

**Tuesday, November 12, 2019**

**WORK SESSION  
4:30 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 October 14, 2019

Documents:

[BMA MINUTES 10-14, 2019.PDF](#)

6. Special Presentation
7. Public Comments
8. Public Hearing – 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
9. Public Hearing – Ordinance 2019-20 Amending Title 1, General Administration, Of The Millington Municipal Code
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- Final Reading

Documents:

[ORDINANCE 2919-19 ABANDON OLD ASTORIA ROW.PDF](#)  
[EXHIBIT A FOR ORD 2019-19 FOR ASTORIA CLOSURE AND ROW.PDF](#)  
[EXHIBIT A FOR NEW ASTORIA ROW DEDICATION FROM IDB.PDF](#)

11. Consideration Of Ordinance 2019-20 Amending Title 1, General Administration, Of The Millington Municipal Code – Final Reading

Documents:

[ORDINANCE 2019-20 AMENDMENT TO TITLE 1 OF CODE ON ORDINANCE ADOPTION.PDF](#)

12. Public Hearing – Ordinance 2019-21 Amending Title 8, Alcoholic Beverages, Chapter 2, Beer, Of The Millington Municipal Code
13. Consideration Of Ordinance 2019-21 Amending Title 8, Alcoholic Beverages, Chapter 2, Beer, Of The Millington Municipal Code – Final Reading

Documents:

[ORDINANCE 2019-21 AMENDING TITLE 8 ALCOHOLIC BEVERAGES.PDF](#)

14. Public Hearing – Ordinance 2019-23 Amending Certain Sections Of Title 14, Zoning And Land Use Control, Chapter 24, Sign Ordinance, Of The Millington Municipal Code
15. Consideration Of Ordinance 2019-23 Amending Certain Sections Of Title 14, Zoning And Land Use Control, Chapter 24, Sign Ordinance, Of The Millington Municipal Code – First Reading

Documents:

[ORDINANCE 2019-23 AMENDMENTS TO SIGN ORDINANCE.PDF](#)

16. Public Hearing – Ordinance 2019-24 Amending Title 17 On Refuse And Trash Disposal
17. Consideration Of Ordinance 2019-24 Amending Title 17 On Refuse And Trash Disposal - First Reading

Documents:

[ORDINANCE 2019-24 AMENDING TITLE 17 FOR REFUSE AND TRASH DISPOSAL.PDF](#)

18. Consideration Of Resolution 54-2019 Approving Non-Residential Subdivision Agreement With CBTN Millington, LLC

Documents:

[RESOLUTION 54-2019 APPROVING SUBDIVISION AGREEMENT WITH CBTN MILLINGTON, LLC.PDF](#)

19. Consideration Of Resolution 55-2019 Appointing Member To The Millington Airport Authority

Documents:

[RESOLUTION 55-2019 AIRPORT AUTHORITY BOARD APOINTMENT.PDF](#)

20. Board Reports
21. 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  
October 14, 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, October 14, 2019. The meeting was called to order at 6:01 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: Huffman

Second: Bell

Vote: unanimous consent to approve

5. Approve Minutes of September 9, 2019

Approve Minutes

Motion: Caruthers

Second: Lowry

Vote: unanimous consent to approve

6. Exchange Club - Police Officer of the Year

Ken Sullivan presented the Law Enforcement Officer of the Year to Millington Police Department detective, Cortney Booker. Cortney has been with Millington for about five years.

7. Cynthia Graham - Arise to Read

Arise to Read volunteers go into second grade classrooms and work with children on a one-on-one approach one hour a week to help them learn to read. Currently there are 150 children in the 2<sup>nd</sup> grade in Millington and they need 150 volunteers.

8. Public Comments

No comments

Close Public Comments

Motion: McGhee

Second: Lowry

Vote: unanimous consent to close

9. Public Hearing - 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

Close Public Hearing

Motion: Caruthers

Second: Dagen

10. 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 - Final Reading

Approve Ordinance 2019-18

Motion: McGhee

Second: Lowry

Vote: unanimous vote to approve on final reading

11. Consideration of Ordinance 2019-20 Amending Title 1, General Administration, of the Millington Municipal Code - First Reading

This change is to conform the code to a recent change in the charter regarding public hearing notifications.

