

CARLTON GERRELL, MAYOR
KIM FOSTER, CITY MANAGER
FRED MCLEAN, ATTORNEY



TERRY FULLER, COMMISSIONER
GAYLE GRIFFITH, VICE MAYOR
JACKIE JONES, COMMISSIONER
SAM THARPE, COMMISSIONER

**CITY OF PARIS, TENNESSEE
BOARD OF COMMISSIONERS REGULAR MEETING AGENDA**

**CITY HALL COURTROOM
August 3, 2017
5:00 P.M.**

PUBLIC HEARING

- 1.) Rezoning Request for 504 N. Poplar Street from B-2 to R-3**

REGULAR MEETING

Call to Order: Carlton Gerrell, Mayor

Roll Call: Traci Pillow, Finance Director

Pledge of Allegiance and Prayer

Approval of the Minutes of Previous Meetings: Regular Meeting – July 6, 2017

Board Will Hear Comments from Citizens

Board Will Hear Comments from the Commission

Service Resolutions and Proclamations: None

OLD BUSINESS

- 1.) Rezoning Request: 504 North Poplar Street**
- 2.) Ordinance to Enact 7-103 of the Paris Municipal Code (Collection of Service Charges by the Paris Fire Department)**

NEW BUSINESS

1.) Financial Update: Traci Pillow, Finance Director

2.) Appointments to Boards: Carlton Gerrell, Mayor

3.) Resolution to Authorize the City of Paris to Participate in The Pool's "Safety Partners" Matching Grant Program: Kim Foster, City Manager

4.) Information for Ordinance regarding Mobile Food Vendors: Kim Foster, City Manager

5.) Authorization for the Mayor to Sign Amendment No. 1 to the PACT Agreement with Trane:

6.) Amendment to Resolution 1583 pertaining to the Energy Efficiency Project Bond Issue:

Various Projects Updates: Kim Foster, City Manager

Adjournment

OLD BUSINESS
AGENDA ITEM NO.1
Rezoning Request – 504 N. Poplar St.

Peter Alan Bubelynk submitted a request for rezoning of property located on North Poplar St. One of two adjoining lots is currently zoned B-2, and the other is R-3. Mr. Bubelynk resides at 504 North Poplar and this lot is zoned B-2. They desire to rezone this property to R-3. They plan to combine the two lots to create one larger residential lot.

This request was referred to the Planning Commission for recommendation. At the July Planning Commission meeting they made a recommendation to approve the request as presented.

ORDINANCE NO. 1216

AN ORDINANCE to Amend Title 11, Chapter 104
of the Paris Municipal Code

SECTION 1. BE IT ORDAINED by the Board of Commissioners of the City of Paris, Tennessee, that the Paris Municipal Code be amended as follows:

Title 11, Chapter 104, Section B, identifying, "The Official Zoning Map of Paris, Tennessee," as adopted, is amended as follows:

That the following described property be zoned R-3H, same being currently zoned B-2:

Known as the following:
Tax Assessor's Map 95-P, Group G, Parcel 24.00
(See Attached Exhibit "A")

SECTION 2. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect on and after passage of final adoption.

