

The City of Millington public meetings, including any advertised public hearings, until further notice will be limited in accordance with state, federal and CDC guidelines for public gatherings. Any citizen wishing to speak during Public Comments or on a matter for which a public hearing is advertised has the option of submitting a written statement to the City Clerk by email to cityclerk@millingtontn.gov or mailed to City Clerk, 7930 Nelson Road, Millington, TN 38053. Such statements will be read into and made a part of the record at the public hearing in lieu of making the statement in person.

Monday, April 13, 2020

BOARD OF MAYOR AND ALDERMEN – REGULAR MEETING

6:00 PM

1. Prayer
2. Pledge Of Allegiance
3. Roll Call
4. Approval Of Agenda
5. Approve Minutes Of March 9, 2020

Documents:

[BMA MINUTES 3-9-2020.PDF](#)

6. Public Comments
7. Public Hearing – Ordinance 2020-3 Amending The Official Zoning Map For The City Of Millington, Tennessee To Change The Zoning From B-2 General Commercial To R-4 Residential High Density As A Part Of The Millington Farms MUPD
8. Consideration Of Ordinance 2020-3 Amending The Official Zoning Map For The City Of Millington, Tennessee To Change The Zoning From B-2 General Commercial To R-4 Residential High Density As A Part Of The Millington Farms MUPD – Final Reading

Documents:

[ORDINANCE 2020-3 CHANGE ZONING TO R-4.PDF](#)

9. Public Hearing – Ordinance 2020-4 Amending The Official Zoning Map For The City Of Millington, Tennessee To Approve The Mixed Use Planned Development (MUPD) Overlay Zone For The Millington Farms MUPD
10. Consideration Of Ordinance 2020-4 Amending The Official Zoning Map For The City Of Millington, Tennessee To Approve The Mixed Use Planned Development (MUPD) Overlay Zone For The Millington Farms MUPD – Final Reading

Documents:

[ORDINANCE 2020-4 MUPD OVERLAY ZONE.PDF](#)

11. Public Hearing – Ordinance 2020-5 Adding The Use Of A Church With A Day Care In Certain Districts, Adding And Revising Definitions, And Amending And Replacing Chart One, Permitted Uses, Of The City Of Millington, Tennessee Zoning Ordinance
12. Consideration Of Ordinance 2020-5 Adding The Use Of A Church With A Day Care In Certain Districts, Adding And Revising Definitions, And Amending And Replacing Chart One, Permitted Uses, Of The City Of Millington, Tennessee Zoning Ordinance – Final Reading

Documents:

[ORDINANCE 2020-5 DAY CARE IN CHURCHES.PDF](#)
[CHART 1 2320.PDF](#)

13. Consideration Of Ordinance 2020-6 Amending Title 13, Property Maintenance Regulations, Of The Millington Municipal Code – First Reading

Documents:

[ORDINANCE 2020-6 AMENDMENT TO TITLE 13 OF CODE ON PROPERTY MAINTENANCE.PDF](#)

14. Consideration Of Resolution 10-2020 Dismissing Uncollectible Taxes And Authorizing Removal Of Parcels From Tax Rolls

Documents:

[RESOLUTION 10-2020 - DISMISS UNCOLLECTABLE TAXES.PDF](#)
[RESOLUTION 10-2020 EXHIBITS.PDF](#)

15. Consideration Of Resolution 11-2020 Approving Award Of Bid 2020-3 Construction For Navy Road Streetscape Phase 2 Project

Documents:

[RESOLUTION 11-2020 AWARD OF BID 2020-3 CONSTRUCTION FOR STREETScape.PDF](#)

16. Consideration Of Resolution 12-2020 Approving Award Of RFQ 2020-1 Construction Engineering Inspection Services (CEI) For Navy Road Streetscape Phase 2 Project

Documents:

[RESOLUTION 12-2020 AWARD OF RFQ 2020-1.PDF](#)

17. Consideration Of Resolution 13-2020 Approving Award Of RFQ 2020-4 Construction Engineering Inspection Services (CEI) For Raleigh Millington & SR285 Intersection Project

Documents:

[RESOLUTION 13-2020 AWARD OF RFQ 2020-04.PDF](#)

18. Consideration Of Resolution 14-2020 Approving Award Of RFQ 2020-5 Construction Engineering Inspection Services (CEI) For Raleigh Millington Road Bridge Replacement Over Big Creek
18. Consideration Of Resolution 14-2020 Approving Award Of RFQ 2020-5

Construction Engineering Inspection Services (CEI) For Raleigh Millington Road Bridge Replacement Over Big Creek

Documents:

[RESOLUTION 14-2020 AWARD OF RFQ 2020-05.PDF](#)

19. Consideration Of Resolution 15-2020 Authorizing New Contract With Shelby County Trustee For Tax Collection Services

Documents:

[RESOLUTION 15-2020 AUTHORIZE A NEW AGREEMENT WITH SHELBY COUNTY TRUSTEE FOR TAX COLLECTION SERVICES.PDF](#)

20. Consideration Of Resolution 16-2020 Ratifying Mayor's Orders To Amend City Of Millington Personnel Policy Manual To Exempt Emergency Responders From The Families First Coronavirus Response Act

Documents:

[RESOLUTION 16-2020 RATIFYING MAYORS ORDER.PDF](#)
[EXEMPTION ORDER 3-31-20.PDF](#)

21. Board Reports
22. 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
March 9, 2020

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, March 9, 2020. The meeting was called to order at 6:00 pm and Mr. Dagen 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
Don Lowry
Mike Caruthers

Mr. McGhee was absent.

A quorum being present, the following proceedings were held:

4. Approval of Agenda

Motion to move item #16 after Public Comments

Motion: Dagen

Second : Crisp

Vote: unanimous consent to approve

Approve Agenda as Amended

Motion: Huffman

Second: Bell

Vote: unanimous consent to approve

5. Approve Minutes of February 10, 2020

Approve Minutes

Motion: Caruthers

Second: Crisp

Vote: unanimous consent to approve

6. Public Comments

Mr. Fred Bailey voiced his concerns over the closure of EA Harrold Elementary School.