Approve Ordinance 2019-20

Motion: Caruthers

Second: Bell

Vote: unanimous vote to approve on first reading

12. Consideration of Ordinance 2019-21 Amending Title 8, Alcoholic Beverages, Chapter 2, Beer, of the Millington Municipal Code - First Reading  
 Approve Ordinance 2019-21  
 Motion: Caruthers  
 Second: Lowry  
 Vote: unanimous vote to approve on first reading
13. Consideration of Ordinance 2019-22, Amending title 18, Water and Sewers, of the Millington Municipal Code - First Reading  
 Approve Ordinance 2019-22  
 Motion: Huffman  
 Second: Bell  
 Vote: unanimous vote to approve on first reading
14. Consideration of Resolution 51-2019 Authorizing the City Attorney to File Condemnation Lawsuits to Obtain Right-of-Way and the Necessary Easements Along the Property Located on Raleigh-Millington Road  
 Approve Resolution 51-2019  
 Motion: McGhee  
 Second: Lowry  
 Vote: unanimous consent to approve
15. Consideration of Resolution 52-2019 Accepting Tennessee Highway Safety Office Grant  
 This is a \$20,000.00 for DUI enforcement.  
 Approve Resolution 52-2019  
 Motion: Lowry  
 Second: Caruthers  
 Vote: unanimous consent to approve
16. Consideration of Resolution 53-2019 Accepting Grant from the United States Department of Justice Bureau of Justice Assistance for Bulletproof Vests  
 The costs of the vests are about \$400 apiece and this grant should cover all that are needed for this fiscal year.  
 Approve Resolution 53-2019  
 Motion: McGhee  
 Second: Lowry  
 Vote: unanimous consent to approve
17. Board Reports  
 Ms. Huffman asked Mr. Trusty to post on the website the date and times that City Hall will be closed for employee training next week. The November board meeting will be on Tuesday, November 12<sup>th</sup> at Monday is Veterans Day.

Adjourn

There being no further business, the meeting was adjourned at 6:33 pm.

These minutes are approved as of the 12<sup>th</sup> day of November, 2019.

\_\_\_\_\_  
 Terry Jones, Mayor

\_\_\_\_\_  
 Karen Findley, City Clerk

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: November 12, 2019  
First Reading: September 9, 2019  
Final Reading: November 12, 2019

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Terry Jones, Mayor

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Karen Findley, City Clerk

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

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Planning Commission Chairman

Attest:

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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'

42'

S09°05'06"W 746.46'