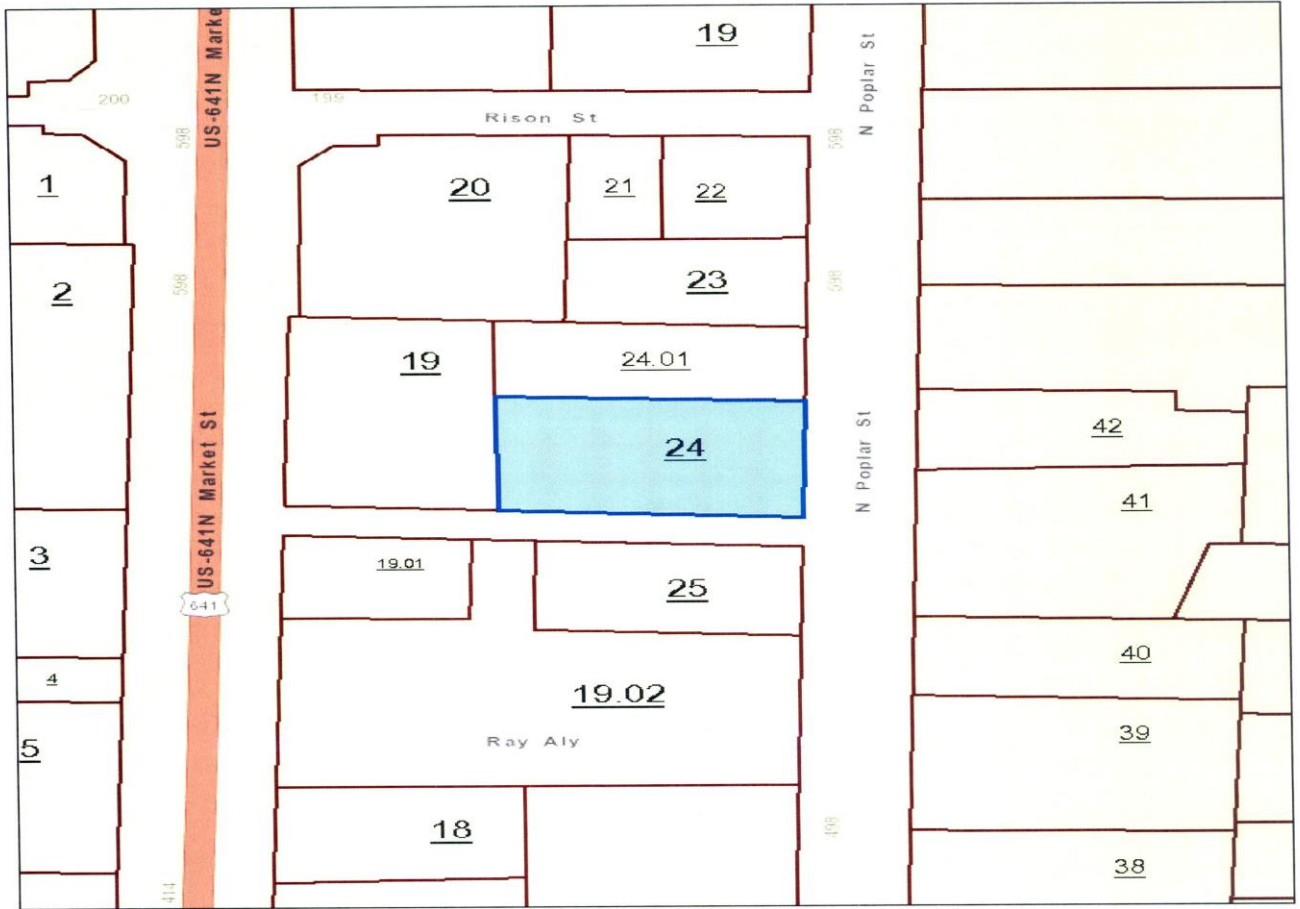
Passed and adopted July 6, 2017.

Passed and adopted August 3, 2017.

Mayor

Finance Director

Henry County - Parcel: 095P G 024.00



July 17, 2017

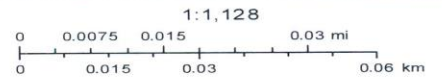


EXHIBIT A

TN Comptroller - OLG
Sources: Esri, HERE, DeLorme, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), MapmyIndia, NGCC, © OpenStreetMap contributors, and the GIS User Community

The property lines are compiled from information maintained by your local county Assessor's office but are not conclusive evidence of property ownership in any court of law.

OLD BUSINESS
AGENDA ITEM NO.2
Ordinance to Enact 7-103 of the Paris Municipal Code (Collection of Service Charges by the Paris Fire Department (Second Reading))

Fire Chief Michael Williams has requested that a provision be added to our Municipal Code allowing the Fire Department to file a claim for a service charge with insurance companies that offer this as part of their homeowners or comprehensive collision policies. The following ordinance outlines the parameters under which the City may file such claim with insurance companies. This ordinance was presented at the July meeting and adopted on first reading.

ORDINANCE NO. 1215

AN ORDINANCE to enact 7-103 of the Paris Municipal Code

SECTION 1. BE IT ORDAINED by the Board of Commissioners of the City of Paris, Tennessee, that the following be enacted as 7-103 of the Paris Municipal Code:

7.103 Fire Department Service Charges.

If the Fire Department responds to a real or personal property fire loss and the owner of said property has insurance coverage that provides for payment of a Fire Department Service Charge, the Fire Department shall file a claim for such payment with the affected party's insurance company. The claim filed shall be for an amount, as determined by the Fire Chief that represents the actual costs of the fire call response, not to exceed \$3,000.00.

Provided, however, if the allowable service charge amount through said insurance coverage is less than the cost of the fire call, the City may accept said maximum allowable amount. Provided, further, that if the owner of said property does not have Fire Department Service Charge Coverage available through their insurance policy, the City Manager, or the City Manager's designee, may waive/forgive said claim for payment.

The provisions of this Chapter shall in no way affect or restrict the application of the provisions of 7-102 of the Paris Municipal Code enacting and implementing the Rural Fire Code Program. Having Fire Department Service Charge coverage shall not excuse payment of the Fire Department Subscription Fee required by 7-102 C. of the Paris Municipal Code or prevent the imposition of the fee for non-compliance provided in 7-102 E. of the Paris Municipal Code.

SECTION 2. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect on and after final passage and adoption.

Passed and adopted July 6, 2017.

Passed and adopted August 3, 2017.

Mayor

Finance Director

NEW BUSINESS
AGENDA ITEM NO.1
Financial Update

We had an increase of 5.61% in retail sales for the month of May compared to May of last year. We are also ahead for the fiscal year-to-date 2.73%.

Our General Fund expenditures were over revenues by \$96,649 for the month of June. We paid out \$27K for the Traffic Signal Project, \$31K for the Alley Project, and \$31K for the repair of a Fire Truck.

