

MINUTES OF THE MARTIN BOARD OF MAYOR AND ALDERMEN

August 14, 2006 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, August 14, 2006, 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, ALDERMAN WARD I
HONORABLE DAVID BELOTE, ALDERMAN WARD II
HONORABLE JOHNNY TUCK, ALDERMAN WARD II
HONORABLE NATALIE BOYD, ALDERWOMAN WARD III
HONORABLE RANDY EDWARDS, ALDERMAN WARD III

MEMBERS ABSENT: NONE

Also present: City Recorder Chris Mathis, Police Chief David Moore, Fire Chief Russell Schwahn, Public Works Director Billy Gene Wagster, Library Director Roberta Peacock, Community Development Director Karami Hagan, Captain Scott Robbins, Captain Don Teal, Patrol Officer Larry Baker, Weakley County Chamber of Commerce Director Barbara Virgin, State Champion Cal Ripken T-Ball All Stars, their families, and their coaches.

CALL TO ORDER AND INVOCATION

Mayor Brundige called the August 14, 2006 meeting of the City of Martin Board of Mayor and Aldermen to order. Alderman Tuck gave the invocation.

PLEDGE OF ALLEGIANCE

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

PRESENTATION OF CERTIFICATES TO THE STATE CHAMPION CAL RIPKEN T-BALL ALL-STARS

Mayor Brundige introduced and presented certificates and Cal Ripken pennants to the State Champion Cal Ripken T-Ball All Stars. These young all stars are from Martin and had an 11-0 tournament record including winning the t-ball state championship.

Certificates and Cal Ripken pennants were presented to the following: Louis Rechis, Cole Nanney, Ryan Matheny, Cameron Jones, Alex Deal, Michael Long, Layth Nassar, Riley Cormia, Logan Skelton, Drew Bell, and Cameron Cook. The coaches are Chris Bell, Charlie Deal, David Long, Louis Rechis, and Joe Jones.

RECOGNITION OF OFFICER LARRY BAKER AS POLICE OFFICER OF THE YEAR FOR THE WESTERN DIVISION

Mayor Brundige presented Patrol Officer Baker with a plaque from the Tennessee Association of Chief's of Police for the 2006 Police Officer of the Year for the Western Division and ask Chief Moore to read the letter submitted to the Tennessee Association of Chief's of Police for the nomination of Patrol Officer Larry Baker as 2006 Western Division Patrol Officer of the year.

Chief Moore read the following letter:

Western Division Police Officer of the Year Award Nomination:

Ptl. Officer Larry Baker of the Martin Tennessee Police Department is nominated for the West Tennessee Region Police Officer of the Year. Larry is a career Police Officer with the City of Martin and at age 58, runs circles around the majority of officers in our department in attitude, work ethic, motivation, leadership, and professionalism. Larry has the unique gift of common sense, tough character, and compassion gelled together to form the exemplary Police Officer.

Ptl. Baker started with Martin P.D. in 1983 as the City's Codes Enforcement Officer when he was 35 years old. Larry worked hard as Code's Officer under the Direction of Chief Jackie Moore who often praised Larry for his willingness to perform duties others would shy away from or just couldn't accomplish.

In 1998, Ptl. Baker startled our Command Staff by sharing a desire to become a Police Officer after 15 years as Codes Enforcement Officer. When we discussed the rigors of the Police Academy and the shift work expected of our officers, he never checked up. Feeling that Larry had earned the right to pursue this dream, then Chief J.D. Sanders sent him to the academy where he performed exceptionally and became a very effective police officer and quickly gained the respect of his peers and commanders. During his tenure as patrol officer he was assigned a narcotics detection K-9 and trained with the dog diligently to become one of the best K-9 teams our department has ever had.