Close Public Comments

Motion: Lowry

Second: Dagen

Vote: unanimous consent to close

16. Consideration of Resolution 7-2020 Approving an Economic Impact Plan for the Millington Farms Project

Approve Resolution 7-2020

Motion: Huffman

Second: Bell

Vote: unanimous consent to approve

7. Public Hearing - Ordinance 2020-1 Amending Chapter 1 of Title 18 of City Code on Water and Sewers

Close Public Hearing

Motion: Huffman

Second: Lowry

Vote: unanimous consent to close

8. Consideration of Ordinance 2020-1 Amending Chapter 1 of Title 18 of City Code on Water and Sewers - Final Reading

Approve Ordinance 2020-2

Motion: Bell

Second: Crisp

Vote: unanimous vote to approve on final reading

9. Public Hearing - Ordinance 2020-2 Amending the Official Zoning Map for the City of Millington, Tennessee to Change the Zoning From B-2, General Commercial, to OT, Old Town, at 7860 Leroy Boatwright Street
Close Public Hearing
Motion: Caruthers
Second: Huffman
Vote: unanimous consent to approve
10. Consideration of Ordinance 2020-2 Amending the Official Zoning Map for the City of Millington, Tennessee to Change the Zoning From B-2, General Commercial, to OT, Old Town, at 7860 Leroy Boatwright Street - Final Reading
Approve Ordinance 2020-2
Motion: Caruthers
Second: Bell
Vote: unanimous vote to approve with Ms. Huffman abstaining
11. Consideration of Ordinance 2020-3 Amending the Official Zoning Map for the City of Millington, Tennessee to Change the Zoning From B-2 General Commercial to R-4 Residential High Density as a Part of the Millington Farms MUPD - First Reading
Approve Ordinance 2020-3
Motion: Crisp
Second: Huffman
Vote: unanimous vote to approve on first reading
12. Consideration of Ordinance 2020-4 Amending the Official Zoning Map for the City of Millington, Tennessee to approve the Mixed Use Planned Development (MUPD) Overlay Zone for the Millington Farms MUPD - First Reading
Approve Ordinance 2020-4
Motion: Lowry
Second: Caruthers
Vote: unanimous vote to approve on first reading
13. Consideration of Ordinance 2020-5 Adding the Use of a Church With a Day Care in Certain Districts, Adding and Revising Definitions, and Amending and Replacing Chart One, Permitted Uses, of the City of Millington, Tennessee Zoning Ordinance - First Reading
Approve Ordinance 2020-5
Motion: Caruthers
Second: Lowry
Vote: unanimous vote to approve on first reading
14. Public Hearing - Resolution 6-2020 Annexing and Adopting a Plan of Services for 17.88 Acres Located in Millington Reserve Area on West Amherst Road and South Amherst Road, and to Incorporate the Same within the Corporate Boundaries of the City of Millington
Close Public Hearing
Motion: Huffman
Second: Lowry
Vote: unanimous consent to close
15. Consideration of Resolution 6-2020 Annexing and Adopting a Plan of Services for 17.88 Acres Located in Millington Reserve Area on West Amherst Road and South Amherst Road, and to Incorporate the Same within the Corporate Boundaries of the City of Millington
Mr. Steve Beckham made an official request to the City to have this property annexed limits as part of the property is already in city limits, and he would need to apply for permits and get approval from both the County and the City to create a subdivision. Several aldermen voiced concern that Mr. Beckhams current house was not included in the annexation area, but all the property surrounding him was. Mr. Beckham came to the podium and stated that he has no objections to his house and the four acres that it is on to be included in the annexation. Therefore, a motion was made to amend the annexation and Plan of service to add Mr. Beckham's house, guest house and 4-acre property to the annexation, contingent to the Planning Commission approving the updated Plan of Service at the March 16, 2020 meeting.
Amend Annexation and Plan of Service

Motion: Huffman
Second: Bell
Vote: unanimous consent to amend

Approve Resolution 6-2020 as amended
Motion: Bell
Second: Crisp
Vote: unanimous consent to approve

17. Consideration of Resolution 8-2020 Appointing Member to the Millington Airport Authority

Approve Resolution 8-2020
Motion: Caruthers
Second: Bell
Vote: unanimous consent to approve

18. Consideration of Resolution 9-2020 Authorizing the Millington Municipal School Board to Apply for a Loan Through the Tennessee Energy Efficient Schools Initiative

Approve Resolution 9-2020
Motion: Lowry
Second: Bell
Vote: Ms. Huffman, Mr. Bell, Mr. Crisp, Mr. Dagen, and Mr. Lowry voted for
Mr. Caruthers voted against

Board Reports

Mr. Caruthers said that tonight's agenda reflected what the Planning Commission has been going, and the annual Kiwanis Pancake Breakfast is March 28th, and Ms. Huffman noted that the Taste of Millington would be April 14th. Mayor Jones encouraged all to take the 2020 census and be counted, and the Military Appreciation Breakfast is April 16th.

Adjourn

There being no further business, the meeting was adjourned at 6:31 pm

These minutes are approved as of the 13th day of April, 2020.

Terry Jones, Mayor

Karen Findley, City Clerk

ORDINANCE 2020-3

ORDINANCE AMENDING THE OFFICIAL ZONING MAP FOR THE CITY OF MILLINGTON, TENNESSEE TO CHANGE THE ZONING FROM B-2 GENERAL COMMERCIAL TO R-4 RESIDENTIAL HIGH DENSITY AS A PART OF THE MILLINGTON FARMS MUPD

WHEREAS, The Tennessee Code Annotated Statutes, as amended, Title 13, grants municipalities and counties the authority to provide for the planning, and

WHEREAS, the Planning Commission approved a Proposed Zoning Plan and adopted Resolution 2019-1 which recommended the Board of Mayor and Aldermen adopt the Proposed Zoning Map as the Official Zoning Map of the City of Millington, Tennessee, and

WHEREAS, a Public Hearing was held at the Board of Mayor and Aldermen meeting on March 11, 2019 and the Proposed Zoning Plan was adopted as the Official Zoning Map by the Board of Mayor and Aldermen at their meeting on May 13, 2019, and

WHEREAS, a request to rezone 39.36 acres of land located on Veterans Parkway, (as further described in Attachment A) from B-2 Commercial to R-4 Residential High-Density zone district as a part of the Millington Farms Mixed Use Planned Development was recommended for approval by the Planning Commission at their meeting on February 17, 2020.

NOW THEREFORE, BE IT ORDAINED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the 39.36-acre property as described in Attachment A, be rezoned from B-2 General Commercial District to R-4 Residential High-Density District.

BE IT FURTHER ORDAINED that this ordinance shall take effect upon its final passage, the public welfare requiring it.

Public Hearing: April 13, 2020
First Reading: March 9, 2020
Final Reading: April 13, 2020

Terry G. Jones, Mayor

Karen Findley, City Clerk

ATTACHMENT A

DESCRIPTION of a 39.36 acre parcel of land being part of the Millington Farms L.L.C. property located in Millington, Shelby County, Tennessee, said 39.36 acre parcel being more fully described as follows:

COMMENCING AT A POINT, said point being at a set 1/2" rebar with plastic cap at the intersection of south right-of-way line of Veterans Parkway (85.3' R.O.W.) and the northeast line of the Ernest R. Patton and wife, Barbara A. Patton property recorded in Instrument No. JA-8445, Parcel I, said point being located south 54 degrees 53 minutes 37 east, 7.03 feet from the east right-of-way line of U.S. Highway No. 51 (R.O.W. Varies) as measured along the northeast line of said property recorded in Instrument No. JA-8445, Parcel I; thence eastwardly with the south right-of-way line of said Veterans Parkway the following calls: along a curve to the right having a radius of 49.21 feet, a delta angle of 59 degrees 23 minutes 47 seconds, a chord bearing of south 84 degrees 36 minutes 23 seconds east, a chord distance of 48.76 feet and an arc distance of 51.01 feet to a set 1/2" rebar with plastic cap; south 56 degrees 46 minutes 42 seconds east, 99.45 feet to a point of curvature; along a curve to the left having a radius of 1443.57 feet, a delta angle of 44 degrees 54 minutes 56 seconds, a chord bearing of south 79 degrees 14 minutes 10 seconds east, a chord distance of 1102.90 feet and an arc distance of 1131.65 feet to a set 1/2" rebar with plastic cap and a point of tangency; north 78 degrees 18 minutes 22 seconds east, 137.87 feet to a point in an existing ditch and the **POINT OF BEGINNING**; thence southwardly with the centerline of said ditch the following calls: south 09 degrees 57 minutes 00 seconds east, 69.87 feet; south 04 degrees 51 minutes 02 seconds east, 62.72 feet; south 10 degrees 49 minutes 28 seconds east, 137.24 feet; south 16 degrees 01 minutes 07 seconds east, 50.08 feet; south 12 degrees 27 minutes 38 seconds east, 23.46 feet; south 02 degrees 29 minutes 10 seconds west, 21.89 feet; south 05 degrees 28 minutes 55 seconds east, 51.34 feet; south 11 degrees 40 minutes 08 seconds east, 83.83 feet; south 13 degrees 41 minutes 00 seconds east, 83.38 feet; south 10 degrees 03 minutes 40 seconds east, 63.13 feet; south 06 degrees 38 minutes 53 seconds east, 45.51 feet; south 00 degrees 26 minutes 13 seconds east, 53.78 feet; south 08 degrees 45 minutes 28 seconds west, 53.71 feet; north 55°01'11" west a distance of 35.04 feet; south 17°19'00" west a distance of 174.98 feet; south 19°05'40" west a distance of 199.79 feet; south 26°57'54" west a distance of 285.38 feet; south 38°01'37" west a distance of 243.00 feet; south 39°02'26" west a distance of 155.16 feet; south 40°14'07" west a distance of 384.37 feet; south 35°52'34" west a distance of 350.42 feet; south 26°58'04" west a distance of 111.78 feet; thence along the future centerline of Glencoe Way (84' R.O.W.), north 55°01'06" west a distance of 741.43 feet to a point in the centerline of a future collector (68' R.O.W.), thence along the centerline of a future collector (68' R.O.W.), north 34°58'54" east a distance of 1571.75 feet to a point, thence along the centerline of a future collector (68' R.O.W.) and along a tangent curve to the left with a radius of 825.00 feet, a tangent length of 246.87 feet, a central angle of 33°19'05", the radius of which bears north 55°01'06" west, the chord of which bears north 18°19'21" east for a distance of 473.02 feet; Thence along the arc of said curve for a distance of 479.75 feet to a point; thence along the centerline of a future collector (68' R.O.W.), north 01°39'49" east a distance of 186.80 feet to a point in the centerline of Veterans Parkway (85.3' R.O.W.), thence along the centerline of Veterans Parkway (85.3' R.O.W.) and along a non-tangent curve to the left having a radius of 1402.57 feet, a central angle of 13°21'27", a tangent length of 164.24 feet, the long chord of which bears north 84°59'05" east for a distance of 326.24 feet with a radial line in of north 01°39'49" east and a radial line out of south 11°41'38" east for an arc length of 326.98 feet to a point; thence along the centerline of Veterans Parkway (85.3' R.O.W.), north 78°18'22" east a distance of 139.11 feet to a point, thence leaving the centerline of Veterans Parkway (85.3' R.O.W.), south 09°57'00" east a distance of 42.65 feet to a point the **POINT OF BEGINNING** and containing 1,714,382.12 square feet or 39.36 acres of land, more or less.

ORDINANCE 2020-4

ORDINANCE AMENDING THE OFFICIAL ZONING MAP FOR THE CITY OF
MILLINGTON, TENNESSEE TO APPROVE THE MIXED USE PLANNED
DEVELOPMENT (MUPD) OVERLAY ZONING FOR THE MILLINGTON FARMS
MUPD

WHEREAS, The Tennessee Code Annotated Statutes, as amended, Title 13, grants municipalities and counties the authority to provide for the planning, and

WHEREAS, Chapter 22 of the Millington Zoning Ordinance provides the regulations and requirements for a Mixed Use Planned Development Overlay District (MUPD) and

WHEREAS, a request to rezone 103.74 acres of land located on Veterans Parkway, (as further described in Attachment A) as Mixed Use Planned Development Overlay Zoning was recommended for approval by the Planning Commission at their meeting on February 17, 2020, and

WHEREAS, The underlying zoning of this property is made up of 39.36 acres of R-4 Residential High Density, 5.93 acres of R-2 Residential Medium Density, and 58.45 acres of B-2 General Commercial, and

WHEREAS, Section 14-2202 General Provisions, (5) provides for the submission of an Outline Plan as a part of the approval of a MUPD, and

WHEREAS, The required Outline Plan was submitted and has been reviewed and was approved by the Planning Commission on February 17, 2020, and is included in this Ordinance as Attachment B.

NOW THEREFORE, BE IT ORDAINED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the 103.74-acre property as described in Attachment A, be rezoned in the MUPD, Mixed Use Planned Development Overlay Zone.

BE IT FURTHER ORDAINED that this ordinance shall take effect upon its final passage, the public welfare requiring it.

Public Hearing: April 13, 2020
First Reading: March 9, 2020
Final Reading: April 13, 2020

Terry G. Jones, Mayor

Karen Findley, City Clerk

ATTACHMENT A- Legal Description (Described in two parts)

Part One: Description of part of the Millington Farms L.L.C. property recorded in Instrument No. HT-8340, Instrument No. HT-8341, Instrument No. HT-8342, Instrument No. HT-8343, Instrument No. HT-8344, Instrument No. HT-8345, Instrument No. HT-8346 and Instrument No. HT-8347 in Millington, Shelby County, Tennessee:

Beginning at a set 1/2" rebar with plastic cap at the intersection of south right-of-way line of Veterans Parkway (85.3' R.O.W.) and the northeast line of the Ernest R. Patton and wife, Barbara A. Patton property recorded in Instrument No. JA-8445, Parcel I, said point being located south 54 degrees 53 minutes 37 east, 7.03 feet from the east right-of-way line of U.S. Highway No. 51 (R.O.W. Varies) as measured along the northeast line of said property recorded in Instrument No. JA-8445, Parcel I; thence eastwardly with the south right-of-way line of said Veterans Parkway the following calls: along a curve to the right having a radius of 49.21 feet, a delta angle of 59 degrees 23 minutes 47 seconds, a chord bearing of south 84 degrees 36 minutes 23 seconds east, a chord distance of 48.76 feet and an arc distance of 51.01 feet to a set 1/2" rebar with plastic cap; south 56 degrees 46 minutes 42 seconds east, 99.45 feet to a point of curvature; along a curve to the left having a radius of 1443.57 feet, a delta angle of 44 degrees 54 minutes 56 seconds, a chord bearing of south 79 degrees 14 minutes 10 seconds east, a chord distance of 1102.90 feet and an arc distance of 1131.65 feet to a set 1/2" rebar with plastic cap and a point of tangency; north 78 degrees 18 minutes 22 seconds east, 137.87 feet to a point in an existing ditch; thence southwardly with the centerline of said ditch the following calls: south 09 degrees 57 minutes 00 seconds east, 69.87 feet; south 04 degrees 51 minutes 02 seconds east, 62.72 feet; south 10 degrees 49 minutes 28 seconds east, 137.24 feet; south 16 degrees 01 minutes 07 seconds east, 50.08 feet; south 12 degrees 27 minutes 38 seconds east, 23.46 feet; south 02 degrees 29 minutes 10 seconds west, 21.89 feet; south 05 degrees 28 minutes 55 seconds east, 51.34 feet; south 11 degrees 40 minutes 08 seconds east, 83.83 feet; south 13 degrees 41 minutes 00 seconds east, 83.38 feet; south 10 degrees 03 minutes 40 seconds east, 63.13 feet; south 06 degrees 38 minutes 53 seconds east, 45.51 feet; south 00 degrees 26 minutes 13 seconds east, 53.78 feet; south 08 degrees 45 minutes 28 seconds west, 53.71 feet to a point in the northeast line of the TM Farms Holdings, LLC property recorded in Instrument No. 12016418; thence northwestwardly with the northeast line of said property recorded in Instrument No. 12016418 and the northeast line of said property recorded in Instrument No. JA-8445, Parcel I the following calls: north 55 degrees 01 minutes 11 seconds west, 135.05 feet to a found rebar and on for a total distance of 1031.37 feet to a found 1.5" iron pipe; north 54 degrees 53 minutes 37 seconds west, 753.44 feet to the point of beginning and containing 9.05 acres more or less.