We ended FY2017 with revenues over expenditures by \$695,729 (unaudited).

Solid Waste/Landfill revenues exceeded expenditures by \$16,103 in the month of June and revenues are also ahead \$410,351 for the fiscal year-to-date.

Other Business:

We hired one full-time employee: Dylan Johnson in the Street Department.
We had one resignation: Steve McClure from the Police Department.

We issued eight business licenses in June:
Rags to Riches Cleaning Service, Angels Sinis, Patriot Auto Mall, Funky Blue Owl, Comcast Cable Communication, S & A Heating & Air, Lundberg & Thomas Interiors, ICU Tee Shirts

MONTHLY OPERATING STATEMENT
June 2017

REVENUES

	<u>Annual Budget</u>	<u>Current Month</u>	<u>Yr to Date</u>	<u>Percent Realized</u>
Property Taxes	1,223,300	5,453	1,168,083	95.49%
Local Option Sales Tax	4,472,000	387,944	4,593,912	102.73%
Wholesale Liquor / Beer	775,000	73,353	780,370	100.69%
Business Tax	340,000	101,366	360,572	106.05%
Fees & Licenses	161,500	2,620	171,224	106.02%
In Lieu Payments	851,250	88,752	808,086	94.93%
Grants	190,000	0	52,187	27.47%
State Shared taxes	1,483,000	111,107	1,516,838	102.28%
Proceeds-2015 Multi-Purpose Bond	575,000	0	269,606	46.89%
All Other	3,864,213	2,640,035	3,913,105	101.27%
Total General Fund Revenue	13,935,263	3,410,629	13,633,983	97.84%
Solid Waste Collection - BPU	1,230,000	102,525	1,245,346	101.25%
Solid Waste Disposal - Transfer	175,000	21,697	221,209	126.41%
Solid Waste Disposal - Brush	132,000	12,264	132,575	100.44%
Refuse Disposal Chgs - County	40,000	0	17,636	44.09%
Proceeds from Co-Track Loader	28,375	0	28,375	100.00%
Other (Tires/Recycle/Disc.)	3,125	96	2,950	94.40%
Total Solid Waste/Landfill	1,608,500	136,582	1,648,091	102.46%
Total Drug Fund	59,000	1,711	41,965	71.13%
TOTAL REVENUES	15,602,763	3,548,922	15,324,039	98.21%

REVENUES OVER / (UNDER) EXPENDITURES

	<u>Current Month</u>	<u>Yr to Date</u>
General Fund	(96,649)	695,729
Solid Waste/Landfill	16,103	410,351
Drug Fund	(719)	8,490

EXPENDITURES

	<u>Annual Budget</u>	<u>Current Month</u>	<u>Yr to Date</u>	<u>Percent Realized</u>
Grants & Donations	231,294	4,794	213,136	92.15%
General Administration	362,574	36,982	353,420	97.48%
Economic Development	139,572	16,902	147,211	105.47%
Elections	2,300	0	4,000	173.91%
Financial Administration	282,915	23,014	269,665	95.32%
City Hall Building	96,956	8,390	88,574	91.35%
Police Department	2,028,916	201,434	1,998,469	98.50%
Downtown Parking	20,426	2,062	20,061	98.21%
Emergency Communications	582,998	68,957	581,214	99.69%
Fire Department	1,552,339	187,786	1,549,078	99.79%
Building Inspection	128,487	9,725	115,361	89.78%
Street Maintenance	1,487,802	113,294	1,391,730	93.54%
State Street Aid	325,000	9,713	315,080	96.95%
Street Lighting	265,200	21,781	261,395	98.57%
City Garage	303,289	29,490	276,908	91.30%
Cemetery Maintenance	45,601	7,200	50,901	111.62%
Health & Animal Control	126,552	10,714	115,141	90.98%
Civic Center	500,841	53,004	494,419	98.72%
Parks & Recreation	1,029,261	125,673	1,049,300	101.95%
Library	152,618	0	152,618	100.00%
Community Development	3,501,500	2,561,020	2,942,116	84.02%
Debt Service	582,310	15,344	548,458	94.19%
General Fund Expenditures	13,748,751	3,507,278	12,938,255	94.10%
Refuse Collection	635,405	57,493	549,103	86.42%
Contractual Services	480,000	43,593	493,909	102.90%
Landfill	205,490	19,393	194,728	94.76%
Total Solid Waste	1,320,895	120,479	1,237,740	93.70%
Total Drug Fund	72,800	2,431	33,475	45.98%
TOTAL EXPENDITURES	15,142,446	3,630,187	14,209,469	93.84%

