

Board of Mayor and Aldermen Meeting
Monday, June 17, 2013
Municipal Building - Court Room

- (1) **Call to Order:** The Board of Mayor and Aldermen met in regular session on Monday, June 17, 2013 in the Municipal Building Court Room at 7:00 p.m. Mayor John Holden presided over the meeting and declared a quorum was present. The meeting opened with prayer by Alderman Bart Williams.
- (2) **Approval of Minutes:** Minutes of the June 3, 2013 meeting were approved on a motion by Alderman Bart Williams, followed by a second from Alderwoman Jewell Horner. The motion passed approving the minutes.
- (3) **Unfinished Business:**
 - a. **Initial Resolution Authorizing the Issuance of Not to Exceed Twelve Million Five Hundred Thousand Dollars (\$12,500,000) General Obligation Bonds of the City of Dyersburg, Tennessee Resolution #06032013.**

BE IT RESOLVED by the City of Dyersburg, Tennessee (the "Municipality") that for the purpose of financing, in whole or in part, (i) the acquisition of land for schools, and the construction, improvements, renovations and equipping to schools and other public buildings, including but not be limited to school construction, technological improvements and athletic facility improvements; (ii) the refinancing and conversion to bonds of the City 's outstanding General Obligation Capital Outlay Notes, Series 2007, dated April 18, 2007 , the proceeds of which were used for (a) the acquisition of fire trucks and other equipment (b) the acquisition, construction, renovation and equipping of buildings or facilities for city use, (c) the payment of legal, fiscal, administrative, architectural and engineering cost incident to the foregoing, (d) the retirement of obligation of the Municipality previously issued for such purposes; (iii) the refinancing and conversion to bonds of the City 's outstanding School Capital Outlay Notes, Series 2007, dated April 18, 2007 , the proceeds of which were used for (a) the acquisition of land, site preparation, and construction and equipping of facilities of city schools, (b) the acquisition, construction, renovation and equipping of buildings or facilities for city use, (c) the payment of legal, fiscal, administrative, architectural and engineering cost incident to the foregoing, (d) the retirement of obligation of the Municipality previously issued for such purposes; (iv) payment of architectural, engineering, legal, fiscal and administrative costs incident to the foregoing; (v) reimbursement to the Municipality for funds previously expended for any of the foregoing; and (vi) payment of the costs related to the issuance and sale of the bonds referenced herein, there shall be issued bonds, in one or more emissions, of said Municipality in the aggregate principal amount of not to exceed \$12,500,000, which shall bear interest at a rate or rates not to exceed five percent (5.00%) per annum. The bonds shall be payable from ad valorem taxes to be levied on all taxable property within the corporate limits of the Municipality.

BE IT FURTHER RESOLVED that the City Recorder be, and is, hereby directed and instructed to cause the foregoing initial resolution relative to the issuance of not to exceed \$12,500,000 general obligation bonds to be published in full in a newspaper having a general circulation in the Municipality, for one issue of said paper followed by the statutory notice:

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 Municipality shall have been filed with the City Recorder of the Municipality protesting the issuance of the bonds, such bonds will be issued as proposed.

Adopted and approved this 17th day of June, 2013.

Mayor John Holden, City of Dyersburg

ATTEST:

Robert C. Jones, City Recorder

The resolution was represented before the Board on a motion by Alderman Bob Kirk, with a second by Alderwoman Joan Wyatt. The motion passed by full Board roll call vote.

b. Resolution declaring intent of Dyersburg, Tennessee to reimburse itself for certain expenditures with proceeds of bonds, notes and/or loans to be issued by the City of Dyersburg Resolution #06032013-A.

WHEREAS, the Board of Mayor and Alderman (the "Board") of the City of Dyersburg, Tennessee (the "City") has determined that it is necessary and advisable for the City to issue bonds, notes and/or loans for the (i) acquisition of land for and the construction, improvement, renovation and equipping of schools; (ii) the acquisition of all property, real and personal, appurtenant thereto or connected thereto; and (iii) the payment of legal, fiscal, administrative, architectural and engineering costs incident thereto (collectively, the "Projects"); and

WHEREAS, it is the intention of the Board that the City issue bonds, notes and/or loans to pay the costs incurred in connection with the Projects; and

WHEREAS, it is anticipated that it will be necessary to make expenditures in payment of certain of the expenses incurred in connection with such development prior to the issuance of said bonds, notes and/or loans; and

WHEREAS, the Board wishes to state its intentions with respect to reimbursements for said expenditures in accordance with the requirements of final regulations applicable thereto promulgated by the United States Department of the Treasury;

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

Section 1. The City hereby states that it reasonably expects to reimburse itself for certain expenditures made by the City in connection with the Projects by issuing its bonds, notes and/or loans.