Part Two: Description of part of the Shelby Mall Agency Corporation property recorded in Instrument No. H9-4956, Parcel #1 in Millington, Shelby County, Tennessee:

Beginning at a point at the intersection of the east line of Wilkinsville Road (R.O.W. Varies) and the north line of the Camela R. Rowe property recorded in Instrument No. 06182942, said point being located 4.50 feet east of a found chisel mark; thence northwardly with the east line of said Wilkinsville Road the following calls: north 10 degrees 25 minutes 15 seconds east, 544.30 feet to a set 1/2" rebar with plastic cap; south 79 degrees 34 minutes 45 seconds east, 5.00 feet to a set 1/2" rebar with plastic cap; along a curve to the right having a radius of 475.00 feet, a delta angle of 24 degrees 44 minutes 41 seconds, a chord bearing of north 22 degrees 47 minutes 36 seconds east, a chord distance of 203.55 feet and an arc distance of 205.14 feet to a point of tangency; north 35 degrees 09 minutes 56 seconds east, 586.63 feet to a found rebar in the south line of a 20' Wide Alley as shown on the Shelby Mall Commercial Subdivision recorded in Plat Book 193, Page 20, Phase II; thence south 54 degrees 50 minutes 04 seconds east with the south line of said 20' Wide

Alley recorded in Plat Book 193, Page 20, Phase II, 150.16 feet to a found rebar in the east line of said 20' Wide Alley recorded in Plat Book 193, Page 20, Phase II; thence north 35 degrees 09 minutes 56 seconds east with east line of said 20' Wide Alley and the east line of Lot 4 of said subdivision recorded in Plat Book 193, Page 20, Phase II, 270.09 feet to a set 1/2" rebar with plastic cap in the south line of Glencoe Way (84' R.O.W.); thence south 55 degrees 01 minutes 06 seconds east with the south line of said Glencoe Way, 565.40 feet to a set 1/2" rebar with plastic cap in the east line of said Glencoe Way; thence northwardly with the east line of said Glencoe Way and the east line of Lot 6, Shelby Mall Agency recorded in Plat Book 206, Page 62, Phase Three the following calls: north 34 degrees 58 minutes 54 seconds east, 453.81 feet to a set 1/2" rebar with plastic cap; south 55 degrees 01 minutes 06 seconds east, 89.43 feet to a set 1/2" rebar with plastic cap; north 34 degrees 58 minutes 54 seconds east, 311.68 feet to a found rebar in the north line of said Lot 6 recorded in Plat Book 206, Page 62, Phase Three; thence north 55 degrees 01 minutes 06 seconds west with the north line of said Lot 6 recorded in Plat Book 206, Page 62, Phase Three, 317.67 feet to a found rebar in the east line of the Millington Marketplace recorded in Plat Book 222, Page 46; thence north 34 degrees 53 minutes 25 seconds east with the east line of said property recorded in Plat Book 222, Page 46 and the east line of the Ernest R. Patton and wife, Barbara A. Patton property recorded in Instrument No. JA-8445, Parcel I and Parcel II, 1158.42 feet to a found 1.5" iron pipe in the south line of the Millington Farms property recorded in Instrument No. HT-8347; thence south 55 degrees 01 minutes 18 seconds east with the south line of said property recorded in Instrument No. HT-8347, 896.32 feet to a set 1/2" rebar with plastic cap and on for a total distance of 996.32 feet to a point in the centerline of an existing ditch; thence southwardly with the centerline of said existing ditch the following calls: south 17 degrees 19 minutes 00 seconds west, 175.02 feet; south 19 degrees 05 minutes 40 seconds west, 199.79 feet; south 26 degrees 57 minutes 54 seconds west, 285.38 feet; south 38 degrees 01 minutes 37 seconds west, 243.00 feet; south 39 degrees 02 minutes 26 seconds west, 155.16 feet; south 40 degrees 14 minutes 07 seconds west, 384.37 feet; south 35 degrees 52 minutes 34 seconds west, 350.42 feet; south 26 degrees 58 minutes 04 seconds west, 392.29 feet; south 04 degrees 37 minutes 12 seconds west, 209.99 feet; south 08 degrees 58 minutes 33 seconds west, 205.67 feet; south 05 degrees 53 minutes 52 seconds west, 184.35 feet; south 11 degrees 13 minutes 30 seconds west, 204.08 feet to a point in the north line of the Belz Investco L.P. property recorded in Instrument No. AW-2470, Tract II; thence westwardly with the north line of said property recorded in Instrument No. AW-2470, Tract II and the north line of said property recorded in Instrument No. 06182942 the following calls: north 80 degrees 42 minutes 23 seconds west, 40.68 feet to a found rebar and on for a total distance of 1194.27 feet to a found rebar; north 10 degrees 18 minutes 54 seconds east, 210.00 feet to a found x-tie fence corner; north 81 degrees 05 minutes 43 seconds west, 625.55 feet to the point of beginning and containing 96.39 acres more or less.

ORDINANCE 2020-5

ORDINANCE ADDING THE USE OF A CHURCH WITH A DAY CARE IN CERTAIN DISTRICTS, ADDING AND REVISING DEFINITIONS, AND AMENDING AND REPLACING CHART ONE, PERMITTED USES, OF THE CITY OF MILLINGTON TENNESSEE ZONING ORDINANCE

WHEREAS, The Tennessee Code Annotated Statutes, as amended, Title 13, grants municipalities and counties the authority to provide for the planning; and

WHEREAS, A request has been made to allow the use of Day Care in certain residential zones, and the Planning Commission has reviewed this issue at a work session on January 21, 2020 and has recommended this ordinance for adoption at their meeting on February 17, 2020.

