

MINUTES OF THE MARTIN BOARD OF MAYOR AND ALDERMEN

January 12, 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, January 12, 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 PHILLIP MERRYMAN, ALDERMAN WARD III
 HONORABLE NATALIE D. BOYD, ALDERWOMAN WARD III

MEMBERS ABSENT: NONE

Mr. Eric Spencer, City Recorder, first meeting.

CALL TO ORDER AND INVOCATION

Mayor Brundige called the January 12, 2004, meeting of the City of Martin Board of Mayor and Aldermen to order. Alderwoman Boyd gave the invocation.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF MINUTES: DECEMBER 08, 2003

Alderman Nanney made the motion to approve the minutes of the December 08, 2003, meetings as written, seconded by Alderwoman Boyd.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

COMMITTEE REPORTS:

**UPGRADE SEWER SYSTEM IN THE WESTERN SECTION OF CITY
Recommendation from Public Works and Finance Committee.**

Mr. Spencer, City Recorder, presented a recommendation, from the Public Work Committee and the Finance Committee, to upgrade the sewer system in the western section of the city (Glenwood Subdivision area), estimated cost \$216,800.00. The finance committee recommends this upgrade be done and financing be worked out at a later date. This section of the sewer system services the Glenwood area, the highway, and a part of Scenic Hills Subdivision. TLM detailed estimated is attached to minutes.

Alderman Merryman stated, a 72 unit HUD Project is in the planning process for the area west of Glenwood Subdivision. The sewer system in this area will not be able to handle the addition. This is just one of those situations, we do not have a choice, we have to provide sewer. If this project is successful, the project may accelerate to 100 units.

Alderman Nanney made the motion to upgrade the sewer system in the western area of the city, estimated cost \$216,800.00, seconded by Alderman Merryman.

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

CONSULTANT FEE - MR. TIDWELL

Mr. Spencer explained, from time to time we will call Mr. Tidwell for consultant work on an “as need basis”. The Finance Committee is recommending a hourly rate of \$25.00 for this service.

Alderman Merryman made the motion to establish a hourly consultant fee of \$25.00 for Mr. Richard L. Tidwell, seconded by Alderman Belote.

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

PUBLIC SAFETY DEPARTMENT

Public Safety Director David Moore, explained for the second year the department ran our safety bus on New Year's Eve. We think this program was a success as we transported over 200 people from 9:00 am to 2:30 pm. Officer David Bell drove the bus. The police department did not arrest one person or work a single alcohol related incident. Director Moore expressed his thanks to Volunteer Distributors for the sponsorship of this program.

MARTIN ECONOMIC DEVELOPMENT CORPORATION

MECD Director Hollie Vowell spoke, "I would like to take a few minutes to inform you of a very important initiative that the City of Martin, the Martin Economic Development Corporation, the Weakley County Chamber of Commerce and the University of Tennessee at Martin have been working together. This initiative is called the UT Regional Entrepreneurship and Economic Development Center. The purpose of this center will be to assist existing and potential business owners through one on one consultations and interactive training programs to help them develop and grow. In addition to the consultations and training there will be a telephone help desk, a resource center with reference materials, and an interactive web-site. This center will be located in the Larry Taylor Building and it will initially accomplish two things worth noting; number one, it will provide existing businesses and aspiring entrepreneurs with resources and professional advice, plus offer a variety of educational programs and training sessions; number two, it will occupy a vacant building downtown beautifying the downtown area as well as the building itself. All of this will be done without city funds. The Martin Economic Development Corporation is applying for grant funds thru the USDA Rural Business Enterprise Grant, which will provide the funding needed to get the center on its feet. At this time on behalf of the Center's committee, I would like to ask you, the board, for approval and support of this project. I also have some additional information if any of you would like to take a look at that."

Mayor Brundige stated, you have heard this recommendation. Do we have a recommendation of support.

