



City of Bartlett
A. Keith McDonald, Mayor

BOARD OF MAYOR AND ALDERMEN MEETING AGENDA

TUESDAY, JULY 23, 2019 - BARTLETT CITY HALL - 7:00 PM

INVOCATION

Opening Prayer by Jay Earhart-Brown, Faith Cumberland Presbyterian

FUTURE MEETINGS

City Beautiful Commission, August 1 at 6:30 p.m.

Family Assistance Commission, August 5 at 6 p.m.

Planning Commission, August 5 at 7 p.m.

Bartlett Station Commission, August 7 at 7:30 a.m.

Parks and Recreation Advisory Board, August 8 at 7 p.m.

Historical Society, August 12 at 7 p.m.

RECOGNITIONS

Official Business of the Day

MINUTES ACCEPTANCE

Minutes of the July 9, 2019 Board of Mayor and Aldermen Regular Meeting

CONSENT AGENDA

I Bid for one HVAC unit. (Mark Brown, Chief Administrative Officer)

Recommend accepting the lowest bid from National HVAC Service at a cost of \$94,594.00. Funds are available in Account 31148311.780.10219.

2 Presentation of General Obligation Capital Outlay Note, Series 2019. (Dick Phebus, Director of Finance)

State of Tennessee Comptroller's Office requires presentation to the Board of Mayor and Aldermen of the Report on Debt Obligation form for General Obligation Capital Outlay Note, Series 2019. The attached form reflects the \$1,410,000.00 note approved on June 25, 2019.

3 Treasurer's Report for May 2019. (Dick Phebus, Director of Finance)

NEW BUSINESS

- 1 First Reading of Ordinance 19-05, an ordinance adopting and enacting supplemental and replacement pages for the municipal code of the City of Bartlett, Tennessee. (Ed McKenney, City Attorney)** The public hearing to be set for August 27, 2019.

- 2 Proposal to name the new pavilion in W.J. Freeman Park in honor of Mayor A. Keith McDonald. (Jack Young, Vice Mayor)**

OPEN DISCUSSION

ADJOURNMENT



City of Bartlett
A. Keith McDonald, Mayor

BOARD OF MAYOR AND ALDERMEN MEETING MINUTES

TUESDAY, JULY 9, 2019 - BARTLETT CITY HALL - 7:00 PM

ATTENDANCE

Mayor A. Keith McDonald: Present, Alderman W.C. Pleasant: Present, Alderman Emily Elliott: Present, Alderman David Parsons: Present, Alderman Bobby Simmons: Present, Vice Mayor Jack Young: Present, Alderman Paula Sedgwick: Present.

INVOCATION

Opening Prayer by Mark Reed, New Hope Christian Church

FUTURE MEETINGS

Parks and Recreation Advisory Board, July 11 at 7 p.m.

Historic Preservation Commission, July 15 at 7 p.m.

Bartlett Arts Council, July 16 at 6 p.m.

BPACC Advisory Board, July 16 at 6 p.m.

Design Review Commission, July 16 at 6:30 p.m.

RECOGNITIONS

Mayor McDonald and the Aldermen recognized Boy Scout Chauncey Johnson. Mr. Johnson is in Troop 450 and is working toward his Citizenship in the Community merit badge.

*****Official Business of the Day*****

MINUTES ACCEPTANCE

Minutes of the June 25, 2019 Board of Mayor and Aldermen Regular Meeting

RESULT:	ACCEPTED [5 TO 0]
MOVER:	Bobby Simmons, Alderman
SECONDER:	W.C. Pleasant, Alderman
AYES:	Pleasant, Elliott, Parsons, Simmons, Sedgwick
ABSTAIN:	Young

Minutes Acceptance: Minutes of Jul 9, 2019 7:00 PM (MINUTES ACCEPTANCE)

