

Monday, September 9, 2019

RECEPTION- 2019-2020 LEADERSHIP MILLINGTON CLASS

5:15 PM

BOARD OF MAYOR AND ALDERMEN – REGULAR MEETING

6:00 PM

AGENDA

1. Prayer
2. Pledge Of Allegiance
3. Roll Call
4. Approval Of Agenda
5. Approve Minutes Of August 12, 2019

Documents:

[BMA MINUTES 8-12-19.PDF](#)

6. Introduction Of 2019-2020 Leadership Millington Class
7. Fire Department Badge Presentation
8. Public Comments
9. Consideration Of Ordinance 2019-18 Abandoning Right-Of-Way For Portions Of Quito Road And Hickory Meadows Road Located Within Numerous Parcels Owned By The City Of Millington Which Together Form The USA Stadium Complex In Millington, Tennessee

Documents:

[ORDINANCE 2019-18 ABANDON ROW ON USA STADIUM PROPERTY.PDF](#)
[USA EXHIBIT A.PDF](#)

10. Consideration Of Ordinance 2019-19 Closing Astoria Avenue From Navy Road To Attu Street And To Abandon Right-Of-Way For Former Astoria Avenue From Navy Road To New Astoria Avenue In Millington, Tennessee, And Quit Claim The City's Abandoned Right-Of-Way To The Millington Industrial Development Board

Documents:

[ORDINANCE 2019-19 ABANDON OLD ASTORIA ROW.PDF](#)
[EXHIBIT A FOR ORD 2019-19 FOR ASTORIA CLOSURE AND ROW.PDF](#)

11. Consideration Of Resolution 49-2019 Approving Residential Subdivision Agreement For Phase One Of The Northpointe Farms Subdivision

Documents:

RESOLUTION 49-2019 APPROVING SUBDIVISION AGREEMENT FOR
NORTHPOINTE FARMS.PDF

12. Consideration Of Resolution 50-2019 Accepting Right-Of-Way For Astoria Road From Millington Industrial Development Board

Documents:

RESOLUTION 50-2019 ACCEPTING DEDICATION OF RIGHT-OF-WAY FOR
NEW ASTORIA ROAD.PDF
EXHIBIT A FOR NEW ASTORIA ROW DEDICATION FROM IDB.PDF

13. MS4 Annual Report Presentation
14. Board Reports
15. Adjourn

ADA NOTICE

The City seeks to meet the needs of all individuals with disabilities. Should you need an accommodation to attend, speak or hear at this meeting, please call City Hall at 901.873.5701 at least eight (8) working hours in advance of the meeting.

CITY OF MILLINGTON BOARD OF MAYOR AND ALDERMEN
MINUTES OF REGULAR MEETING
August 12, 2019

Call to Order, Prayer, and Pledge of Allegiance

The Board of Mayor and Aldermen of the City of Millington, TN met in regular session at Millington City Hall Chambers on Monday, August 12, 2019. The meeting was called to order at 6:00 pm and Mr. McGhee led everyone in prayer, followed by the Pledge of Allegiance.

Roll Call and Quorum Determination

The following Board members were present:

Mayor Terry Jones
Bethany Huffman
Al Bell
Jon Crisp
Larry Dagen
Thomas McGhee
Don Lowry
Mike Caruthers

A quorum being present, the following proceedings were held:

4. Approval of Agenda

Approve Agenda

Motion: Lowry
Second: McGhee
Vote: unanimous consent to approve

5. Approve Minutes of July 8, 2019

Approve Minutes

Motion: Huffman
Second: Lowry
Vote: unanimous consent to approve

6. Terrance Fluker - 2020 Census

Mr. Fluker spoke to the board about the upcoming census that is done every ten years. He stressed that it is important for cities like Millington to get an accurate count of residents because the population numbers are what is used when the City applies for grants and federal funding for education, transportation, and housing, etc. He said that the three things to remember about the census is that it is secure, it is easy to fill out the information, and the census is important.