Section 2. The maximum principal amount of bonds, notes and/or loans expected to be issued for the Project is \$9,500,000.

Section 3. The City's statement of intent is this resolution to reimburse itself for the expenditures described herein is consistent with the budgetary and financial circumstances of the City as of the date of this Resolution.

Section 4. All expenditures for the Project for which reimbursement will be made have occurred within sixty (60) days from the date of this Resolution.

Section 5. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

Section 6. This resolution shall take effect immediately.

Adopted and approved this 17th day of June, 2013.

Mayor John Holden, City of Dyersburg

ATTEST:

Robert C. Jones, City Recorder

The resolution was represented before the Board on a motion by Alderman Bob Kirk, with a second by Jewell Horner. The motion passed by full Board roll call vote.

(4) New Business.

a. Chamber of Commerce.

- Renewal of Tourism and Economic Development (TED) Commission Contract – Larry White and Allen Hester

Mr. Larry White, representing the Chamber's board of directors, opened the presentation expressing his excitement and enthusiasm for the work the chamber does on behalf of the community. Mr. White praised the Mayor and Alderman Board for their continued support for the Chamber of Commerce. Following his introduction he proceeded to provide each Board member with an information packet regarding the Chamber of Commerce. He introduced Mr. Allen Hester, President/CEO, who provided an update of past accomplishments of the Tourism and Economic Development Commission (TED) in 2012, and current endeavors for growth and industry recruitment, and promotion of tourism plans. Mr. Hester requested approval for the renewal of the 2013-15 (TED) contract with the City, and the 2013-14 (TED) budget to be

approved by the Board. The tourism budget is funded by the hotel/motel taxes. Mayor Holden entertained a motion for approval of the (TED) Contract for 2013-15.

Alderman Bart Williams moved to approve the budget, followed by a second from Alderman Dennis Moody. The motion passed by full vote.

Next Mayor Holden entertained a motion for approval of the (TED) budget for 2013-14.

Alderman Bart Williams moved to approve the budget, followed by a second from Alderman Bob Kirk. The motion passed by full vote.

- Reappointment of Eddie Anderson and Tina Christian to Tourism and Economic Development (TED) Committee.

The Reappointment of Eddie Anderson and Tina Christian to the Tourism and Economic Development (TED) Committee were presented before the Board. Mayor Holden entertained a motion for approval of the reappointments to the Chamber's 2013 Tourism and Economic Development Committee for a four year term. Alderwoman Jewell Horner moved to approve the appointment, followed by a second from Alderman Terry Glover. The motion passed by full vote.

b. Attorney Invoice – May 1, 2013 to May 31, 2013.

Mayor Holden presented an invoice from the City Attorney's office to be approved for payment. The May 1, 2013 to May 31, 2013 invoice totaled \$11,568.75. Alderman Bart Williams made a motion to approve the payment, with a second by Alderman Terry Glover. The motion passed by full Board approval.

c. Finance Committee Meeting Minutes – June 10 & 14, 2013 – Chairman Kevin Chaney

Alderman Chaney presented the following minutes:

The Finance Committee met Monday, June 10, 2013 at 10:00 a.m. at the Dyersburg City Hall Conference room.

Committee Members Present: Mayor John Holden, Chairman Kevin Chaney, Alderman Bob Kirk, and Alderwoman Jewell Horner.

City Staff and Others Present: Terry Glover, Alderman, Steve Anderson, City Treasurer, Tanya Sierra, State Gazette Reporter, Tommy Greene, Tennessee Municipal League, Bond Fund

Service, Whit Maloney, Vice-President, and Jonathan McCoy, Assistant Vice President, Piper Jaffrey & Company.

Chairman Kevin Chaney opened the meeting for the purpose of discussing Dyersburg City School proposals concerning a school board request for construction and City bond refinancing.

Mr. Tommie Greene presented the Tennessee Municipal League, Bond Fund Service proposal for potential refinancing the City debt service and obtains the capital necessary to complete the proposed \$10 million in renovations. Additionally, representatives from Piper Jaffrey presented concurrent information regarding the overall proposal for refinancing the City's debt service.

After the proposals the Committee concluded to continue review of the information presented at the meeting for a final decision as the City enters the new 2013-14 budget period.

