

Regular Meeting of the
Board of Mayor and Council
City of McKenzie
McKenzie, TN 38201
June 14, 2018

- A. Call to Order — Mayor Holland
- B. Prayer — Councilperson Pruneau
- C. Pledge of Allegiance — Councilperson Pruneau
- D. Roll Call
 - Mayor Holland - Present
 - Vice Mayor Hale - Present
 - Councilperson Allen - Absent
 - Councilperson Callahan - Present
 - Councilperson Martin - Present
 - Councilperson Pruneau - Present
 - Councilperson Townes - Absent
- E. Mayor's Welcome:

Mayor Holland called the meeting to order at 6:00 p.m. Mayor Holland extended a warm welcome to all.
- F. Approval of Minutes

Motion made by Councilperson Martin, seconded by Vice-Mayor Hale, to approve the regular meeting minutes dated May 10, 2018.
- G. Financial Matters

Motion was made by Councilperson Callahan, seconded by Vice-Mayor Hale to pay the May bills
- H. Old Business
 - 1. Public Hearing on Ordinance 324 adoption of wastewater regulations, Chapter 2 and 3 of Title 18, Section 1.

Discussion:

Mayor Holland declared the Public Hearing open. There were no comments or questions from the audience, therefore, Mayor Holland declared the Public Meeting closed.

Action Taken: Motion was made by Councilperson Martin, seconded by Councilperson Callahan to adopt the revised regulations.

Roll call vote: 4 Ayes, 0 Nays, 2 Absent. Motion passes.

2. Ordinance 519: Amending Chapter 4 General Provisions Section 11-41 off street automobile storage with the addition of new number 6 prohibiting semi-tractor trailer overnight parking in B-3 (Central Business)

Discussion: No discussion

Action Taken: Motion was made by Vice-Mayor Hale, seconded by Councilperson Callahan to accept the ordinance.

Roll call vote: 4 Ayes, 0 Nays, 2 Absent. Motion passes.

I. New Business

1. 1st reading of Ordinance 520 to establish an updated occupational safety and health program plan, devise rules and regulations, and to provide for a safety director and the implementation of such program plan.

Discussion: No discussion

Action Taken: Motion was made by Councilperson Pruneau, seconded by Councilperson Callahan to accept update the occupational safety and health program plan.

Roll call vote: 4 Ayes, 0 Nays, 2 Absent. Motion passes

2. 1st reading of Ordinance 521 to amend the text of the zoning ordinance of McKenzie, Tennessee by prohibiting the issuance of certificates of occupancy to developers who fail to install landscaping

Discussion: Vice-Mayor Hale stated he thought there was already a plan concerning landscaping. Mayor Holland said this ordinance was a recommendation of the Planning Commission to be able to put some teeth into the ordinance.

Action Taken: Motion was made by Councilperson Pruneau, seconded by Councilperson Martin to accept this ordinance and to amend with the 2nd reading stating the ordinance should say all the elements of the plan should be met.

Roll call vote: 4 Ayes, 0 Nays, 2 Absent. Motion passes

3. 1st reading of Ordinance 522 Peddlers & Door to Door Sales to repeal and replace our current ordinance, Chapter 2 and 3 of Title 9 of the McKenzie City Codes which includes a checklist for customers.

Discussion: Councilperson Callahan asked how this was any different. Mayor Holland replied that with this a requirement must be met before they would be granted the license, keeping those who were not really serious from being able to go door to door.

Action Taken: Motion was made by Vice Mayor Hale, seconded by Councilperson Pruneau to replace the old ordinance with # 522.

Roll call vote: 4 Ayes, 0 Nays, 2 Absent. Motion passes

4. Approve Resolution # 18-004 to adopt a new future land use map for McKenzie, Tennessee

Discussion: Mayor Holland informed the board that the planning commission is to update the land use map every 2 years.

Action Taken: Motion made by Councilperson Martin, seconded by Councilperson Callahan to approve the land use map on first reading. Motion passes.

5. Approve Resolution # 18-005 to hold a city election on Tuesday, November 6, 2018.

Discussion: Mayor Holland disclosed the election commission had requested the resolution for the upcoming city election.