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

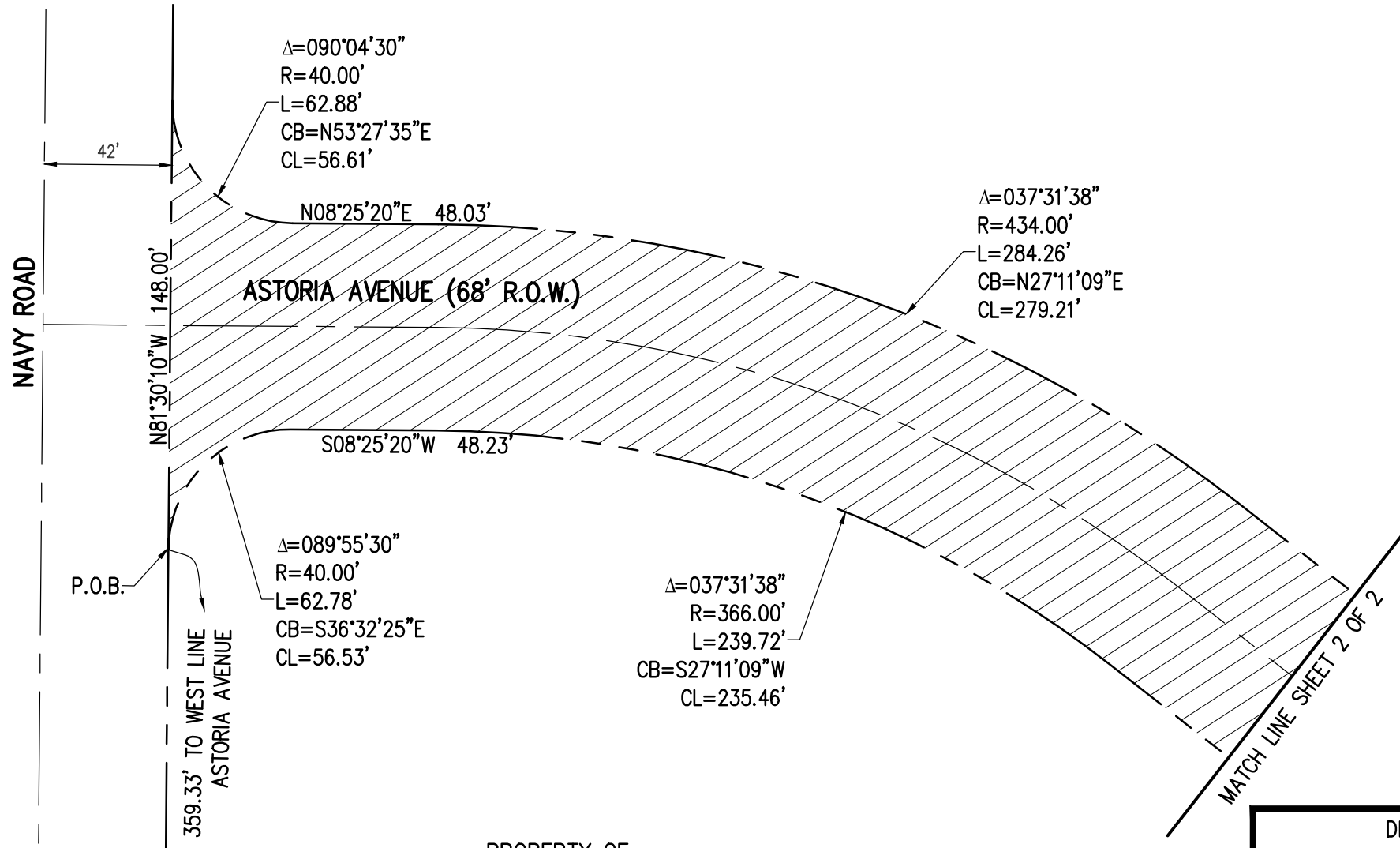
DRAWN BY: BARGE DATE: 8/19 SCALE: 1"=50'

