

MINUTES OF THE MARTIN BOARD OF MAYOR AND ALDERMEN

April 07, 2008 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, April 07, 2008, 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 TERRY HANKINS, ALDERMAN WARD III
HONORABLE RANDY EDWARDS, ALDERMAN WARD III

MEMBERS ABSENT: NONE

Also present: City Recorder Chris Mathis, Fire Chief Russell Schwahn, Police Chief David Moore, Community Development Director Kimberly Craddock, Weldon Public Library Director Roberta Peacock, Public Works Director Billy Wagster, Human Resources Director Celeste Taylor, Mr. Don Jones, Mr. Carroll Slack, Mr. Russell Edwards, Mr. Ricky Edwards, Mr. Steve Treadway, Ms. Pat Capps, Mr. John Davis, Mr. Lionel Davis, other citizens, and members of the Press.

CALL TO ORDER AND INVOCATION

Mayor Brundige called the April 7th meeting of the City of Martin Board of Mayor and Aldermen to order. Alderman Hankins gave the invocation.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF MINUTES MARCH 10, 2008

Mayor Brundige introduced and presented for consideration the minutes of the March 10, 2008 meeting.

Alderman Hankins made the motion to approve the minutes of March 10, 2008 meeting as written seconded by Alderman Edwards.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

HUMAN RESOURCES

DIRECTOR CELESTE TAYLOR

Director Taylor was present and asked if anyone had any questions. No questions were asked.

OLD BUSINESS:

**SECOND AND FINAL READING AND PUBLIC HEARING OF O2008-01:
AN ORDINANCE TO AMEND THE FIRE PROTECTION ORDINANCE OF
THE CITY OF MARTIN PER RECOMMENDATION FROM THE PUBLIC
SAFETY COMMITTEE**

Mayor Brundige introduced and presented for consideration on the second and final reading Ordinance O2008-01: An ordinance to amend the Fire Protection Ordinance of City of Martin per recommendation from the Public Safety Committee. This is the public hearing.

Recorder Mathis read O2008-01. A copy was provided for the press, board, and all present.

ORDINANCE 02008-01

**AN ORDINANCE TO AMEND THE FIRE
PROTECTION ORDINANCE OF THE CITY OF MARTIN**

WHEREAS, on May 14, 2001, the City of Martin amended a Rural Fire Protection Plan whereby for a fee of \$70.00, and other considerations, the Martin Fire Department would respond to properties outside the city limits; and

WHEREAS, said Rural Fire Department Plan has been a large factor in causing a decrease in insurance premiums for property in the protected areas; and

WHEREAS, the Martin Fire Department has dedicated two pieces of fire apparatus to the protection of properties in the rural areas; and

WHEREAS, expenses related to fire fighting have increased significantly in the last seven years; and

WHEREAS, in order to keep the Rural Fire Service self-supporting and not a burden on the taxpayers of the City of Martin.

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

SECTION 1. Section 7-401 is hereby amended as follows:

- a. By deleting 7-401 (3) (b) in its entirety and substituting instead the following:
 - (b) annual fee of one hundred dollars (\$100.00) has not been paid.

b. By deleting 7-401 (4) in its entirety and substituting instead the following

(4) The Fire Department will answer fire calls for a service charge of seven hundred fifty dollars (\$750.00) per call effective July 01, 2008, for the properties insured for rural fire service by an approved insurance agency. All such coverage will become effective when certification of rural fire service is properly executed by the insurance agency, the owner, and the City of Martin.

c. By deleting 7-401 (5) in its entirety and substituting instead the following.

(5) The Fire Department will answer rural fire service calls to vehicles owned by firms doing business within the corporate limits of Martin under a business tax license or permit issued by the City of Martin. A fee of seven hundred fifty dollars (\$750.00) per call effective July 01, 2008, will be billed to the owner.

g. By deleting 7-401 (6) in its entirety and substituting instead the following.

(6) The City of Martin will make every effort to inform rural fire service recipients through radio and newspapers, annually when dues become due. A grace period of two weeks will be allowed before dues become delinquent and property will be dropped from the response list. Those properties that have been on the program less than one year will be given until the next annual due date before the fee will become due again. New participants coming on the program after July 01, 2008, will be charged eight dollars and 33/100 (\$8.33) per month for each month before the next due date.

SECTION 2: The Fire Protection Ordinance is amended by deleting Section 7-402 in its entirety and substituting instead the following:

7-402 (1) To be eligible for rural fire protection, a property owner must make an annual non-refundable deposit of one hundred dollars (\$100.00) for each piece of property to be covered. Each deposit will cover one residential or commercial structure and those accessory buildings incidental to the use of the primary structure. The deposit remains with the property and cannot be transferred. After making the required deposit, the Fire Department will notify the owner's insuring agency, after ascertaining the proper agency from the property owner that said property is covered for fire protection under these rules and regulations. If for any reason a property is taken off the response list, the owner and their insuring agent will be notified by certified mail. Mobile home parks containing four (4) or less mobile homes on one lot and one ownership will be considered as individual structures; mobile home parks containing five (5) or more units, under one ownership on one lot will be assessed twenty-five dollars (\$25.00) per unit and subject to all the requirements as stated.

(2) The \$100.00 deposit will be collected at the Martin City Hall; a receipt will be given for same, and these funds will be deposited to the City of Martin General Fund.

(3) Within 48 hours of the time that the fire apparatus returns from a rural call, or the next working day at Martin City Hall, the Fire Department shall submit a Reminder to Bill to the City Recorder's Office. City Hall personnel will prepare and mail a statement of \$750.00 to the property owner, and the balance will be treated as any other accounts receivable of the City of Martin.

(4) Properties not covered under Rural Fire Protection Service.

In the event the Martin Fire Department responds to a structure fire call at a property not covered under the Rural Fire Protection Service (including properties where the owner has failed to renew) a fee of twenty-five hundred dollars (\$2,500.00) instead of the \$750.00 will be charged to the owner of said property. Failure to pay the \$2,500.00 fee may result in all legal measures available to the City of Martin (including the placing of liens against the property) for the collection of said fee and all associated fees incurred in the collection process.

SECTION 3: BE IT FURTHER RESOLVED that this Ordinance shall become effective immediately upon its adoption, the public welfare requiring it.

Date of First Reading: _____.

Date of Public Hearing: _____.

Date of Second Reading: _____.

ATTEST:

SIGNED:

Chris Mathis, CPA, City Recorder

Randy Brundige, Mayor

PUBLIC HEARING:

Mayor Brundige opened the public hearing for Ordinance O2008-01: An ordinance to amend the Fire Protection Ordinance of City of Martin per recommendation from the Public Safety Committee and asked if there was anyone present wishing to speak for or against.