NOW THEREFORE, BE IT ORDAINED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, as follows:

- I. Add the following definitions to Chapter 5 of the City of Millington Zoning Ordinance
 - A. Church: A building wherein persons regularly assemble for religious worship and which is maintained and controlled by a religious body organized to sustain public worship, together with all accessory buildings and uses customarily associated with such primary purpose; including a synagogue, temple, mosque, or other such place for worship and religious activities.
 - B. Church with a Day Care Center: A Church as defined in this section that includes a Day Care Center as defined in this section. This use must meet the following requirements:
 - i. A fenced play area shall be provided and shall contain a minimum of 50 square feet of usable play space for each child using the area at any one time. This play area shall be at least 20' from any residential property lines and 50' from a street.
 - ii. A minimum of a 4-foot fence shall be provided, and this area shall be screened by either vegetative or masonry from adjacent residential uses.
 - iii. The use shall be connected to a public sewage disposal system where possible, or if not available, the use of a private sewage disposal system shall have the approval of the local Department of Environment and Conservation Division of Ground Water Protection and it shall be operating satisfactorily at all times.
 - iv. There shall be adequate drives for queuing space, parking and pick up areas for the drop off and pick up of children as determined by the Millington Planning Commission.
 - v. The facility must meet the requirements of the Tennessee Department of Human Service and the Shelby County Health Department as well as City of Millington requirements.
 - vi. The Day Care Center is to be operated by the Church or a legal subsidiary of the Church and may not be contracted out to an individual, group of individuals or a business.
 - C. Storefront Church: A religious meeting place in a shopping center or other retail building.

- II. Chart One, Permitted Uses shall be amended as follows:

The use of Church with a Day Care Center may be permitted as a Special Exception by the Board of Zoning Appeals with Site Plan approval by the Planning Commission in the A, R-O, R-1, R-2, R-3, R-4, R-LL, B-1, B-2 and PC zoning districts.

The use of Storefront Church shall be permitted in the B-1, B-2, and the PC zoning districts with site plan approval of the Planning Commission.

The Use of Day Care Center is permitted in the B-1, B-2, and PC zoning districts with Site Plan approval by the Planning Commission. The Use of Day Care Center may be permitted by the Board of Zoning Appeals with Site Plan approval by the Planning Commission in the R-3 and R-4 zoning districts.

Revised Chart One dated 2/3/2020 is attached to this Ordinance.

BE IT FURTHER ORDAINED that this ordinance shall take effect upon its final passage, the public welfare requiring it.

Public Hearing: April 13, 2020
First Reading: March 9, 2020
Final Reading: April 13, 2020

Terry G. Jones, Mayor

Karen Findley, City Clerk

CHART ONE, PERMITTED USES

Permitted Uses	A	R-O	R-1	R-2	R-3	R-4	R-5	R-LL	PRD	MUPD	B-1	B-2	P-C	O	M-1	M-2	M-P	M-3	MT	OT	ER
RESIDENTIAL AND AGRICULTURAL																					
Forestry and Agricultural	P																				
Agricultural and agricultural related activities, excluding stockyards and live animals																P	P				
Single family dwellings	P	P	P	P	P	P		P													
Two-family dwellings					S	S															
Townhouse dwellings						S															
Multi-family Dwellings						S															
Single family mobile homes and mobile home park offices							S														
Recreational vehicles in mobile home parks not to exceed 30 days							S														
Public Uses, Parks and Public Buildings and services	P	P	P	P	P	P		P				P	P			P	P	P		P	P
Roadside stands, offering for sale products produced on the premises	P																				
Public Bulletin board or Temporary Signs	P																				
Public Utilities	P																				
Customary home occupations	P	P	P	P	P	P		P													
Accessory Buildings	P	P	P	P	P	P		P			P	P			P	S	S				p
Public and Private Schools	A	A	A	A	A	A		A			A	A									A
Business and Professional Schools												S			S	S	S				S
Dormitories and other lodging related to a Business or Professional School																	S				
Cemeteries	A																				
Private Clubs excluding firearms	A																				
Riding stables, veterinarian hospitals or clinics, large animals, or the keeping of small animals	A																				
Grain elevators or similar storage facilities	A																				
Hospitals and institutions of an educational, religious, charitable or philanthropic nature	A											S	S								S
Churches and other places of worship	A	A	A	A	A	A		A			A	A	A								A
Church with a Day Care Center	A	A	A	A	A	A		A			A	A	A								A
Golf Courses or Country Clubs		A	A	A	A	A		A													
Day care centers					A	A					S	S	S								S
Assisted living facilities					A	A						S									S
Nursing Homes					A	A						S									S
NON RESIDENTIAL USES																					
Personal Services including:																					
Self-service laundry											S	S	S								S

P Permitted Use
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 A Use permitted on appeal by BZA as a Special Exception and requires a Site Plan approval

CHART ONE, PERMITTED USES

Permitted Uses	A	R-O	R-1	R-2	R-3	R-4	R-5	R-LL	PRD	MUPD	B-1	B-2	P-C	O	M-1	M-2	M-P	M-3	MT	OT	ER	
Dry cleaning pickup and delivery services											S	S	S								S	
Beauty and Barber services											S	S	S								S	
Shoe repair											S	S	S								S	
Apparel repair and alterations											S	S	S								S	
Bank											S	S	S	S							S	
Kindergartens and child care homes											S	S	S								S	
Retail trade, including:																						
Building materials, hardware and farm equipment												S			S						S	
General merchandise												S	S								S	
Food and groceries												S	S								S	
Automotive, marine craft, aircraft and accessories, excluding auto junk yards												S	S		S						S	
Automotive, marine craft, aircraft and accessories, limited to tires, batteries and accessories, and Gasoline service stations												S	S		S	S	S				S	
Apparel and accessories												S	S								S	
Furniture, home furnishings and equipment												S	S								S	
Eating and drinking											S	S	S	S	S	S	S				S	
Storefront Church											S	S	S								S	
Other retail trade												S	S								S	
Other retail trade limited to Drug and proprietary, book and stationary											S			S								
Services, including:																						
Offices											S	S	S	S	S	S	S				S	
Finance, insurance and real estate											S	S	S	S							S	
Personal services											S	S	S	S							S	
Business services											S	S	S	S	S						S	
Businesses services limited to: Dwelling and other building services; Research development and testing; Equipment renting and leasing; Automotive and truck renting; and Electronic configuration and/or services																S	S				S	
Funeral Home												S									S	
Personal storage, limited												S									S	
Repair services excluding tire recapping services												S									S	
Automobile repair and wash services												S	S								S	
Electrical and electronic devices																S	S				S	
Professional services											S	S	S	S							S	

