

MINUTES
OF THE
BOARD OF MAYOR AND ALDERMEN

July 11, 2024

The Board of Mayor and Aldermen of the City of Henderson, Tennessee met in regular session on Thursday, July 11th, 2024, at 7:00 P.M. in the Council Chamber of the City of Henderson City Hall. Present and presiding was Mayor Robert W. (Bobby) King. City Recorder Jim E. Garland called the roll with the following being present:

Aldermen: Mark A. Barber, Donna R. Butler, Buel Maness, Michael Phelps, Jason Rhodes, and Keith Smith.

Also present at the meeting were: City Recorder Jim E. Garland, City Attorney Jerry Spore, Police Chief Gary Davidson, Building Official Brent Beshires, Public Works Director Carter Scales, Fire Chief Doug Acred, Utility Director Darryl Green, and Asst CMFO Alicia Holder.

Mayor King called the meeting to order at the appointed time. Alderman Maness gave the invocation, and Alderman Phelps led the Pledge to the Flag. The following proceedings were entered here-to-wit:

The minutes of the previous regular meeting were presented for approval. A motion was made by Ald. Smith to accept the minutes as presented, duly 2nd by Ald. Butler. Motion carried.

The accumulated accounts were presented for informational purposes. There being no questions on the accounts, the meeting continued.

The first item on the agenda was a call for delegations to address the board. There being no delegations, the meeting continued.

The next item on the agenda was to consider an Ordinance on the final reading amending the text of the Henderson Municipal Zoning to allow Electric Substations as a Use Permitted on Appeal in Residential Districts. Building Official Beshires stated that this was the exact ordinance that passed on the first reading at the last meeting. A motion was made by Ald. Butler to approve Ordinance #570 amending the zoning text to allow Electric Substations as a "Use Permitted on Appeal." in Residential Districts, duly 2nd by Ald. Smith. Upon a roll call vote, the following was cast:

Ayes: Mark A. Barber, Donna Butler, Buel Maness, Michael Phelps, and Keith Smith.
Recusing due to conflict of interest: Jason Rhodes
Noes: None

Mayor King declared Ordinance #570 approved on the final reading.

The next item on the agenda was to consider an ordinance on the final reading amending the 2023-2024 (As of July 1, this is now the prior year) Budget to account for ongoing Grant

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Projects. Recorder Garland stated that this was the exact ordinance that passed on the first reading last month. A motion was made by Ald. Barber to approve the proposed ordinance on the final reading, July 2nd by Ald. Butler. Upon a roll call vote, the following was cast:

Ayes: Mark A. Barber, Donna Butler, Buel Maness, Michael Phelps, Jason Rhodes, and Keith Smith.

Noes: None.

Mayor King declared Ordinance #571 approved on the final reading.

The next item on the agenda was to consider bids received on materials and/or services for city use until December 31, 2024. Recorder Garland stated that these were the standard items that are bid each year. Recorder Garland stated there was a tie on the milling and recommends going with Fowler Paving since they are low-bid on paving.

33C Rock Gravel -----	Wayne Co Rock-----	\$ 19.14 per ton
57C Washed Rock-----	Wayne Co Rock-----	\$ 24.14 per ton
Red Chert Gravel -----	Shaw Concrete -----	\$ 19.00 per ton
Gabion Rip Rap-----	Wayne Co. Rock-----	\$ 24.14 per ton
Machine Rip Rap Stone	Wayne Co. Rock-----	\$ 24.14 per ton
Red Fill Sand-----	Shaw Concrete Inc -----	\$ 12.00 per ton
Hot Mix Asphalt-----	Fowler Paving-----	\$ 160.00 per ton
Asphalt Binder-----	Fowler Paving-----	\$ 160.00 per ton
Cold Mix Asphalt-----	Arrow Paving-----	\$ 110.00 per ton
Asphalt Milling-----	Fowler Paving-----	\$ 6.00 per sq yd
3500 PSI Concrete-----	Southern Concrete-----	\$ 160.00 per yard
4000 PSI Concrete-----	Southern Concrete-----	\$ 163.00 per yard
Flowable Fill Concrete---	Southern Concrete-----	\$ 150.00 per yard

Michael Franks Culverts was the only bidder for culverts.

A motion was made by Ald. Barber to approve the recommended low bidders on each of the materials as listed and to give Fowler Paving the bid on the paving, July 2nd by Ald. Phelps. Motion carried.

The next item on the agenda was to discuss and consider approving the milling and paving of N. Washington Ave and North Ave from downtown to Fourth Street. PWD Scales stated that Fowler Paving will be doing the milling and paving. Recorder Garland stated that this was an expensive project and would take most of the budget to complete. Ald. Butler asked for the budget numbers. The budget is \$376,000 and the rough estimate for this project is \$300,000. After further discussion, a motion was made by Ald. Barber to move forward with the paving project as discussed, July 2nd by Ald. Butler. Motion carried.

The next item on the agenda was to consider quotes received on a structure to cover the public works gravel, cold mix, and salt storage. PWD Scales stated the two estimates had been received and the low bid is from Stoll's Woodcraft & Metals in the amount of \$14,904.00. After further discussion, a motion was made by Ald. Smith to accept the low bid from Stoll's Woodcraft & Metals (AKA: Storage Solutions) for \$14,904.00, July 2nd by Ald. Barber. Ald. Butler asked for clarification on the trusses and after further conversation, it was decided that the

bids were the same specs. She stated that she just wanted PWD Scales to be happy with the decision they were making. Motion carried.

