Alderman Johnson made the motion to approve Resolution R2004-04: Resolution to obtain an administration services firm to provide assistance in the preparation and administration of the City's Economic Development Administration Grant Application for Railroad Improvements Project, seconded by Alderman Nanney.

VOTE:                   FOR: HONORABLE NANNEY  
                              HONORABLE HARRISON  
                              HONORABLE BELOTE  
                              HONORABLE JOHNSON  
                              HONORABLE BOYD  
                          AGAINST: NONE  
                          ABSENT: HONORABLE MERRYMAN

Mayor Brundige declared Resolution R2004-04 approved.

**INTRODUCTION AND READING OF RESOLUTION R2004-05: A RESOLUTION TO OBTAIN AN ENGINEERING SERVICES FIRM TO PROVIDE ASSISTANCE IN THE PREPARATION AND ADMINISTRATION OF THE CITY'S ECONOMIC DEVELOPMENT ADMINISTRATION GRANT APPLICATION FOR RAILROAD IMPROVEMENTS PROJECT**

Mayor Brundige introduced and presented for consideration Resolution R2004-05: A Resolution to obtain an engineering services firm to provide assistance in the preparation and administration of the City's Economic Development Administration Grant Application for Railroad Improvements Project.

Mr. Spencer read Resolution R2004-05. A copy follows:

**RESOLUTION R2004-05**

**A RESOLUTION TO OBTAIN AN ENGINEERING SERVICES FIRM TO PROVIDE ASSISTANCE IN THE PREPARATION AND ADMINISTRATION OF THE CITY'S ECONOMIC DEVELOPMENT ADMINISTRATION GRANT APPLICATION FOR RAILROAD IMPROVEMENTS PROJECT**

WHEREAS, the City of Martin desires to apply for financial grant assistance as provided under the U.S. Department of Commerce FY 2004 Economic Development Administration Grant (EDA) Program; and

WHEREAS, the Board of Mayor and Aldermen of the City of Martin finds it in the City's best interest to secure the assistance of an experienced and qualified engineering firm to assist in the preparation and implementation of the City's 2004 Economic Development Administration Grant Application; and

*Minutes: City of Martin Board of Mayor and Aldermen, February 09, 2004*

WHEREAS, in compliance with pertinent State and Federal regulations, the City has solicited and evaluated statements of qualifications of interested profession engineering firms; and

WHEREAS, the Board of Mayor and Aldermen has determined that Nee-Schaffer, Inc. has the most appropriate experience, background and qualifications to provide said services; and

WHEREAS, Neel-Schaffer, Inc. will conduct the work necessary to complete the EDA application on a no-cost basis.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Martin as follows:

THAT, the City of Martin hereby selects Neel-Schaffer, Inc. to provide assistance in the preparation and implementation of the City's 2004 EDA grant application.

THAT, should the project be successfully funded then the City will enter into an agreement with Neel-Schaffer, Inc. to provide engineering services as it relates to the FY 2004 Economic Development Administration - Railroad Improvements Project.

Resolution read and adopted this the 9<sup>th</sup> day of February, 2004.

ATTESTED:

APPROVED:

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Eric Spencer, City Recorder

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Randy Brundige, Mayor

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

Alderman Johnson made the motion to approve Resolution R2004-05: A Resolution to obtain an engineering services firm to provide assistance in the preparation and administration of the City's Economic Development Administration Grant Application for Railroad Improvements Project, seconded by Alderman Harrison.

VOTE:                   FOR: HONORABLE NANNEY  
                              HONORABLE HARRISON  
                              HONORABLE BELOTE  
                              HONORABLE JOHNSON  
                              HONORABLE BOYD  
                              AGAINST: NONE  
                              ABSENT: HONORABLE MERRYMAN

Mayor Brundige declared Resolution R2004-05 approved.

**INTRODUCTION AND READING OF RESOLUTION R2004-06: A RESOLUTION TO APPLY FOR HOME INVESTMENT PARTNERSHIP GRANT PROGRAM FUNDS FOR THE PURPOSE OF PERFORMING**

**ELIGIBLE HOUSING ACTIVITIES THAT WILL BENEFIT LOCAL RESIDENTS**

Mayor Brundige introduced and presented for consideration, Resolution R2004-06: A Resolution to apply for Home Investment Partnership Grant Program Funds for the purpose of performing eligible housing activities that will benefit local residents.

Mr. Spencer read Resolution R2004-06. A copy follows:

**RESOLUTION R2004-06**

**A RESOLUTION TO APPLY FOR HOME INVESTMENT PARTNERSHIP GRANT PROGRAM FUNDS FOR THE PURPOSE OF PERFORMING ELIGIBLE HOUSING ACTIVITIES THAT WILL BENEFIT LOCAL RESIDENTS**

WHEREAS, the Department of Housing and Urban Development annually funds the HOME program to provide funds for affordable housing for low income persons; and

WHEREAS, the Tennessee Housing Development Agency (THDA) is a participating jurisdiction and administers the HOME Program to local governments and Community Housing Development Organizations (CHDO's) statewide; and

WHEREAS, Hope of Martin is an eligible CHDO in the state of Tennessee certified by THDA; and

WHEREAS, Hope of Martin wishes to apply for 2004 HOME funds for an eligible CHDO activity and requests City funding from the Housing Rehabilitation Loan Fund to leverage the project.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Martin as follows:

THAT, a sum not to exceed \$20,000 be granted to Hope of Martin as leverage funds for an eligible THDA HOME project to be located within the City of Martin.