CONSENT AGENDA

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jack Young, Vice Mayor
SECONDER:	Emily Elliott, Alderman
AYES:	Pleasant, Elliott, Parsons, Simmons, Young, Sedgwick

- 1 Special event permit for Movies in the Park. (Jim Brown, Director of Code Enforcement)**
The event will be held on August 30, September 13, September 20, and October 4 from dusk to 11 p.m. at W. J. Freeman Park.
- 2 Special event permit for Memphis Runner's Track Club Road Race Series 5 Mile Runs. (Jim Brown, Director of Code Enforcement)**
The event will be held on Sundays, August 11 and August 25 from 5:30 to 9:30 a.m. at W.J. Freeman Park.
- 3 Contract with Groundwater Institute at the University of Memphis for wellhead protection study and other regional work. (Rick McClanahan, Director of Engineering)**
Authorize the Mayor to sign the contract with the Groundwater Institute for the study for a total cost of \$16,100. Funds are available in Account 510.51200.179.
- 4 Renewal of maintenance agreement for Watson Field Reporting. (Glen Williamson, Chief of Police)**
Request to renew annual service agreement with Data Driven for Watson Field Reporting Suite in the amount of \$37,364.90. Funds are available in Account 123.48123.264.
- 5 Renewal of computer-assisted dispatch maintenance agreement. (Glen Williamson, Chief of Police)**
Request to renew annual service agreement from Trittech Software Systems for a total cost of \$68,319.13. Funds are available in Account 123.48123.264.

NEW BUSINESS

- 1 Resolution 23-19, a resolution authorizing the City of Bartlett to participate in the Public Entity Partners "Safety Partners" Matching Grant Program. (Dick Phebus, Director of Finance)**

Mr. Phebus noted the City agrees to match this grant up to \$3,000.

Alderman Parsons asked what type of projects these funds would be used for. Mayor McDonald said past projects funded by this grant include facility locking systems and security cameras.

Minutes Acceptance: Minutes of Jul 9, 2019 7:00 PM (MINUTES ACCEPTANCE)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jack Young, Vice Mayor
SECONDER:	Bobby Simmons, Alderman
AYES:	Pleasant, Elliott, Parsons, Simmons, Young, Sedgwick

OPEN DISCUSSION

Shelby County Commissioner, District 3, Mick Wright updated the Board on the Commission's recent business. The Commission approved a \$1.3 billion budget with no property tax increase. The tax rate will remain at \$4.05. The Commission maintained its current pre-K funding, and increased its funding to MATA (Memphis Area Transit Authority).

While the Commission did not increase its contribution to the Shelby County Schools' operational budget, it did add \$48 million to the capital program.

The County budget included an additional \$2.5 million for the Shelby County Election Commission to update voting machines.

Commissioner Wright said the Commission allocated 25 Skycop cameras and \$200,000 in community enhancement grants to each district.

Kim Farley Hopper of Byhalia, Miss., spoke on behalf of her mother Sharon Farley, 4624 Billy Maher Road.

As part of the planned widening of Old Brownsville Road, the City acquired rights of way from property owners abutting the project area. Murphy and Sharon Farley own property adjacent to the planned widening. A building on Mr. and Mrs. Farley's property was located within the needed right of way.

Mrs. Hopper alleged that the City has not paid her parents the true value of the right of way land and building.

At Mayor McDonald's request, City Attorney Ed McKenney explained that the Mayor nor any city official can respond to Mrs. Hopper's complaint because there is pending litigation regarding this issue. Mediation is set for later in July.

Murphy Farley, 4624 Billy Maher Road, accused the City of forcing him to sell his entire piece of property, which he claims is valued at over \$250,000, for \$39,000. The City is only purchasing the right of way adjacent to the soon-to-be widened Old Brownsville Road and the structure located within the right of way, for which Mr. Farley would receive an additional payment. Mr. Farley further accused the City of age discrimination and reverse racism.