At the conclusion of his presentation Chairman Chaney asked for a motion to approve resolutions declaring the intent of Dyersburg, Tennessee to reimburse itself for certain expenditures with the proceeds of bonds, notes and/or loans to be issued by the City of Dyersburg in Resolutions #06032013, and #06032013-A. The resolutions are as follows:

Resolution #06032013-A

A RESOLUTION DECLARING INTENT OF DYERSBURG, TENNESSEE TO REIMBURSE ITSELF FOR CERTAIN EXPENDITURES WITH THE PROCEEDS OF BONDS, NOTES AND/OR LOANS TO BE ISSUED BY THE CITY.

WHEREAS, the Board of Mayor and Alderman (the "Board") of the City of Dyersburg, Tennessee (the "City") has determined that it is necessary and advisable for the City to issue bonds, notes and/or loans for the (i) acquisition of land for and the construction, improvement, renovation and equipping of schools; (ii) the acquisition of all property, real and personal, appurtenant thereto or connected thereto; and (iii) the payment of legal, fiscal, administrative, architectural and engineering costs incident thereto (collectively, the "Projects"); and

WHEREAS, it is the intention of the Board that the City issue bonds, notes and/or loans to pay the costs incurred in connection with the Projects; and

WHEREAS, it is anticipated that it will be necessary to make expenditures in payment of certain of the expenses incurred in connection with such development prior to the issuance of said bonds, notes and/or loans; and

WHEREAS, the Board wishes to state its intentions with respect to reimbursements for said expenditures in accordance with the requirements of final regulations applicable thereto promulgated by the United States Department of the Treasury;

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

Section 1. The City hereby states that it reasonably expects to reimburse itself for certain expenditures made by the City in connection with the Projects by issuing its bonds, notes and/or loans.

Section 2. The maximum principal amount of bonds, notes and/or loans expected to be issued for the Project is \$9,500,000.

Section 3. The City's statement of intent is this resolution to reimburse itself for the expenditures described herein is consistent with the budgetary and financial circumstances of the City as of the date of this Resolution.

Section 4. All expenditures for the Project for which reimbursement will be made have occurred within sixty (60) days from the date of this Resolution.

Section 5. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

Section 6. This resolution shall take effect immediately.

Adopted and approved this 3rd day of June, 2013.

Mayor John Holden, City of Dyersburg

ATTEST:

Robert C. Jones, City Recorder

Resolution #06032013
Initial Resolution Authorizing the Issuance of Not to Exceed
Twelve Million Five Hundred Thousand Dollars (\$12,500,000) General Obligation Bonds
of the City of Dyersburg, Tennessee

BE IT RESOLVED by the City of Dyersburg, Tennessee (the "Municipality") that for the purpose of financing, in whole or in part, (i) the acquisition of land for schools, and the construction, improvements, renovations and equipping to schools and other public buildings, including but not be limited to school construction, technological improvements and athletic facility improvements; (ii) the refinancing and conversion to bonds of the City 's outstanding General Obligation Capital Outlay Notes, Series 2007, dated April 18, 2007 , the proceeds of which were used for (a) the acquisition of fire trucks and other equipment (b) the acquisition, construction, renovation and equipping of buildings or facilities for city use, (c) the payment of legal, fiscal, administrative, architectural and engineering cost incident to the foregoing, (d) the retirement of obligation of the Municipality previously issued for such purposes; (iii) the refinancing and conversion to bonds of the City 's outstanding School Capital Outlay Notes, Series 2007, dated April 18, 2007 , the proceeds of which were used for (a) the acquisition of land, site preparation, and construction and equipping of facilities of city schools, (b) the acquisition, construction, renovation and equipping of buildings or facilities for city use, (c) the payment of legal, fiscal, administrative, architectural and engineering cost incident to the foregoing, (d) the retirement of obligation of the Municipality previously issued for such purposes; (iv) payment of architectural, engineering, legal, fiscal and administrative costs incident to the foregoing; (v) reimbursement to the Municipality for funds previously expended for any of the foregoing; and (vi) payment of the costs related to the issuance and sale of the bonds referenced herein, there shall be issued bonds, in one or more emissions, of said Municipality in the aggregate principal amount of not to exceed \$12,500,000, which shall bear interest at a rate or rates not to exceed five percent (5.00%) per annum. The bonds shall be payable from ad valorem taxes to be levied on all taxable property within the corporate limits of the Municipality.

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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 Municipality shall have been filed with the City Recorder of the Municipality protesting the issuance of the bonds, such bonds will be issued as proposed.

Adopted and approved this 3rd day of June, 2013.

Mayor John Holden, City of Dyersburg

ATTEST:

Robert C. Jones, City Recorder

Each resolution was voted upon separately in the Finance Committee meeting with the following results:

Resolution #06032013-A: Alderman Bob Kirk made a motion tom approve the resolution, followed by a second from Mayor John Holden. The motion was unanimously approved by the Committee.