Mr. Don Jones spoke I am not opposed to the Fire-Tax on Non-City residents. I do not expect the City taxpayers to subsidize my fire protection. Most non-residents and I are very grateful that we have a professional and caring fire department to serve and protect us. I do have a rider on my homeowners insurance policy to guarantee the city \$750.00-\$1,000.00 for coming to my home. I understand there is a short fall in tax revenues in the city and I understand that the Finance Committee is counting on this money to shore up that short fall. I am opposed to the Fire Tax being placed in the General Fund as this designates non-city taxpayers in the City of Martin, which have no vote. I understand that approximately 40-45% of non-city taxpayers do not pay. Last year the city collected approximately \$86,000.00. This \$30.00 increase will add approximately another \$30,000.00 to the general fund. I have also learned that there is no accountability as to who pays this tax and who does not. Surely as technically advanced as our society has become you can correct this. I would suggest to this Mayor and Board that a fund be set up for the purpose of placing fire-tax collected from outside the city. If the city cannot survive without this money in the general fund at least add a portion, say 40%, be deposited to this fund and only allow the Martin Fire Department to use it. I understand that extra fire fighting equipment is necessary to better serve the non-residents as well as the residents. This could possibly accomplish the collection of the \$100.00 from more outside residents because they would know it is being used for their benefit. Most non-residents I have talked with say their only complaint is the tax goes into the General Fund to be spent, as the Mayor and Board deem necessary and not on fire-fighting personnel or apparatus. I would like non-city resident's fire-tax

money to go towards the Martin Fire Department or at least a portion of it. This just seems to be the fiscally responsible thing to do. Thank you for your time.

Mr. Steve Treadway spoke I think I can briefly state my concern and interest concerning the rural fire fee for the rural customers. I am not opposed to the fee. I would just like to know if we are getting a fair shake. Are we getting the best bang for the buck? Based on what figures have been made available to me I cannot get a clear definition or picture of it. Don cleared up part of it perhaps by stating the rural fire fees go into the General Fund. I would be opposed to that also. I would also like to know if there is a specific itemized budget for the Fire Department and what the value or monetary amount is for that annual budget. I would like to know what percent of the city taxes the citizens within the city limits pay each year or are allocated directly to the Fire Department. I would like to know how much money is harvested through state and federal grants, such as FEMA or Homeland Security. The city has established a fee of \$750.00 for each call made by the fire department outside the city. I think my insurance pays eight hundred. How much does that amount to? What is received from the insurance companies for the calls? I think all those figures need to be compiled and the board look at them and ask if the county residents are getting a fair shake? The \$30.00 represents a 42.86% increase, which is pretty substantial. Now using the figures that Chief Schwahn provided in the paper rural calls went up from 31 calls in 2001 to 238 in 2007. I do not question that but find that a phenomenal increase of 668%. His mileage for that same period went from 132 miles to 1262 miles, 856% increase. That may be accounted for by annexation, I don't know how you would account for and I don't know that it needs to be accounted for. It seems the price of diesel is involved here and is a major factor. If you take the 1,262 miles in 2007 and I am assuming that one to two vehicles go out on a rural call and if they get 5 mile per gallon and I think that is reasonable, you are really saying that it is going to take 1,008 gallons. I don't think this is a budget-busting item. That would equate that ten rural customers are paying the diesel fuel. I am proud of the Fire Department and I appreciate their efforts. I have one more point. In the Mission Statement for the Fire Department and I will quote in part, "It is for the purpose of protecting the lives and property and to enhance the quality and life of the City of Martin by providing the vast range of emergency services, strong public relations, and fire safety education". There is no reference made that they are here to also support the county, if the county residents paid \$100.00. I just think the mission statement should be expanded and the scope widened to include those rural resident paying the \$100.00. Thank you.

Ms. Pat Capps spoke. I live at 5255 Capps Drive in rural Weakley County just outside of Martin. I can tell you I have had to use the fire department. In 1993 I called the fire department, they came and put the fire out but my house burned to the ground. It was a total loss. I want to acknowledge that Mr. Russell Schwahn has done a great job of upgrading the fire department. I think part of my loss was because the fire department was not trained adequately. They dispatched a small truck to begin with then when they saw the house on fire dispatched a fire truck but it was too late. But that was 15 years ago. We lived through that and we are better for it. I faithfully pay my \$70.00 every year. I did notice that there were 1,740 rural fire subscribers and you only got \$86,000.00 and that means that about 500 subscribers didn't pay. Why is that? Are you not going after them? Their names are on the list and you know where they live. Where is that money? If you made 238 rural calls in 2007 at \$500.00, which is what I paid, that would be \$119,000.00. Where is that money? I've just got some questions and I feel I paid for the right to know when my house burned to the ground. Thank you.

Mr. Carroll Slack spoke. If a man has questions, is someone here that can or will answer the questions or do we ask and just go away?

Mayor Brundige answered we can answer some of the questions tonight and the ones we can't we will do our best to get answers for you. Which ones do want answered?

Mr. Slack spoke again let me complement the chief and the fire department. When you take money and put it in the General Fund you leave a question in people's minds.

Mayor Brundige answered I can speak for that. The reason we put the money in the General Fund is because the fire department's budget is in the General Fund. The fire department's budget is around 1.1 million dollars and that is not counting the capital outlay money that we pay for the fire equipment that the city has purchased in the last few years. In fact, we have bought two new fire trucks, which cost some \$450,000.00. Then we have purchased a new ladder truck for approximately \$200,000.00. The fire department's budget is set aside just like every other department in the city. Each department has a separate budget and must live within it.

Mr. Slack asked I don't know much about the accounting thing but can't you all see why we have a question about putting the funds in the General Fund? So far based on what has been said I don't see that much money has been spent on the rural program.

Mayor Brundige answered we spend a considerable amount on equipment. As of now, we don't have any small trucks that go out they are all big ones. If we were to take revenues from police fines or rural fees and set up special funds for these departments pretty soon we would not be able to operate because these revenues will not pay for the department operations. When you add up the revenues versus expenses and take everything into consideration the fire department probably operates at a loss. We can only set up special revenue funds as the Library Fund or Friends of the Parks Fund that are funded by donation only and have to be spent for specific things. This fee is not a donation but a service the city is providing. For several years the fire department maintained a special fire fund but our auditors insisted we dissolve it and place the revenues into the general fund.

Mr. Slack asked why did you all raise the fee from \$70.00 to \$100.00? Why not \$84.12? What was the formula? Was there a cost analysis done?

Mayor Brundige stated Chief Schwahn has been looking at this for over year comparing fees with other fire departments in the county and other counties around.

Mr. Slack stated that is irrelevant. I don't pay for other people fire protection. I am talking about Martin. I am just wondering is there a formula? Maybe Chief Schwahn can answer.

Chief Schwahn stated I surveyed several fire departments that have subscriptions. The Martin Rural Fire is based on subscription service and you do not have to pay this. We are providing a service and you either take it or you don't. I would like to answer the questions about grant revenues. In the two years I have been fire chief, the department has received over a million dollars

Mr. Slack asked how did you come up with the \$100.00 fee?

Chief Schwahn answered we did an actuary study from 2001 to 2007 considering the fuel and the wage increases for the personnel that provide fire protection and medical services for the rural area. The City of Martin has three EMTs and one paramedic. This month I have three firemen going to Dyersburg to get EMT training, which will cost \$3,000.00 per person.

Mr. Slack stated that satisfied me somewhat, but I have one last question. Whose idea was it to increase this fee?

Mayor Brundige answered Chief Schwahn and myself. We looked at this. Rural Fire fees have not increased in seven years and after studying this we felt an increase was due. The taxpayers of the City of Martin have gone through two tax increases within that time period.