**CITY OF PARIS, TENNESSEE
RETAIL SALES**

	<u>FY2014</u>	<u>FY2015</u>	<u>FY2016</u>	<u>FY2017</u>	<u>% Incr(Decr)</u>
JULY	\$24,708,444	\$25,320,292	\$27,448,780	\$27,236,322	-0.77%
AUGUST	\$24,462,464	\$26,406,849	\$26,395,078	\$26,842,574	1.70%
SEPTEMBER	\$24,928,640	\$26,453,764	\$28,353,058	\$28,795,120	1.56%
OCTOBER	\$24,450,137	\$25,020,809	\$26,933,939	\$26,630,740	-1.13%
NOVEMBER	\$24,858,456	\$26,337,947	\$26,614,076	\$28,012,769	5.26%
DECEMBER	\$31,005,408	\$32,420,735	\$34,198,562	\$36,351,387	6.30%
JANUARY	\$21,495,329	\$23,009,885	\$22,789,434	\$24,536,880	7.67%
FEBRUARY	\$24,572,900	\$23,295,076	\$25,750,142	\$24,888,226	-3.35%
MARCH	\$26,710,508	\$27,326,289	\$30,192,335	\$30,924,608	2.43%
APRIL	\$25,907,395	\$28,122,156	\$27,950,237	\$29,151,285	4.30%
MAY	\$27,256,406	\$27,902,318	\$27,736,226	\$29,293,200	5.61%
JUNE	<u>\$27,400,649</u>	<u>\$29,311,861</u>	<u>\$30,539,077</u>		
TOTAL	<u><u>\$307,756,736</u></u>	<u><u>\$320,927,982</u></u>	<u><u>\$334,900,945</u></u>	<u><u>\$312,663,111</u></u>	
Previous YTD % Increase/Decrease		4.28%	4.35%	2.73%	

**NEW BUSINESS
AGENDA ITEM NO. 2
Appointments to Boards**

<u>BOARD</u>	<u>CURRENT MEMBER</u>	<u>PROPOSED MEMBER</u>	<u>TERM EXPIRATION</u>	<u>NEW EXPIRATION</u>
American's With Disabilities Advisory Board * Mayor w/Commission Approval (3 year term)	Traci Wilson	Traci Wilson	9/2/2017	9/2/2020
American's With Disabilities Advisory Board * Mayor w/Commission Approval (3 year term)	Sue Quinn	Sue Quinn	9/2/2017	9/2/2020
Paris-Henry County Library Board *Mayor w/Commission Approval (3 year term)	Jen Snow	Troy Barrow	July 7, 2019	July 7, 2019
Paris-Henry County Library Board *Mayor w/Commission Approval (3 year term)	Laura Davis	Jack Spencer	June 30, 2019	June 30, 2019

NEW BUSINESS
AGENDA ITEM NO. 3
Resolution to Authorize the City of Paris to Participate in The Pool's "Safety Partners" Matching Grant Program

Every year The Pool offers their "Safety Partners" matching grant program to their members, and each year the City of Paris applies for this grant. The grant is a 50/50 grant with a value of up to \$2,000. The Street Department is submitting an application this year.

Staff requests the attached resolution be passed allowing the City to submit an application as well as provide the matching funds required if we are awarded the grant.

RESOLUTION NO. 1592

A RESOLUTION AUTHORIZING THE CITY OF PARIS,
TENNESSEE TO PARTICIPATE IN THE POOL'S
"SAFETY PARTNERS"
MATCHING GRANT PROGRAM

WHEREAS, the safety and well-being of the employees of the City of Paris is of the greatest importance; and

WHEREAS, all efforts shall be made to provide a safe and hazard-free workplace for the City of Paris employees; and

WHEREAS, The Pool seeks to encourage the establishment of a safe workplace by offering a "Safety Partners"

Matching Grant Program; and

WHEREAS, the City of Paris now seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Paris, Tennessee the

following:

SECTION 1. That the City of Paris is hereby authorized to submit application for a "Safety Partners" Matching Grant Program through The Pool.

SECTION 2. That the City of Paris is further authorized to provide a matching sum to serve as a match for any monies provided by this grant.

Resolved this 3rd day of August in the year of 2017.

Mayor

Finance Director

**NEW BUSINESS
AGENDA ITEM NO. 4
Food Truck Ordinance**

As has been discussed in recent months, food trucks are becoming more and more prevalent in our community and staff feels it is time to adopt some formal regulations concerning their operation and permitting. Following is an ordinance, in code book form, which addresses mobile food vendors. It was felt that this form would be easier to read and digest on first pass. Once it has been reviewed and revisions made, if any, it will be put into ordinance form for second reading.

Mobile Food Vendors

5-1501. **Purpose.** The regulation of Mobile Food Vendors is necessary to protect the health, safety, and welfare of the public as well as promote the public interest by regulating the locations and methods of operation by Mobile Food Vendors.