Resolution #06032013: Alderman Bob Kirk made a motion to approve the resolution, followed by a second from Mayor John Holden. The motion was unanimously approved by the Committee.

Mayor Holden requested the Finance Committee meet Friday, June 14, at 10:00 am in the Conference room to review the City's Medical insurance plan for the next budget period, as well as, an ongoing review of the overall City budget. The resolutions would be presented before the full Board at the next regular meeting.

With no further business the meeting adjourned at 10:45 a.m.

The Finance Committee met Friday, June 14, 2013 at 10:10 a.m. in the Dyersburg City Hall Conference room.

Committee Members Present: Mayor John Holden, Chairman Kevin Chaney, Alderman Bob Kirk, and Alderwoman Jewell Horner.

City Staff and Others Present: Terry Glover, Alderman, Steve Anderson, City Treasurer, Vanessa Cain, State Gazette Reporter, Ron Switzer, and Walt Bradshaw, Bradshaw Insurance Agency, Sue Teague, Human Resources Director, Neel Durbin and Joe Yates, Dyersburg City Schools.

Chairman Kevin Chaney opened the meeting for the purpose of discussing the following: City health insurance update, Dyersburg City Schools Financing, and 2013-14 Budget update.

Mr. Ron Switzer presented the third quarter review and annual insurance update. The proposal for consideration for approved renewal was presented for the 2013-14 budget period. After the presentation and Committee discussion, Chairman Chaney called for a motion to approve a renewed contract between the City of Dyersburg and Bradshaw and Company Insurers. The motion was made by Alderman Bob Kirk, and a second to the motion was made by Mayor Holden. The motion was passed by the Committee for recommendation to the full Alderman Board at the next regular meeting.

The next order of business was a decision by the Committee to select the plan for refinancing the City debt service and obtaining the capital necessary to complete the proposed City School capital projects and renovations.

In prior meetings the Tennessee Municipal League, Bond Fund Service that includes the financial management services of Piper Jaffrey, and Cumberland Securities Company were the two companies that presented proposals before the Committee. Mr. Steve Anderson presented opinions on the facts pertaining to the two proposals. From discussion by the Committee, Chairman Chaney entertained a motion from the Committee to choose a plan to be presented before the full Alderman Board at the next regular meeting. Mayor Holden motioned to choose the Tennessee Municipal League, Bond Fund Service proposal as presented before the Committee. The motion was seconded by Alderman Bob Kirk. The motion was passed by the Committee, with the exception of Alderman Bob Kirk who abstained due to his membership with the Tennessee Municipal League Bond Board.

A final order of business was general discussion of the overall status of the 2013-14 fiscal year budgets.

Mr. Anderson stated that he was still working on cuts in the general fund. Additionally, he noted the utilities collections were in good order, the enterprise funds were in good condition, and the landfill funds were slightly decreased.

With no further business the meeting adjourned at 11:15 a.m.

At the conclusion of the two sets of Finance Committee minutes the following motions were made:

Motion to renew the City's health insurance contract for 2013-14 between the City of Dyersburg and Bradshaw and Company Insurers was made by Alderman Kevin Chaney, with a second by Alderman Bob Kirk. The motion passed by full Board vote.

The next motion was made by Alderman Kevin Chaney to approve the proposal of the Tennessee Municipal League, Bond Fund Service, which includes the financial management services of Piper Jaffrey. The motion was seconded by Alderman Dennis Moody. The motion was approved by full board vote.

d. Bids – Greg Williams – Purchasing Agent, City of Dyersburg.

1. Department: Street Department
Item: Open P.O. for FY 13-14
Purpose: Concrete for various projects requiring less than 20 yds.
Budgeted: Yes
Notification – State Gazette, direct to 2 vendors
Bids:

Qty.	Forcum-Lannom	Fowlkes Concrete
1.00-1.50 yds.	\$95.00	\$97.00 + \$75 delivery
1.75-2.50 yds.	\$93.00	\$97.00 + \$60 delivery
2.75-3.75 yds.	\$92.00	\$97.00 + \$45 delivery
4 yds. and over	\$89.00	\$97.00

Contingent on passage of proposed budget, Mr. Williams recommended awarding the payment to Forcum-Lannom Concrete at \$ 30,000.00. A motion to approve the recommendation as presented before the Board was made by Alderwoman Jewell Horner, with a second by Alderwoman Joan Wyatt. The motion passed by full Board approval.