7. Lizzie Kelly - Millington YMCA

Ms. Kelly thanked the board and the City of Millington for their support of the YMCA, and gave a brief overview of some of the programs that the grant from the City helps to support.

8. Jimmy Rout - Shelby County Historian

Mr. Rout talked about Shelby County's Bicentennial Celebration which will be November 24, 2019 which is exactly 200 years from when the state legislature chartered Shelby County, TN. It was the first chartered county in the West Tennessee district.

9. Public Comments

Mr. Gary Shuck spoke about some improvements he would like to see at Aycock Park.

Close Public Comments

Motion: Caruthers
Second: Lowry
Vote: unanimous consent to close

10. Public Hearing - Ordinance 2019-17 Amending Title 7, Fire Protection and Fireworks, of the Millington Municipal Code

Close Public Hearing

Motion: Caruthers
Second: Crisp
Vote: unanimous consent to close

11. Consideration of Ordinance 2019-17 Amending Title 7, Fire Protection and Fireworks, of the Millington Municipal Code - Final Reading

Approve Ordinance 2019-14

Motion: Bell
Second: Dagen
Vote: unanimous vote to approve on final reading

12. Consideration of Resolution 44-Approving Award of Bid 2020-2 for Chemicals

The bid was awarded to Brenntag Midsouth. The cost of chemicals has increased due to tariffs, so the prices are about 3% higher than last year.

Approve Resolution 44-2019

Motion: Lowry

Second: Caruthers

Vote: unanimous consent to approve

13. Consideration of Resolution 45-2019 Approving Environmental Consultant to Assist in Municipal Separate Storm Sewer System (MS4) Permit Compliance

All fees for this are paid out of the stormwater fund.

Approve Resolution 45-2019

Motion: Crisp

Second: Bell

Vote: unanimous consent to approve

14. Consideration of Resolution 46-2019 Amending the City of Millington Compensation Policy

Approve Resolution 46-2019

Motion: Lowry

Second: Crisp

Vote: unanimous consent to approve

15. Consideration of Resolution 47-2019 Dismissing Uncollectable Taxes and Authorizing Removal of Parcels from Tax Rolls

Approve Resolution 47-2019

Motion: Caruthers

Second: Lowry

Vote: unanimous consent to approve

16. Consideration of Resolution 48-2019 Appointing Members to the Millington Airport Authority

Approve Resolution 41-2019

Motion: Bell

Second: Dagen

Vote: unanimous consent to approve

35. Board Reports

Ms. Huffman recommended a work session to discuss Millington's involvement in Shelby County's Bicentennial Celebration. Mr. Caruthers thanked Chief Dunbar for keeping everyone updated on police investigations.

Adjourn

There being no further business, the meeting was adjourned at 6:30 pm.

These minutes are approved as of the 9th day of September, 2019.

Terry Jones, Mayor

Karen Findley, City Clerk

ORDINANCE 2019-18

ORDINANCE TO ABANDON RIGHT-OF-WAY FOR PORTIONS OF QUITO ROAD AND HICKORY MEADOWS ROAD LOCATED WITHIN NUMEROUS PARCELS OWNED BY THE CITY OF MILLINGTON WHICH TOGETHER FORM THE USA STADIUM COMPLEX IN MILLINGTON, TENNESSEE

WHEREAS, Article II, Section 2.02 of the City Charter empowers the City of Millington to acquire or receive and hold, maintain, improve, sell, lease, mortgage pledge or otherwise dispose of real property; and,

WHEREAS, The City has acquired a total of eight (8) parcels of land totaling 124 acres, more or less, through land swaps, purchase and gift that collectively is known as the USA Stadium Complex; and

WHEREAS, The City has declared the property as surplus and approved its sale; and

WHEREAS, It has been determined that various portions of these parcels have been recorded as dedication of right-of-way to the City for future development of Quito Road and Hickory Meadows Road within these parcels; and