5-1502. **Definitions.**

- A. **Food Trucks.** Vehicles from which the operator cooks, prepares, or assembles food items (including products sold by Ice Cream Trucks) with the intent to sell such items to the general public and which may market their products to the public via advertising, including social media.
- B. **Ice Cream Trucks.** Vehicles from which the operator vends only prepackaged frozen dairy or frozen water based food products, soft served or hand dipped frozen dairy products, or frozen water based food products, and prepackaged beverages.
- C. **Mobile Food Service Permit.** A permit issued by the City for the operation of Food Trucks or Ice Cream Trucks, also for special events, or City sponsored events.
- D. **Mobile Food Service Vehicle.** A Food Truck or an Ice Cream Truck and also including any other portable unit that is attached to a motorized vehicle, such as a trailer, that is intended for use as, or in service to, the operation of a Mobile Food Service Vehicle.
- E. **Operate.** To promote or sell food, beverages, or other permitted items from the Mobile Food Service Vehicle.
- F. **Operator.** Any person owning, operating, or permitted to operate a Food Truck or an Ice Cream Truck and collectively refers to all such persons.
- G. **Right of Way.** Right of Way shall mean City streets designed for motor vehicle traffic and includes marked or unmarked parking spaces thereon.

5-1503. **Generally.** It is a violation to operate a Mobile Food Service Vehicle at any location except in compliance with the requirements of this Chapter. Mobile Food Service Vehicle Operators must also comply with all State and Local Business Tax Regulations.

5-1504. **Location and Hours of Operation.**

- A. **Food Trucks.**
 - 1. Rights of Way. Food Trucks may operate on City Right of Way only at the times and at the locations listed on the City's website for authorized special events or City sponsored events.
 - 2. Public Property. Food Trucks may operate on City property, including City Parks, only at the times and locations listed on the City's website for special events or City sponsored events.
 - 3. Private Property. Food Trucks may operate on private property where there is a commercial, office, educational, church or industrial use allowed, subject to the following conditions:

- (a) Permission. Food Trucks selling to the public from private property shall have the written permission of the property owner, which said written permission of the property owner, shall be provided to the City upon request
- (b) Unimproved properties. Regardless of an agreement with the owner of any unimproved property, a Food Truck may not operate on an unimproved parcel or portion of an unimproved parcel unless that parcel is paved, and has paved ingress and egress from a City street.
- (c) Maximum Number of Food Trucks. No more than two (2) Food Trucks may operate at any location unless additional Food Trucks are allowed by the City as a part of a special event or a City sponsored event.
- (d) Existing Parking Spaces. Food Trucks may not use more than fifteen percent (15%) of the existing parking spaces located on the property for which it has an agreement to operate.

B. Ice Cream Trucks.

1. Locations.

- (a) Right of Way. An Ice Cream Truck may not operate from the right-of-way at any one (1) location for more than fifteen (15) minutes without relocating to another location not less than one (1) block from the previous location.
- (b) Public Property. Ice Cream Trucks may operate in City Parks, only on the City Park right-of-way, as set out in (a) above. Ice Cream Trucks may also operate on City right-of-way at the times and locations listed on the City's website for authorized special events or City sponsored events.
- (c) Private Property. An Ice Cream Truck may operate on private property with written permission of the property owner, which will be immediately available to the City upon request. An Ice Cream Truck may not use more than fifteen percent (15%) of the existing parking spaces located on the property for which it has an agreement to operate. No Ice Cream Truck may operate on the same or an adjoining private property more than two (2) days per week.

- 2. **Hours of Operation.** Ice Cream Trucks may operate after 10:00 a.m. and until sunset unless at special event or a City sponsored event.

5-1505. **Operating Requirements.** All Mobile Food Service Vehicles shall be subject to the following requirements:

A. Vehicle Requirements.

- 1. Design and Construction. Mobile Food Service Vehicles must be specifically designed and constructed for the purpose of preparation and sale of the specific type of food being sold.
- 2. Licensing. Mobile Food Service Vehicles must be licensed in accordance with the Rules and Regulations of any Local and State Regulations having jurisdiction over motor vehicles and all products sold therein must be properly licensed, permitted, and allowed by State and Local Laws and Regulations.

B. Right of Way.

- 1. Food Trucks may not operate, stop, stand, or park in any area of the right-of-way that is intended for use by vehicular traffic or that in any way impedes the use of the right-of-way or that presents an unsafe condition for patrons, pedestrians, or other vehicles. Provided, however, Food Trucks may operate within the right-of-way at authorized special events or City sponsored events at times and locations designated on the City's website.
- 2. Unless authorized in writing by the City, all Mobile Food Service Vehicles are prohibited from operating in public alleys.
- 3. Food Trucks, when allowed on right-of-way shall park in the same direction as traffic with no more than eighteen inches (18") between the curb face or edge of the pavement and with the service window of the unit facing the curb.
- 4. When allowed, a Food Truck may park in more than one (1) parking space in the right-of-way.

- C. **Business Access.** No Mobile Food Service Vehicle may operate in a location that impedes the ingress to, egress from, or signage of the business where it is located or another adjacent business or otherwise cause undue interference with access to other businesses, emergency areas, paths, sidewalks, or other public or private facilities.

