



Board of Mayor and Aldermen

Meeting Agenda

Town Hall
334 Atoka-Munford Avenue

Tuesday, August 10, 2021
7:00 p.m.

Invocation & Pledge of Allegiance

I. Call to Order & Roll Call

II. Minutes

- a. Regular Board Meeting – July 13, 2021 Exhibit A

III. Reports

- a. Financial Report ♦ Exhibit B

IV. Old Business

- 1. Ordinance – Final Consideration – International Mechanical Code 2018 Exhibit C
- 2. Ordinance – Final Consideration – International Plumbing Code 2018 Exhibit D
- 3. Ordinance – Final Consideration – International Residential Code 2018 Exhibit E
- 4. Ordinance – Final Consideration – International Building Code 2018 Exhibit F

V. New Business

- a. Ordinances & Resolutions
 - 1. Resolution – Approving an Interlocal Agreement for Dispatching Services Exhibit G

VI. Departmental Reports

- a. Code Enforcement Director Wallace
- b. Fire Department Chief Posey
- c. Parks Department Director Isbell
- d. Police Department Chief Rudolph
- e. Public Works Department Director Patrick

VII. Miscellaneous Items from the Mayor, Board of Aldermen, Town Administrator

VIII. Citizen Concerns

IX. Adjourn



Office of the Town Administrator

MEMORANDUM

To: Honorable Mayor Daryl Walker & Board of Aldermen
From: Marc Woerner, Town Administrator
Re: Agenda items for August 10, 2021

1. **Exhibit A – Board Meeting Minutes** - The minutes from the Board's regular monthly meeting in July are included for review and approval.
2. **Exhibit B – Financial Reports** – The monthly report detailing fiscal year financial performance through the month of July is included in the packet for your review.
3. **Exhibits C through F – International Codes 2018** – The Town is currently operating under 2012 Building Codes and needs to update the codes to the 2018 standards. There are four (4) Codes that should be adopted. – Mechanical, Plumbing, Residential, and Building. The Ordinances that are in your packets are the proposed Ordinances along with the Ordinances that would be repealed. It is important to note that the entire code is not being proposed, only the sections that we feel are appropriate for Atoka. Staff recommends adoption of the Ordinances.
4. **Exhibit G - Resolution – Approving Emergency Communications District Agreement** – This resolution approves the annual contract between the Town of Atoka and the Tipton County Emergency Communications District. TCECD provides dispatching services for emergency service operations across the county, including the Atoka Police Department and Atoka Fire. The total cost of dispatching services for Atoka will be \$63,928 – a rate that is unchanged from FY2020. Those costs are split within the budget between the Police and Fire Departments based on call volumes.
5. **Department Reports** – Monthly reports from the Departments have been included in the Board packet for your review.

If you have questions on any of these items prior to the Board meeting, please do not hesitate to call me



August 10, 2021
Exhibit A

TOWN OF ATOKA
334 Atoka-Munford Avenue
Atoka, Tennessee 38004
Phone: (901) 837-5300
www.TownofAtoka.com

**Town of Atoka Board of Mayor and Aldermen
Regular Monthly Meeting
July 13, 2021, 7:00 p.m.**

The Invocation was led by Mayor Daryl Walker. All present joined in the pledge to the flag.

The meeting was called to order by Mayor Walker at 7:00 p.m.

The Town of Atoka Board of Mayor and Aldermen met with the following:

Present: Mayor Daryl Walker, Aldermen Barry Akin, Danny Feldmayer, John Harber, Cody Pace and Alderwoman Renfrow

Also present: Town Recorder Debbie Pickard, Town Administrator Marc Woerner, Town Attorney Kasey Culbreath, Fire Chief Henry Posey, Park Director Dorothy Isbell, Police Captain Ellwood Public Works Director Dalton Patrick, Codes Director Rex Wallace and attached list.

Absent: Alderman Brett Giannini who is away on military service and Police Chief Anthony Rudolph.

Minutes Approval: Beer Board Meeting June 08, 2021 – Exhibit A - Alderman Feldmayer made a motion to accept the minutes as presented. Alderman Akin seconded the motion. All in favor. Motion carried.

Regular Monthly Meeting June 08, 2021 – Exhibit B – Alderman Feldmayer made a motion to accept the minutes as presented. Alderman Akin seconded the motion. All in favor. Motion carried.

Financial Report: Exhibit C – Administrator Woerner reviewed the financial report as presented. Alderman Feldmayer made a motion to accept the report as presented. Alderman Akin seconded the motion. All in favor. Motion carried.