Alderman Belote made the motion, the board support the application of grant funds thru the USDA Rural Business Enterprise Grant to establish the UT Regional Entrepreneurship and Economic Development Center in the Larry Taylor Building in downtown Martin, seconded by Alderwoman Boyd.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

SECOND AND FINAL READING AND PUBLIC HEARING OF ORDINANCE O2003-23: AN ORDINANCE TO ANNEX CERTAIN TERRITORY AND

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INCORPORATE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF MARTIN, TENNESSEE: AN AREA REFERRED TO AS HIGHWAY 43 BYPASS FROM GARDNER-HYNDSEVER ROAD TO THE HIGHWAY 22 INTERSECTION. RECOMMENDATION FROM THE PLANNING COMMISSION. Published in the Weakley County Press, December 23, 2003.

Mayor Brundige presented for the second and final reading and the public hearing, Ordinance O2003-23: An Ordinance to annex certain territory and incorporate same within the corporate boundaries of the City of Martin, Tennessee: An area referred to as Highway 43 Bypass from Gardner-Hyndsever Road to the Highway 22 intersection. This is a recommendation from the Planning Commission and was published in the Weakley County Press on December 23, 2003.

Mr. Spencer read Ordinance O2003-23. A copy follows:

ORDINANCE O2003-23

AN ORDINANCE TO ANNEX CERTAIN TERRITORY AND INCORPORATE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF MARTIN, TENNESSEE: AN AREA REFERRED TO AS HIGHWAY 43 BYPASS FROM GARDNER-HYNDSEVER ROAD TO THE HIGHWAY 22 INTERSECTION.

WHEREAS, pursuant to *Tennessee Code Annotated* 6-51-102, the Martin Municipal-Regional Planning Commission has recommended for such annexation and recommended a plan of services for said annexed property; and

WHEREAS, pursuant to *Tennessee Code Annotated* 6-51-102, the Martin Board of Mayor and Aldermen has approved the plan of services for the annexed territory; and,

WHEREAS, pursuant to *Tennessee Code Annotated* 6-51-102, a public hearing was held, the time and place of which was published with fifteen days advance notice; and,

WHEREAS, the Martin Board of Mayor and Aldermen has deemed such an annexation to be in the interest of the public welfare.

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

Section 1. Pursuant to authority conferred by *Tennessee Code Annotated*, Sections 6-51-101 through 6-51-117, there is hereby annexed to the City of Martin, Tennessee and incorporated within the corporate boundaries thereof, the following described territory adjoining the present corporate boundaries:

That portion of Tennessee Highway 43 Bypass lying within the current Tennessee Department of Transportation right-of-way from the current city boundary at the intersection with Gardner-Hyndsver Road running north to the southernmost edges of bridge numbers 92-43-18.86L and 92-43-18.86R at the intersection with Tennessee Highway 22.

Section 2. BE IT FURTHER ORDAINED that this Ordinance shall take effect 30 days from and after its passage, **THE WELFARE OF THE CITY REQUIRING IT.**

Passed First Reading _____ December 08, 2003

Passed Second Reading

Public Hearing Date

Eric Spencer, City Recorder

Randy Brundige, Mayor

Alderman Harrison made the motion to approve on the second and final reading Ordinance O3003-23: An Ordinance to annex certain territory and incorporate same within the corporate boundaries of the City of Martin, Tennessee: An area referred to as Highway 43 Bypass from Gardner-Hyndsver Road to the Highway 22 intersection, seconded by Alderman Nanney.

Public Hearing:

Mayor Brundige asked if there was anyone present wishing to speak for or against Ordinance O2003-23. No one spoke.

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

Mayor Brundige declared the Ordinance approved.

SECOND AND FINAL READING AND PUBLIC HEARING OF ORDINANCE O2003-24: AN ORDINANCE TO PROVIDE ZONING SERVICES FOR A CERTAIN TERRITORY WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF MARTIN, TENNESSEE, TO RECEIVE A ZONING

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DESIGNATION OF B-2 (INTERMEDIATE BUSINESS): AN AREA REFERRED TO AS HIGHWAY 43 BYPASS FROM GARDNER-HYNDSEVER ROAD TO THE HIGHWAY 22 INTERSECTION.