ADJOURNMENT

Meeting adjourned at 7:19 PM

W.C. Pleasant, Register to the
Board of Mayor and Alderman

A. Keith McDonald
Mayor

Minutes Acceptance: Minutes of Jul 9, 2019 7:00 PM (MINUTES ACCEPTANCE)



Board of Mayor and Aldermen

6400 Stage Road
Bartlett, TN 38134

SCHEDULED

AGENDA ITEM

Meeting: 07/23/19 07:00 PM
Department: Administration
Category: Bid
Prepared By: Stefanie McGee
Department Head: Mark Brown

Bid for one HVAC unit.

On June 20, 2019 an ad was placed in *The Daily News*. On July 18, 2019, the City of Bartlett received number of bids, which were opened at City Hall.

Bids were received from the following companies:

National HVAC Service	\$94,594.00
Damon-Marcus	\$118,975.00
Metro Mechanical Contractors	\$121,950.00
Wagner General Contractors	\$124,600.00

We recommend the bid be awarded to National HVAC Service for a total price of \$94,594.00

Funds are available in Account 31148311.780.10219.

Thank you for your consideration.

**Board of Mayor and Aldermen**

6400 Stage Road
Bartlett, TN 38134

SCHEDULED

Meeting: 07/23/19 07:00 PM
Department: Finance
Category: Presentation
Prepared By: Stefanie McGee
Department Head: Dick Phebus

AGENDA ITEM

**Presentation of General Obligation Capital Outlay Note,
Series 2019 .**

REPORT ON DEBT OBLIGATION

(Pursuant to Tennessee Code Annotated Section 9-21-151)

1. Public Entity:							
Name:	<u>City of Bartlett</u>						
Address	<u>6400 Stage Road</u>						
	<u>Bartlett, TN 38134</u>						
Debt Issue Name:	<u>General Obligation Capital Outlay Note, Series 2019</u>						
If disclosing initially for a program, attach the form specified for updates, indicating the frequency required.							
2. Face Amount: <u>\$ 1,410,000.00</u>							
Premium/Discount:	<u>\$ 0.00</u>						
3. Interest Cost: <u>3.1400</u> %							
☒ Tax-exempt ☐ Taxable							
☒ TIC ☐ NIC							
☐ Variable: Index _____ plus _____ basis points; or							
☐ Variable: Remarketing Agent _____							
☐ Other: _____							
4. Debt Obligation:							
☐ TRAN ☐ RAN ☒ CON							
☐ BAN ☐ CRAN ☐ GAN							
☐ Bond ☐ Loan Agreement ☐ Capital Lease							
If any of the notes listed above are issued pursuant to Title 9, Chapter 21, enclose a copy of the executed note with the filing with the Office of State and Local Finance ("OSLF").							
5. Ratings:							
☒ Unrated							
Moody's _____	Standard & Poor's _____ Fitch _____						
6. Purpose:							
☒ General Government <u>100.00</u> % ☐ Education _____ % ☐ Utilities _____ % ☐ Other _____ % ☐ Refunding/Renewal _____ %	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr style="background-color: black; color: white;"> <th style="text-align: left; padding: 2px;">BRIEF DESCRIPTION</th> </tr> </thead> <tbody> <tr><td><u>general public works projects</u></td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> </tbody> </table>	BRIEF DESCRIPTION	<u>general public works projects</u>				
BRIEF DESCRIPTION							
<u>general public works projects</u>							
7. Security:							
☒ General Obligation	☐ General Obligation + Revenue/Tax						
☐ Revenue	☐ Tax Increment Financing (TIF)						
☐ Annual Appropriation (Capital Lease Only)	☐ Other (Describe): _____						
8. Type of Sale:							
☐ Competitive Public Sale	☐ Interfund Loan _____						
☐ Negotiated Sale	☐ Loan Program _____						
☒ Informal Bid							
9. Date:							
Dated Date: <u>07/30/2019</u>	Issue/Closing Date: <u>07/30/2019</u>						