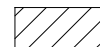
APPROVED

APPROVED \_\_\_\_\_ STREET ENGINEER

\_\_\_\_\_  
CITY ENGINEER





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

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

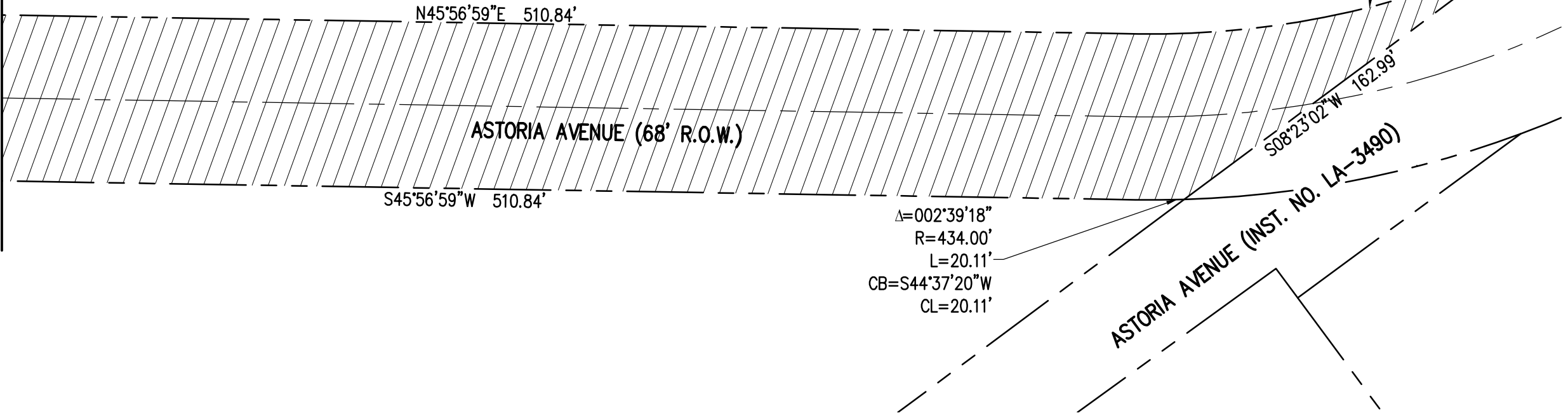
SHEET 1 OF 2

DIVISION OF ENGINEERING			
<b>ASTORIA AVENUE</b>			
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



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

ORDINANCE 2019-20

ORDINANCE AMENDING TITLE 1, GENERAL ADMINISTRATION, OF THE  
MILLINGTON MUNICIPAL CODE

WHEREAS, Private Chapter 17 of the 111<sup>th</sup> General Assembly was adopted in April 2019, the governor signed it on May 10, 2019 and the Secretary of State certified its adoption on May 16, 2019; and

WHEREAS, Private Chapter 17 deleted the requirement contained in Section 4.08 for notice to be “published in a newspaper of general circulation within the community”; and

WHEREAS, The Board of Mayor and Aldermen ratified the revisions to the charter by Resolution 32-2019 on June 10, 2019; and

WHEREAS, It is necessary to amend Title 1 of the City Code to follow the intent of the charter change relative to notice of public hearings relative to proposed ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF MILLINGTON, TENNESSEE, That Section 1-103 of Title 1 of the Millington Municipal Code is repealed in its entirety and replaced with:

1-103. Adoption of ordinances and amendments to city code. Adoption of an ordinance shall be required for all matters required by state law, including setting of budgets and the property tax rate and adoption of any amendment to the city code. Prior to adoption on second reading of an ordinance, a public hearing shall be held by the board. Ordinances shall be passed on two (2) different days at a regular, adjourned or called meeting of the board. Ordinances shall be effective upon their final passage unless by its terms the effective date is deferred.

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

Public Hearing: November 12, 2019  
First Reading: October 14, 2019  
Final Reading: November 12, 2019

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Terry Jones, Mayor

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Karen Findley, City Clerk

ORDINANCE 2019-21

AN ORDINANCE TO AMEND TITLE 8, ALCOHOLIC BEVERAGES, CHAPTER 2,  
BEER, OF THE MILLINGTON MUNICIPAL CODE

WHEREAS, Tennessee Code Annotated empowers the City of Millington to pass proper ordinances governing the issuance and revocation or suspension of license for the storage, sale, manufacture and/or distribution of beer within the corporate limits of the City: and

WHEREAS, the Board of Mayor and Aldermen deem it necessary for the purpose of promoting the health, safety, morals and general welfare of the City to amend said Millington Municipal Code.

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that Title 8, Chapter 2, of the Millington Municipal Code be amended as follows:

1) Section 8-208(1)(a) shall be deleted and replaced with the following language:

(a) No permit will be issued authorizing the storage, sale, distribution or manufacture of beer at premises located within three hundred (300) feet of any school or church, or within two hundred fifty (250) feet of any other place of public gathering. Measurements as stated above shall be measured in a straight line from the nearest property line of the school or church or other place of public gathering to the (nearest entrance to the establishment at) which beer is to be sold or manufactured. A cemetery attached to a church on a separate parcel of land shall not constitute a "place of public gathering" in accordance with these provisions, and any measurement for purposes of this ordinance shall be from the nearest property line of the church, not the property line of the cemetery.