The next item on the agenda was to discuss the purchase of Trucks and a Tractor for the Utility Department. UD Green stated they received a quote for a tractor that is in the budget and they are adding a bushhog attachment. This is a Sourcewell quote for \$59,411.90 (this includes a discount of \$16,451.93). A motion was made by Ald. Butler to approve the purchase as discussed, duly 2nd by Ald. Barber. Motion carried.

Recorder Garland asked if they had covered the trucks. UD Green stated due to a long lead time that they had to get on a list for the trucks. They are in the budget but due to the lead time, they may not be available until the next budget year. A motion was made by Ald. Barber to approve the purchase since it is in the budget, duly 2nd by Ald. Phelps. Motion carried.

The next item on the agenda was to discuss the purchase of replacement Water Plant Flocculators. UD Green stated the flocculators slow the mix to get the chemicals mixed with the elements that you are trying to remove. He reached out to three companies and only one responded. It could take 16-18 weeks for delivery once the company receives the purchase order. There is \$40,000 in the budget and the price for two units is \$33,600. Recorder Garland stated that since this purchase is over \$25,000 and if the purchase cannot be done through a Sourcewell contact we will have to receive sealed bids. A motion was made by Ald. Barber to put this out to bid and allow Mayor King and UD Green to accept the low bid, duly 2nd by Ald. Phelps. Motion carried.

The next item on the agenda was to consider a Resolution to approve the application for a Public Entity Partners (the city's insurance carrier) Safety Partners Grant for employee safety. The program has a 50% local match with a maximum grant amount is \$2,000. The grant money, which is based on our annual premium, must be used for employee safety equipment each year. This year the plan for the funds will be for AEDs (automatic external defibrillators) at the PWD and Utility shops. A motion was made by Ald. Butler to approve Resolution #2024-008, a resolution authorizing the City of Henderson to participate in the Public Entity Partners "Safety Partners" matching grant program, duly 2nd by Ald. Rhodes. Upon a roll call vote, the following was cast:

Ayes: Mark A. Barber, Donna R. Butler, Buel Maness, Michael Phelps, Jason Rhodes,
and Keith Smith.

Noes: None.

Mayor King declared Resolution No. 2024-008 to be duly adopted.

The next item on the agenda was to discuss and consider giving surplus used fire hose to the Chester County Fire Department. Fire Chief Acred stated last year they received a grant for new hoses and they were all replaced except for Engine 3. The water department has taken some of the old hose and may get more but the remaining surplus is on a pallet in the fire bay. He is asking permission to give the surplus to the county fire department. A motion was made by Ald. Rhodes to approve giving the surplus hose to the county fire department to include any excess on Engine 3 is swapped over, duly 2nd by Ald. Maness. Motion carried.

Any other Business:

Recorder Garland stated that the offer to purchase the First Bank building was not accepted by the bank. They came back with a counteroffer that had a 'Restriction of Use' that stated for 20 years the city cannot use it for a financial institution or money services. Attorney Spore stated that the building looks like it was constructed to provide financial services so he is not sure what else the building would be used for. Ald. Butler stated that they rejected our initial offer and it was clear in the offer that there would be no restrictions. Recorder Garland stated that he had spoken to Drew Yates with First Bank and that he stated there was room for some negotiations. Mayor King stated that with board permission, he and Recorder Garland would go back to First Bank and discuss the options and bring back options to the next meeting. After further discussion, a motion was made by Ald. Smith to reject the counteroffer, duly 2nd by Ald. Rhodes. Motion carried.

Fire Chief Acred stated that the intern they had staying at the station has graduated and moved out so they are looking to allow another intern to stay at the station, His name is Brendyn Lewis, and is a current volunteer fireman.

Recorder Garland reminded everyone of the Bloodmobile on site at City Hall tomorrow from 12-6.

Ald. Barber asked Recorder Garland if we had heard anything about the park grant. Recorder Garland stated the state had sent a first pay request yesterday. The plans are at TDEC for final approval with construction to start in the fall.

Recorder Garland stated that the site development grant bids are advertised and due July 29th, and they will have bids for the next meeting.

Ald. Barber stated that they had asked about the slag for the ditch at Gene Record Park. Recorder Garland stated that they had received quotes but needed a dump truck to haul the materials. Recorder Garland stated that they need to meet again to look at options.

Ald. Smith asked for a status on the building repairs for Record Drive repairs. UD Green stated that he had contacted two engineering firms and was waiting for responses.

Ald. Smith asked Recorder Garland back on the final June 30th sewer profits. They are waiting on the OPEB numbers to make the final adjustments. Recorder Garland stated that OPEB is a moving target each year and is hard to target.

Recorder Garland stated that the state has approved the 2024-2025 budget but presented a three-page document of what was done incorrectly. He will follow up with the state to get feedback.

Ald. Butler asked if there was a way to get NARCAN training for the general public. Mr. Mark Mason is the person to contact. The election committee completed one recently but was not advertised well for the public to attend. She would like to have something for the public to understand the importance of NARCAN. Police Chief Davidson stated that they are held accountable for every kit that is assigned to them. She wants this for awareness and to have stats on how often it is being used.

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There being no other business, a motion was made by Ald. Barber to adjourn, duly 2nd by Ald. Butler. Motion carried.

APPROVED: _____
Signed: Robert W. King
MAYOR

ATTEST: _____, CITY RECORDER
Signed: Jim E. Garland