In 2003 as a new Chief of Police I had an opportunity to talk individually to each officer in the department about goals. When I met with Larry, he had been assigned permanent day shift for approximately one year out of respect for his years of service. His only request was to be reassigned to rotating shifts so he could pull his weight. His stock already high with me went with through the roof. His request was immediately granted and he hasn't slacked up since.

In the year 2005, Ptl. Larry Baker consistently records the highest statistics of anyone in the department in areas of self-initiated policing product. Don't misunderstand, Larry isn't a ticket hound, he just believes in working while he is on the clock. We have excellent supervisors but most are young. Larry leads by example and wisdom and many times provides support to young supervisors through his experience and levelheaded composure. Recently I suggested Larry consider processing for Lt. promotion at the next available opportunity. He kindly responded that he loves what he does and does not wish to be a supervisor. We aren't through with that discussion but the point is Ptl. Larry Baker is the example I hold up to young Police Officers to aspire to.

There is no defining moment in the past year that makes Ptl. Larry Baker deserving of the “Police Officer of the Year” award, there is an entire year, an entire career of Ptl. Larry Baker being an exemplary Officer that makes him deserving of that recognition.

Activities:

Larry is a very active member of the Martin Central Baptist Church, takes care of several elderly citizens in the community, participates in the Martin Citizen’s Police Academy, K-9 training and public K-9 demonstrations, Summer YOUTH program, and many other community outreach programs.

Respectfully Submitted,
David Moore
Chief of Police

Chief Moore stated this is quite an honor for Officer Baker as well as the Martin Police Department.

APPROVAL OF MINUTES JULY 10 & 11, 2006

Alderman Harrison made the motion to approve the minutes of the July 10th & 11th meetings as written, seconded by Alderman Tuck.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

DEPARTMENT HEADS REPORTS:

FIRE DEPARTMENT FIRE CHIEF RUSSELL SCHWAHN

The Fire Department’s monthly reports were included in packets and a copy is attached to minutes. There were no questions.

PUBLIC WORKS DIRECTOR BILLY GENE WAGSTER

The Public Works Department’s monthly reports were included in packets and a copy is attached to minutes. There were no questions.

POLICE DEPARTMENT CHIEF DAVID MOORE

The Police Department’s monthly reports were included in packets and a copy is attached to minutes. There were no questions.

Chief Moore thanked all City departments for their help, especially the Fire Department, during the military funeral of Sergeant Dustin Laird Saturday afternoon.

Mayor Brundige stated we are very proud of our city departments, especially fire, police and public works for the way in which they handled the situation this weekend. I have received compliments through personal contact, phone and e-mail from all over the country as well as Martin. Thank you.

COMMUNITY DEVELOPMENT DIRECTOR KARAMI HAGAN

The Community Development Department's monthly reports were included in packets and a copy is attached to minutes. There were no questions.

C. E. WELDON PUBLIC LIBRARY DIRECTOR ROBERTA PEACOCK

The Library Department's monthly reports were included in packets and a copy is attached to minutes. There were no questions.

**WEAKLEY COUNTY CHAMBER OF COMMERCE
DIRECTOR BARBARA VIRGIN**

Director Virgin announced the Chamber of Commerce has moved the office in Dresden to 111 W. Main Street.

OLD BUSINESS:

There was no Old Business.

NEW BUSINESS:

**INTRODUCTION AND PRESENTATION OF RESOLUTION R2006-15:
RESOLUTION AUTHORIZING CITY RECORDER TO ROUND
PROPERTY TAXES, INTERESTS AND PENALTIES**

Mayor Brundige introduced and presented for consideration Resolution R2006-15: Resolution authorizing City Recorder to round property taxes, interests, and penalties.