2) Section 8-208 shall be amended by the addition of the following language:

(4) For the purposes of this chapter "church" means a building where persons regularly assemble for religious worship, which building is maintained, controlled and owned by a religious body or institution organized to sustain public worship.

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

Public Hearing: November 12, 2019  
First Reading: October 14, 2019  
Final Reading: November 12, 2019

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Terry Jones, Mayor

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Karen Findley, City Clerk

ORDINANCE 2019-23

ORDINANCE AMENDING CERTAIN SECTIONS OF TITLE 14, ZONING AND LAND  
USE CONTROL, CHAPTER 24, SIGN ORDINANCE OF THE MILLINGTON  
MUNICIPAL CODE

WHEREAS, Title 34 of the Tennessee Code Annotated (TCA), as amended, grants municipalities and counties the authority to provide for the planning and development of the municipality, including the regulation of signage, and;

WHEREAS, TCA Section 13-4-201 declares that it is the function and duty of the municipal planning commission to make and adopt an official general plan for the physical development of the municipality, including any area outside of its boundaries which, in the commission's judgment, bears relation to the planning of the municipality, and;

WHEREAS, the City of Millington Planning Commission has determined that certain amendments are needed to Title 14, Chapter 24, Sign Ordinance of the Millington Municipal Code in order to further the City's interest in aesthetics and safety of its citizens ; and

WHEREAS, the Planning Commission approved the proposed amendments to the Sign Ordinance at its meeting on October 21, 2019 and recommended it to the Board of Mayor and Aldermen for adoption into the Zoning Ordinance.

NOW THEREFORE, BE IT ORDAINED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that Title 14, Chapter 24 of the Millington Municipal Code, be retitled Signs.

BE IT FURTHER RESOLVED, That the amendments to this Chapter of the Millington Municipal Code are adopted based on the findings and purposes contained in Section 14-2401 and Section 14-2402 of this Code.

BE IT FURTHER RESOLVED, That parts (15), (47) and (56) of Section 14-2403, Definitions, are deleted in their entirety and replaced with the following:

(15) "Changing Sign (Automatic)." A sign such as an electronically or electrically controlled sign, message center or reader board, where different copy changes are shown on the same lamp bank. Copy for a changing sign (automatic) shall include only alpha-numeric text and shall not include logos, graphics, pictures or other images. The copy for a changing sign (automatic) shall change not less than every 5 seconds. Changing copy shall not cover more than 50% of the sign face.

(47) "Sign." Any letter, figure, character, mark, plan, point, marquee sign, design, poster, pictorial, picture, stroke, stripe, line, trademark, reading matter or illuminated service, which shall be constructed, placed, attached, painted, erected, fastened or manufactured in any manner whatsoever, so that the same shall be used for the attraction of the public to any place, subject, person, firm, corporation, public performance, article, machine or merchandise, whatsoever, which is displayed in any manner outdoors. Every sign shall be classified and conform to the requirements of that classification. The construction of every permanent sign shall be consistent with industry standards for permanent signs as approved by the Planning Commission and in no case shall a permanent sign be constructed of canvas or other banner material.

(56) "Vehicle sign." A sign that is magnetically or structurally attached to, or that is painted on or applied to a vehicle, the principal purpose of which sign is to attract attention to a product sold or a business, entertainment or other activity. Vehicles with signs shall be parked behind or to the side of the business. If there is no place to park the vehicle behind or to the side of the building, it must be parked in the closest space to the business and not at the street frontage. This shall not apply to rental trucks located on the premises of a truck rental business.

BE IT FURTHER RESOLVED, That Section 14-2405, Sign Requirements for Office, Commercial and Industrial Districts., is amended by deleting subpart (1)(b) (iii) in its entirety and is replaced with the following:

(iii) Churches, schools, clubs and non-profit organizations shall also be allowed a maximum of two directional signs located off-premises. Such signs shall state the name of the church, school, club or organization and provide a directional arrow. The off-premises signs shall not exceed twenty-five (25) square feet in size and shall not be more than six (6) feet high. Such signs shall not be illuminated. The design, color scheme and placement of such off-premise signs shall be subject to review and approval by the Planning Commission and written approval of the owner of the property on which they are to be placed.