- D. **Pedestrians.** A Mobile Food Service Vehicle may not reduce the clear pedestrian path of travel on a sidewalk to less than six (6) feet. This includes all components of the unit and any patron queue. All awnings or canopies of the unit shall be at least six feet 8 inches (6'8") above the sidewalk.
- E. **Types of Cooking Apparatuses.** Open flame cooking (other than with a gas range specifically constructed and designed within the Food Truck) either within or outside a Food Truck is prohibited except for such activity as specifically permitted by the Fire Marshall.
- F. **Noise.** Amplified music or other sounds from any Mobile Food Service Vehicles may not at any time unreasonably disturb nearby businesses, residences, pedestrians, or vehicles.
- G. **Utilities.** All Mobile Food Service Vehicles shall comply with the version of the electric code currently adopted by the City and any power, water, or sewage required for the Mobile Food Service Vehicle shall be self-contained and not use utilities drawn from other sources. Provided, however, if the Mobile Food Service Vehicle is located on private property the Mobile Food Service Vehicle may, with written permission from the owner of that private property, use utility services provided by the private property owner.
- H. **Fire Extinguishers Required.** All Mobile Food Service Vehicles must be equipped with a Number 2A: Number 10-B: C Fire Extinguisher that is certified annually by a licensed company. Additionally, any Mobile Food Service Vehicle that produces grease laden vapors (e.g., those units with deep fat fryers of flat top griddles) must be equipped with a K Class Fire Extinguisher that is certified annually by a licensed company.
- I. **Support Methods.** No Mobile Food Service Vehicle may use stakes, rods, or any method of support that must be drilled, driven, or otherwise fixed into or onto asphalt, pavement, curbs, sidewalks, or buildings.
- J. **Pedestrian Service Only.** Mobile Food Service Vehicles shall serve pedestrians only; drive up, drive through, or drive in service is prohibited.
- K. **Spills.** To prevent discharges into the City storm drain system or on permeable property, each Mobile Food Service Vehicle shall comply with all stormwater regulations of the City. In addition, each Mobile Food Service Vehicle shall have a spill response plan and facilities on board to contain and remediate any discharge from the Mobile Food Service Vehicle. In the event of a spill, operators are required to immediately call the City of Paris Fire Department to assist in the clean-up of spills and determine the need for a more extensive response.
- L. **Waste Collection.** The area around a Mobile Food Service Vehicle operation must be kept neat and orderly at all times. Operation of a Mobile Food Service Vehicle is deemed to be acceptance by the operator of the responsibility for cleanliness of a reasonable area surrounding its operations which shall be not less than twenty feet (20') from all parts of the vehicle regardless of the occurrence or source of any waste in the area. The operator must provide proper trash receptacles for public use that are sufficient and suitable to contain all trash generated by the Mobile Food Service Vehicle during the period of operation at a location. All trash, within the area of operations as set out more fully hereinabove, regardless of the source, must be removed and all garbage, trash, and trash receptacles must be removed prior to departure of a Mobile Food Service Vehicle from a location.
- M. **Signage.** Mobile Food Service Vehicle are limited to signs mounted to the exterior of the unit and one (1) sandwich board sign with dimensions no larger than two feet (2') by four feet (4') per side. All signs mounted to the unit shall be mounted flat against the unit and not project more than six inches (6") from the exterior of the unit. Sandwich Board signs shall not obstruct or impede pedestrian or vehicular traffic.
- N. **Alcohol Sales.** Food Trucks may not sell alcoholic beverages, except as may be periodically allowed by State Law and City Ordinance. Ice Cream Trucks are prohibited from the sale of alcoholic beverages.
- O. **Insurance Requirement.** Mobile Food Service Vehicles shall obtain, at a minimum, a valid insurance policy that provides minimum liability coverage of \$500,000.00 per Mobile Food Service Vehicle both for its operation as a motor vehicle and as a Mobile Food Service Vehicle for sales of its product. Proof of insurance shall be provided to the City. In the event the required coverage is not properly maintained, the operator's Mobile Food Service Permit shall be immediately revoked. Failure of the operator to notify the City of any change in coverage will preclude the operator from obtaining a permit for a period of six months from the City learns of the failure to required notification.

5-1506. **Mobile Food Service Permits.** A Mobile Food Service Permit shall be required as follows:

- A. **Permit Required.** No Mobile Food Service Vehicle may operate within the City without a Mobile Food Service Permit issued by the City. The Mobile Food Service Permit must be prominently displayed when the Mobile Food Service Vehicle is in operation.