Recorder Mathis read Resolution R2006-15. A copy follows:

RESOLUTION R2006-15

RESOLUTION AUTHORIZING CITY RECORDER TO ROUND PROPERTY TAXES,
INTERESTS AND PENALTIES

WHEREAS, Tennessee Code Annotated, Section 67-5-103(a) authorizes municipalities to levy an ad valorem tax upon all property subject to such tax; and

WHEREAS, Tennessee Code Annotated, Section 67-5-103(b) directs that the amount of such tax shall be fixed by the municipal legislative body of each municipality; and

WHEREAS, the rounding of ad valorem property tax amounts to the nearest dollar would simplify and expedite the payment and collection of property taxes in the city; and

WHEREAS, the rounding of property taxes, interests and penalties will not significantly impact the revenues of the City of Martin, Tennessee; and

WHEREAS, the rounding of property taxes, interests and penalties will be a convenience to city taxpayers; and

WHEREAS, the City of Martin Board of Mayor and Aldermen desires to authorize the office of the City of Martin City Recorder to round property taxes, interests and penalties to the nearest dollar; NOW

THEREFORE BE IT RESOLVED, the City of Martin Mayor and Board of Aldermen meeting in regular session on the 14th day of August 2006, that the office of the City of Martin City Recorder is hereby authorized to round individual ad valorem property tax amounts and delinquent interests and penalties to the nearest dollar. Such rounding shall be applied uniformly to all property tax bills in the city for real and personal property, whether such property is locally assessed or centrally assessed and shall be accomplished by rounding amounts ending in \$0.01 to \$0.49 down to the nearest dollar and amounts ending in \$0.50 to \$0.99 up to the nearest dollar. Such rounding shall apply to both the tax amount and any interest and penalty added to delinquent taxes.

THIS RESOLUTION SHALL be effective for the 2006 tax year and subsequent tax years, the public welfare requiring it.

READ AND ADOPTED this the 14th day of August, 2006.

Motion made by Alderman _____ that the foregoing Resolution be approved.
Seconded by Alderman _____. Upon being put to a roll call vote, the motion passed.

ATTEST:

APPROVED:

Chris Mathis, CPA,
City Recorder

Randy Brundige,
Mayor

Alderman Nanney made the motion to approve Resolution R2006-15: Resolution authorizing City Recorder to round property taxes, interests, and penalties, seconded by Alderwoman Boyd.

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

Mayor Brundige declared Resolution R2006-15 approved.

**INTRODUCTION AND PRESENTATION OF RESOLUTION R2006-16:
INTERLOCAL COOPERATION AGREEMENT FOR EMERGENCY
COMMUNICATIONS BETWEEN WEAKLEY COUNTY 911
EMERGENCY COMMUNICATIONS DISTRICT AND MARTIN POLICE
DEPARTMENT**

Mayor Brundige introduced and presented for consideration Resolution R2006-16: Interlocal Cooperation Agreement for Emergency Communications between Weakley County 911 Emergency Communications District and Martin Police Department.

Recorder Mathis read Resolution R2006-16. A copy follows:

RESOLUTION R2006-16

**INTERLOCAL COOPERATION AGREEMENT FOR EMERGENCY COMMUNICATIONS
BETWEEN WEAKLEY COUNTY 911 EMERGENCY COMMUNICATIONS DISTRICT
AND MARTIN POLICE DEPARTMENT**

Pursuant to Tenn. Code Ann. 7-86-105(b)(6), this Interlocal Cooperation Agreement for Emergency Communications (the "Agreement") is entered into between and among the City of Martin (the "Martin Police Department – in this draft shown as Martin PD"), a political subdivision of the State of Tennessee, and the Weakley County 911 Emergency Communications District (the "District"), a municipality and public corporation created and established pursuant to Tenn. Code Ann. 7-86-101, *et seq.*

WHEREAS, the District was established for the purpose of providing a system of emergency communications whereby a caller dialing 911 would immediately be connected to a

public safety answering point that would quickly and efficiently assure that the appropriate emergency responders were notified; and

WHEREAS, such a system results in the saving of life, a reduction in the destruction of property, quicker apprehension of criminals and ultimately the saving of money; and

WHEREAS, the District was established as a statutory municipality or public corporation in perpetuity, authorized to fund its operations through a bona fide emergency telephone service charge on all service users within its borders, whether business or residential, public or private, profit making or not-for-profit, including government entities, and

WHEREAS, the Martin PD and the District desire to conduct certain operations related to emergency communications jointly as contemplated by Tenn. Code Ann. 7-86-105 (b)(6);

WHEREAS, the Weakley County 911 Board of Directors authorized the execution of this interlocal agreement between the Martin PD and the District by its Board action on August 22, 2006.