WHEREAS, The City has no plans to develop those roads and wishes to abandon the right-of-way to allow the purchaser of the property full access to the entire complex; and

WHEREAS, The Millington Municipal Planning Commission has reviewed a plan for abandonment of all road right-of-way for Quito Road and Hickory Meadows Road within the USA Stadium Complex parcels, pursuant to Sections 13-4-104 of the Tennessee Code Annotated, and approved said abandonment as described on the attached Exhibit A; and,

WHEREAS, the Board of Mayor and Aldermen after consideration of recommendations of the City staff are of the opinion that it is proper, necessary and in the best interests of the health, safety, morals and general welfare of the City to abandon those parcels of right-of-way as reviewed and approved by the Planning Commission and to transfer the unrestricted title and use to the City of Millington.

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the Right-of-Way of Quito Road and Hickory Meadows Road within the USA Stadium Complex parcels in Millington, Tennessee, as shown in the attached Exhibit A, is abandoned and the City does henceforth close, abandon, relinquish and quitclaim any and all title it may have, either legal or equitable, in the underlying right-of-way to the City of Millington as the current property owners of all surrounding land. Furthermore, Terry Jones in his capacity as Mayor is hereby authorized to execute any and all deeds, documents or agreements to transfer the said underlying right of way, subject to the review and approval of the City attorney.

BE IF FURTHER ORDAINED, that this Ordinance shall take effect upon its second and final passage.

Public Hearing:

First Reading: September 9, 2019

Final Reading:

Terry Jones, Mayor

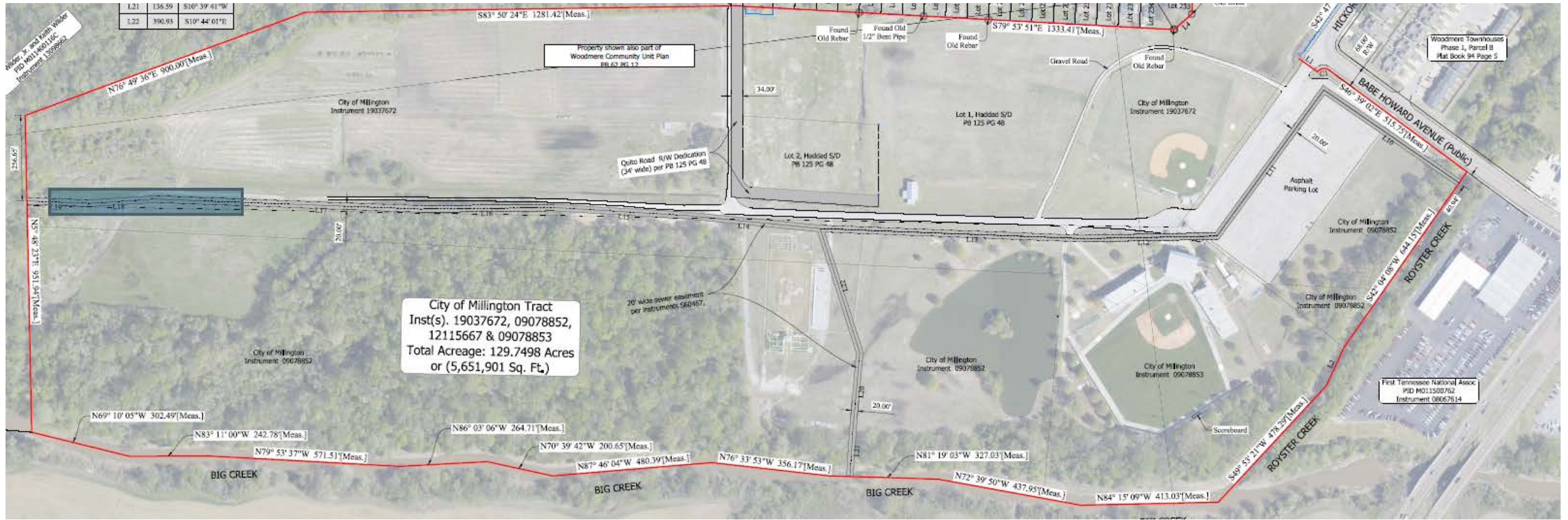
Karen Findley, City Clerk

The Undersigned certify that the Action approved in Ordinance 2019-18 was approved by the Planning Commission.