THAT, this grant is to be used for construction funds only and is conditional on Hope of Martin's application being approved by THDA.

Resolution read and adopted this the \_\_\_\_\_ day of \_\_\_\_\_, 2004.

ATTESTED:

APPROVED:

\_\_\_\_\_  
Eric Spencer, City Recorder

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

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

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Alderman Nanney made the motion to approve Resolution R2004-06: A Resolution to apply for Home Investment Partnership Grant Program Funds for the purpose of performing eligible housing activities that will benefit local residents, seconded by Alderman Harrison.

VOTE:                   FOR: HONORABLE NANNEY  
                              HONORABLE HARRISON  
                              HONORABLE BELOTE  
                              HONORABLE JOHNSON  
                              HONORABLE BOYD  
                          AGAINST: NONE  
                          ABSENT: HONORABLE MERRYMAN

Mayor Brundige declared Resolution R2004-06 approved.

### **ACCEPT \$10,000.00 GOVERNMENT HIGHWAY SAFETY GRANT**

Mayor Brundige presented a request from the Public Safety Department to accept a \$10,000.00 Government Highway Safety Grant. The Finance Committee recommends the board accept this grant.

Director Moore spoke, we just received notice from the Governor's Highway Safety Office that the City of Martin Police Department has been awarded a \$10,000.00 Public Safety Department Grant. We have received this grant for the last couple of years as a reward for allowing some of our officers to coordinate the West Tennessee effort for this Governor's Highway Safety Office initiatives, like "Drink and Drive-You Loose", "Click-it-Ticket" and "Buckle-Up-America". To get this grant we have to spend the money first then apply for reimbursement. I am asking you all to accept the grant and provide the necessary funds in the budget.

Alderman Harrison made the motion to accept the \$10,000.00 Government Highway Safety Grant and provide necessary funding, seconded by Alderwoman Boyd.

VOTE:                   FOR: HONORABLE NANNEY  
                              HONORABLE HARRISON  
                              HONORABLE BELOTE  
                              HONORABLE JOHNSON  
                              HONORABLE BOYD  
                          AGAINST: NONE  
                          ABSENT: HONORABLE MERRYMAN

Mayor Brundige declared the motion approved.

### **ANNOUNCEMENT OF NATIONAL AWARDS MARTIN MIDDLE SCHOOL AND WESTVIEW CHEERLEADERS**

Director of Parks and Recreation Dennis Suiter spoke, "It probably goes without being said that the City of Martin is home for two National Champions. I am sure you heard on the news today that Westview Highschool captured the Universal Cheerleading Association National Championship yesterday. And, I will just encourage all present, they will be returning home tomorrow between six and seven, as a matter of fact I will be in contact with Coach Byars two or three times during the day to get a little bit better idea of, for sure, what time they will be arriving. But, I would encourage this community and this city to come out tomorrow evening and welcome them home. It has been nine years since the highschool has had a national championship and it was under the NCA at that time. And, if you stop and think, our middle school is the Large Junior High/Middle School National Champions and of the National Cheerleading Association and the highschool is National Champion in the Universal Cheerleading Association. This is absolutely unprecedented that in the same location and the same year. This is something the City of Martin needs to take much pride in. A celebration is being planned for February 29<sup>th</sup>. More information will be coming to you all.....This is something, again, we take much pride in and we need these young ladies to know how proud we are of them."

### **RESIGNATION OF ALDERMAN PHILLIP MERRYMAN, WARD III**

Mayor Brundige explained he had two letters to read. They are as follows:

"February 09, 2004

Dear Mayor Brundige,

It is with deep regret that I must resign from the board of Martin effective February 29, 2004. My health no longer allows me to continue.

Sincerely,

Phillip B. Merryman  
Alderman, Ward 3

February 09, 2004

Dear Citizens of Martin, Mayor Brundige and Board of Aldermen,

I would like to take this opportunity to thank you all for allowing me to serve as an Alderman for Ward III and as municipal representative for the City of Martin. For the past three years, I have thoroughly enjoyed every moment that I have spent with the Board and fellow citizens discussing issues and making decisions that have helped make the City of Martin a better place. I am extremely proud to have been involved in the governing body of this city, but I am more proud to call Martin my home. There is no place like the City of Martin, and the citizens here are the greatest people that

anyone could ever hope to meet.

It is with a heavy heart that I am having to make this difficult decision. Due to circumstances beyond my control, I am resigning my position, as Alderman - Ward III, effective February 29, 2004. I would like to wish the best and continued success for the City of Martin. For the Board of Mayor and Aldermen, I would like to wish you continued wisdom as you move forth and lead the city. And lastly, for each citizen of Martin, I wish that you never lose the sense of pride that comes from being part of this great city of ours.

Respectfully submitted,  
Phillip Merryman”

Mayor Brundige asked for a motion from the board to accept the resignation of Alderman Phillip B. Merryman, Ward III.

Alderman Harrison made the motion to regretfully accept the resignation of Alderman Phillip B. Merryman, Ward III, effective February 29, 2004, seconded by Alderman Belote.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

## **ADJOURN**

Alderman Nanney made the motion to adjourn, seconded by Alderman Harrison.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

ATTEST:

SIGNED:

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City Recorder Eric Spencer

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Mayor Randy Brundige

RB: ES/bh

Saved "February 2004" Tape #237 (1 of 1)