Old Business:

Ordinances and Resolutions:

- 1. Ordinance 21-07-01 – Final Consideration – Adopting Rules of the Road – Exhibit D**– The Board had no objection to reading the ordinance by title only. The Recorder read the ordinance by title only. Alderman Feldmayer made a motion to approve on final consideration. Alderwoman Renfrow seconded the motion. Roll call. Renfrow-yes, Akin-yes, Feldmayer-yes, Harber-yes, Pace-yes, and Giannini-absent. Motion carried.
- 2. Trash Collection Update – Waste Pro** - Waste Pro Municipal Marketing Director Lori Cate reviewed with the Board the contract issues regarding goals and benchmarks for missed trash collections and failing equipment that were discussed at the April 13, 2021 Board meeting. She advised that improvements had been made. She will continue to monitor the trash and recycling pickups.

New Business:

- 1. Special Presentation – Employee Swearing in** – Mayor Walker administered the Atoka Fire Oath of Office to Firefighter/EMT- Tony Cavallo.
- 2. Firefighter of the Year** – Mayor Walker presented Firefighter/Paramedic Andrew Stroud with the 2020 Firefighter of the Year Award.
- 3. Planning Commission Member Appointment** – Alderman Akin made a motion to appoint Alderman Feldmayer to the Atoka Planning Commission to fill Alderman Giannini's seat until his return from military orders and once Alderman Giannini returns, he will automatically return to his seat on the Planning Commission. Alderman Harber seconded the motion. All in favor. Motion carried.

4. **Mayoral Appointment – Public Works Committee** – Mayor Walker appointed Alderman Akin to the Public Works Committee to fill Alderman Giannini’s committee seat until he returns from military duty. There is no action required from the Board.
5. **Special Event Approval – Exhibit E – Rock the Block August 7, 2021** – Park Director Isbell reviewed the event as presented. Alderman Feldmayer made a motion to approve the event, removing the portion allowing parking on Meade Lake Rd. Alderman Harber seconded the motion. All in favor. Motion carried.

Ordinances and Resolutions:

1. **Ordinance – First Consideration – International Mechanical Code 2018 –Exhibit F** – The Board had no objection to reading the ordinance by title only. The Recorder read the ordinance by title only. Alderman Feldmayer made a motion to approve the ordinance on first consideration. Alderman Pace seconded the motion. Roll Call. Akin-no, Feldmayer-yes, Harber-yes, Pace-yes, Renfrow-yes and Giannini-absent. Motion carried.
2. **Ordinance – First Consideration – International Plumbing Code 2018 –Exhibit G** – The Board had no objection to reading the ordinance by title only. The Recorder read the ordinance by title only. Alderman Pace made a motion to approve the ordinance on first consideration. Alderman Harber seconded the motion. Roll Call. Feldmayer-yes, Harber-yes, Pace-yes, Renfrow-yes, Akin-no and Giannini-absent. Motion carried.
3. **Ordinance – First Consideration – International Residential Code 2018 –Exhibit H** – The Board had no objection to reading the ordinance by title only. The Recorder read the ordinance by title only. Alderman Pace made a motion to approve the ordinance on first consideration. Alderman Renfrow seconded the motion. Roll Call. Harber-yes, Pace-yes, Renfrow-yes, Akin-no, Feldmayer-yes and Giannini-absent. Motion carried.
4. **Ordinance – First Consideration – International Energy Code 2018 –Exhibit I** – The Board had no objection to reading the ordinance by title only. The Recorder read the ordinance by title only. Alderman Pace made a motion to approve the ordinance on first consideration. Alderman Renfrow seconded the motion. Roll Call. Harber-no, Pace-yes, Renfrow-yes, Akin-no, Feldmayer-no and Giannini-absent. Motion failed.
5. **Ordinance – First Consideration – International Building Code 2018 –Exhibit J** – The Board had no objection to reading the ordinance by title only. The Recorder read the ordinance by title only. Alderman Harber made a motion to approve the ordinance on first consideration. Alderman Pace seconded the motion. Roll Call. Pace-yes, Renfrow-yes, Akin-no, Feldmayer-yes, Harber-yes and Giannini-absent. Motion carried.
6. **Resolution – 21-07-01 – Approving an Agreement for Municipal Software – Exhibit K** – Alderman Feldmayer made a motion to approve the resolution as presented. Alderman Akin seconded the motion. All approved. Motion carried.
7. **Resolution – 21-07-02 – Acceptance of Subdivision for McLaughlin Williamsburg Estates – Exhibit L** – Alderman Feldmayer made a motion to accept the resolution as presented. Alderman Akin seconded the motion. All in favor. Motion carried.
8. **Resolution – 21-07-03 – Acceptance of Subdivision for Williamsburg McLaughlin Estates – Exhibit M** – Alderman Feldmayer made a motion to accept the resolution as presented. Alderman Renfrow seconded the motion. All in favor. Motion carried.
9. **Resolution – 21-07-04 – Acceptance of Subdivision for Williamsburg McLaughlin Estates – Exhibit N** – Alderman Feldmayer made a motion to accept the resolution as presented. Alderman Pace seconded the motion. All in favor. Motion carried.