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CHART ONE, PERMITTED USES

Permitted Uses	A	R-O	R-1	R-2	R-3	R-4	R-5	R-LL	PRD	MUPD	B-1	B-2	P-C	O	M-1	M-2	M-P	M-3	MT	OT	ER
Professional services limited to: medical laboratories; dental laboratory and other medical and health services															S	S	S				
Contract construction services											S	S		S	S	S				S	
Contract construction services office											S			S							
Educational services											S	S		S							S
Veterinary Hospital or Clinic, Small Animal											S	S	S	S							S
Miscellaneous services												S									S
Mini Storage												A	A			P		S		A	
Amusements												S									S
Recreational activities												S	S								S
Transient Lodging: Motels, Hotels and Tourist Courts												S			S	S	S				S
Public Assembly												S									S
Taxicab business, storage and garage												S	S		S	S					S
Sexually oriented businesses																S					
Cultural Entertainments and Recreation																					
Motion picture theatres												S	S								S
Recreational activities limited to sports, recreational centers, gymnasiums and athletic clubs													S								
Manufacturing, including																					
Apparel and other products made from fabrics, leather and similar products, excludes leather tanning and finishing															S	S	S	S			
Food, beverage and kindred products																S	S	S			
Furniture and fixtures															S	S	S	S			
Printing, publishing and allied industries															S	S	S	S			
Paper and allied products, limited to paperboard containers and boxes																S	S	S			
Drug manufacturing															S	S	S	S			
Fabricated metal products, excluding stamping																S	S	S			
Fabricated metal products																S	S	S			
Textile mill products																S	S	S			
Rubber and miscellaneous plastic products																S	S	S			
Professional, scientific and controlling instruments; electronic configuration and repair; Photographic and optical goods; and watches and clocks manufacturing															S	S	S	S			
Lumber and wood products																S	S	S			

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CHART ONE, PERMITTED USES

Permitted Uses	A	R-O	R-1	R-2	R-3	R-4	R-5	R-LL	PRD	MUPD	B-1	B-2	P-C	O	M-1	M-2	M-P	M-3	MT	OT	ER
Chemical and allied products limited to Drugs, soap, detergents and cleaning preparations																S	S	S			
Chemical and allied products																		S			
Stone, Clay and glass products																		S			
Petroleum refining and related industries																		S			
Primary metal limited to rolling, drawing and extruding of ferrous and non-ferrous metals																		S			
Transportation Communication and Utilities																					
Airport and Aviation Related Uses																					
Communication															S	S	S				
Communication towers	A											A			A	A	A	A		A	
Utilities																S	S				P
Motor vehicle transportation													A			S	S				
Other communication															S		S				
Wholesale trade limited to:																					
Motor vehicles and automotive equipment, excluding auto salvage and junkyards															S	S	S	S			
Drugs, drug proprietaries and druggists supplies															S	S	S	S			
Drugs, chemicals and allied products																S	S	S			
Dry goods and apparel															S	S	S	S			
Farm products excluding live animals																S		S			
Groceries, beverages and related products															S	S	S	S			
Electrical and electronic goods															S	S	S	S			
Hardware, plumbing, heating equipment and supplies															S	S	S	S			
Machinery, equipment and supplies																S	S	S			
Metals and minerals, excluding petroleum products																S	S	S			
Office, paper and paper products																S	S	S			
Lumber and construction materials																S	S	S			
Other Wholesale not listed, excluding: Metals, plastic and minerals; Petroleum bulk stations and terminals; Scrap and waste metals; and Livestock or live animals															S	S	S	S			
Other Wholesale trade limited to petroleum bulk stations and terminals and wholesale scrap and waste materials																		S			

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CHART ONE, PERMITTED USES

Permitted Uses	A	R-O	R-1	R-2	R-3	R-4	R-5	R-LL	PRD	MUPD	B-1	B-2	P-C	O	M-1	M-2	M-P	M-3	MT	OT	ER
Warehousing and Storage services excluding stockyards																S	S	S			
OTHER																					
Signs as permitted in Section 14-202	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		P	P
United States Government uses at the sole discretion and pleasure of the military authority in charge																			P		
Planned Residential District			S	S	S	S															
Mixed Use Planned Developments			S	S	S	S	S					S	S							S	
Fireworks Sales Overlay District												S	S								
Water Park, See Chapter 26																					S

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ORDINANCE 2020-6

ORDINANCE AMENDING SECTION 13-502 OF TITLE 13, PROPERTY MAINTENANCE REGULATIONS, OF THE MILLINGTON MUNICIPAL CODE

WHEREAS, The City of Millington, as authorized by its Charter, has adopted a Municipal Code to regulate matters of local concern, including establishment of guidelines for the safe and lawful uses and maintenance of property within the City; and

WHEREAS, Chapter 5, Parking and Storage of Vehicles, of Title 13, Property Maintenance Regulations, governs the minimum conditions and the responsibilities for maintenance of structures, equipment, and exterior property; and

WHEREAS, It is necessary to amend Chapter 5 of Title 13 to update the wording in order to follow the original intent of this chapter.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF MILLINGTON, TENNESSEE, That Section 13-502 of Title 13 of the Millington Municipal Code is repealed in its entirety and replaced with:

13-502. Parking, storage and use of recreational vehicles and equipment. "Recreational Vehicles" shall include boats, wave runners, trailers and other vehicles designed for living or camping, and all other similar vehicles or equipment. No person shall park or store or permit the parking or storing of more than one (1) boat and boat trailer, and no more than one (1) camping trailer or Recreational Vehicles per dwelling unit. No part of such parking or storage area shall be located in a front yard. No person or business shall park or store or permit the parking or storing of any Recreational Vehicles in front of any business unless such business is involved in the sale or leasing of recreational vehicles. Such Recreational Vehicles shall not be used for living, sleeping or housekeeping purposes. It shall be unlawful for any person to park or store any Recreational Vehicles on any residential street in the city.

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

Public Hearing:

First Reading: April 13, 2020

Final Reading:

Terry Jones, Mayor

Karen Findley, City Clerk

RESOLUTION 10-2020

**RESOLUTION DISMISSING UNCOLLECTIBLE TAXES AND AUTHORIZING
REMOVAL OF PARCELS FROM TAX ROLLS**

WHEREAS, the Shelby County Trustee has determined that the 10 parcels listed on Exhibit C with tax totaling \$209.51 are “County Owned” and should be dismissed as uncollectable. Additionally, all interest, penalties, and associated costs should be dismissed with the tax; and

WHEREAS, the Shelby County Trustee has determined that the 9 parcels listed on Exhibit B with tax totaling \$5,969.24 are “Statute of Limitations” and should be dismissed as uncollectable. Additionally, all interest, penalties, and associated costs should be dismissed with the tax; and

WHEREAS, the Shelby County Trustee has determined that the 2 parcels listed on Exhibit C with tax totaling \$176.72 are classified as “Other” and should be dismissed as uncollectable. Additionally, all interest, penalties, and associated costs should be dismissed with the tax.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the personal property taxes for the parcels shown on Exhibit A, Exhibit B, and Exhibit C to this Resolution, and all interest, penalties and cost related thereto are dismissed as to each of the taxpayers listed on Exhibit A, Exhibit B, and Exhibit C.

BE IT FURTHER RESOLVED, that the Mayor be authorized to perform such acts and give such notice to the County Assessor, County Trustee or other tax collector necessary to dismiss the taxes set out on Exhibit A, Exhibit B, and Exhibit C, together with all interest, penalties and costs related thereto, and to remove the tax parcels listed on Exhibit A, Exhibit B, and Exhibit C from the tax rolls.

This Resolution is adopted this 13th day of April, 2020.