WHEREAS, the District, acting by and through its Board of Directors, authorized the execution of this interlocal agreement between the Martin PD and the District by its Board action on August 22, 2006.

WHEREAS, the City of Martin Board of Mayor and Aldermen authorized the execution of this interlocal agreement between the Martin PD and the District by its Board action on August 15, 2006.

WHEREAS, the Martin Police Department, acting by and through its Board of Mayor and Aldermen, authorized the execution of this interlocal agreement between the Martin PD and the District by its Board action on August 15, 2006.

1. Purpose. This Agreement is for the purpose of establishing the manner, terms and conditions by which the Martin PD and the District shall jointly provide 911 service in the District. For purposes of this agreement "911 service" means 911 service and wireless enhanced 911 service as those terms are defined in Tenn. Code Ann. 7-86-103.

2. Cooperative Agreement. The parties agree to jointly provide 911 service in the District.

The District hereby agrees to be responsible for providing the following operational aspects, including funding, of 911 service within the City of Martin:

Managing the MSAG/911 database; performing addressing-mapping GIS services for residences located outside municipalities, providing and maintaining 911 controllers, GIS mapping software, and provision and maintenance of CAD software.

The Martin PD hereby agrees to be responsible for providing the following operational aspects, including funding, of 911 service within the City of Martin:

Performing addressing-mapping GIS services for residences located within the City of Martin, providing facility space and maintenance; performing dispatching and calltaking; providing telephone system, generator, logging recorder, UPS, radios, PSAP furniture, computer equipment, and a PSAP Manager to manage operations.

The parties hereby acknowledge that, consistent with Tenn. Code Ann. 7-86-306(a)(1), reimbursements by the Tennessee Emergency Communications Board are subject to availability of funds.

3. State and Federal Compliance. The Parties hereby agree to fully comply with the applicable Polices, Orders, Regulations and Revenue and Operational Standards of the Tennessee Emergency Communications Board, the applicable rules, regulations and orders of the Federal Communications Commission and applicable federal and state laws in the performance of this agreement.

4. Nondiscrimination. The parties hereby agree, warrant and assure that no person shall be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination in the performance of this agreement on the grounds of disability, age, race, color, religion, national origin, or any other classification protected by federal, Tennessee state constitutional or statutory law.

5. Term. The parties hereby agree that this agreement shall continue until terminated by one of the parties, each party having the right to terminate the agreement upon written notice of 120 days. The notice shall be submitted by certified mail to each active member of the Weakley County Emergency Communications Board of Directors and to each active member of the City of Martin Board of Mayor and Alderman.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of this 14th day of August, 2006.

For the Martin Police Department:

For the District:

Name: David Moore
Title: Chief

Name: Beth Forrester
Title: Director of 911

Alderman Harrison made the motion to approve Resolution R2006-16: Interlocal Cooperation Agreement for Emergency Communications between Weakley County 911 Emergency Communications District and Martin Police Department, seconded by Alderman Belote.

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

Mayor Brundige declared Resolution R2006-16 approved.

**INTRODUCTION AND PRESENTATION OF RESOLUTION R2006-17:
RESOLUTION AUTHORIZING BUDGET AMENDMENT TO THE CITY
OF MARTIN, TENNESSEE GENERAL FUND AND THE FRIENDS OF
THE PARK FUND FOR THE FISCAL YEAR ENDING JUNE 30, 2006.**

Mayor Brundige introduced and presented for consideration Resolution R2006-17: Resolution authorizing budget amendment to the City of Martin, Tennessee General Fund and the Friends of the Park fund for the fiscal year ending June 30, 2006.