REPORT ON DEBT OBLIGATION

(Pursuant to Tennessee Code Annotated Section 9-21-151)

10. Maturity Dates, Amounts and Interest Rates *:

Year	Amount	Interest Rate	Year	Amount	Interest Rate
2020	\$ 183,000.00	3.1400 %		\$	%
2021	\$ 189,000.00	3.1400 %		\$	%
2022	\$ 195,000.00	3.1400 %		\$	%
2023	\$ 201,000.00	3.1400 %		\$	%
2024	\$ 207,000.00	3.1400 %		\$	%
2025	\$ 214,000.00	3.1400 %		\$	%
2026	\$ 221,000.00	3.1400 %		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%

If more space is needed, attach an additional sheet.

If (1) the debt has a final maturity of 31 or more years from the date of issuance, (2) principal repayment is delayed for two or more years, or (3) debt service payments are not level throughout the retirement period, then a cumulative repayment schedule (grouped in 5 year increments out to 30 years) including this and all other entity debt secured by the same source **MUST BE PREPARED AND ATTACHED**. For purposes of this form, debt secured by an ad valorem tax pledge and debt secured by a dual ad valorem tax and revenue pledge are secured by the same source. Also, debt secured by the same revenue stream, no matter what lien level, is considered secured by the same source.

* This section is not applicable to the Initial Report for a Borrowing Program.

11. Cost of Issuance and Professionals:☐ No costs or professionals

	AMOUNT (Round to nearest \$)	FIRM NAME
Financial Advisor Fees	\$ 0	
Legal Fees	\$ 0	
Bond Counsel	\$ 1,000	Bone McAllester Norton
Issuer's Counsel	\$ 0	
Trustee's Counsel	\$ 0	
Bank Counsel	\$ 0	
Disclosure Counsel	\$ 0	
	\$ 0	
Paying Agent Fees	\$ 0	
Registrar Fees	\$ 0	
Trustee Fees	\$ 0	
Remarketing Agent Fees	\$ 0	
Liquidity Fees	\$ 0	
Rating Agency Fees	\$ 0	
Credit Enhancement Fees	\$ 0	
Bank Closing Costs	\$ 0	
Underwriter's Discount _____ %		
Take Down	\$ 0	
Management Fee	\$ 0	
Risk Premium	\$ 0	
Underwriter's Counsel	\$ 0	
Other expenses	\$ 0	
Printing and Advertising Fees	\$ 0	
Issuer/Administrator Program Fees	\$ 0	
Real Estate Fees	\$ 0	
Sponsorship/Referral Fee	\$ 0	
Other Costs _____	\$ 0	
TOTAL COSTS	\$ 1,000	

REPORT ON DEBT OBLIGATION

(Pursuant to Tennessee Code Annotated Section 9-21-151)

12. Recurring Costs:☒ No Recurring Costs

	AMOUNT (Basis points/\$)	FIRM NAME (If different from #11)
Remarketing Agent		
Paying Agent / Registrar		
Trustee		
Liquidity / Credit Enhancement		
Escrow Agent		
Sponsorship / Program / Admin		
Other		

13. Disclosure Document / Official Statement:☒ None Prepared☐ EMMA link☐ Copy attached

or

14. Continuing Disclosure Obligations:

Is there an existing continuing disclosure obligation related to the security for this debt?

☒ Yes☐ No

Is there a continuing disclosure obligation agreement related to this debt?

☐ Yes☒ NoIf yes to either question, date that disclosure is due One year from fiscal year endName and title of person responsible for compliance Finance Director**15. Written Debt Management Policy:**

Governing Body's approval date of the current version of the written debt management policy

12/13/2011

Is the debt obligation in compliance with and clearly authorized under the policy?

☒ Yes☐ No**16. Written Derivative Management Policy:**☒ No derivative

Governing Body's approval date of the current version of the written derivative management policy

Date of Letter of Compliance for derivative

Is the derivative in compliance with and clearly authorized under the policy?