Miscellaneous Items:

10. **Resolution – 21-07-05 – Data Share Agreement for GIS Data – Exhibit O** – Alderman Feldmayer made a motion to accept the resolution as presented. Alderman Akin seconded the motion. All in favor. Motion carried.

Departmental Reports:

1. **Code Enforcement:** Director Wallace reviewed the report as presented.

2. **Fire Department:** Chief Posey reviewed the report as presented. Chief Posey advised the Board of the following: Chief Posey advised that Munford Fire Chief Alan Barkelew was recently injured at his home and is in serious condition in the hospital. Chief Posey is still waiting on the AFG grant decision for the SAFER Grant and the Fire Apparatus Grant.
3. **Parks Department:** Director Isbell reviewed the report as presented. Director Isbell advised the Board of the following: The Cops and Bobbers and Food Truck Festival were a success. The new rules for the splash pad are going well. The softball 6U, 12U and 18U teams all made it to the World Series Tournament. The Rock the Block event will be held August 7 at Walker Park.
4. **Police Department:** Captain Ellwood reviewed the report as presented. Captain Ellwood recognized Officer Swain for a notable arrest last month. Captain Ellwood thanked all the surrounding law enforcement agencies for their participation at the Cops and Bobbers event. Officers are continuing the training schedule. Officer Rick Singletary was recognized for the May 2021 Officer of the Month. Officer Dylan Daniel was Recognized for the June 2021 Officer of the Month.
5. **Public Works Department:** Director Patrick reviewed the report as presented. Director Patrick advised the Board of the following: Director Patrick recently hired two employees, one of which started last week. The paving for the subdivisions accepted in tonight's meeting is anticipated to be completed by October. Director Patrick will be putting out the bid for the sidewalk to access Atoka Elementary School next week.

Miscellaneous Items from the Mayor, Board of Aldermen, Town Administrator:

1. Alderman Harber expressed concerns about drainage issues at Beverly Cove. Administrator Woerner advised that staff had looked into it, and it appears everything was installed as designed.
2. Alderman Pace asked staff to schedule a work session for the 2015 Fire Code and the 2018 Building Code.
3. Alderman Akin advised that there is a blood drive shortage and asked for help with donations.

Citizen Concerns:

1. Keith Richter of 124 Smithers expressed concerns on the timeline for the building codes.
2. Carl Cherry of 65 Jessie Cove expressed thanks to the Board for the new fireworks ordinance and for posting the information on social media.
3. Guy Critelli of 503 Beverly expressed that he is not in favor of additional streetlights on Beverly Cove.
4. Tena Bryan of 2375 Meade Lake Rd thanked the Board for allowing the Munford Band Boosters the use of Town facilities for a car wash fund raiser.
5. County Commissioner Stephen Shopper advised that Tipton County passed their FY22 budget with no property tax increase. The budget appropriated a large paving schedule for the county roads.

Alderman Feldmayer motioned to adjourn the meeting. Alderman Akin seconded the motion. The meeting ended at 8:52 pm.

W. Daryl Walker, Mayor

Deborah Pickard, Recorder

SUMMARY OF FINANCIAL CONDITION VS. BUDGET

For the One Month Ending July 31, 2021

<u>General Fund</u>	1 month	% of Budget	
Revenues:	Actual	Budget	Total Budget
Property Tax	28,423	1.2%	2,295,420
Sales Tax	278,045	9.0%	3,085,681
Grants	0	0.0%	566,652
Other Revenues	145,262	12.2%	1,191,322
Total	451,730		7,139,075
Expenditures:			
Legislature & Judicial	2,241	3.4%	65,800
Finance & Administration	46,811	8.6%	544,890
Police	126,282	5.7%	2,234,518
Fire	113,103	6.4%	1,778,528
Planning & Inspection	24,853	5.8%	426,370
Streets	67,649	5.5%	1,230,754
Parks & Recreation	121,442	18.5%	658,215
Total	502,381		6,939,075
Excess Revenue Over Expenditures	-50,651		200,000
Cash on Hand at End of Period (1)	3,887,764		