Planning Commission Chairman

Attest:

Planning Commission Secretary



ORDINANCE 2019-19

AN ORDINANCE TO CLOSE ASTORIA AVENUE FROM NAVY ROAD TO ATTU STREET AND TO ABANDON RIGHT-OF-WAY FOR FORMER ASTORIA AVENUE FROM NAVY ROAD TO NEW ASTORIA AVENUE IN MILLINGTON, TENNESSEE, AND QUIT CLAIM THE CITY'S ABANDONED RIGHT-OF-WAY TO THE MILLINGTON INDUSTRIAL DEVELOPMENT BOARD

WHEREAS, Article II, Section 2.02 of the City Charter empowers the City of Millington to acquire or receive and hold, maintain, improve, sell, lease, mortgage pledge or otherwise dispose of real property; and,

WHEREAS, The Millington Municipal Planning Commission has reviewed a plan for the closure of Astoria from Navy Road to Attu Street and abandonment of former Astoria Avenue from Navy Road to new Astoria Avenue, pursuant to Sections 13-4-104 of the Tennessee Code Annotated, and approved said abandonment as described on the attached Exhibit "A"; and,

WHEREAS, The Board of Mayor and Aldermen after consideration of recommendations of the City staff are of the opinion that it is proper, necessary and in the best interests of the health, safety, morals and general welfare of the City to close this section of roadway and abandon this right-of-way as reviewed and approved by the Planning Commission and to transfer the underlying right-of-way described below to the owner of the adjoining property, the Millington Industrial Development Board.

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the Closure of Astoria from Navy Road to Attu Street is hereby approved.

BE IF FURTHER ORDAINED, That the Right-of-Way of Astoria Avenue in Millington, Tennessee, from the northern most R.O.W. of Navy Road to the new alignment of Astoria Avenue is abandoned and the City does henceforth close, abandon, relinquish and quitclaim any and all title it may have, either legal or equitable, in the underlying right-of-way to the adjoining property owners. Furthermore, Terry Jones in his capacity as Mayor is hereby authorized to execute any and all deeds, documents or agreements to transfer the said underlying right of way, subject to the review and approval of the City attorney.

BE IF FURTHER ORDAINED, that this Ordinance shall take effect upon its second and final passage.

Public Hearing:
First Reading: September 9, 2019
Final Reading:

Terry Jones, Mayor

Karen Findley, City Clerk

The Undersigned certify that the Action approved in Ordinance 2019-19 was approved by the Planning Commission.

Planning Commission Chairman

Attest:

Planning Commission Secretary



REMAINDER OF
INDUSTRIAL DEVELOPMENT BOARD OF
THE CITY OF MILLINGTON, TENNESSEE
INST. NO. JY-7109

NAVY ROAD

N81°30'10"W

36.05'

P.O.B.

ASTORIA AVENUE (INST. NO. LA-3490)

N08°23'02"E 733.00'

S09°05'06"W 746.46'

42'

MATCH LINE SHEET 2 OF 2

REMAINDER OF
UNITED STATES OF AMERICA PROPERTY
BOOK 1512, PAGE 553

SHEET 1 OF 2

INDUSTRIAL DEVELOPMENT BOARD
OF THE CITY OF MILLINGTON
INST. NO. JY-7109



R.O.W. CLOSURE = 32,781 SQ. FT./ 0.753 ACRES

DIVISION OF ENGINEERING
ASTORIA AVENUE CLOSURE
MILLINGTON, TENNESSEE

FROM: NAVY RD. TO 746' NORTH.