☐ Yes☐ No**17. Submission of Report:**

To the Governing Body:

on

and presented at public meeting held on

Copy to Director to OSLF:

on

either by:

☐ Mail to:505 Deaderick Street, Suite 1600
James K. Polk State Office Building
Nashville, TN 37243-1402

OR

☒ Email to:StateAndLocalFinance.PublicDebtForm@cot.tn.gov**18. Signatures:**


AUTHORIZED REPRESENTATIVE

Name A. Keith McDonaldTitle Mayor

Firm

Email kmcdonald@cityofbartlett.org

Date

Tennessee Municipal Bond Fund

lmooningham@tmbf.net

**Board of Mayor and Aldermen**

6400 Stage Road
Bartlett, TN 38134

SCHEDULED**AGENDA ITEM**

Meeting: 07/23/19 07:00 PM

Department: Finance

Category: Report

Prepared By: Eric Phan

Department Head: Dick Phebus

Treasurer's Report for May 2019.



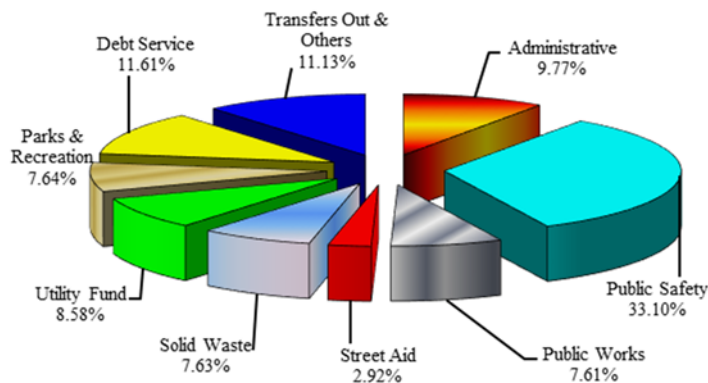
City of Bartlett

FINANCIAL REPORT

May 31, 2019

Total Expenditures, FY 2019 Budget: \$84,464,781

WHERE THE \$ GOES
(Does not include School)

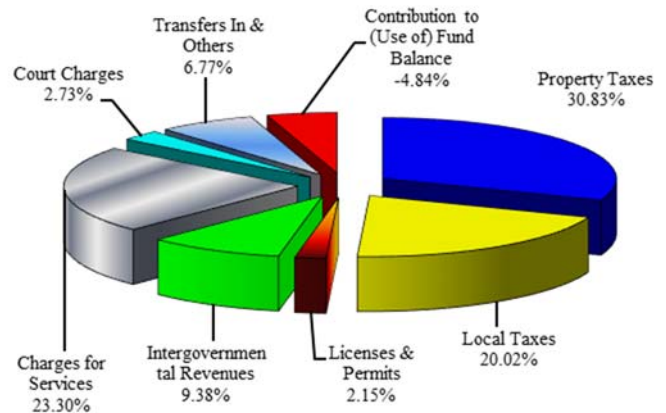


BUDGET HIGHLIGHTS

- Local Sales Taxes & Building and Development Fees are below budget. Other revenues are within budget.
- 2nd delinquent property tax notices will be sent at the end of June.
- Fiscal Year 2020 budget were presented to the Board of Mayor and Aldermen on May 14.