<u>State Street Aid Fund</u>			
Revenue	31,126	9.3%	336,360
Expenditures	0	0.0%	336,360
Excess Revenue Over Expenses	31,126	0	
Cash on Hand at Beginning of Year	203,178		
Cash on Hand at End of Period	234,304		

<u>Drug Fund</u>			
Revenue	2,938	9.5%	31,000
Expenditures	0	0.0%	6,000
Excess Revenue Over Expenses	2,938	0	25,000
Cash on Hand at Beginning of Year	44,454		
Cash on Hand at End of Period	47,392		

(1) Does not include Fire Dept, Celebrate, and Park AC of:

354,188

August 10, 2021

Exhibit B

<u>Solid Waste Collections</u>			
Revenue	44,830	7.5%	600,000
Expenditures	0	0.0%	720,000
Excess Revenue Over Expenses	44,830	0	-120,000
Cash on Hand at Beginning of Year	116,211		120,000
*Cash on Hand at End of Period	161,041		0

SUMMARY OF FINANCIAL CONDITION WATER FUND

For the One Month Ended July 31, 2021

Cash on Hand at Beginning of Year	\$ 523,465
Cash on Hand at End of Period	\$ 588,996
Total Bonds/Notes outstanding 07/31/21	\$ 2,186,738

**Combined WT/SW*

Net Income(Regulatory Basis) vs. Prior Year		
	7/31/2021	7/31/2020
Revenues	\$ 150,417	\$ 254,852
Expenses		
Water Purchases	\$ 48,432	\$ 52,316
Payroll and Benefits	\$ 24,557	\$ 43,534
System Maintenance	\$ 3,029	\$ 22,977
System Operation	\$ 142	\$ 10,850
Billing and Payments	\$ 9,974	\$ 19,798
Other Expenses	\$ 14,094	\$ 45,001
Depreciation	\$ 16,764	\$ 39,583
Total	\$ 116,992	\$ 234,059
Net Income (loss)	\$ 33,425	\$ 20,793

*WT/SW combined
this column*

Note: Prior year amts for System Operation, Billing and Payments, and Other Expenses combined under Other Expenses.

SUMMARY OF FINANCIAL CONDITION

SEWER FUND

For the One Month Ended July 31, 2021

Cash on Hand at Beginning of Year	\$ 2,006,806
Cash on Hand at End of Period	\$ 2,114,442
Total Bonds/Notes outstanding 07/31/21	\$ 2,186,738

*Combined WT/SW

Net Income(Regulatory Basis) vs. Prior Year		
	7/31/2021	7/31/2020
Revenues	\$ 98,084	\$ 254,852
Expenses		
Sewer Treatment Fees	\$ 10,113	\$ 10,641
Payroll and Benefits	\$ 25,753	\$ 43,534
System Maintenance	\$ 9,360	\$ 22,977
System Operation	\$ 10,399	\$ 10,850
Billing and Payments	\$ 8,688	\$ 19,798
Other Expenses	\$ 9,859	\$ 45,001
Depreciation	\$ 16,764	\$ 39,583
Total	\$ 90,936	\$ 192,384
Net Income (loss)	\$ 7,148	\$ 62,468

WT/SW combined
this column

Total - All Funds: \$ 7,461,146

Note: Prior year amts for System Operation, Billing and Payments, and Other Expenses combined under Other Expenses.

AN ORDINANCE AMENDING TITLE 12 CHAPTER 3 OF THE TOWN OF ATOKA, TENNESSEE MUNICIPAL CODE OF ORDINANCES RELATED TO THE BUILDING CODE. ADOPTING THE 2018 EDITION OF THE INTERNATIONAL MECHANICAL CODE

WHEREAS, regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to use or maintenance of mechanical systems in the Town of Atoka, Tennessee and providing for the issuance of permits and collection of fees; therefore, and

WHEREAS, the State of Tennessee requires municipalities that adopt codes to remain within seven (7) years of the most recently published code, thereby requiring the Town to update its 2012 codes and

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF ATOKA, THAT:

Section 1. That a certain document, one (1) copy of which are on file in the office of the Town Recorder of Town of Atoka, Tennessee, being marked and designated as the *International Mechanical Code*, 2018 edition, including Appendix Chapters (none), as published by the International Code Council, be and is hereby adopted as the Mechanical Code of the Town of Atoka in the State of Tennessee regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of mechanical systems as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Mechanical Code on file in the office of the Town Recorder are hereby referred to, adopted, and made a part hereof, as if fully set out in this legislation, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

Section 2. The following sections are hereby revised:

Section 101.1. Insert: Town of Atoka

Section 106.5.2. Insert: The fee schedule specified in Sections 106.5.2 shall be as periodically set by the Town of Atoka Board of Mayor and Alderman.