Mayor Brundige presented for the second and final reading and public hearing, Ordinance O2003-24: An Ordinance to provide Zoning Services for a certain territory within the corporate boundaries of the City of Martin, Tennessee, to receive a zoning designation of B-2 (Intermediate Business): An area referred to as Highway 43 Bypass from Gardner-Hyndsver Road to the Highway 22 Intersection. This is a recommendation from the Planning Commission. Published in the Weakley County Press on December 23, 2003.

Mr. Spencer read Ordinance O2003-24. A copy follows:

ORDINANCE O2003-24

AN ORDINANCE TO PROVIDE ZONING SERVICES FOR A CERTAIN TERRITORY WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF MARTIN, TENNESSEE, TO RECEIVE A ZONING DESIGNATION OF B-2 (INTERMEDIATE BUSINESS): AN AREA REFERRED TO AS HIGHWAY 43 BYPASS FROM GARDNER-HYNDSEVER ROAD TO THE HIGHWAY 22 INTERSECTION .

WHEREAS, pursuant to *Tennessee Code Annotated*, Sections 13-7-201 through 13-7-210, a municipal zoning ordinance has been adopted for the City of Martin; and,

WHEREAS, the Martin Municipal-Regional Planning Commission has recommended the following amendment to the Zoning Map of Martin, Tennessee to zone said property B-2 (Intermediate Business); and,

WHEREAS, pursuant to *Tennessee Code Annotated*, Section 13-7-203, a public hearing was held, the time and place of which was published with fifteen days advance notice.

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

Section 1. That the Zoning Map of Martin, Tennessee be amended by providing zoning services in the form of a B-2 (Intermediate Business) designation to an annexed area referred to as Highway 43 Bypass from Gardner-Hyndsver Road to the Highway 22 Intersection and more fully described as follows:

That portion of Tennessee Highway 43 Bypass lying within the current Tennessee Department of Transportation right-of-way from the current city boundary at the intersection with Gardner-Hyndsver Road running north to the southernmost edges of bridge numbers 92-43-18.86L and 92-43-18.86R at the intersection with Tennessee Highway 22.

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Section 2. BE IT FURTHER ORDAINED that this Ordinance shall take effect 30 days from and after its passage, **THE WELFARE OF THE CITY REQUIRING IT.**

Passed First Reading December 08, 2003

Passed Second Reading

Public Hearing Date

Eric Spencer, City Recorder

Randy Brundige, Mayor

Alderman Merryman made the motion to approve on the second and final reading, Ordinance O2003-24: An Ordinance to provide Zoning Services for a certain territory within the corporate boundaries of the City of Martin, Tennessee, to receive a zoning designation of B-2 (Intermediate Business): An area referred to as Highway 43 Bypass from Gardner-Hyndsver Road to the Highway 22 Intersection, seconded by Alderman Harrison.

Public Hearing:

Mayor Brundige asked if there was anyone present wishing to speak for or against Ordinance O2003-24. No one spoke.

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

Mayor Brundige declared the Ordinance approved.

RESOLUTION R2003-23: A RESOLUTION ADOPTING A PLAN OF SERVICES FOR AN AREA TO BE ANNEXED INTO THE CITY OF MARTIN, TENNESSEE: AN AREA REFERRED TO AS HIGHWAY 43 BYPASS FROM GARDNER-HYNDSEVER ROAD TO THE HIGHWAY 22 INTERSECTION. Recommendation from the Planning Commission. Published in the Weakley

County Press on December 23, 2003.

Mayor Brundige presented for the second and final reading, Resolution R2003-23: A Resolution adopting a Plan of Services for an area to be annexed into the City of Martin, Tennessee: An area referred to as Highway 43 Bypass from Gardner-Hyndsver Road to the Highway 22 intersection. This is a recommendation from the Planning Commission. Published in the Weakley County Press on December 23, 2003.