2. Department: Solid Waste Management
Item: Tires for Route & Dumpster Trucks
Purpose: Open P.O. for FY 13-14
Budgeted: Yes

Notification – State Gazette, direct to 3 vendors		
Bids:	Tucker Tire	No Response
	Best One Tire	No Response
	T Enterprises	\$28,047.64

Contingent on passage of proposed budget, Mr. Williams recommended awarding the payment to T Enterprises, Dyersburg at \$28,047.64. A motion to approve the recommendation as presented before the Board was made by Alderman Kevin Chaney, with a second by Alderman Bart Williams. The motion passed by full Board approval.

3. Department: Water Plant / Wastewater Plant / Recreation
 Item: 110,000 gallons of Liquid Chlorine Bleach
 Purpose: Open P.O. for FY 13-14
 Budgeted: Yes

Notification – State Gazette, direct to 4 vendors		
Bids:	Hawkins	No Response
	Brenntag Mid-South	\$106,700.00
	Vertex Chemical Co.	\$ 86,680.00
	Harcros Chemicals	\$ 85,800.00

Contingent on passage of proposed budget, Mr. Williams recommended awarding the payment to Harcros Chemical Co., Memphis at \$85,800.00. A motion to approve the recommendation as presented before the Board was made by Alderman Bob Kirk, with a second by Alderwoman Jewell Horner. The motion passed by full Board approval.

4. Department: Police
 Item: Patrol Pursuit Tires
 Purpose: Open P.O. for FY 13-14
 Budgeted: Yes
 Notification – State Gazette, direct to 3 vendors
- | | | |
|-------|---------------|-------------|
| Bids: | Tucker Tire | No Response |
| | Lake Rd BP | \$11,600.00 |
| | T Enterprises | \$11,300.00 |

Contingent on passage of proposed budget, Mr. Williams recommended awarding the payment to T-Enterprises, Dyersburg at \$11,300.00. A motion to approve the recommendation as presented before the Board was made by Alderman Dennis Moody, with a second by Alderwoman Jewell Horner. The motion passed by full Board approval.

5. Department: Water Plant
 Item: Flouride for water treatment
 Purpose: Open P.O. for FY 13-14
 Budgeted: Yes
 Notification – State Gazette, direct to 5 vendors
- | | |
|-------------------------|--------------|
| Bids: Harcros Chemicals | No Bid |
| Brenntag Mid-South | No Bid |
| Ideal Chemical | No Bid |
| American Development | \$ 22,000.00 |
| Hawkins | \$18,432.00 |

Contingent on passage of proposed budget, Mr. Williams recommended awarding the payment to Hawkins, Inc., Memphis, at \$18,432.00. A motion to approve the recommendation as presented before the Board was made by Alderman Dennis Moody, with a second by Alderwoman Joan Wyatt. The motion passed by full Board approval.

Report from Alderman and Alderwomen:

Alderman Bob Kirk: No report.

Alderman Bart Williams: asked about a recurring issue of a lack of a stop sign on Market Street. Mayor Holden replied that he was not sure where the issue stood but would follow up his concern.

Alderman Terry Glover: No report.

Alderman Kevin Chaney: No report.

Alderwoman Jewell Horner: No report.

Alderman Dennis Moody: No report.

Alderwoman Joan Wyatt: No report.

Alderman Robert Taylor, Jr.: inquired about the status of a caution light at Pease Avenue and Hornbrook Street. Mayor Holden stated that he is waiting on a quote from Dyersburg Electric Company to proceed on the request.

Communications from the Mayor:

- announced there would be a public Mayor and Board of Alderman meeting on June 28, 2013 in order to have a completed budget by July 1, 2013.

- announced that there would be a Finance Committee meeting before June 28, 2013, so that the Committee can finalize the budget prior to the June 28, 2013 meeting.

- announced that an Airport Committee meeting will be held on Wednesday, June 19, 2013 at 11 a.m. to discuss airport restaurant proposals, and receive an update on the runway resurfacing project.

- Mayor Holden commented about the Summer Feeding Program, with the following notations:

1. He emphasized the historical support from the City for the Summer Feeding Program. The City provides part-time city employees for various recreation activities and designated site locations for the program to operate. Also, the City provides Okeena Park at no charge to conduct the Summer Feeding Program's end-of-the-year party.

2. Disavowed recent news stories, including one on Monday, June 17, 2013 from a Memphis television station that inaccurately reported that the Dyersburg Housing Authority was a City department. Mayor Holden announced that Paula Ledford, director of the housing authority, informed him that a press-release statement would be available on Tuesday morning, June 18, 2013 addressing the issue between the Summer Feeding Program and the housing authority.

With no further business the meeting adjourned at 7:38 p.m.

John Holden, Mayor

Robert C. Jones, City Recorder