SURVEY: BARGE DATE: 8/19 BOOK: 102

DRAWN BY: BARGE DATE: 8/19 SCALE: 1"=50'

APPROVED

APPROVED

STREET ENGINEER

CITY ENGINEER



MATCH LINE SHEET 1 OF 2

REMAINDER OF
INDUSTRIAL DEVELOPMENT BOARD OF
THE CITY OF MILLINGTON, TENNESSEE
INST. NO. JY-7109

RE-ALIGNED
ASTORIA AVENUE (68' R.O.W.)

$\Delta=018^{\circ}38'51''$
 $R=434.00'$
 $L=141.25'$
 $CB=N33^{\circ}58'16''E$
 $CL=140.63'$

ASTORIA AVENUE (INST. NO. LA-3490)


REMAINDER OF
UNITED STATES OF AMERICA PROPERTY
BOOK 1512, PAGE 553

$N81^{\circ}27'32''W$ 14.90'

$S08^{\circ}42'54''W$ 113.54'

REMAINDER OF
INDUSTRIAL DEVELOPMENT BOARD OF
THE CITY OF MILLINGTON, TENNESSEE
INST. NO. JY-7109

INDUSTRIAL DEVELOPMENT BOARD
OF THE CITY OF MILLINGTON
INST. NO. JY-7109

 R.O.W. CLOSURE = 32,781 SQ. FT./ 0.753 ACRES

SHEET 2 OF 2

DIVISION OF ENGINEERING
ASTORIA AVENUE CLOSURE
MILLINGTON, TENNESSEE

FROM: NAVY RD. TO 746' NORTH.

SURVEY: BARGE DATE: 8/19 BOOK: 102

DRAWN BY: BARGE DATE: 8/19 SCALE: 1"=50'

APPROVED

APPROVED _____ STREET ENGINEER

CITY ENGINEER

RESOLUTION 49-2019

RESOLUTION APPROVING RESIDENTIAL SUBDIVISION AGREEMENT FOR PHASE
ONE OF THE NORTHPOINTE FARMS SUBDIVISION

WHEREAS, David Neese, Homestead Realty, is the owner and will be the developer of a tract of land zoned r-2, Residential which contains approximately 18.6 acres; and

WHEREAS, David Neese. has requested approval to improve and develop the Subdivision Site into a 62 lot subdivision to be known as Phase One of the Northpointe Farms Subdivision; and

WHEREAS, The Millington Planning Commission approved the subdivision plan on August 19, 2019.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the Residential Subdivision Development Agreement with David Neese for the Phase One of the Northpointe Farms Subdivision is approved.

BE IT FURTHER RESOLVED, That the required subdivision bond or optional cash payment with Escrow Agreement shall require approval of this Board prior to its release.

BE IT FURTHER RESOLVED, That the Mayor may sign the aforementioned agreement.

This Resolution is adopted as of the 9th of September, 2019.

Terry Jones, Mayor

Karen Findley, City Clerk

RESOLUTION 50-2019

RESOLUTION ACCEPTING RIGHT-OF-WAY FOR ASTORIA ROAD FROM
MILLINGTON INDUSTRIAL DEVELOPMENT BOARD

WHEREAS, A section of Astoria Road was realigned and built by the City in 2004; and

WHEREAS, The Millington Industrial Development Board has determined that the road was built on its property and the right-of-way was never dedicated to the City of Millington; and