Mr. Slack stated what goes on with other people does not justify what goes on with me. Now if you need the money for the Rural Fire then that is legitimate and fine.

Mayor Brundige answered the cost of everything goes up each and every year. This increase is over a seven-year period and if you divide it over the seven years then the cost per year is a little over 5% per year. Our cost of operation has certainly increased in those seven years.

Alderman Tuck stated let me add one thing. We have hired six new firemen. Now, whether we needed them or not in the city, I don't know. But we have hired six new firemen and believe you me this \$100.00 will not pay for six new firemen to go on duty. It will not pay salaries and benefits.

Chief Schwahn stated for the City of Martin to be OSHA & NFBA certified and in compliance we had to add the six new firemen.

Alderman Tuck stated if the city is in compliance and certified that means our insurance costs go down. I checked with several insurance companies and they stated when a rural customer comes into get insurance they ask if you have rural fire protection. The customer says yes but then if he lets it drop it is a good possibility the insurance companies don't know. Maybe we can work something out with the insurance companies that will let them know if a person does not have the fire subscription. If the insurance companies know they do not have rural fire service they can drop their insurance.

Chief Schwahn stated I know the six new firemen enabled the City of Martin to be in compliance with OSHA and NFBA. These six firemen were secured through a matching \$452,000.00 FEMA Grant. This grant will pay the salaries for four years in a decreasing manner with the city being totally responsible by the end of that year and we have to keep these firemen on staff for seven years. We are in year two of this grant. Year one we received \$135,000.00 and year two we will receive \$120,000.00.

Mr. Treadway stated if the insurance company finds out you do not have the rural fire subscription when available your insurance is no good. If you have a fire and have no subscription the insurance company legally does not have to pay the claim.

Mr. Jones stated I have not heard anyone here saying they did not want the rural fire service or minded paying the fee, it is the manner in which this is being orchestrated. That is the problem.

Mr. Treadway asked what is the problem with providing us with a breakdown of how the money is being spent.

Mayor Brundige answered we have that information and it is available to anyone because it is public record. All you have to do is come to City Hall and ask for the Fire Department Budget.

Recorder Mathis stated I would be glad to show you the budget figures and the actual figures.

Mr. Treadway stated I would like to know the amount of grants and how they were spent.

Chief Schwahn stated the grants received by the Fire Department have not only helped pay the cost of six new firemen but have purchased turn-out gear, air packs, a thermal imaging camera, and various pieces of extrication equipment. The City of Martin has an insurance fire rating of 4 and the rural area has a 9 unless they live within a thousand feet of a fire hydrant, then the rating is lower. The lower the insurance rating the lower your insurance costs.

Alderman Hankins stated we hear what you all are saying. I personally checked out what it would mean on an insurance policy for my home if I had the fire subscription. It will save you enough money to more than pay for the proposed increase. I want to share a story with you. Last year when it was so dry one of my neighbor's fields caught on fire. The Fire Department responded. They saved the combine, tractor-trailer, and truck. Everything is increasing, for example all you have to do is go to the gas station. I do have a problem with the rural residents that don't pay.

Alderman Harrison stated I don't understand why it is so debatable. Now, everyone knows that our finances are a little bit in a shortfall. You all are asking that the extra thirty dollars be given to the Fire Department in a Special Fund instead of the General Fund. I see no reason why we can't do this. In fact, I will recommend that this \$30.00 go to a special fund for the Fire Department's use to be drawn on at the discretion of the Mayor and Board of Alderman and Fire Chief. This fund could be a good way to save for a rainy day. Then when the Fire department needs a new piece of equipment then they have the money. I don't see why this would hurt you people. I think keeping the \$70.00 in the General Fund and putting the \$30.00 into a special fund that would be controlled by the Board of Mayor and Aldermen and Fire Chief would satisfy everyone. In fact, I would recommend this and I would hope you aldermen would share my thinking. If you all will allow it I will move for that.

Mayor Brundige explained we are in a public hearing and any motion will need to be made after the hearing is adjourned.

Mr. Jones asked Chief Schwahn, how far is Martin's rural fire territory outside the city limits?

Chief Schwahn explained E911 sets our boundaries, which cover 70 square miles. We go all the way to the Obion River on the North, all the way out to the county line on Mt. Pelia Road to the West, to Fuller Road on the East, and to Old Troy Road on the South.

Alderman Belote stated Mayor, I have been sitting in this seat for six years and we have had several citizens address this group for various reasons and have asked questions. I have felt like at those times the questions have been answered adequately. Tonight is the first time a question has been proposed by citizens that I am not real sure this board or anyone has answered adequately. Russell has worked hard on this and yes we do have a fine fire department but I feel we should table this ordinance. The question is what analysis did we use to arrive at this increase. I know we did a cost analysis for the increase of fuel and so forth. Is it fair that they say we need to have a comparison to what county folks are paying and what city folks are paying? I really don't know how you would go through that process without really digging. The response that we have had tonight requires us to maybe dig a little bit deeper and show how we arrive at the increase. I am not sure we will satisfy everyone but we could try. I know we have worked on the drill but I am not sure we have done the drill in this case. Maybe we need to table this until next meeting and get a better look at it. And this brings up another matter that I have casually discussed with the mayor and that is you folks are county residents and you all need protection. Is it the City of Martin's responsibility to take care of you all because we are closest to you? I think there needs to a discussion with the county concerning this matter. Maybe we need to have a discussion with that body before we proceed with this because you do pay county taxes.

Mr. Slack stated I did not come here to complain or cause a problem. I came here for information. Thirty dollars will not break me but there is a message here that when you ask people for additional money, in my opinion, you should be able to justify the request. What if you had asked me for \$300.00?

Alderman Belote stated I would not have commented as I did if I did not think Chief Schwahn could justify the increase. I think he can and will do so in a very fair and honest way.

Mayor Brundige stated I think he can, also. Our goal is to have a county fire department and the city not have to respond.

Chief Schwahn explained I have been meeting with CTAS and the Weakley County Fire Chiefs and a part of our discussion was establishing a county fire department. CTAS is doing a survey to see if it would be feasible to try to establish a rural fire service to protect county property by accessing a fee through electric bills. If this happened then the fire department that responded would be paid from these funds. This is just a study and has a long way to go.

Alderman Belote stated if this type proposal comes to pass I would suggest we lobby the county commissioners to move forward because to me that is the way to go and would be the answer for everybody.

Chief Schwahn stated there are several counties around us that have this type service in place. The county would direct what area the city would provide fire protection. All Weakley County cities are beginning to see a financial nightmare when it comes to providing fire service to the rural community. We are anxious to get the results of this study, which should be done this year. Hopefully, this will eliminate all the individual charges from the cities.

Mayor Brundige explained Chief Schwahn has figured when a fireman makes a call the average labor cost is \$315.00 for the first two hours out. The Martin Fire Department had 811 rural calls, which for a minimum of two hours labor was \$255,465.00 and most calls require more time.

Mayor Brundige closed the Public Hearing and reopened the regular meeting and asked is there a motion for Ordinance O2008-01: An ordinance to amend the Fire Protection Ordinance of City of Martin per recommendation from the Public Safety Committee?