Total Revenues, FY 2019 Budget: \$84,464,781

WHERE THE \$ COMES FROM
(Does not include School)



FY 2019 YEAR-TO-DATE
For The Period Ending May 31, 2019

	Adopted Budget	Year-to-Date Actual
General Fund Expenditures		
Administrative	\$ 7,671,514	\$ 6,186,549
Public Safety	27,266,139	25,284,450
Public Works	6,322,309	5,505,020
Parks and Recreation	5,865,151	5,020,156
Performing Arts	601,966	615,690
Transfers & Other Gen. Fund Items	6,534,019	6,662,260
Subtotal	\$ 54,261,098	\$ 49,274,125
General Fund Revenues		
Property Taxes	\$ 26,095,000	\$ 25,722,873
Local Taxes	13,565,418	10,594,504
Building and Development Fees	1,816,700	1,386,543
Intergovernmental	6,141,000	4,494,521
Charges for Services	4,238,830	3,933,815
Court Charges	1,965,000	1,655,056
Other Revenue	439,150	494,478
Subtotal	\$ 54,261,098	\$ 48,281,789
Special Rev. Funds - Expenditures	\$ 10,748,539	\$ 10,079,790
Special Rev. Funds - Revenues	\$ 10,748,539	\$ 8,918,838
Utility Expenses	\$ 11,168,744	\$ 9,561,565
Utility Revenues	\$ 11,168,744	\$ 7,793,939
Debt Service Expenditures	\$ 8,286,400	\$ 8,466,364
Debt Service Revenues	\$ 8,286,400	\$ 7,435,108
Total Expenditures	\$ 84,464,781	\$ 77,381,845
Total Revenues	\$ 84,464,781	\$ 72,429,674

Note: FY 2019 Adopted Budget includes use of fund balance in the Special Revenue Funds, Utility Fund and the Utility Fund.

Attachment: May19FinRprt (2594 : Treasurer's Report for May 2019.)



City of Bartlett -- Financial Summary For The Period Ending For The Period Ending May 31, 2019