Recorder Mathis read Resolution R2006-17. A Copy follows:

RESOLUTION 2006-17

RESOLUTION AUTHORIZING BUDGET AMENDMENT TO THE CITY OF MARTIN,
TENNESSEE GENERAL FUND AND THE FRIENDS OF THE PARK FUND FOR THE
FISCAL YEAR ENDING JUNE 30, 2006

WHEREAS, monies are needed to fund miscellaneous expenses for the General Fund and the Friends of the Park Special Revenue Fund 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 the 14th day of August 2006 this resolution is hereby approved.

SECTION 1. The City of Martin General Fund and the Friends of the Park Special Revenue Fund budgets are hereby amended as follows:

	<u>Account Description</u>	<u>Approved Budget</u>	<u>Budget Amendment</u>	<u>Amended Budget</u>
<u>General Fund</u>				
<u>Revenues</u>				
110-36930	Note Proceeds	\$151,314.00	\$292,002.00	\$443,316.00
<u>Expenditures</u>				
110-45000-796	Industrial Site Clearance	-0-	292,002.00	292,002.00
<u>Friends of the Park</u>				
<u>Revenues</u>				
128-36080	MRC Improvements	4,000.00	5,700.00	9,700.00
128-36110	Waggener Crop Income	1,500.00	1,600.00	3,100.00

Expenditures

128-44429-150	MRC Improvements	4,000.00	5,700.00	9,700.00
128-44429-799	Miscellaneous Expense	-0-	1,600.00	1,600.00

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

SECTION 3. BE IT FURTHER RESOLVED, that the resolution takes effect from and after its passage, THE PUBLIC WELFARE REQUIRING IT.

READ AND ADOPTED this the 14th day of August, 2006.

ATTESTED:

SIGNED:

Chris Mathis, CPA
City Recorder

Randy Brundige,
Mayor

Alderman Tuck made the motion to approve Resolution R2006-17: Resolution authorizing budget amendment to the City of Martin, Tennessee General Fund and the Friends of the Park fund for the fiscal year ending June 30, 2006, seconded by Alderman Belote.

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

Mayor Brundige declared Resolution R2006-17 approved.

INTRODUCTION AND PRESENTATION OF RESOLUTION R2006-18: RESOLUTION OF CITY OF MARTIN, TENNESSEE APPROPRIATING FUNDS FOR STATE STREET AID, LIBRARY GIFT FUND, HOUSING REHAB FUND, FRIENDS OF THE PARK, CEMETERY FUND, AND DRUG ENFORCEMENT FUND FOR THE FISCAL YEAR ENDING JUNE 30, 2006.

Mayor Brundige introduce and presented for consideration Resolution R2006-18: Resolution of the City of Martin, Tennessee appropriating funds for State Street Aid, Library Gift Fund, Housing Rehab Fund, Friends of the Park, and Drug Enforcement Fund for the fiscal year ending June 30, 2006.

Recorder Mathis read Resolution R2006-18. A copy follows:

RESOLUTION R2006-18

A RESOLUTION OF THE CITY OF MARTIN, TENNESSEE APPROPRIATING FUNDS FOR STATE STREET AID FUND, LIBRARY GIFT FUND, HOUSING REHAB FUND, FRIENDS OF THE PARK FUND, CEMETERY FUND AND DRUG ENFORCEMENT FUND FOR THE FISCAL YEAR BEGINNING JULY 1, 2006 AND ENDING JUNE 30, 2007

SECTION 1. BE IT RESOLVED by the Board of Mayor and Aldermen of Martin, Tennessee, assembled in regular session on the 14th day of August, 2006 that the amounts hereafter set out are hereby appropriated for the purpose of meeting the expenditures of the various funds of MARTIN, TENNESSEE, during the fiscal year beginning July 1, 2006, and ending June 30, 2007, according to the following schedule:

State Street Aid Fund	\$370,000
Library Gift Fund	32,375
Housing Rehab Fund	5,000
Friends of the Park Fund	34,750
Cemetery Fund	9,200
Drug Enforcement Fund	29,300

SECTION 2. BE IT FURTHER RESOLVED, that expenditures in excess of the above may be made only with an appropriate resolution amending this resolution. Such action shall include a statement as to the source of revenue to finance the proposed expenditures.

SECTION 3. BE IT FURTHER RESOLVED, that all unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse, and be of no further effect at the end of the fiscal year, June 30, 2007.

SECTION 4. BE IT FURTHER RESOLVED, that any motion, resolution part of a motion, or part of a resolution which has been heretofore passed by the Board of Mayor and Aldermen which is in conflict with any provision of this resolution be and the same is hereby repealed.

SECTION 5. BE IT FURTHER RESOLVED. That this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 2006. This resolution shall be spread upon the minutes of the Board of Mayor and Aldermen of the City of Martin, Tennessee.

ATTEST:

SIGNED:

Chris Mathis, City Recorder, CPA

Randy Brundige, Mayor

Motion made by Alderman _____ that the forgoing resolution be approved; seconded by Alderman _____. Upon being put to a roll call vote, the motion passed. Date approved August 14, 2006.

Alderman Edwards made the motion to approve Resolution R2006-18: Resolution of the City of Martin, Tennessee appropriating funds for State Street Aid, Library Gift Fund, Housing Rehab Fund, Friends of the Park, and Drug Enforcement Fund for the fiscal year ending June 30, 2006, seconded by Alderman Nanney.

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

Mayor Brundige declared Resolution R2006-18 approved.

ACCEPT RESIGNATION OF MR. DAVID SPENCER FROM THE ALCOHOLIC BEVERAGE CONTROL BOARD

Mayor Brundige presented the resignation of Mr. David Spencer from the Alcoholic Beverage Control Board. Mr. Spencer has moved outside the city.

Alderman Belote made the motion to accept the resignation of Mr. David Spencer from the Alcoholic Beverage Control Board, seconded by Alderman Tuck.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

APPOINT FIRE CHIEF RUSSELL SCHWAHN AS CITY OF MARTIN EMERGENCY DIRECTOR

Mayor Brundige recommended the appointment of Fire Chief Russell Schwahn as the City of Martin Emergency Director.

Alderman Nanny made the motion to appoint Fire Chief Russell Schwahn as the City of Martin Emergency Director, seconded by Alderman Harrison.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

ACCEPT BIDS FOR 2006-2007 ASPHALT SURFACING PROGRAM FROM FORD CONSTRUCTION: PRIMARY BID; TDOT SPEC 411-D IN PLACE, OF \$62.50 PER TON FOR ONE YEAR OR ALTERNATE BID; \$65.50 PER TON, TDOT SPEC 411-E IN PLACE, FOR ONE YEAR

Mayor Brundige presented the bids for 2006-2007 Asphalt Surfacing Program from Ford Construction: Primary Bid; TDOT SPEC 411-D in place, of \$62.50 per ton for one year or Alternate Bid; \$65.50 per ton, TDOT SPEC 411-E in place, for one year. The second bid from Martin Paving was for blacktopping four streets only, not a year contract which we requested. Ford Construction meets our specs, therefore we recommend the bid from Ford Construction. The contract started in July if we accept this bid.

Alderman Nanney made the motion to accept the bid from Ford Construction for the Primary Bid of TDOT SPEC 411-D in place, of \$62.50 per ton for one year, seconded by Alderman Belote.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

ACCEPT BID FOR VACANT LOT LOCATED AT THE WEST END OF FREDERICK STREET AT ITS INTERSECTION WITH S. LINDELL STREET. ONLY ONE BID WAS SUBMITTED. MR. WARNER PACE SUBMITTED A BID OF \$10,000.00.