Alderman Belote made the motion to table Ordinance O2008-01: An ordinance to amend the Fire Protection Ordinance of City of Martin per recommendation from the Public Safety Committee until the May 2008 meeting which will allow time for Chief Schwahn to assemble supporting documentation for the increase, seconded by Alderman Tuck.

VOTE:	FOR:	HONORABLE NANNEY HONORABLE HARRISON HONORABLE BELOTE HONORABLE TUCK HONORABLE HANKINS HONORABLE EDWARDS
	AGAINST:	NONE
	ABSENT:	NONE

Mayor Brundige declared Ordinance O2008-01 tabled.

ANY OTHER OLD BUSINESS:

There was none.

NEW BUSINESS:

CONGRATULATORY LETTER FROM THE NATIONAL ARBOR DAY FOUNDATION ON THE CITY OF MARTIN BEING NAMED AS A 2007 TREE CITY USA

Mayor Brundige presented a congratulatory letter from the National Arbor Day Foundation. The City of Martin has been named a 2007 Tree City USA city. A copy of the letter follows:

The Honorable Randy Brundige
Mayor of the City of Martin
101 University Street
Martin, TN 38237
Dear Mayor Brundige,

Congratulations to Martin on being named as a 2007 Tree City USA!

Trees in our cities and towns help clean the air, conserve soil and water, moderate temperature, and bring nature into our daily lives. Trees are a vital component of the infrastructure in our cities and towns, and provide environmental and economical benefits. A community, and its citizens, that recognize these benefits and provide needed care for its trees deserve recognition and thanks.

Tree City USA recognizes communities that have proven their commitment to an effective, ongoing community forestry program. Such a program is one marked by renewal and improvement.

Tree City USA is sponsored in cooperation with the National Association of State Forests and the USDA Forest Service. State foresters are responsible for the presentation of the Tree City USA flag and other materials. We will forward your awards to Bruce Webster in your state forester's office. They will be coordinating the presentation with you. It would be especially appropriate to make the Tree City USA award a part of your Arbor Day ceremony.

Again, congratulations on receiving this national recognition for your tree-care program.

Best regards,
John Rosenow
Chief Executive

Mayor Brundige displayed a Tree City USA plaque presented to the City of Martin by the Arbor Day Foundation.

INTRODUCTION AND CONSIDERATION OF RESOLUTION R2008-06: A RESOLUTION FOR THE CITY OF MARTIN TO ISSUE THREE-YEAR TAXABLE CAPITAL OUTLAY NOTES FOR \$1.5 MILLION FOR THE PURPOSE OF PURCHASING THE FIRST STATE BANK BUILDING WITH INTEREST ONLY TO BE PAID FOR THE DURATION OF THE NOTES

Mayor Brundige introduced for consideration Resolution R2008-06: A resolution for the City of Martin to issue three-year taxable capital outlay notes for \$1.5 million for the purpose of purchasing the First State Bank Building with interest only to be paid for the duration of the notes.

Recorder Mathis read Resolution R2008-06. A copy has been provided for any interested citizens, members of the press and Board of Mayor and Aldermen. A copy follows:

RESOLUTION NO. R2008-06

RESOLUTION OF THE CITY OF MARTIN, TENNESSEE, AUTHORIZING THE ISSUANCE OF INTEREST BEARING TAXABLE GENERAL OBLIGATION CAPITAL OUTLAY NOTES, SERIES 2008, IN AN AMOUNT NOT TO EXCEED \$1,500,000, AND PROVIDING FOR THE PAYMENT OF SAID NOTES

WHEREAS, the Board of Mayor and Aldermen (the "Board") of the City of Martin, Tennessee (the "Municipality"), has determined that it is necessary and desirable to authorize, issue, sell, and provide for the payment of its interest bearing capital outlay notes to finance certain public works projects, consisting of the acquisition of a building for future use as municipal offices for the Municipality, the acquisition of all property real and personal appurtenant thereto and connected with such work, and to pay all legal, fiscal, administrative, and engineering costs incident thereto (collectively, the "Project"), and paying costs incident to the financing thereof;

WHEREAS, the Municipality finds and determines that the Project is essential to the health, welfare, and safety of the public;

WHEREAS, in order to proceed as expeditiously as possible with such an essential Project, it is necessary that interest bearing capital outlay notes be issued for the purpose of providing funds to finance the Project; and,

WHEREAS, the Municipality is authorized by the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended, to issue such notes for said purposes upon the approval of the State of Tennessee Director of Local Finance (the "Director of Local Finance");

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

Section 1. Authority. The Notes herein authorized shall be issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated, as amended, and other applicable provisions of law.

Section 2. Authorization. For the purpose of providing funds to finance the costs of the Project and costs incident to the financing thereof, there shall be issued pursuant to, and in accordance with, the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended, and other applicable provisions of law, the interest bearing taxable capital outlay notes of the Municipality, in the aggregate principal amount of not to exceed \$1,500,000, or such lesser amount as may be determined by the Mayor of the Municipality (the "Mayor") at the time of sale (collectively, the "Notes", individually, the "Note"). The term of the Notes shall not exceed the reasonably expected economic life of the Project, which is hereby certified to be at least the term of the Notes.

Section 3. Terms of the Notes. The Notes shall be designated "Taxable General Obligation Capital Outlay Notes, Series 2008". The Notes shall be issued in registered form, without coupons, in minimum denominations of \$5,000. The Notes shall be numbered from 1 upwards, shall be dated the date of issuance and delivery, shall be sold at not less than the par amount thereof, shall bear interest at a rate or rates not to exceed 7.50% per annum, such interest

being payable at such times as agreed upon with the purchaser of such Notes, but in no event less than annually on such date as shall be designated by the Mayor (the "Interest Payment Date"), and shall mature not later than the end of the third fiscal year from the date of issuance of the Notes. The Notes shall contain such terms, conditions, and provisions other than as expressly provided or limited herein as may be agreed upon by the Mayor of the Municipality and the purchaser of the Notes.

Interest on the Notes shall be payable by check or other form of draft of the "Note Registrar," as such term is hereinafter defined, deposited by the Note Registrar in the United States mail, first class postage prepaid, in sealed envelopes, addressed to the owners of such Notes, as of the applicable Interest Payment Date, at their respective addresses as shown on the registration books of the Municipality maintained by the Note Registrar as of the close of business fifteen (15) calendar days preceding the next Interest Payment Date. The principal of all Notes shall be payable upon presentation and surrender of such Notes at the principal office of the Note Registrar. All payments of the principal of and interest on the Notes shall be made in any coin or currency of the United States of America which, on the date of payment thereof, shall be legal tender for the payment of public and private debts.

Section 4. Redemption. The Notes shall be subject to redemption, in whole or in part, at the option of the Municipality, at any time, at a price of par plus accrued interest to the date of redemption, upon not less than fifteen (15) calendar days written notice to the registered owner.