Section 106.5.3 Insert: Shall be deleted in its entirety.

Section 108.4. Insert: "Misdemeanor" a maximum of "fifty dollars" (\$50.00) shall be specified; all references to imprisonment are deleted.

Section 3. That Ordinance No. 2016-03-05 of Town of Atoka, Tennessee referencing the 2012 International Codes and all other ordinances or parts of laws in conflict herewith are hereby repealed.

Section 4. That if any section, subsection, sentence, clause, or phrase of this legislation is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Town of Atoka, Tennessee Mayor and Board of Alderman hereby declares that it would have passed this law, and each section, subsection, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 5. That nothing in this legislation or in the Mechanical Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 2 of this law; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this legislation.

Section 6. That the Town Recorder is hereby ordered and directed to cause this legislation to be published.

Section 7. This ordinance shall take effect from and after its passage, the welfare of the town requiring it.

PASSED on the First Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 13th day of June 2021.

PASSED on the Second Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 10th day of August 2021.

W. Daryl Walker, Mayor

ATTEST:

Town Recorder

AN ORDINANCE CREATING TITLE 12 CHAPTER 3 OF THE ATOKA MUNICIPAL CODE OF ORDINANCES RELATED TO THE MECHANICAL CODE.

WHEREAS, the Town of Atoka desires to adopt a standard set of regulations governing the installation of mechanicals systems in construction within the town; and

WHEREAS, the State of Tennessee requires municipalities that adopt codes to remain within seven (7) years of the most recently published code, thereby requiring the Town to update its 2006 codes.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF ATOKA, TENNESSEE as follows:

SECTION 1. Title 12, Chapter 3 of the Atoka Municipal Code is hereby created and shall read as follows:

CHAPTER 3

MECHANICAL

SECTION

- 12-301. Mechanical code adopted.
- 12-302. Modifications.
- 12-303. Available in recorder's office.
- 12-304. Violations.

12-301. Mechanical code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-516 and for purpose of regulating the installation of mechanical systems, including alterations, repairs, replacement, equipment, appliances, fixtures, fittings and/or appurtenances thereto, including ventilating, heating, cooling, air conditioning, and refrigeration systems, incinerators, and other energy-related systems, the International Mechanical Code, 2012 edition, as prepared and adopted by the International Code Council, Inc. is hereby adopted and incorporated by reference as a part of this code and is hereinafter referred to as the mechanical code.

12-302. Modifications. The following sections of the International Plumbing Code, 2012 edition, are hereby revised as follows;

- (1) The Town of Atoka shall be inserted in the blanks referring to the name of the jurisdiction.
- (2) Add the following text to Section 106.5.3: "Any work which has not had an inspection within 180 days from issuance of the permit or has not had any subsequent required inspections within 180 days from previous inspections will be deemed that the work has been suspended or abandoned and the permit shall become invalid."

- (3) The fee schedule specified in Sections 106.6 and 106.6.2 shall be as periodically set by the Board of Mayor and Aldermen.
- (4) In Section 108.4, the blanks referring to violations shall be inserted with “misdemeanor” and “fifty dollars” (\$50.00) as appropriate; and all references to imprisonment shall be deleted.
- (5) In Section 108.5, “\$50.00” shall be inserted into the blanks specifying the maximum fine for violation of the code.

12-303. Available in recorder's office. Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, one (1) copy of the plumbing code has been placed on file in the recorder's office and shall be kept there for the use and inspection of the public.

12-204. Violations. It shall be unlawful for any person to violate or fail to comply with any provision of the plumbing code as herein adopted by reference and modified.

SECTION 2. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Mayor and Council hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 3. That nothing in this ordinance or in the International Mechanical Code, 2012 edition, hereby adopted shall be construed to affect any suit or proceeding impending in any court or any rights acquired, or liability incurred, or any causes of action acquired or existing, under any act or ordinance hereby repealed, nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this ordinance.