Terry G. Jones, Mayor

Karen Findley, City Clerk

Exhibit A

UNCOLLECTABLE TAXES FOR MILLINGTON

TRD	Exh #	Parcel ID	Year	Owner	Parcel Address	Res. #	Reason	Tax
9490-2	25878	M0115I0H000470	2010	DENSFORD DANIEL AND AMY DENSFORD	0 MARTHA	113	County Owned	\$19.99
9492-1	26246	M0115I0H000470	2011	DENSFORD DANIEL AND AMY DENSFORD	0 MARTHA	113	County Owned	\$19.99
2014-1	25344	M0115I0H000470	2012	DENSFORD DANIEL AND AMY DENSFORD	0 MARTHA	113	County Owned	\$19.99
2015-2	25195	M0115I0H000470	2013	DENSFORD DANIEL AND AMY DENSFORD	0 MARTHA	113	County Owned	\$24.86
2016-3	21993	M0115I0H000470	2014	DENSFORD DANIEL AND AMY DENSFORD	0 MARTHA	113	County Owned	\$24.86
2017-1	21140	M0115I0H000470	2015	DENSFORD DANIEL AND AMY DENSFORD	0 MARTHA	113	County Owned	\$24.86
2018-2	21641	M0115I0H000470	2016	DENSFORD DANIEL AND AMY DENSFORD	0 MARTHA	113	County Owned	\$24.86
		M0115I0H000470	2017	DENSFORD DANIEL AND AMY DENSFORD	0 MARTHA	113	County Owned	\$24.86
		M0115I0H000470	2018	DENSFORD DANIEL AND AMY DENSFORD	0 MARTHA	113	County Owned	\$23.71
		M0115000007490	2016	SHELBY COUNTY TAX SALE 13.01	0 GREENHILL	113	County Owned	\$1.53
Total Parcels			10	Total Tax:				\$209.51

Exhibit B

UNCOLLECTABLE TAXES FOR MILLINGTON

TRD	Exh #	Parcel ID	Year	Owner	Parcel Address	Res. #	Reason	Tax
		24031200000000	2017	DEFY HOME IMPROVEMENTS & RENOVATION	4868 TICKLE VIEW	297	Out of Business	\$22.95
		24156300000000	2018	MARLUZBY'S MEXICAN RESTAURANT INC	6646 HIGHWAY 51	297	Out of Business	\$240.98
		22802300000000	2013	PRIMARY HEALTHCARE OF MILLINGTON	4782 NAVY	297	Out of Business	\$1,738.69
		22802300000000	2014	PRIMARY HEALTHCARE OF MILLINGTON	4782 NAVY	297	Out of Business	\$1,825.44
		22802300000000	2015	PRIMARY HEALTHCARE OF MILLINGTON	4782 NAVY	297	Out of Business	\$1,916.78
		01038500000000	2014	STRANDS OF HAIR	7981 WILKINSVILLE	297	Out of Business	\$13.77
		01038500000000	2015	STRANDS OF HAIR	7981 WILKINSVILLE	297	Out of Business	\$14.69
5015-1	4234	21455500000000	2010	WILDFIRE QUALITY OUTLET	7911 C STREET	297	Out of Business	\$111.44
		21455500000000	2011	WILDFIRE QUALITY OUTLET	7911 C STREET	297	Out of Business	\$84.50
Total Parcels			9	Total Tax:				\$5,969.24

Exhibit C

UNCOLLECTABLE TAXES FOR MILLINGTON

TRD	Exh #	Parcel ID	Year	Owner	Parcel Address	Res. #	Reason	Tax
		M011500A00186M	2018	KIMMEL ROBERT	5087 PRUITT	112	Other	\$88.36
		M011500A00186M	2019	KIMMEL ROBERT	5087 PRUITT	112	Other	\$88.36
Total Parcels			2	Total Tax:				\$176.72

RESOLUTION 11-2020

RESOLUTION APPROVING AWARD OF BID 2020-3 CONSTRUCTION FOR NAVY
ROAD STREETScape PHASE 2 PROJECT

WHEREAS, Bid # 2020-3 for the construction of the Navy Road Streetscape Phase 2 Project was issued, advertised, and due on March 27, 2020 at 2:00 PM; and

WHEREAS, Bids were received from two (2) companies:

Encor, LLC
B & C Construction Company, LLC

; and

WHEREAS, The bid from B & C Construction Company, Inc. was not read and considered unresponsive because they did not sign the Drug Workplace Affidavit; and

WHEREAS, The design consultant Kimley Horn reviewed each of the bids as well as the qualifications of each of the contractors and recommended that the City award this bid to Encor, LLC who submitted a total bid of \$1,357,090.85.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that Bid # 2020-3 Construction for Navy Road Streetscape Phase 2 Project, is awarded to the lowest and best bidder, Encor, LLC.

BE IT FURTHER RESOLVED, That this award is subject to concurrence by the Tennessee Department of Transportation, prior to executing a contract.

BE IT FURTHER RESOLVED That the Mayor and/or City Manager is hereby authorized to sign a contract and any related documents with Encor, LLC., at a lump sum not to exceed \$1,357,090.85 upon approval by the City Attorney.

This Resolution is adopted as of the 13th day of April, 2020.

Terry G. Jones, Mayor

Karen Findley, City Clerk

RESOLUTION 12-2020

RESOLUTION APPROVING AWARD OF RFQ 2020-1 CONSTRUCTION ENGINEERING INSPECTION SERVICES (CEI) FOR NAVY ROAD STREETScape PHASE 2 PROJECT

WHEREAS, The City of Millington has received a grant from the Tennessee Department of Transportation for the Navy Road Streetscape Phase 2 Project; and

WHEREAS, After soliciting a Request for Qualifications for a professional consulting firm to provide construction engineering inspection (CEI) services for this project, the Consultant Selection Review Committee has selected and recommends that the City employ Fisher Arnold as the CEI contractor for this project; and

WHEREAS, The City of Millington desires to enter into a contract with Fisher Arnold for their services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the recommendation of the Consultant Selection Committee to use Fisher Arnold to serve as the City's CEI contractor for the Navy Road Streetscape Phase 2 Project, subject to concurrence by the Tennessee Department of Transportation.

BE IT RESOLVED, That the Mayor or City Manager is hereby authorized to sign the contract and any related documents, subject to approval by the City Attorney.

This Resolution is adopted as of the 13th day of April, 2020.

Terry Jones, Mayor

Karen Findley, City Clerk

RESOLUTION 13-2020

RESOLUTION APPROVING AWARD OF RFQ 2020-04 CONSTRUCTION
ENGINEERING INSPECTION SERVICES (CEI) FOR RALEIGH MILLINGTON & SR385
INTERSECTION PROJECT

WHEREAS, The City of Millington has received a grant from the Tennessee Department of Transportation for improvements to the intersection of Raleigh Millington Road and SR385; and

WHEREAS, After soliciting a Request for Qualifications for a professional consulting firm to provide construction engineering inspection (CEI) services for this project, the Consultant Selection Review Committee has selected and recommends that the City employ Smith Seckman Reid, Inc. (SSR) as the CEI contractor for this project; and

WHEREAS, The City of Millington desires to enter into a contract with SSR for their services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the recommendation of the Consultant Selection Committee to use SSR to serve as the City's CEI contractor for the Raleigh Millington Road, Intersection at SR385 project, subject to concurrence by the Tennessee Department of Transportation.

BE IT RESOLVED, That the Mayor or City Manager is hereby authorized to sign the contract and any related documents, subject to approval by the City Attorney.