- B. **Application.** A Mobile Food Service Vehicle operator shall apply for a Mobile Food Service Permit by payment of a \$50.00 application fee and the following.
1. A completed application form which shall include the following information.
 - (a) The name and address of the owner of the vehicle.
 - (b) The name and address of the operator of the vehicle.
 - (c) Three (3) color photographs of the exterior (front, side, and back) of the vehicle together with color photographs of the interior food service portion of the vehicle in its final condition. Said pictures shall show all markings under which the vehicle shall operate.
 - (d) A copy of the vehicle license and registration form containing the vehicle identification number (VIN) of the Mobile Food Service Vehicle.
 - (e) A copy of the applicable state and/or county health department license.
 - (f) A copy of the Fire Marshall's inspection report.
 - (g) A copy of the operator's Tennessee Business License issued by the City or operator's home base county.
 - (h) A copy of the insurance policy required by 5-1505. O.
- C. **Issuance.** A Mobile Food Service Permit shall be issued upon full completion and review of the application required by this section.
- D. **Expiration.** A Mobile Food Service Permit shall be issued for the calendar year from January 1st to December 31st and may be renewed annually provided all City requirements are met and the license has not been suspended or revoked.
- E. **Permit Renewal.** In addition to the application fee provided in A. above, a Permit Fee of \$50.00 shall be charged upon issuance of the Permit as provided in C. above. A Renewal Fee of \$50.00 shall be charged annually when a Renewal Permit is issued. This Permit Fee shall not be prorated.
- F. **Transferability.** A Mobile Food Service Permit may not be transferred.
- G. **Enforcement.**
1. Operation without a permit. Any Mobile Food Service Vehicle operating without a valid permit shall be deemed a public safety hazard and may be ticketed and impounded. The penalty for operating without a permit is fifty dollars and no/100 (\$50.00) per occurrence. An operator may operate no more than one (1) hour after any such citation. If such prohibited conduct continues then additional citations may be issued each hour that a continuing violation occurs.
 2. A Mobile Food Service Vehicle in violation of the provisions of this Chapter may be cited by the appropriate City employee for any violations of this Chapter. Any violation of this Chapter may be cause for suspension or revocation of a Mobile Food Service Permit.
 3. Suspension. A Mobile Food Service Permit shall be suspended until reinstatement upon issuance of a citation for any of the following reasons:
 - (a) The required vehicle license, health permit, or business tax license for the operator of the Mobile Food Service Vehicle has expired or been suspended, revoked, or otherwise terminated;
 - (b) The operator fails to obtain or maintain the insurance coverages required by this Section.
 - (c) Violation of the provisions of 5-1504 or 5-1505 concerning operation of a Mobile Food Service Vehicle.
 4. Revocation. The City shall revoke a Mobile Food Service Permit after two (2) suspensions within a twelve (12) month period for any of the suspensions provisions listed hereinabove. Provided, however, a permit may be revoked, at the discretion of the City Manager or the City Manager's designee if the operator operates in an unlawful manner with such manner constituting a breach of the peace, interferes with normal use of City right-of-way or otherwise constitutes a menace to the health, safety, or general welfare of the public.

NEW BUSINESS
AGENDA ITEM NO. 5
Authorization for the Mayor to Sign Amendment No. 1 to the PACT Agreement
with Trane

As you may recall, there was a difference between the proceeds from the bond issue and the contract amount paid to Trane. There is a little over \$28,000 of additional funds that need to be spent on the project that have not yet been allocated to a specific job.

When working through a new lease agreement with the State for the TN Rehabilitation Center a request was made by the State that the exterior lights on the building be replaced. This request fits nicely into our energy efficiency project so Trane was asked to assess the job and add it to our project. The following amendment details the work to be done and the cost to replace the exterior lighting on the TRC building with LED lights.



**City of Paris and Trane
Trane Project No. 50956**

Amendment No. 1 to PACT™ Agreement

This Amendment No. 1 is made and entered into as of the ____ day of _____, 2017, to amend that certain PACT™ Agreement (hereinafter the "Agreement"), dated as of June 22, 2017, by and between Trane U.S. Inc., (hereinafter "Trane") and City of Paris (hereinafter "Customer").

In consideration of the agreements of the parties herein contained, and other and further consideration, the receipt and sufficiency of which the parties do hereby acknowledge, Trane and Customer do hereby agree as follows:

1. Trane will add additional project scope to the existing PACT agreement. Trane will retrofit the existing exterior fixtures to LED at the City owned building located at 1108 Tyson Ave, Paris, TN. The work will consist of replacing seven (7) wall pack fixtures and four (4) exterior recessed mounted can lights as specified in Attachment 1A. Parking lot fixtures and interior lights are NOT included in this Amendment No.1.
2. In exchange for the additional scope of work, the CUSTOMER will accept a change order billed in the amount of Three Thousand Five Hundred Eighty Nine Dollars \$3,589.00, making the new Amended total project price \$2,400,976.00 to be paid within accordance to Section 1.05. Services Payment Terms of the existing Trane PACT Agreement.

Except as expressly provided herein, no other provisions of the PACT Agreement are amended.

IN WITNESS WHEREOF, the duly authorized representatives of the parties have each executed this Amendment No. 1, effective as of the date first above written.

Trane U.S. Inc.

City of Paris, TN

By: _____
Owen M. Nevader
Its: Comprehensive Solutions Leader

By: _____
Mayor Carlton Gerrell
Its: City Mayor

Date: _____

Date: _____

Trane's state contractor's license number: **00023034**

Approved as to Legal Form:

By: _____
Name: _____
Title: _____
Date: _____

**NEW BUSINESS
AGENDA ITEM NO. 6**

Amendment to Resolution 1583 pertaining to the Energy Efficiency Project Bond Issue

The following resolution simply changes some wording from the original resolution passed in May to allow us to use the "leftover" funds from the bond issue on additional energy efficient jobs to be added to the overall project. Additional information will be given at the meeting.