SECTION 4. This ordinance shall take effect on July 1, 2016, the public welfare requiring it.

PASSED on the First Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 9th day of February, 2016.

PUBLIC HEARING held by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 8th day of March, 2016.

PASSED on the Final Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 8th day of March, 2016.

W. Daryl Walker, Mayor

ATTEST:

Town Recorder

August 10, 2021

ORDINANCE NUMBER _____

Exhibit D

AN ORDINANCE AMENDING TITLE 12 CHAPTER 2 OF THE TOWN OF ATOKA, TENNESSEE MUNICIPAL CODE OF ORDINANCES RELATED TO THE BUILDING CODE. ADOPTING THE 2018 EDITION OF THE INTERNATIONAL PLUMBING CODE

WHEREAS, regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to use or maintenance of plumbing systems in the Town of Atoka, Tennessee; and providing for the issuance of permits and collection of fees; therefore, and

WHEREAS, the State of Tennessee requires municipalities that adopt codes to remain within seven (7) years of the most recently published code, thereby requiring the Town to update its 2012 codes and

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF ATOKA, THAT:

Section 1. That a certain document, One (1) copy of which are on file in the office of the Town Recorder of Town of Atoka, Tennessee, being marked and designated as the *International Plumbing Code*, 2018 edition, including Appendix Chapters (None) as published by the International Code Council, be and is hereby adopted as the Plumbing Code of the Town of Atoka in the State of Tennessee regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of plumbing systems as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Plumbing Code on file in the office of the Town Recorder are hereby referred to, adopted, and made a part hereof, as if fully set out in this legislation, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

Section 2. The following sections are hereby revised:

Section 101.1. Insert: Town of Atoka

Section 106.6.2. Insert: The fee schedule specified in Sections 106.6 and 106.6.2 shall be as periodically set by the Town of Atoka Board of Mayor and Alderman.

Section 106.6.3. Insert: Delete in its entirety.

Section 108.4. Insert: "Misdemeanor" a maximum of "fifty dollars" (\$50.00) shall be specified; all references to imprisonment are deleted.

Section 305.4.1. Insert: "18 inches" minimum depth of underground sanitary sewer installation.

Section 3. That Ordinance No. 2016-03-04 of the Town of Atoka, Tennessee referencing the 2012 International Codes and all other ordinances or parts of laws in conflict herewith are hereby repealed.

Section 4. That if any section, subsection, sentence, clause or phrase of this legislation is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Town of Atoka, Board of Mayor and Alderman hereby declares that it would have passed this law, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 5. That nothing in this legislation or in the Plumbing Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this law; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this legislation.

Section 6. That the Town Recorder is hereby ordered and directed to cause this legislation to be published.

Section 7. This ordinance shall take effect from and after its passage, the welfare of the town requiring it.

PASSED on the First Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 13th day of June, 2021.

PASSED on the Second Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 10th day of August, 2021.

W. Daryl Walker, Mayor

ATTEST:

Town Recorder

ORDINANCE NUMBER 2016-03-04

Exhibit D

AN ORDINANCE AMENDING TITLE 12 CHAPTER 2 OF THE ATOKA MUNICIPAL CODE OF ORDINANCES RELATED TO THE PLUMBING CODE.

WHEREAS, Title 12, Chapter 2 of the Atoka Municipal Code of Ordinances establishes and governs plumbing codes within the Town of Atoka; and

WHEREAS, the existing chapter has adopted the Standard Building Code, 1988 edition to govern plumbing codes within the Town; and

WHEREAS, the State of Tennessee requires municipalities that adopt codes to remain within seven (7) years of the most recently published code, thereby requiring the Town to update its 2006 codes.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF ATOKA, TENNESSEE as follows:

SECTION 1. Title 12, Chapter 2, Section 201 of the Atoka Municipal Code is hereby deleted in its entirety and replaced as follows:

12-201. Plumbing code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-506 and for the purpose of regulating plumbing installations, including alterations, repairs, equipment, appliances, fixtures, fittings, and the appurtenances thereto, within or without the town, when such plumbing is or is to be connected with the town water or sewerage system, the International Plumbing Code, 2012 edition with all amendments as prepared and adopted by the International Code Council, Inc. is hereby adopted and incorporated by reference as a part of this code and is hereinafter referred to as the plumbing code.