5.3.a



	FY 2018 Audited Actual	FY 2019 Adopted Budget	Increase/ Decrease in \$	Year-to-Date Actual FY 2018	Year-to-Date Actual FY 2019	Increase/ Decrease in \$	Percent of FY 2018 Actual	Percent of FY 2019 Budget	Increase/ Decrease in %
General Fund Expenditures									
Administrative	\$ 7,033,438	\$ 7,671,514	\$ 638,076	\$ 6,261,319	\$ 6,186,549	\$ (74,771)	89.02%	80.64%	-8.38%
Public Safety	26,002,682	27,266,139	1,263,457	24,327,316	25,284,450	957,135	93.56%	92.73%	-0.82%
Public Works	5,917,177	6,322,309	405,132	5,293,571	5,505,020	211,448	89.46%	87.07%	-2.39%
Parks and Recreation	5,509,240	5,775,044	265,804	5,057,770	5,020,156	(37,614)	91.81%	86.93%	-4.88%
Performing Arts	694,404	692,073	(2,331)	620,019	615,690	(4,329)	89.29%	88.96%	-0.32%
Transfers & Other Gen. Fund Items	7,078,856	6,534,019	(544,837)	7,057,522	6,662,260	(395,262)	99.70%	101.96%	2.26%
Total General Fund Expenditures	\$ 52,235,798	\$ 54,261,098	\$ 2,025,300	\$ 48,617,517	\$ 49,274,125	\$ 656,608	93.07%	90.81%	-2.26%
General Fund Revenues									
Property Taxes	\$ 25,476,449	\$ 26,095,000	\$ 618,551	\$ 25,316,460	\$ 25,722,873	\$ 406,412	99.37%	98.57%	-0.80%
Local Taxes	12,904,189	13,565,418	661,229	10,273,421	10,594,504	321,082	79.61%	78.10%	-1.51%
Building and Development Fees	1,755,784	1,816,700	60,916	1,509,590	1,386,543	(123,047)	85.98%	76.32%	-9.66%
Intergovernmental	6,221,427	6,141,000	(80,427)	4,322,518	4,494,521	172,002	69.48%	73.19%	3.71%
Charges for Services	4,276,451	4,238,830	(37,621)	3,730,566	3,933,815	203,249	87.24%	92.80%	5.57%
Court Charges	1,983,487	1,965,000	(18,487)	1,777,240	1,655,056	(122,184)	89.60%	84.23%	-5.37%
Other Revenue	492,679	439,150	(53,529)	465,957	494,478	28,522	94.58%	112.60%	18.02%
Total General Fund Revenues	\$ 53,110,467	\$ 54,261,098	\$ 1,150,631	\$ 47,395,752	\$ 48,281,789	\$ 886,037	89.24%	88.98%	-0.26%
Special Revenue Funds									
Street Aid Fund	\$ 1,524,326	\$ 2,475,000	\$ 950,674	\$ 1,282,523	\$ 2,037,940	\$ 755,417	84.14%	82.34%	-1.80%
Solid Waste Fund	6,187,894	6,614,577	426,683	5,638,788	6,052,064	413,276	91.13%	91.50%	0.37%
General Improvement Fund	710,168	768,800	58,632	671,138	708,032	36,894	94.50%	92.10%	-2.41%
Drug Enforcement Fund	219,291	473,500	254,209	203,220	236,806	33,586	92.67%	50.01%	-42.66%
DEA Enforcement Fund	21,736	279,200	181,881	14,760	202,414	187,653	67.91%	72.50%	4.59%
Drainage Control Fund	97,319	120,526	65,526	89,754	91,407	1,653	92.23%	75.84%	-16.39%
Park Improvement Fund	55,000	16,936	(4,800)	55,000	16,936	(38,064)	0.00%	100.00%	100.00%
Grant Funds	1,710,951	0	(1,710,951)	6,290,639	734,191	(5,556,449)	367.67%	0.00%	-367.67%
Special Revenue Funds - Expenditures	\$ 10,526,686	\$ 10,748,539	\$ 221,853	\$ 14,245,823	\$ 10,079,790	\$ (4,166,032)	135.33%	93.78%	-41.55%
Special Revenue Funds - Revenues	\$ 10,678,972	\$ 10,748,539	\$ 69,567	\$ 13,823,867	\$ 8,918,838	\$ (4,905,029)	129.45%	82.98%	-46.47%
Utility Fund									
Total Utility Operations	\$ 7,062,392	\$ 9,812,225	\$ 2,749,833	\$ 6,486,768	\$ 8,250,863	\$ 1,764,095	91.85%	84.09%	-7.76%
Total Utility Debt Expenses	1,305,257	1,356,519	51,262	1,313,487	1,310,702	(2,786)	100.63%	96.62%	-4.01%
Total Utility Expenses	\$ 8,367,649	\$ 11,168,744	\$ 2,801,095	\$ 7,800,255	\$ 9,561,565	\$ 1,761,310	93.22%	85.61%	-7.61%
Total Utility Revenues	\$ 8,503,886	\$ 11,168,744	\$ 2,664,858	\$ 7,569,295	\$ 7,793,939	\$ 224,644	89.01%	69.78%	-19.23%
Debt Service Fund									
Total Debt Service Expenditures	\$ 8,116,874	\$ 8,471,401	\$ 354,527	\$ 8,115,427	\$ 8,466,364	\$ 350,937	99.98%	99.94%	-0.04%
Total Debt Service Revenues	\$ 11,281,685	\$ 8,471,401	\$ (2,810,284)	\$ 10,082,360	\$ 7,435,108	\$ (2,647,251)	89.37%	87.77%	-1.60%
Total Expenditures	\$ 79,247,007	\$ 84,649,782	\$ 5,402,775	\$ 78,779,022	\$ 77,381,845	\$ (1,397,178)	99.41%	91.41%	-8.00%
Total Revenues	\$ 83,575,009	\$ 84,649,782	\$ 1,074,773	\$ 78,871,273	\$ 72,429,674	\$ (6,441,599)	94.37%	85.56%	-8.81%

Attachment: May19FinRprt (2594 : Treasurer's Report for May 2019.)