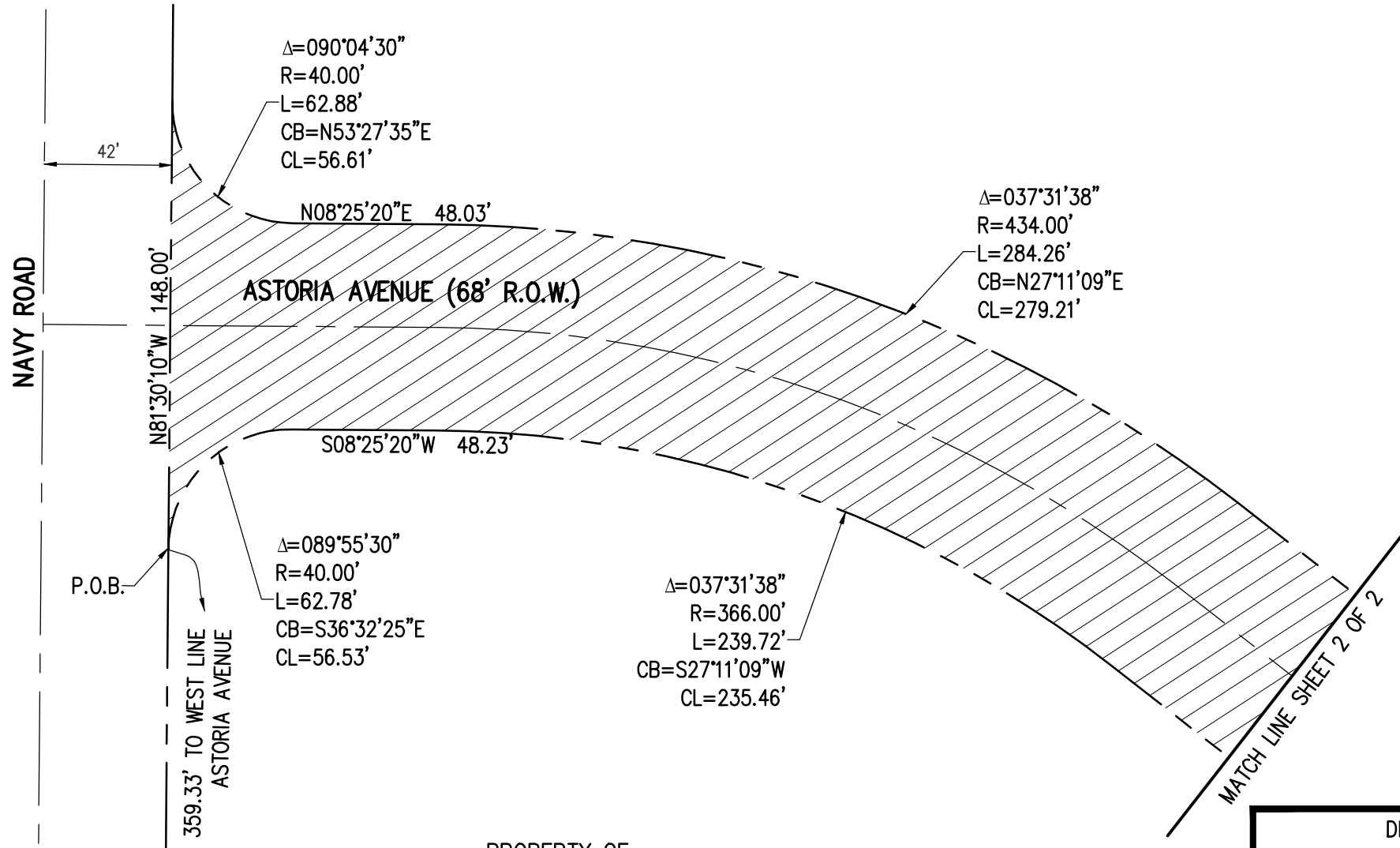
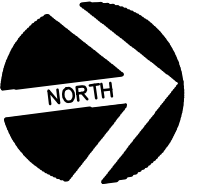
WHEREAS, The Millington Industrial Development Board is quit claiming the aforementioned right-of-way to the City and the City needs to accept the right-of-way.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the right-of-way, as shown in the attached Exhibit A, for Astoria Road from Navy Road northward for approximately 558 feet is accepted .


This Resolution is adopted as of the 9th of September, 2019.