Section 5. Execution. The Notes shall be executed in the name of the Municipality; shall bear the manual signature of the Mayor; shall be countersigned by the City Recorder of the Municipality (the "City Recorder") with his manual signature; and, shall have printed or impressed thereon the official seal of the Municipality. In the event any officer whose signature appears on the Notes shall cease to be such officer, such signature shall nevertheless be valid and sufficient for all purposes. The Notes shall be issued in typed, printed, or photocopied form, or any combination thereof, substantially in the form attached hereto as Exhibit "A", with such minor changes therein or such variations thereof as the Mayor may deem necessary or desirable, the blanks to be appropriately completed by the Mayor prior to the issuance of the Notes.

Section 6. Registration, Negotiability, and Payment. (a) The City Recorder of the Municipality is hereby appointed the note registrar and paying agent (the "Note Registrar"), and as such shall establish and maintain suitable books (the "Registration Books") for recording the registration, conversion, and payment of the Notes, and shall also perform such other duties as may be required in connection with any of the foregoing. The Note Registrar is hereby authorized to authenticate and deliver the Notes to the original purchaser thereof, or as he or she may designate, upon receipt by the Municipality of the proceeds of the sale thereof and to authenticate and deliver Notes in exchange for Notes of the same principal amount delivered for transfer upon receipt of the Notes to be transferred in proper form with proper documentation as herein described. The Notes shall not be valid for any purpose unless authenticated by the Note Registrar by the manual signature of the Note Registrar on the certificate set forth in Exhibit "A" hereto. The Notes shall be fully registered as to both principal and interest and shall be fully negotiable upon proper endorsement by the registered owner thereof. No transfer of any Notes shall be valid unless such transfer is noted upon the Registration Books and until such Note is surrendered, cancelled, and exchanged for a new Note which shall be issued to the transferee,

subject to all the conditions contained herein. Principal of the Notes shall be paid at maturity upon presentation or surrender of the Notes at the principal office of the Note Registrar, and payment in such manner shall forever discharge and release the obligation of the Municipality to the extent of the principal and interest so paid.

(b) The Municipality may from time to time at its discretion remove the Note Registrar and appoint a successor Note Registrar to whom all records, documents, and instruments relating to its duties as Note Registrar shall be delivered. Any successor Note Registrar shall be appointed by resolution of the Municipality, and shall be a trust company or bank having the powers of a trust company, having, at the time of such appointment, a combined capital, surplus, and undivided profits aggregating at least Ten Million Dollars (\$10,000,000), and be willing and able to accept the office of Note Registrar on reasonable and customary terms, and authorized by law to perform all duties imposed upon it by this Resolution.

(c) In the event that any amount payable on any Note as interest shall at any time exceed the rate of interest lawfully chargeable thereon under applicable law, then any such excess shall, to the extent of such excess, be applied against the principal of such Note as a prepayment thereof without penalty, and such excess shall not be considered to be interest. All rates of interest specified herein shall be computed on the basis of a three hundred sixty (360) day year composed of twelve (12) months of thirty (30) days each.

Section 7. Exchange of Notes. Notes upon surrender thereof at the office of the Note Registrar, together with an assignment of such Notes duly executed by the registered owner thereof, or his, her, or its attorney or legal representative, may be exchanged for an equal aggregate principal amount of Notes of the same maturity, of any denomination or denominations authorized by this Resolution, and bearing interest at the same rate as the Notes surrendered for exchange.

Section 8. Transfer of Notes. Each Note shall be transferable only on the registration books maintained by the Note Registrar at the principal office of the Note Registrar, upon the surrender for cancellation thereof at the principal office of the Note Registrar, together with an assignment of such Note duly executed by the owner thereof or his, her or its attorney or legal representative, and upon payment of the charges hereinafter provided, and subject to such other limitations and conditions as may be provided therein or herein. Upon the cancellation of any such Note, the Note Registrar shall, in exchange for the surrendered Note or Notes, deliver in the name of the transferee or transferees a new Note or Notes of authorized denominations, of the same aggregate principal amount, maturity, and rate of interest as such surrendered Note or Notes, and the transferee or transferees shall take such new Note or Notes subject to all of the conditions herein contained.

Section 9. Regulations with Respect to Exchanges and Transfers. In all cases in which the privilege of exchanging or transferring Notes is exercised, the Municipality shall execute, and the Note Registrar shall deliver, Notes in accordance with the provisions of this Resolution. For every exchange or transfer of Notes, whether temporary or definitive, the Municipality and the Note Registrar may make a charge, unless otherwise herein to the contrary expressly provided, sufficient to pay for any tax, fee, or other governmental charge required to be paid with respect to such exchange or transfer, all of which taxes, fees, and other governmental charges shall be paid to the Municipality by the person or entity requesting such exchange or

transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

Neither the Municipality nor the Note Registrar shall be obligated to exchange or transfer any Note during the fifteen (15) calendar days next preceding the maturity date of the Notes or any call for redemption.

Section 10. Mutilated, Lost, Stolen, or Destroyed Notes. In the event any Note issued hereunder shall become mutilated, or be lost, stolen, or destroyed, such note shall, at the written request of the registered owner, be cancelled on the Registration Books and a new Note shall be authenticated and delivered, corresponding in all aspects but number to the mutilated, lost, stolen, or destroyed Note. Thereafter, should such mutilated, lost, stolen, or destroyed Note or Notes come into possession of the registered owner, such Notes shall be returned to the Note Registrar for destruction by the Note Registrar. If the principal on said mutilated, lost, stolen, or destroyed Note shall be due within fifteen (15) calendar days of receipt of the written request of the registered owner for authentication and delivery of a new Note, payment therefore shall be made as scheduled in lieu of issuing a new Note. In every case the registered owner shall certify in writing as to the destruction, theft, or loss of such Note, and shall provide indemnification satisfactory to the Municipality and to the Note Registrar, if required by the Municipality and the Note Registrar.

Any notice to the contrary notwithstanding, the Municipality and all of the officials, employees, and agents thereof, including the Note Registrar, may deem and treat the registered owners of the Notes as the absolute owners thereof for all purposes, including, but not limited to, payment of the principal thereof, and the interest thereon, regardless of whether such payment shall then be overdue.

Section 11. Authentication. Only such of the Notes as shall have endorsed thereon a certificate of authentication, substantially in the form set forth in Exhibit "A" hereto duly executed by the Note Registrar shall be entitled to the rights, benefits, and security of this Resolution. No Note shall be valid or obligatory for any purpose unless, and until, such certificate of authentication shall have been duly executed by the Note Registrar. Such executed certificate of authentication by the Note Registrar upon any such Note shall be conclusive evidence that such Note has been duly authenticated and delivered under the Resolution as of the date of authentication.

Section 12. Source of Payment and Security. The Notes, as to both principal and interest, shall be payable from funds of the Municipality legally available therefore and to the extent necessary from ad valorem taxes to be levied on all taxable property within the corporate limits of the Municipality without limitation as to time, rate, or amount. Said Notes shall be a direct general obligation of the Municipality, for which the punctual payment of the principal of and interest on the Notes, the full faith and credit of the Municipality is irrevocably pledged.