Board of Mayor and Aldermen

6400 Stage Road
Bartlett, TN 38134

SCHEDULED

ORDINANCE (ID # 2595)

Meeting: 07/23/19 07:00 PM
Department: Legal
Category: Agreement
Prepared By: Stefanie McGee
Initiator: Ed McKenney
Sponsors:
DOC ID: 2595

Ordinance 19-05, an ordinance adopting and enacting supplemental and replacement pages for the municipal code of the City of Bartlett, Tennessee.

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

Section 1. Ordinances codified. The supplemental and replacement pages contained in title 14, §§14-471-14-474 of Change 6 to the City of Bartlett Municipal Code, hereinafter referred to as the "supplement," are incorporated and are ordained and adopted as part of the City of Bartlett Municipal Code.

Sections 14-471-14-474 include revisions requested considering ordinance modification required by the city. Code sections affected by these modifications will contain no citation at the end of the sections.

Section 2. Continuation of existing provisions. Insofar as the provisions of the supplement are the same as those of ordinances existing and in force on its effective date, the provisions shall be considered to be continuations thereof and not as new enactments.

Section 3. Penalty clause. Unless otherwise specified, wherever in the supplement, including any codes and ordinances adopted by reference, any act is prohibited or is made or declared to be a civil offense, or wherever the doing of any act is required or the failure to do any act is declared to be a civil offense, the violation of any such provision shall be punishable by a penalty of not more than fifty dollars (\$50.00) and costs for each separate violation; provided, however, that the imposition of a penalty under the provisions of this section shall not prevent the revocation of any permit or license or the taking of other punitive or remedial action where called for or permitted under the provisions of the supplement or the municipal code or other applicable law. In any place in the supplement the term "it shall be a misdemeanor" or "it shall be an offense" or "it shall be unlawful" or similar terms appears in the context of a penalty provision of this supplement, it shall mean "it shall be a civil offense." Anytime the word "fine" or similar term appears in the context of a penalty provision of this supplement, it shall mean "a civil penalty."

When a civil penalty is imposed on any person for violating any provision of the supplement and such person defaults on payment of such penalty, he may be required to perform hard labor, within or without the workhouse, to the extent that his physical condition shall permit, until

such civil penalty is discharged by payment, or until such person, being credited with such sum as may be prescribed for each day's hard labor, has fully discharged said penalty.

Each day any violation of the municipal code continues shall constitute a separate civil offense.

Section 4. Severability clause. Each section, subsection, paragraph, sentence, and clause of the supplement, including any codes and ordinances adopted by reference, are hereby declared to be separable and severable. The invalidity of any section, subsection, paragraph, sentence, or clause in the supplement shall not affect the validity of any other portion, and only any portion declared to be invalid by a court of competent jurisdiction shall be deleted therefrom.

Section 5. Construction of conflicting provisions. Where any provision of the supplement is in conflict with any other provision of the supplement or municipal code, the provision which establishes the higher standard for the promotion and protection of the public health, safety, and welfare shall prevail.

Section 6. Code available for public use. One copy of the supplement shall be kept available in the recorder's office for public use and inspection at all reasonable times.

Section 7. Date of effect. This supplement, including all the codes and ordinances therein adopted by reference, shall take effect from and after final passage, the public welfare requiring it, and shall be effective on and after that date.

First Reading	July 23, 2019
Second Reading	August 13, 2019
Third Reading	August 27, 2019

W.C. Pleasant, Register to the
Board of Mayor and Alderman

A. Keith McDonald
Mayor

Stefanie McGee, City Clerk

**Board of Mayor and Aldermen**

6400 Stage Road
Bartlett, TN 38134

SCHEDULED

Meeting: 07/23/19 07:00 PM
Department: Administration
Category: Appointment
Prepared By: Stefanie McGee
Department Head: Jack Young

AGENDA ITEM

**Proposal to name the new pavilion in W.J. Freeman Park in
honor of Mayor A. Keith McDonald.**