SECTION 2. Title 12, Chapter 2, Section 202 of the Atoka Municipal Code is hereby deleted in its entirety and replaced as follows:

12-102. Modifications. The following sections of the International Plumbing Code, 2012 edition, are hereby revised as follows;

- (1) The Town of Atoka shall be inserted in the blanks referring to the name of the jurisdiction.
- (2) Add the following text to Section 106.5.3: "Any work which has not had an inspection within 180 days from issuance of the permit or has not had any subsequent required inspections within 180 days from previous inspections will be deemed that the work has been suspended or abandoned and the permit shall become invalid."
- (3) In Section 106.6.3, paragraphs #2 and #3 shall be deleted.
- (4) In Section 108.4, the blanks referring to violations shall be inserted with "misdemeanor" and "fifty dollars" (\$50.00) as appropriate; and all references to imprisonment shall be deleted.
- (5) In Section 305.6.1, "18 inches" shall be inserted into the blanks referring to minimum depths for underground sanitary sewer installations.
- (6) In Section 603.2, Exception #2 shall be deleted.

- (7) In Section 904.1 "12 inches" shall be inserted into the blanks referring to minimum heights for roof vents.
- (8) Permit fees required to be collected under the building code shall be established from time to time by resolution adopted by the Board of Mayor and Aldermen.

SECTION 3. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Mayor and Council hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 4. That nothing in this ordinance or in the International Plumbing Code, 2012 edition, hereby adopted shall be construed to affect any suit or proceeding impending in any court or any rights acquired, or liability incurred, or any causes of action acquired or existing, under any act or ordinance hereby repealed, nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this ordinance.

SECTION 5. This ordinance shall take effect on July 1, 2016, the public welfare requiring it.

PASSED on the First Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 9th day of February, 2016.

PUBLIC HEARING held by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 8th day of March, 2016.

PASSED on the Final Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 8th day of March, 2016.

W. Daryl Walker, Mayor

ATTEST:

Town Recorder

August 10, 2021

ORDINANCE NUMBER _____

Exhibit E

AN ORDINANCE AMENDING TITLE 12 CHAPTER 4 OF THE TOWN OF ATOKA, TENNESSEE MUNICIPAL CODE OF ORDINANCES RELATED TO THE BUILDING CODE. ADOPTING THE 2018 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE

WHEREAS, regulating and governing the construction, alteration, movement, enlargement, replacement, repair, equipment, location, removal and demolition of detached one- and two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories in height with separate means of egress in the Town of Atoka, Tennessee, providing for the issuance of permits and collection of fees; therefore: and

WHEREAS, the State of Tennessee requires municipalities that adopt codes to remain within seven (7) years of the most recently published code, thereby requiring the Town to update its 2012 codes and

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF ATOKA, THAT:

Section 1. That a certain document, one (1) copy of which are on file in the office of the Town Recorder of Town of Atoka, Tennessee, being marked and designated as the *International Residential Code*, 2018 edition, including Appendix Chapters A, B, C, J, P and Q (see *International Residential Code* Section R102.5, 2018 edition), as published by the International Code Council, be and is hereby adopted as the Residential Code of the Town of Atoka, in the State of Tennessee for regulating and governing the construction, alteration, movement, enlargement, replacement, repair, equipment, location, removal and demolition of detached one- and two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories in height with separate means of egress as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Residential Code on file in the office of the Town Recorder are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

Section 2. The following sections are hereby revised:

Section R101.1. Insert: Town of Atoka

Table R301.2 (1) Insert: Design Criteria

- a) Ground Snow Load – 10
- b) Wind Speed – 90 (mph)
- c) No Topographic Wind Effects
- d) Seismic Design Category – D,1
- e) Weathering Index for Concrete – Severe
- f) Frost Line Depth – 12 in.
- g) Termite Infestation Probability – Moderate to Heavy
- h) Ice Underlayment Requirement – None

- a. Flood Hazard – Original Map Effective 12/19/2006
- b. Air Freeze Index – 393 per 100-year value
- c. Mean Annual Temp – 59.5

All residential structures in the Town of Atoka and Region shall be built on sixteen (16”) inch centers or less including floor- framing members, roof- members and wall-framing members (however wall-framing members may be constructed on twenty-four (24”) inch centers if using 2”X 6” studs or larger).

Section R313 Automatic Fire Sprinkler Systems is not mandatory, pursuant to T.C.A. 68-120-101(a)(8).

Section R314.6 Power Source relating to Smoke Alarms is amended to create Exception 3 that shall read:

Exception 3. Interconnection and hardwiring of smoke alarms in existing areas shall not be required where the alterations or repairs do not result in the removal of interior or walls or ceiling finishes exposing the structure.