Section 13. Levy of Taxes. For the purpose of providing for the payment of the principal of and interest on the Notes, to the extent required, there shall be levied in each year in which such Notes shall be outstanding a direct tax on all taxable property in the Municipality, fully sufficient to pay all such principal and interest falling due prior to the time of collection of the next succeeding tax levy. Said tax shall be assessed, collected, and paid at the time, and in the

same manner, as the other taxes of said Municipality, shall be in addition to all other taxes, and shall be without limitation as to time, rate, or amount, and for that purpose there is hereby levied a direct annual tax in such amount as may be found necessary each year to pay said principal of and interest on the Notes maturing in said year. Principal or interest falling due at any time when there shall be insufficient funds on hand from such tax levy for the payment thereof shall be paid from the general fund or other available funds of the Municipality, but reimbursement therefore may be made from the taxes herein provided when the same shall have been collected. Such taxes levied and collected therefore shall be deposited in the general fund of the Municipality (the "Note Fund"), and used solely for the payment of principal of and interest on the Notes as the same shall become due.

Section 14. Approval of Director of Local Finance. Anything herein contained to the contrary notwithstanding, no Notes authorized under this Resolution shall be issued, sold, or delivered, unless and until such Notes shall first have been duly approved by the Director of Local Finance of the State of Tennessee as provided by Section 9-21-601 et. seq., Tennessee Code Annotated, as amended. The Mayor, City Recorder, City Attorney, and Bond Counsel are hereby authorized to take or cause to be taken such steps as are necessary to obtain such approval. After the issuance and sale of the Notes, and for each year that any of the Notes are outstanding, the Municipality shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Municipality's adoption of the budget.

Section 15. Sale of Notes. The Notes herein authorized are authorized to be sold by the Mayor by the informal bid process or by negotiated sale at a price of not less than par and accrued interest.

Section 16. Disposition of Note Proceeds. The proceeds from the sale of the Notes shall be paid to the official of the Municipality designated by law as the custodian of the funds thereof to be deposited into a special account in the general fund to be known as "Note Proceeds from General Obligation Capital Outlay Notes, Series 2008, Project Fund" (the "Project Fund"), which is hereby authorized to be created, to be kept separate and apart from all other funds of the Municipality. The monies in the Project Fund shall be disbursed solely to finance the Project and to pay the costs of issuance of the Notes, and other necessary miscellaneous expenses incurred in connection with the issuance and sale of the Notes. Monies in the Project Fund may be invested and shall be secured in the manner prescribed by applicable statutes relative to the investment and securing of public or trust funds. Any monies remaining in the Project Fund after completion of the Project shall be transferred to the Note Fund.

Section 17. Resolution a Contract. The provisions of this Resolution shall constitute a contract between the Municipality and the owners of the Notes, and after the issuance of the Notes, no change, variation, or alteration of any kind in the provisions of this Resolution shall be made in any manner, until such time as all installments of the principal of and interest on the Notes shall have been paid in full or the consent of the registered owners of the Notes has been obtained; provided, however, that the Municipality is hereby authorized to make such amendments to this Resolution as will not impair the rights or security of the owners of the Notes.

Section 18. No Action to be Taken Affecting Validity of the Notes. The Municipality hereby covenants and agrees that it will not take any action, that would in any manner affect the validity of the Notes or limit the rights and remedies of the owners from time to time of such Notes. The Municipality further covenants that it will not take any action that will cause the interest on the Notes to be subject to inclusion in gross income of the owners thereof for purposes of federal income taxation.

Section 19. Miscellaneous Acts. The Mayor, the City Recorder, and all other appropriate officials of the Municipality are hereby authorized, empowered, and directed to do any and all such acts and things, and to execute, acknowledge, and deliver all such documents, instruments, and certifications, specifically including but not limited to, making arbitrage certifications and executing a note purchase agreement in connection with the purchase of the Notes, in addition to those acts, things, documents, instruments, and certifications hereinbefore authorized and approved, as may in their discretion, be necessary or desirable to implement or comply with the intent of this Resolution; or any of the documents herein authorized and approved; or for the authorization, issuance, and delivery of the Notes.

Section 20. Failure to Present Notes. Subject to the provisions of Section 3 hereof, in the event any Note shall not be presented for payment when the principal becomes due at maturity and in the event monies sufficient to pay such Note shall be held by the Note Registrar for the benefit of the owner thereof, all liability of the Municipality to such owner for the payment of such Note shall forthwith cease, terminate, and be completely discharged. Thereupon, the Note Registrar shall hold such monies, without liability for interest thereon, for the benefit of the owner of such Note who shall thereafter be restricted exclusively to such monies for any claim under this Resolution or on, or with respect to, said Note, subject to escheat or other similar law, and any applicable statute of limitation.

Section 21. Payments Due on Saturdays, Sundays, and Holidays. Whenever the interest on or principal of any Note is due on a Saturday or Sunday or, at the place designated for payment, a legal holiday or a day on which banking institutions are authorized by law to close, then the payment of the interest on, or the principal of, such Note need not be made on such date but must be made on the next succeeding day not a Saturday, Sunday, or a legal holiday or a day upon which banking institutions are authorized by law to close, with the same force and effect as if made on the date of maturity; and no interest shall accrue for the period after such date.

Section 22. No Recourse Under Resolution or on Notes. All stipulations, promises, agreements, and obligations of the Municipality contained in this Resolution shall be deemed to be the stipulations, promises, agreements, and obligations of the Municipality and not of any officer, director, or employee of the Municipality in his or her individual capacity, and no recourse shall be had for the payment of the principal of or interest on the Notes or for any claim based thereon or under this Resolution against any officer, director, or employee of the Municipality or against any official or individual executing the Notes.

Section 23. Severability. If any section, paragraph, or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provision shall not affect any of the remaining provisions hereof.

Section 24. Repeal of Conflicting Resolutions and Effective Date. All resolutions and orders, or parts thereof, in conflict with the provisions of this Resolution, are, to the extent of such conflict, hereby repealed, and this Resolution shall be in effect as of the date of its adoption the welfare of the Municipality requiring it.

Approved and adopted this 7th day of April 2008.

ATTEST:

SIGNED:

Chris Mathis, CPA
City Recorder

Randy Brundige,
Mayor

Mayor Brundige stated you have heard the reading of Resolution R2008-06, is there a motion?

Alderman Belote made the motion to approve Resolution R2008-06: A resolution for the City of Martin to issue three-year taxable capital outlay notes for \$1.5 million for the purpose of purchasing the First State Bank Building with interest only to be paid for the duration of the notes, seconded by Alderman Hankins.

VOTE:	FOR:	HONORABLE NANNEY HONORABLE HARRISON HONORABLE BELOTE HONORABLE TUCK HONORABLE HANKINS HONORABLE EDWARDS
	AGAINST:	NONE
	ABSENT:	NONE

Mayor Brundige declared Resolution R2008-06.

**INTRODUCTION AND CONSIDERATION OF RESOLUTION R2008-07:
INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL
OBLIGATION INDEBTEDNESS BY THE CITY OF MARTIN,
TENNESSEE, IN THE AMOUNT OF NOT TO EXCEED \$1,500,000, TO
PROVIDE FUNDING FOR CERTAIN PUBLIC WORKS PROJECTS, AND
TO FUND THE INCIDENTAL AND NECESSARY EXPENSES RELATED
THERETO**

Mayor Brundige introduced and presented for consideration Resolution R2008-07: Initial resolution authorizing the issuance of general obligation indebtedness by the City of Martin, Tennessee, in the amount of not to exceed \$1,500,000, to provide funding for certain public works projects, and to fund the incidental and necessary expenses related thereto.