Terry Jones, Mayor

Karen Findley, City Clerk



PROPERTY OF
INDUSTRIAL DEVELOPMENT BOARD
OF THE CITY OF MILLINGTON
 INST. NO. JY-7109

 R.O.W. DEDICATION = 64,458 SQ. FT./ 1.480 ACRES

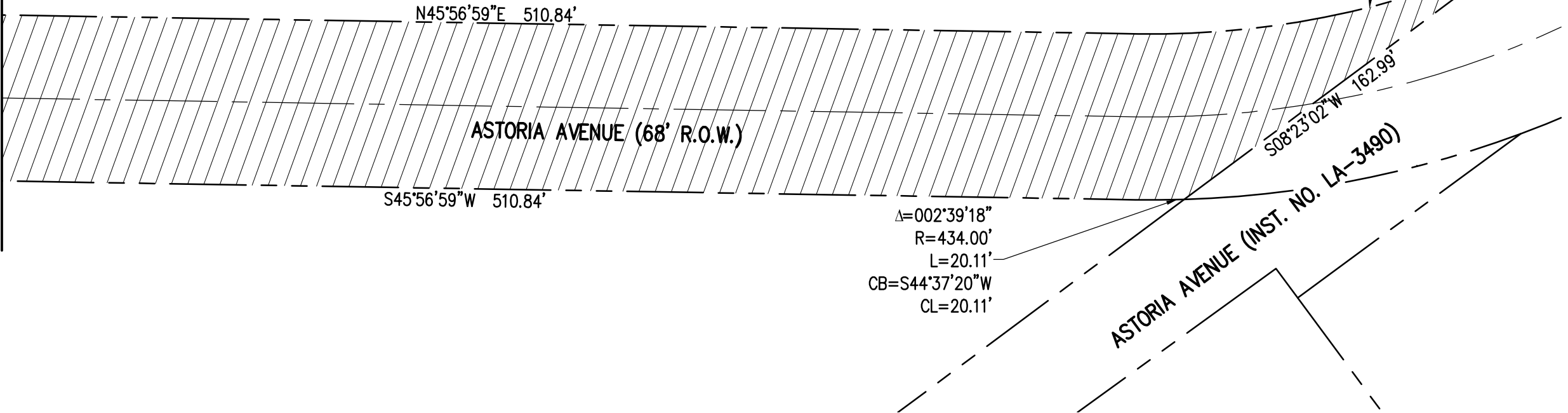
SHEET 1 OF 2

DIVISION OF ENGINEERING			
ASTORIA AVENUE			
MILLINGTON, TENNESSEE			
FROM: NAVY RD. TO 963' NORTH			
SURVEY:	<u>BARGE</u>	DATE: <u>8/19</u>	BOOK: <u>102</u>
DRAWN BY:	<u>BARGE</u>	DATE: <u>8/19</u>	SCALE: <u>1"=50'</u>
APPROVED _____			
APPROVED _____			STREET ENGINEER
_____ CITY ENGINEER			



$\Delta=024^{\circ}04'25''$
 $R=366.00'$
 $L=153.78'$
 $CB=N33^{\circ}54'46''E$
 $CL=152.65'$

MATCH LINE SHEET 1 OF 2



$\Delta=002^{\circ}39'18''$
 $R=434.00'$
 $L=20.11'$
 $CB=S44^{\circ}37'20''W$
 $CL=20.11'$

ASTORIA AVENUE (INST. NO. LA-3490)

SHEET 2 OF 2

PROPERTY OF
INDUSTRIAL DEVELOPMENT BOARD
OF THE CITY OF MILLINGTON
 INST. NO. JY-7109



R.O.W. DEDICATION = 64,458 SQ. FT./ 1.480 ACRES

DIVISION OF ENGINEERING
ASTORIA AVENUE
 MILLINGTON, TENNESSEE

FROM: NAVY RD. TO 963' NORTH

SURVEY: BARGE DATE: 8/19 BOOK: 102

DRAWN BY: BARGE DATE: 8/19 SCALE: 1"=50'

APPROVED

APPROVED _____ STREET ENGINEER

CITY ENGINEER