This Resolution is adopted as of the 13th day of April, 2020.

Terry Jones, Mayor

Karen Findley, City Clerk

RESOLUTION 14-2020

**RESOLUTION APPROVING AWARD OF RFQ 2020-05 CONSTRUCTION
ENGINEERING INSPECTION SERVICES (CEI) FOR RALEIGH MILLINGTON ROAD
BRIDGE REPLACEMENT OVER BIG CREEK**

WHEREAS, The City of Millington has received a grant from the Tennessee Department of Transportation for the Raleigh Millington Road Bridge Replacement over Big Creek; and

WHEREAS, After soliciting a Request for Qualifications for a professional consulting firm to provide construction engineering inspection (CEI) services for this project, the Consultant Selection Review Committee has selected and recommends that the City employ Fisher Arnold as the CEI contractor for this project; and

WHEREAS, The City of Millington desires to enter into a contract with Fisher Arnold for their services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the recommendation of the Consultant Selection Committee to use Fisher Arnold to serve as the City's CEI contractor for the Raleigh Millington Road, Bridge Replacement over Big Creek, subject to concurrence by the Tennessee Department of Transportation.

BE IT RESOLVED, That the Mayor or City Manager is hereby authorized to sign the contract and any related documents, subject to approval by the City Attorney.

This Resolution is adopted as of the 13th day of April, 2020.

Terry Jones, Mayor

Karen Findley, City Clerk

RESOLUTION 15-2020

RESOLUTION AUTHORIZING NEW CONTRACT WITH SHELBY COUNTY TRUSTEE
FOR TAX COLLECTION SERVICES

WHEREAS, Pursuant to TCA 67-5-1801 (a), the county trustee shall act as the collector of all county property taxes and of all municipal taxes when the municipality does not collect its own taxes; and

WHEREAS, The City of Millington entered into a contract with the Shelby County Trustee in 1993 to collect its municipal taxes; and

WHEREAS, The City of Millington amended the contract with the Shelby County Trustee in June 2009 to include payment of 90% of the compensation and benefits of an employee of the Trustee to work in City Hall year-round, as well as to charge the city 2.5% of taxes collected; and

WHEREAS, The Trustee is moving toward various methods of electronic payment and fewer cashiers; and

WHEREAS, no other municipality in Shelby County continues to offer year-round tax payments to the Trustee at their City Hall; and

WHEREAS, Taxes can be collected in Millington like the other municipalities without a Shelby County Trustee full time employee year-round; and

WHEREAS, It is necessary to have a new contract with the Shelby County Trustee to provide for tax collections without a full time employee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that a new contract with the Shelby County Trustee is approved for the collection of municipal taxes.

BE IT RESOLVED, That the Mayor is authorized to sign the contract, subject to approval by the City Attorney.

This Resolution is adopted as of the 13th day of April, 2020.

Terry Jones, Mayor

Karen Findley, City Clerk

RESOLUTION 16-2020

RESOLUTION RATIFYING MAYOR'S ORDERS TO AMEND CITY OF
MILLINGTON PERSONNEL POLICY MANUAL TO EXEMPT EMERGENCY
RESPONDERS FROM THE FAMILIES FIRST CORONAVIRUS RESPONSE ACT

WHEREAS, Coronavirus Disease 2019 ("COVID-19") is a communicable respiratory disease that can lead to serious illness or death, particularly in the case of elderly adults and persons with serious chronic medical conditions; and

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a global pandemic; and

WHEREAS, on March 13, 2020, the President of the United States declared a national state of emergency in response to the COVID-19 pandemic; and

WHEREAS, on March 18, 2020, President Trump signed the Families First Coronavirus Response Act to assist employers and employees during the pandemic; and

WHEREAS, the Families First Coronavirus Response Act allows employers to exempt emergency responders from the provisions of the act in order to provide adequate staffing to continue needed public services; and

WHEREAS, the US Department of Labor had defined emergency responders to include, but not be limited to ". . . law enforcement officers, correctional institution personnel, fire fighters, ... 91 I operators, public works personnel "; and

WHEREAS, Terry G. Jones, Mayor of the City of Millington, proclaimed that a civil emergency continues to exist in the City of Millington, Tennessee and directed and ordered that:

1. The City of Millington elects to exempt its emergency responders from the provisions of the Families First Coronavirus Response Act. This exemption shall cover all employees in the Fire, Police and Public Works Departments, except for executive secretaries.
2. A determination that any provision of this Order is invalid will not affect the enforceability of any other provision of this Order. The remaining provisions shall remain in full force and effect. Any invalid provision will be modified to the extent necessary for enforceability.

; and

WHEREAS, This Order went into effect on March 31, 2020 at 6:00 p.m.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor's Order Amending the City of Millington Personnel Policy Manual to Exempt Emergency Responders From the Families First Coronavirus Response Act, is hereby ratified.

This Resolution is adopted this 13th day of April, 2020.

Terry G. Jones, Mayor

Karen Findley, City Clerk



CITY OF MILLINGTON
OFFICE OF THE MAYOR

7930
Nelson Road
Millington, Tennessee 38053

Office: 901.873.5701
Fax: 901.872.3141

www.millingtontn.gov

**ORDER AMENDING CITY OF MILLINGTON PERSONNEL POLICY MANUAL TO EXEMPT
EMERGENCY RESPONDERS FROM
THE FAMILIES FIRST CORONAVIRUS RESPONSE ACT**

WHEREAS, Coronavirus Disease 2019 (“COVID-19”) is a communicable respiratory disease that can lead to serious illness or death, particularly in the case of elderly adults and persons with serious chronic medical conditions; and

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a global pandemic; and

WHEREAS, on March 13, 2020, the President of the United States declared a national state of emergency in response to the COVID-19 pandemic; and

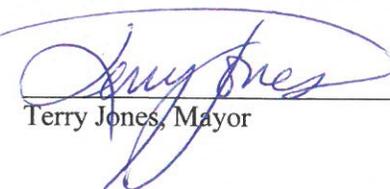
WHEREAS, on March 18, 2020, President Trump signed the Families First Coronavirus Response Act to assist employers and employees during the pandemic; and

WHEREAS, the Families First Coronavirus Response Act allows employers to exempt emergency responders from the provisions of the act in order to provide adequate staffing to continue needed public services; and

WHEREAS, the US Department of Labor had defined emergency responders to include, but not be limited to “... law enforcement officers, correctional institution personnel, fire fighters, ... 911 operators, public works personnel”

NOW, THEREFORE, I, TERRY JONES, MAYOR OF THE CITY OF MILLINGTON, TENNESSEE, by virtue of the powers vested in me, do hereby proclaim that a civil emergency continues to exist in the City of Millington, Tennessee and I hereby direct and order that:

1. The City of Millington elects to exempt its emergency responders from the provisions of the Families First Coronavirus Response Act. This exemption shall cover all employees in the Fire, Police and Public Works Departments, except for executive secretaries.
2. A determination that any provision of this Order is invalid will not affect the enforceability of any other provision of this Order. The remaining provisions shall remain in full force and effect. Any invalid provision will be modified to the extent necessary for enforceability.
3. This Order will be effective at 6:00 p.m. on March 31, 2020.


Terry Jones, Mayor