Mayor Brundige presented the only bid submitted for the purchase of a vacant lot located at the west end of Frederick Street at its intersection with S. Lindell Street. This lot was appraised at \$10,000.00 and was advertised for sealed bids with a minimum bid of \$10,000.00. Mr. Warner Pace submitted a bid of \$10,000.00.

Alderman Belote made the motion to accept a bid of \$10,000.00 from Mr. Warner Pace for the purchase of a vacant lot located at the west end of Frederick Street at its intersection with S. Lindell Street, seconded by Alderman Nanney.

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

Mayor Brundige declared the motion approved.

ADVERTISE FOR BIDS ON RENOVATION OF THE BUILDING AT 406-408 S. LINDELL STREET.

Mayor Brundige recommended the city seek bids for the renovation of the building located at 406-408 S. Lindell Street.

Alderman Nanney made the motion to seek bids by advertisement in the paper for the renovation of the building located at 406-408 S. Lindell Street, seconded by Alderman Tuck.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

INTRODUCTION AND FIRST READING OF ORDINANCE O2006-06: AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE AND MAP FOR MARTIN, TENNESSEE, BY REZONING PROPERTY ALONG THE WEST SIDE OF SKYHAWK PARKWAY JUST SOUTH OF ITS INTERSECTION WITH HAWKS ROAD.

Mayor Brundige introduced for consideration the first reading of Ordinance O2006-06: An ordinance to amend the Municipal Zoning Ordinance and Map for Martin, Tennessee, by rezoning property along the west side of Skyhawk Parkway just south of its intersection with Hawks Road.

Recorder Mathis read Ordinance O2006-06. A copy follows:

ORDINANCE O2006-06

AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE AND MAP FOR MARTIN, TENNESSEE, BY REZONING PROPERTY ALONG THE WEST SIDE OF SKYHAWK PARKWAY JUST SOUTH OF ITS INTERSECTION WITH HAWKS ROAD.

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 along the west side of Skyhawk Parkway just south of its intersection with Hawks Road, and further described as:

New lots (numbered lot 6A, 7A, 8A, and 9A) on the Donaldson Brothers Rentals Minor Subdivision Plat as approved by Martin Municipal-Regional Planning Commission at its meeting on July 24, 2006 and consist of a resubdivision of Weakley County Tax Map 73N, Group B, Parcels 00600, 00700, 00800, 00900, 01600, and 01700.

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:

Chris Mathis, CPA
City Recorder

Randy Brundige,
Mayor

Alderman Harrison made the motion to approve the first reading of Ordinance O2006-06: An ordinance to amend the Municipal Zoning Ordinance and Map for Martin, Tennessee, by rezoning property along the west side of Skyhawk Parkway just south of its intersection with Hawks Road, seconded by Alderman Nanney.

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

Mayor Brundige declared Ordinance O2006-06 approved on the first reading and set the second and final reading and public hearing for September 11, 2006 at 5:15 in the City Hall Chambers.

**INTRODUCTION FOR CONSIDERATION ON THE FIRST READING
ORDINANCE O2006-07: AN ORDINANCE AMENDING THE CITY OF
MARTIN MUNICIPAL CODE, TITLE 16; STREETS AND SIDEWALKS,
ETC.; CHAPTER 1, MISCELLANEOUS REGARDING INTERFERING
WITH A FUNERAL OR BURIAL**

Mayor Brundige introduced for consideration the first reading of Ordinance O2006-07: An ordinance amending the City of Martin Municipal Code, Title 16; Streets and Sidewalks, etc.; Chapter 1, Miscellaneous Regarding Interfering with a Funeral or Burial.