Mr. Spencer read Resolution R2003-23. A copy Follows:

RESOLUTION R2003-23

A RESOLUTION ADOPTING A PLAN OF SERVICES FOR AN AREA TO BE ANNEXED INTO THE CITY OF MARTIN, TENNESSEE: AN AREA REFERRED TO AS HIGHWAY 43 BYPASS FROM GARDNER-HYNDsver ROAD TO THE HIGHWAY 22 INTERSECTION.

WHEREAS, *Tennessee Code Annotated* 6-51-102 as amended requires that a plan of services be adopted by the governing body of a city prior to annexing an area; and,

WHEREAS, the Martin Municipal-Regional Planning Commission has recommended the following Plan of Services for the annexation of an area referred to as Highway 43 Bypass from Gardner-Hyndsver Road to the Highway 22 Intersection.

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

SECTION 1. Pursuant to *Tennessee Code Annotated* Section 6-51-102, there is hereby adopted for the proposed annexation area the following Plan of Services:

A. Police

- (1) Patrolling, radio responses to calls, and other routine police services, using present personnel and equipment, will be provided on the effective date of annexation.
- (2) No additional personnel or equipment will be added during the first year after the effective date of annexation, but as the area develops, additional personnel and equipment will be expanded as needed.
- (3) Traffic signals, traffic signs, street markings, and other traffic control devices will be installed as the need therefore is

established by appropriate study and traffic standards.

B. Fire

- (1) Fire protection by the present personnel and the equipment of the fire fighting force, within the limitations of available water and distances from fire stations, will be provided on the effective date of annexation.
- (2) No additional personnel or equipment will be added during the first year after effective date of annexation, but with the growth and development of the area additional personnel and equipment will be expanded as needed.

C. Water

- (1) Water for domestic, commercial and industrial use will be provided at the rates presently charged by the City of Martin, on the effective date of annexation, and thereafter from new lines as extended in accordance with current policies of the city.
- (2) Water for fire protection is currently available, with additional fire hydrants to be added as development occurs.

D. Sewer

The necessary sewer lines will be installed on undeveloped property according to current city policies as development occurs.

E. Refuse Collection

The same regular refuse collection services now provided within the City will be extended to the annexed areas within one month after the effective date of annexation.

F. Streets

- (1) Emergency maintenance of streets (repair of hazardous chuckholes, measures necessary for traffic flow, etc.) will begin on the effective date of annexation.
- (2) Routine maintenance, on the same basis as in the present city, will begin in the annexed areas on the effective date of annexation but no earlier than the date when funds from the

state gasoline tax based on the annexed population are received.

- (3) Reconstruction and resurfacing of streets, installation of storm drainage facilities, construction of curbs and gutters, and other such major improvements, as need therefore is determined by the governing body, will be accomplished under current policies of the city.

G. Inspection Services

Any inspection services now provided by the city will begin in the annexed areas on the effective date of annexation.

H. Planning and Zoning

The planning and zoning jurisdiction of the city will extend to the annexed areas on the effective date of annexation. City planning will thereafter encompass the annexed areas. According to an ordinance proposed by the Martin Municipal-Regional Planning Commission, the area will be zoned B-2 (Intermediate Business).

I. Street Lighting

Streetlights will be installed in substantially developed commercial and residential areas within approximately 60 months after the effective date of annexation, under the standards currently prevailing in the city.

J. Recreation

Residents of the annexed areas may use all existing recreational facilities, parks, etc. on the effective date of annexation. The same standards and policies now used in the present city will be followed in expanding the recreational program and facilities in the enlarged City.

K. Miscellaneous

Street name signs where needed will be installed as new streets are opened in the annexed area.

SECTION 2.

THAT THIS RESOLUTION shall take effect 30 days from and after the date of final reading of the annexation ordinance, THE WELFARE OF THE CITY REQUIRING IT.

Minutes: City of Martin Board of Mayor and Aldermen, January 12, 2004

First reading of Resolution _____ December 08, 2003

Second Reading of Resolution

Adopting this ____ day of _____, 2004, following a Public Hearing.
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