Action Taken: Motion made by Councilperson Callahan, second by Councilperson Pruneau Motion passes.

6. Private Chapters No. 55 – an Act to amend Chapter 128 of the Private Acts of 1990, as amended by Chapter 128 of the Private Acts of 1994 and any other acts amendatory thereto, relative to the charter of the City of McKenzie.

Discussion: Mayor Holland reminded the council this was the concerning the items the council had approved to be changed on our charter; which was (1) council members who miss 3 consecutive meetings or who do not attend ½ of the meetings in a 6 month period would be asked to resign their seat. (2) Council compensation would be adjusted as to their monthly attendance (3) If a council person signs up for workshops and/ or hotel accommodations and does not attend – they are responsible for 100% reimbursement to the city.

Action Taken: No action taken, as this item had been previously approved and was just awaiting approval by the State Legislature.

7. Abatement of Nuisances:

Discussion: Mayor Holland told the council she had talked with Dana Deem – our MTAS representative and he had informed her that we would not have to have an ordinance, as this is all covered with Tennessee annotated *TCA-29-3-101* and Tennessee Law would

supersede any law we might have. Councilperson Pruneau asked how many times the police would be called before a place or residence was padlocked or locked down? Attorney Laura Keeton replied when it becomes a regular occurrence. Chief Moates also stated that it did have to be for the same “type” call, only the number of calls to a specific address.

8. Mayor Holland asked for a non –agenda item to be presented.

A motion was made by Councilperson Martin, seconded by Vice Mayor Hale, to suspend the rules to address a non-agenda item. The motion passed.

Discussion/Approval to temporarily continue the fiscal year operating budget. Mayor Holland explained to the council that once the budget was passed, per the Comptroller’s Office everything reverts back to the July 1 date.

Action taken: Motion made by Councilperson Pruneau, second by Councilperson Callahan to temporarily continue with the current operating budget.

Roll call vote: 4 Ayes, 0 Nays, 2 Absent. Motion passes
Any Other Business:

J. Any Other Business: None

K. Citizens Input: None

L. Department Head Reports:

Water Superintendent Billy Wood was absent due to attending a wastewater workshop meeting in Gatlinburg due to Gabriele Kline is out due to work injury.

Public Works Director Johnny Mercer reported they were busy with brush and household pick up and cleaning up abandoned lots. He also informed the council that a retaining wall on the corner of Maple and Main and collapsed and they had replaced it.

Fire Chief Brian Tucker reported they had been involved with 20 incidents for the month, which included 4 aircraft stand by, 5 commercial alarms, 4 motor vehicle accidents, 2 smoke investigations, and various additional incidents. He stated they were in the process of blowing hydrants all over town, so not to worry if water was running.

Police Chief Craig Moates stated the Police Department had a total of 1382 calls for the month of May. 563 security checks – home / business / parks, 259 vehicles stops, 204 investigations 10-43, traffic control 43, citizen assist 40, alarm-burglar / panic / fire 13, assault – 2 and a wide variety of other service calls. The Chief informed council that the department had released a PSA concerning the influx of golf carts, UTV’s and ATV’s on roads / streets of McKenzie due to the advent of the Low and Medium speed vehicle license plates. State Law requires certain specifications and requirements before you attempt to license a vehicle; such as headlights, brake lights, tail lights, turn signals, mirrors, windshield, seat belts, VIN, reflectors. Registration clearly states “under penalty

of perjury” that you are verifying your vehicle meets all requirements. Chief Moates stated there was some exceptions when participating in a City of McKenzie sponsored events such as parades and gatherings in a controlled environment (closed streets) or on a case by case basis. Pedestrian devices are NOT considered motorized vehicles and do not have to meet the above requirements. They do need blinkers and a tall flag.

Park Director Ricky French stated mowing season is here and they are staying very busy. The circus fundraiser made a little money, and the fishing rodeo seemed to be very successful.

M. Council Reports: Mayor Holland let the council know that previously she had been told by TML that the 12 hours of mandatory training would be repealed, but it was not. So council will have to make time to do the training, some of which can be accessed on line.

N. With no further business, a motion was made by Councilperson Callahan, seconded by Councilperson Pruneau to adjourn at 6:45 p.m.