

MINUTES OF THE MEETING  
BOARD OF MAYOR AND ALDERMEN  
January 16, 2007

The Board of Mayor and Aldermen met in regular session on Tuesday, January 16, 2007 in the municipal courtroom at 7 p.m.

Mayor John Holden presided with all Aldermen present.

The meeting opened with the "Pledge of Allegiance to the Flag" and prayer by Alderman Shannon Walker.

The minutes of the January 2, 2007 meeting were approved on a motion by Aldermen Dudley and McCright.

Public Hearing – Beer Permit – Side Pocket Pool Hall

On a motion by Aldermen Kirk and McCright, a beer permit was approved for Side Pocket Pool Hall at 1035 South Main Avenue with permit holder Barbara House.

Public Hearings Set

Two public hearings were set for February 5, 2007:

Rezone P-B to R-1A property Upper Finley Road – Supply Park Subdivision:  
Annex 8.581 acres west of Fairway Drive.

Vendall Road

City Purchasing Agent Greg Williams reported that no bids were received on the sale of the City owned lot on Vendall Road. On a motion by Aldermen Moody and Norman, it was turned over to the Finance Committee for action on selecting a real estate agent or other means to sell the property.

City Attorney Invoice

The City Attorney invoice for December 1, 2006 through December 31, 2006 in the amount of \$3,330.75 was approved on a motion by Aldermen Kirk and Williams.

Airport Committee Report

Airport Committee Chairman Dennis Moody reported on the meeting of January 12, 2007. Fixed Base Operator Joey Spindler had reported that all field equipment are functioning properly. Fuel and hangar rates are comparable to similar operations in the region. Future plans include: restaurant in March 2007; new hangars; Cessna pilot program flight school; air taxi; increased cargo/freight service.

Public Safety Committee Report

Public Safety Committee Chairman Bob Kirk reported on the meeting of January 5, 2007. The meeting included discussions of the 311 system, co-locates on the EOC tower, hazard mitigation, ISO, traffic devices, vicious dogs, city court, computer crimes, skateboarders and police operations.

On a motion by Aldermen Kirk and Norman, the January 2005 Hazard Mitigation Plan drafted by FEMA was adopted to enable the City to recoup costs incurred due to a disaster.

The police budget was adjusted to move funds to purchase a 4-foot forensic evidence dry cabinet. The motion by Aldermen Kirk and Walker.

On a motion by Aldermen Kirk and Norman, \$11,000 was moved from patrol salary to allow purchase of two drug dogs and training for their handlers.

On a motion by Aldermen Kirk and Dudley, the Board authorized the application for the 311 number in Dyer County with initial expenses of \$1,000 for software setup. The city wide 311 call system will allow efficient routing and response to citizens' non-emergency inquiries.

Resolution #011607A

The following resolution was adopted on a motion by Aldermen Williams and Moody:

**CITY OF DYERSBURG**

State of Tennessee

RESOLUTION 011607A

Title: A RESOLUTION TO ESTABLISH AUTHORITY FOR THE DYERSBURG 911 PUBLIC SAFETY COMMUNICATIONS CENTER.

WHEREAS, the Dyersburg Public Safety Communications Center has been moved from the direction and control of the Dyersburg Police Department to the Dyersburg Fire Department.

WHEREAS, the Dyersburg Fire Chief will be the designated department head; however, the Dyersburg Police Chief shall have total administrative authority over all matters relating to the operation and management of NCIC/TCIC including but not limited to; accountability to TBI, training and certification of NCIC/TCIC operators, enforcement of local, state and federal policies relating to NCIC/TCIC, audits and any other requirements deemed by TBI or other state or federal laws.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMAN OF DYERSBURG, TENNESSEE ON JANUARY 16, 2007

Resolution #011607B

The following resolution was adopted on a motion by Aldermen Norman and McCright. Alderman Walker voted against the motion:

RESOLUTION DECLARING OFFICIAL INTENT OF  
REIMBURSEMENT OF CERTAIN CAPITAL EXPENDITURES  
FOR LANDFILL PROJECT 011607B

BE IT RESOLVED, by the Board of Mayor and Aldermen (“Board”) of the City of Dyersburg, Tennessee (the “Issuer”), as follows:

- (a) The Internal Revenue Service has issued Treasury Regulation 1.150-2 (the “Regulation”) dealing with the issuance of tax exempt obligations, all or a portion of the proceeds of which are to be used to reimburse a governmental unit for certain expenditures made by such governmental unit prior to the date of issuance of the tax exempt obligations.
- (b) The Regulation generally requires that such governmental unit make a declaration of its official intent to obtain reimbursement for such expenditures out of the proceeds of the subsequently issued tax exempt obligations, that the tax exempt borrowing occur and the reimbursement for previously incurred expenses be made from the proceeds of such tax exempt obligations within 18 months of the payment of such expenditures or, if longer, within 18 months of the date the project is placed in service (but in no event more than three years after the original expenditure is paid).
- (c) The Issuer plans to make certain capital expenditures related to its municipal landfill (the “Project”) operated in connection with its garbage collection and disposal system (the “System”) and/or has made such capital expenditures within the past sixty (60) days, and intends to finance all or a portion of such capital expenditures with notes, bonds or other obligations in an amount not expected to exceed \$2,800,000, the interest of which is intended to be excludable from the gross income of the recipients for federal income tax purposes. The Issuer expects to make such expenditures for costs relating to the Project

after the date of this resolution but prior to the issuance of such tax exempt obligations, but may also include any such capital expenditures made within the past sixty (60) days and any other preliminary expenditures permitted by Treasury Regulation 1.150-2.

- (d) This resolution is a declaration of the Issuer's official intent to incur such expenditures in anticipation of reimbursement from the proceeds of tax exempt obligations and is being adopted pursuant to Treasury Regulation 1.150-2.

Adopted by the Board of Mayor and Aldermen of the City of Dyersburg, Tennessee this 16<sup>th</sup> day of January, 2007.

#### Miscellaneous

Alderman Kirk announced the January 25 TML district meeting in Jackson.

Alderman Williams thanked the police and fire department along with the Baptist and Methodist Churches for their preparation in anticipation of the need for evacuation, rescue and shelter due to rising waters on the Forked Deer.

Alderman Dudley requested a Street Committee meeting be set.

Alderman Chaney stated he would bring an issue to the Street and Sanitation Committee meeting.

Alderman Walker was told that a January 19 meeting at the City Attorney's office will answer questions about the Cingular co-late contract. He expressed concern that both sides of the skateboard issue be considered.

Alderman Norman expressed concerns about changes at CableOne affecting the revenue stream. He was told that the Mayor has a meeting set with CableOne manager.

Alderman McCright stated that theft of gravesite items at the cemetery needs to be looked at by the Cemetery Committee.

Mayor Holden announced that as part of his evaluation of all City personnel, he has decided to appoint Mr. Steve Anderson to the position of City Treasurer. Mr. Anderson is currently serving as Treasurer for the City of Newbern. On the motion by Mayor Holden and Alderman Walker, Steve Anderson was appointed City Treasurer effective January 17, 2006. The vote was unanimous except Alderman Moody abstained.

The meeting adjourned at 7:43 p.m.

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John Holden, Mayor

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Gleyn T. Twilla, City Recorder