Recorder Mathis read Resolution R2008-07. A copy of the resolution had been provided to all interested citizens, members of the press, and Board of Mayor and Aldermen. A copy follows:

RESOLUTION NO. R2008-07

INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION INDEBTEDNESS BY THE CITY OF MARTIN, TENNESSEE, IN THE AMOUNT OF NOT TO EXCEED \$1,500,000, TO PROVIDE FUNDING FOR CERTAIN PUBLIC WORKS PROJECTS, AND TO FUND THE INCIDENTAL AND NECESSARY EXPENSES RELATED THERETO

WHEREAS, it is necessary and in the public interest of the City of Martin, Tennessee (the "Municipality"), to incur indebtedness through either the execution with The Public Building Authority of the City of Clarksville, Tennessee or The Public Building Authority of the County of Montgomery, Tennessee, of a loan agreement (a "Loan Agreement"), or through the issuance of its general obligation bonds (the "Bonds") (the Loan Agreement and the Bonds being herein called, collectively, the "Indebtedness"), for the purpose of financing or refinancing certain public works projects, as hereinafter more fully described.

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

SECTION 1. For the purpose of financing or refinancing all or a portion of the costs of certain public works projects, consisting of the acquisition of a building for use as municipal offices, the acquisition of all other property real and personal appurtenant thereto and connected with such work, and to pay all legal, fiscal, administrative, and engineering costs incident thereto, reimbursement for expenditures related to the foregoing project and costs incident to incurring the Indebtedness (collectively, the "Project"), the Municipality is hereby authorized to incur Indebtedness in the amount of not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000), for the financing of the Project. The rate of interest payable pursuant to the provisions of a Loan Agreement, if issued, shall be a variable rate which rate shall not exceed the maximum rate of interest permitted under the laws of the State of Tennessee. The rate of interest payable on the Bonds, if issued, shall not exceed 7%.

SECTION 2. The Indebtedness shall be payable from any and all funds of the Municipality legally available therefore, including, but not necessarily limited to, ad valorem taxes to be levied for such purpose on all taxable property within the corporate limits of the Municipality, without limitation as to time, rate, and amount and for the punctual payment of said principal of, premium, if any, and interest on, the Indebtedness, the full faith and credit of the Municipality will be irrevocably pledged.

SECTION 3. The Indebtedness shall be issued pursuant to the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended, and/or Title 12, Chapter 10, Tennessee Code Annotated, as amended.

SECTION 4. After the adoption of this Resolution, the City Recorder is directed to cause this Resolution, with the notice prescribed by the Act, to be published in full once in a

newspaper published and having general circulation in the Municipality.

SECTION 5. This Resolution shall take effect from and after its adoption, the welfare of the Municipality requiring it.

Adopted and approved this 7th day of April 2008.

Mayor Randy Brundige

ATTEST:

City Recorder Chris Mathis, CPA

NOTICE

The foregoing Resolution has been adopted. Unless within twenty (20) days from the date of publication hereof a petition, signed by at least ten percent (10%) of the registered voters of the City of Martin, Tennessee, shall have been filed with the City Recorder of the City of Martin, Tennessee, protesting the issuance of the Indebtedness, such Indebtedness shall be issued, as proposed.

STATE OF TENNESSEE)
COUNTY OF WEAKLEY)

I, Chris Mathis, hereby certify that I am the duly qualified and acting City Recorder of the City of Martin, Tennessee (the "Municipality"), and, as such official, I further certify as follows: (1) that attached hereto is a copy of a resolution excerpted from the minutes of the meeting of the Board of Mayor and Aldermen (the "Board") of said Municipality held on April 7 2008; (2) that I have compared said copy with the original minute record of said meeting in my official custody; (3) that said copy is a true, correct, and complete transcript from said original record insofar as said original record relates, to, among other matters, the incurring of indebtedness in the amount of not to exceed \$1,500,000, by said Municipality; (4) that the actions by said Board including the aforementioned, at said meeting were promptly and duly recorded by me in a book kept for such purpose; and, (5) that a quorum of the members of said Board was present and acting throughout said meeting.

WITNESS my official signature and the seal of said Municipality this 7th day of April 2008.

Chris Mathis, CPA
City Recorder

(SEAL)

Mayor Brundige asked for a motion.

Alderman Harrison made the motion to approve Resolution R2008-07: Initial resolution authorizing the issuance of general obligation indebtedness by the City of Martin, Tennessee, in the amount of not to exceed \$1,500,000, to provide funding for certain public works projects, and to fund the incidental and necessary expenses related thereto, seconded by Alderman Belote.

VOTE:	FOR:	HONORABLE NANNEY HONORABLE HARRISON HONORABLE BELOTE HONORABLE TUCK HONORABLE HANKINS HONORABLE EDWARDS
	AGAINST:	NONE
	ABSENT:	NONE

Mayor Brundige declared Resolution R2008-07 approved.

RESOLUTION 2008-08: RESOLUTION AUTHORIZING BUDGET AMENDMENT TO THE CITY OF MARTIN, TENNESSEE GENERAL FUND AND THE HOUSING REHAB FUND FOR THE FISCAL YEAR ENDING JUNE 30, 2008

Mayor Brundige introduced and presented for consideration Resolution 2008-08: Resolution authorizing budget amendment to the City of Martin, Tennessee general fund and the housing rehab fund for the fiscal year ending June 30, 2008.

Recorder Mathis read Resolution R2008-08. A copy of the resolution had been provided to all interested citizens, members of the press, and Board of Mayor and Aldermen. A copy follows:

RESOLUTION 2008-08

RESOLUTION AUTHORIZING BUDGET AMENDMENT TO THE CITY OF MARTIN, TENNESSEE GENERAL FUND AND THE HOUSING REHAB FUND FOR THE FISCAL YEAR ENDING JUNE 30, 2008

WHEREAS, monies are needed to fund miscellaneous expenses for various governmental and special revenue funds 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 with any excess of expenditures over revenues to be transferred from fund balances.

NOW THEREFORE BE IT RESOLVED, the Board of Mayor and Aldermen of Martin, Tennessee, assembled in regular session on the 7th day of April 2008 this resolution is hereby approved.