BE IT FURTHER RESOLVED, That Section 14-2406, Sign Requirements for Residential Districts., is amended by deleting subpart (1)(a) (iii) in its entirety and is replaced with the following:

(iii) Churches, schools, clubs and non-profit organizations shall also be allowed a maximum of two directional signs located off-premises. The signs shall state the name of the church, school, club or organization and provide a directional arrow. The off-premises not exceed twenty-five (25) square feet in size and shall not be more than six feet high. Such signs shall not be illuminated. The design, color scheme and placement of such off-premise signs shall be subject to review and approval by the Planning Commission and written approval of the owner of the property on which they are to be placed.

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

Public Hearing: November 12, 2019  
First Reading: November 12, 2019  
Final Reading:

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Terry G. Jones, Mayor

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Karen Findley, City Clerk

ORDINANCE 2019-24

AN ORDINANCE TO AMEND TITLE 17 ON REFUSE AND TRASH DISPOSAL

WHEREAS, The City continues to review all sections of the City Code in order to improve and simplify its use by citizens and city employees; and

WHEREAS, Title 17 of the City Code covers Refuse and Trash Disposal; and

WHEREAS, Changes to other sections of this Code relative to city services require some changes to Title 17 for consistency due to combined collections.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF MILLINGTON, TENNESSEE that Section 17-104, Service required, is deleted in its entirety and replaced with the following:

17-104. Service required. All residential properties with active electrical service must have service from the city, and all occupied non-residential properties must have service from a licensed private contractor or the city. The account activation service charge established in Section 18-108 of Title 18 of this code shall apply to accounts without water and/or sewer service and shall be deposited in the Sanitation Fund. Vacant property without current service may not place refuse or trash for disposal without prearrangement with the city. Such arrangement requires payment in advance at the rate of one hundred dollars (\$100.00) per truckload or any part thereof.

BE IT FURTHER ORDAINED, That that part (2) of Section 17-112, Refuse collection service charges, is deleted in its entirety and replaced with the following:

(2) The penalties established under Section 18-116 of Title 18 of this code for late payment of city service fees shall also apply to refuse collection service charges.

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

Public Hearing: November 12, 2019  
First Reading: November 12, 2019  
Final Reading:

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Terry Jones, Mayor

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Karen Findley, City Clerk

RESOLUTION 54-2019

RESOLUTION APPROVING NON-RESIDENTIAL SUBDIVISION AGREEMENT WITH  
CBTN MILLINGTON, LLC

WHEREAS, CBTN Millington, LLC, is the owner and developer of a tract of land zoned B-2, General Commercial, which contains approximately 3.558 acres and desires to improve and develop the subdivision site into a three-lot subdivision to be known as the KFC Millington Subdivision; and

WHEREAS, The Millington Planning Commission approved the subdivision plan on October 21, 2019.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the Non-Residential Subdivision Development Agreement with CBTN Millington, LLC for the KFC Millington 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 12<sup>th</sup> day of November 2019.

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Terry Jones, Mayor

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Karen Findley, City Clerk



RESOLUTION 55-2019

RESOLUTION APPOINTING MEMBER TO THE MILLINGTON AIRPORT AUTHORITY

WHEREAS, the Board of Mayor and Aldermen of the City of Millington has established the Millington Airport Authority; and

WHEREAS, a member has resigned and the Mayor wishes to appoint someone to replace him.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Mayor and Aldermen, that the Mayor's appointments to the Millington Airport Authority are approved, and that they shall serve until the later of the end of their term or their successor is appointed:

Brian McGovern, term ending July 31, 2020 (replacing Jim Brown)

This Resolution is adopted this 12<sup>th</sup> day of November, 2019.

\_\_\_\_\_  
Terry G. Jones, Mayor

\_\_\_\_\_  
Karen Findley, City Clerk