Recorder Mathis read O2006-07. A copy follows:

ORDINANCE O2006-07

AN ORDINANCE AMENDING THE CITY OF MARTIN MUNICIPAL CODE, TITLE 16; STREETS AND SIDEWALKS, ETC.; CHAPTER 1, MISCELLANEOUS REGARDING INTERFERING WITH A FUNERAL OR BURIAL.

WHEREAS, Section 6-2-201(22) of *Tennessee Code Annotated* authorizes the City of Martin to exercise general police powers and to define, prohibit, abate, suppress, prevent and regulate acts, practices and conduct and all other things whatsoever detrimental, or liable to be detrimental, to the health, morals, comfort, safety, convenience or welfare of its inhabitants; and

WHEREAS, *Tennessee Code Annotated*, Section 39-17-317 makes it a class C misdemeanor for interfering with a funeral or burial, funeral home viewing of a deceased person, funeral procession, or funeral or memorial service for a deceased person; and

WHEREAS, the chief legislative body of the City of Martin held a public hearing to obtain citizen input into of the said amendment.

NOW, THEREFORE, BE IT ORDAINED by Board of Mayor and Aldermen of the City of Martin that:

Section 1. The City of Martin Municipal Code, Title 16, STREETS AND SIDEWALKS, ETC.; Chapter 1, Miscellaneous by inserting the following as 16-111, Interfering with a funeral or burial and re-numbering the remaining sections in succession:

16-111. Interfering with a funeral or burial. No person or group of persons may interfere with a funeral or burial, funeral home viewing of a deceased person, funeral procession, or funeral or memorial service for a deceased person. Any person who does one or more of the following within 500 feet of a funeral, burial, viewing, funeral procession, or memorial service for a deceased person would commit the offense: (1) acts or obstruct or interfere with any such commemorative service; (2) makes an offensive utterance, gesture, or display; or (3) pickets, protests, or demonstrates at a funeral, funeral procession or memorial service. For clarification purposes this section prohibits any act or acts designed to obstruct or interfere with a commemorative service by making any

utterance, gesture, or display in a manner that would offend an ordinary person.
Commission of this offense shall be classified as a Class C misdemeanor.

Section 2. This Ordinance shall take effect from and after its final passage, the public welfare of the City of Martin requiring it.

Date of First Reading _____

Date of Second Reading _____

Date of Public Hearing _____

ATTEST:

SIGNED:

Chris Mathis, City Recorder

Randy Brundige, Mayor

Alderman Nanney made the motion to approve the first reading of Ordinance O2006-07: An ordinance amending the City of Martin Municipal Code, Title 16; Streets and Sidewalks, etc.; Chapter 1, Miscellaneous Regarding Interfering with a Funeral or Burial, seconded by Alderman Belote.

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

Mayor Brundige declared Ordinance O2006-07 approved on the first reading and set the second and final reading and public hearing for September 11, 2006 at 5:15 pm in the City Hall Chambers.

PROPOSED PURCHASE OF NEW TRUCK FOR THE BUILDING INSPECTOR AND TRANSFER OF HIS CURRENT TRUCK FOR USE AT THE LANDFILL

Mayor Brundige presented for consideration the proposed purchase of a new vehicle for the City of Martin Building Inspector and to transfer his current truck for use at the landfill.

Alderman Nanney made the motion to purchase a new vehicle for the City of Martin Building Inspector and to transfer his current truck for use at the landfill, seconded by Alderman Belote.

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

Mayor Brundige declared the motion approved.

SEPTEMBER INFORMAL CITY BOARD MEETING DATE

Mayor Brundige set September Informal City Board Meeting for August 30th at noon in the City Hall Chambers.

ADJOURN

Alderman Edwards made the motion to adjourn, seconded by Alderwoman Boyd.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL.

ATTEST:

SIGNED:

Chris Mathis, CPA
City Recorder

Randy Brundige,
Mayor

RB: CM/bh
Saved "August 2006"