SECTION 1. The City of Martin General Fund and the Housing Rehab Fund are hereby amended as follows:

<u>Revenues</u>		<u>Original</u>	<u>Changes</u>	<u>Amended</u>
<u>Account Description</u>		<u>Budget</u>		<u>Budget</u>
<u>General Fund</u>				
110-31610	Local Option Sales Tax	\$ 1,759,000	\$ (95,000)	\$ 1,664,000
110-31914	Charter Communications	101,700	(18,000)	83,700
110-33431	TEA-21 Enhancement Grant	-	406,516	406,516
110-33445	Byrne Grant	21,900	(21,900)	-
110-33453	Fire Comm. Enhancement Grant	-	2,500	2,500
110-33449	Fire Act Grant	-	15,912	15,912
110-33520	State Income Tax	35,000	18,000	53,000
110-34325	Cemetery Lots	41,000	10,000	51,000
110-34326	Public Works Charges	3,100	1,000	4,100
110-34720	Parks & Recreation Receipts	33,000	(9,000)	24,000
110-34741	SAC United Way Receipts	-	3,000	3,000
110-34742	SAC Facility Rentals	-	3,200	3,200
110-34743	SAC Donations	-	2,800	2,800
110-36350	Insurance Recoveries	-	19,000	19,000
110-36520	Sale of Vehicles	-	4,000	4,000
110-36930	Note Proceeds	-	196,650	196,650
110-36993	Charter Cable Audit	-	60,486	60,486
<u>Expenditures</u>		<u>Original</u>	<u>Changes</u>	<u>Amended</u>
<u>Account Description</u>		<u>Budget</u>		<u>Budget</u>
<u>Community Dev.</u>				
110-41200-797	Buxton Retail Survey	-	55,000	55,000
<u>Expenditures</u>		<u>Original</u>	<u>Changes</u>	<u>Amended</u>
<u>Account Description</u>		<u>Budget</u>		<u>Budget</u>
<u>Administration</u>				
110-41300-253	Audit Fees	\$ 14,000	\$ 8,000	\$ 22,000
110-41300-254	Charter Audit Commission	-	30,243	30,243
110-41300-256	Consultant Services	18,000	(2,000)	16,000
110-41300-266	Physical Plant Repairs	4,000	10,000	14,000
<u>Police Department</u>				
110-42100-263	Extraordinary Repairs	-	12,000	12,000
110-42100-902	Equipment Reserve	90,000	3,000	93,000
<u>Fire Department</u>				
110-42200-261	Equipment Maintenance	9,000	3,000	12,000
110-42200-266	Physical Plant Repair	10,000	2,000	12,000
110-42200-945	Vehicle Extrication Equipment	-	21,175	21,175
<u>Senior Adult Center</u>				

110-44320-325	Recreational Supplies	10,500	(8,000)	2,500
110-44330-325	Facility Rental Expense	-	2,500	2,500
110-44330-326	SAC Supplies	-	5,500	5,500
 <u>Parks & Recreation</u>				
110-44400-930	Copier Expense	-	2,451	2,451
 <u>Special Projects</u>				
110-45000-795	TEA-21 Enhancement Grant	-	603,171	603,171
110-45000-797	Brian Brown Greenway	-	6,120	6,120
 <u>Housing Rehab</u>				
125-46000-235	Donations	5,000	7,500	12,500

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.**

ATTESTED:

SIGNED:

Chris Mathis, City Recorder, CPA

Randy Brundige, Mayor

Mayor Brundige asked if there was a motion.

Alderman Nanney made the motion to approve Resolution 2008-08: Resolution authorizing budget amendment to the City of Martin, Tennessee general fund and the housing rehab fund for the fiscal year ending June 30, 2008, seconded by Alderman Belote.

VOTE:	FOR:	HONORABLE NANNEY HONORABLE HARRISON HONORABLE BELOTE HONORABLE TUCK HONORABLE HANKINS HONORABLE EDWARDS
	AGAINST:	NONE
	ABSENT:	NONE

Mayor Brundige declared Resolution R2008-08 approved.

DISCUSSION OF REPLACEMENT OF TRAFFIC LIGHTS AT INTERSECTION OF MAIN & MCCOMBS STREETS TO BE PAID BY THE TENNESSEE DEPARTMENT OF TRANSPORTATION SURFACE TRANSPORTATION PROGRAM (STP) FUNDS THAT HAVE BEEN ALLOCATED TO THE CITY OF MARTIN

Mayor Brundige introduced and presented for consideration a discussion for the replacement of traffic lights at the intersection of Main Street and McCombs Street to be paid for by the Tennessee Department of Transportation using Surface Transportation Program Funds (STP) that have been allocated to the City of Martin for 2008. This is a recommendation from Public Works.

Alderman Nanney made the motion to replace the traffic lights at the intersection of Main Street and McCombs Street to be paid by the Tennessee Department of Transportation using Surface Transportation Program (STP) Funds that have been allocated to the City of Martin for 2008, seconded by Alderman Hankins.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

DISCUSSION OF LEASE OF TWO BOOM TRUCKS FOR THE STREET DEPARTMENT PER RECOMMENDATION FROM THE PUBLIC WORKS COMMITTEE

Mayor Brundige introduced and presented for consideration the lease of two boom trucks for the Street Department per recommendation from the Public Works Committee. We have one boom truck that is completely dead and our second one is in disrepair. We need to renew this fleet in order to serve the city with bulk pickup. Public Works is requesting authorization to seek bids for this purpose.

Alderman Nanney made the motion to authorize the Public Works Department to seek lease bids for two boom trucks, seconded by Alderman Harrison.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

AUTHORIZATION FOR THE MAYOR TO ACCEPT LOW BID ON THE LEASE OF TWO BOOM TRUCKS

Mayor Brundige presented the request from Public Works to grant authorization for the Mayor to accept the low bid on the lease of two boom trucks in order to get them in service as soon as possible. I will bring it back before you next month to let you know what has taken place.

Alderman Hankins made the motion to authorize Mayor Brundige to accept the low bid on the lease of two boom trucks, seconded by Alderman Harrison.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

ACCEPTANCE OF LOW BID OF \$75,000.00 ON HYNDSVER ROAD DRAINAGE IMPROVEMENT PROJECT FROM S & D TRUCKING LOCATED IN GATES, TENNESSEE.

Mayor Brundige presented the bids for the Hyndsver Road Drainage Improvement project. They are as follows:

BIDDER	BASE BID
Ford Construction Company	\$165,561.96
Revel Construction Company, Inc	\$159,895.00
Marbury Construction Company	No Bid
S & D Trucking	\$ 75,000.00
Mills & Sons, Inc.	No Bid

Mr. Randy McKinnon, Senior Civil Engineer for TLM Architects & Engineers, recommends the city award the contract to S & D Trucking. A letter of approval is attached to the minutes.

The low bid of \$75,000.00 was received from S & D Trucking from Gates, Tennessee. Do I have a motion to accept this bid?

Alderman Nanney made the motion to accept the low bid of \$75,000.00 from S & D Trucking, Gates, Tennessee, seconded by Alderman Harrison.

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL

**CEMETERY CLEAN UP WEEK SET FOR APRIL 14TH - 17TH.
CITY WIDE CLEAN UP WEEK SET FOR APRIL 21ST - 25TH**

Mayor Brundige announced the following cleanup dates:

Cemetery Clean up week will be April 14th - 17th
City Wide Clean up week will be April 21st - 25th

MAY BOARD MEETING

Mayor Brundige announced the following May meeting dates:

Informal Board Meeting May 6th
Formal Board Meeting May 12th. The Public Hearing on Ordinance O2008-01 will continue.
TML Conference is next week, April 14th & 15th.
2008 TML Conference in Memphis, June 23rd & 24th

ADJOURN

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

VOTE: UNANIMOUS VOICE VOTE OF APPROVAL.

ATTEST:

SIGNED:

Chris Mathis, CPA
City Recorder

Randy Brundige,
Mayor

RB: CM/bh
Saved "April 07, 2008"