RESOLUTION NO. 1593

A RESOLUTION AMENDING RESOLUTION NO. 1583 TO PROVIDE THAT PROJECT COSTS MAY BE PAID FROM PROCEEDS OF ANY BONDS AUTHORIZED THEREIN

WHEREAS, the Board of Commissioners of the City of Paris, Tennessee (the "Municipality") adopted Resolution No. 1583 on May 4, 2017 (the "Resolution") authorizing the issuance and sale of multiple series of general obligation bonds of the Municipality, including qualified energy conservation bonds; and

WHEREAS, to provide the Municipality with the most flexibility and benefit with respect to the use of its bond proceeds, the Board of Commissioners desires to amend the Resolution to provide that the Municipality may pay the costs of those projects authorized in the Resolution (the "Projects") with the proceeds of any bonds authorized in the Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Paris, Tennessee, as follows:

Section 1. The following sentence in Section 8(b) of the Resolution is hereby deleted: "The funds in the Federally Taxable Bond subaccount of the Construction Fund shall be disbursed solely to pay the costs of issuance and sale of the QECBs and Federally Taxable Bonds but, in no event, the costs of the Projects." Such sentence is replaced with the following: "The funds in the Federally Taxable Bond subaccount of the Construction Fund shall be disbursed to pay the costs of issuance and sale of the QECBs and Federally Taxable Bonds and may be additionally used to fund the costs of the Projects."

Section 2. All actions of the City in accordance with this Resolution amendment are hereby ratified and approved.

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed, and this resolution shall be in immediate effect from and after its adoption.

Adopted and approved this 3rd day of August, 2017.

By: _____
MAYOR

ATTEST:

CITY RECORDER/FINANCE DIRECTOR

STATUS OF VARIOUS PROJECTS
August 2017

ITEM	PRIMARY STAFF	TARGET COMPLETION DATE(S)	NOTES
Alley Drainage Project	Jessie/Foster	Late Summer 2017	The sewer main running the length of alley #3 has been lined and lining of the services along the main should be done in the next couple of weeks. In the meantime, Public Works will begin to remove the asphalt and pour concrete where needed.
Signalization at Jim Adams & Volunteer Drives	Morris/Foster	Summer 2017	Quite a bit of work has been completed in the last week. Work was done on the pedestals for the poles although the contractor is still waiting on some equipment from the supplier. Sidewalk and curb work should be complete by the night of the meeting, weather permitting.
HOME Grant	Morris/Foster	2018	All inspections on house #3 have been completed and all information has been sent to the State for their inspection and approval.
Back Alley Paris	Foster/Morris/Ray(DPA)	On-Going	In addition to the ABC grant that has been submitted, we have also applied for a Delta Regional Authority grant where we are asking for funding for artwork in alley #3. We can use the work we are doing to this alley as an in-kind match so, if awarded, we won't be out any money that had not already been budgeted.
City Hall Renovations	Foster/Elizondo	Summer 2017	Building modifications are almost complete, just waiting on cabinets and counter tops for the new records office, as well as signage on the outside of the building designating the entrance for the Police Dept.
Preserve Paris	Foster/Morris	On-Going	We haven't yet determined where or when our next event will be, we're open to suggestions.
Demolitions	Foster/Brown	On-Going	We were able to complete two demos in July with our track hoe, one of which was the Jackson St house where we collaborated with the HAPNA. Three demos were done by property owners.
Tourism Enhancement Grant	Foster/Morris	Fall 2017	Preparation of the site, including removal of landscaping and installation of sewer and electrical hookups has been completed. Curb work is underway as well. The brick mason will pour the foundation soon.
ADA Compliance	Foster/Morris/Rock	On-Going	A list of all city facilities was sent to our consultant in June for evaluation and cost estimation of a transition plan.
MS4	Foster/Morris/Brown	On-Going	Beginning in July someone from SSR, our MS4 consultant, will be at City Hall at least once a month to assist with any and all MS4 issues.
Energy Efficiency Project with Trane	Foster	2018	Dehumidifier has been ordered, installation should begin at the end of August. Phase one of street light replacement should begin by the end of August and will be centered in the Foxfire subdivision.
TN ECD Façade Grant	Foster/Morris	Fall of 2018 if awarded	We will be reapplying for this grant with the same scope as last year. This grant is targeted toward downtown façade improvements. The application deadline is August 11, award announcements will be in the fall.
NRPA Grant	Foster/Lawrence/Morris	Fall of 2017 if awarded	This is a recreation grant where Disney is the sponsoring agency. We have applied for this grant to construct a pump track in Eiffel Tower Park Extended. The pump track is in our park master plan and we felt it was a unique enough feature to fit what this grant is looking for. This is the first year for this grant so we are hoping it will not be too competitive and our project will have a good shot at being funded.