Figure R301.2(2) Seismic Design Categories is deleted and replaced with Figure R301.2(2) Seismic Design Categories Site Class D from 2015 IRC

Section N1102.4.1.2 (R402.4.1.2) Testing is replaced with Section N1102.4.2.1 Testing Option and Section N1102.4.2.2 Visual Inspection from 2009 IRC.

Section N1103.3.3 (R403.3.3) Duct Testing (Mandatory) and Section N1103.3.4 (R403.3.4) Duct Leakage (Prescriptive) are optional.

Table N1102.1.2 (R402.1.2) Insulation and Fenestration Requirement by Component and Table N1102.1.4 (R402.1.4) Equivalent U-Factors from 2018 IRC are replaced with Table N1102.1 Insulation and Fenestration Requirements by Component and Table N1102.1.2 Equivalent U-Factor from 2009 IRC.

Section N1102.4.4 (R402.4.4) Rooms Containing Fuel-Burning Appliances is deleted in its entirety.

Table N 1102.1 Insulation and Fenestration Requirements by Component in the 2009 edition is adopted and amended by adding the following as footnote "I ": "Log walls complying with ICC400 and with a minimum average wall thickness of 5" or greater shall be permitted in Zone 3 when a Fenestration U-Factor of .50 or lower is used, a Skylight U-Factor of .65 or lower is used, a Glazed Fenestration SHGC of .30 or lower is used, a 90 AFUE Furnace is used, an 85 AFUE Boiler is used, and a 9.0 HSPF Heat Pump (heating) and 15 SEER (cooling) are used.

Section P2603.5.1 insert the words “18 inches” into appropriate spaces for establishing sewer depths.

Section P2603.5.1 insert the words “18 inches” into appropriate spaces for establishing sewer depths.

Chapters 34 through 43, relating to Electrical Installations are deleted and electrical standards adopted in 0780-02-01 Electrical Installations shall apply.

Section 3. That Ordinance No. 2016-03-06 of Town of Atoka, Tennessee referencing the 2012 International Codes and all other ordinances or parts of laws in conflict herewith are hereby repealed.

Section 4. That if any section, subsection, sentence, clause, or phrase of this legislation is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Town of Atoka, Tennessee Board of Mayor and Alderman hereby declares that it would have passed this law, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 5. That nothing in this legislation or in the Residential Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this law; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this legislation.

Section 6. That the Town Recorder is hereby ordered and directed to cause this legislation to be published.

Section 7. This ordinance shall take effect from and after its passage, the welfare of the city requiring it.

PASSED on the First Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 13th day of July, 2021.

PASSED on the Second Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 10th day of August, 2021.

W. Daryl Walker, Mayor

ATTEST:

Town Recorder

ORDINANCE NUMBER 2016-03-06

Exhibit E

AN ORDINANCE CREATING TITLE 12 CHAPTER 4 OF THE ATOKA MUNICIPAL CODE OF ORDINANCES RELATED TO THE RESIDENTIAL CODE.

WHEREAS, the Town of Atoka desires to adopt a standard set of regulations governing the construction of residential structures within the town; and

WHEREAS, the State of Tennessee requires municipalities that adopt codes to remain within seven (7) years of the most recently published code, thereby requiring the Town to update its 2006 codes.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF ATOKA, TENNESSEE as follows:

SECTION 1. Title 12, Chapter 4 of the Atoka Municipal Code is hereby created and shall read as follows:

CHAPTER 4

RESIDENTIAL

SECTION

- 12-401. Residential code adopted.
- 12-402. Modifications.
- 12-403. Available in recorder's office.
- 12-404. Violations.

12-401. Residential code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-506 and for purpose of securing the public safety, health, and general welfare through structural strength, stability, sanitation, adequate light, and ventilation in dwellings, apartment houses, rooming houses, and buildings, structures, or premises used as such, the International Residential Code, 2012 edition, as prepared and adopted by the International Code Council, Inc. is hereby adopted and incorporated by reference as a part of this code and is hereinafter referred to as the residential code

12-402. Modifications. The following sections of the International Residential Code, 2012 edition, are hereby revised as follows;

- (1) The Town of Atoka shall be inserted in the blanks referring to the name of the jurisdiction.
- (2) Add the following text to Section R105.5: "Any work which has not had an inspection within 180 days from issuance of the permit or has not had any subsequent required inspections within 180 days from previous inspections will be deemed that the work has been suspended or abandoned and the permit shall become invalid."
- (3) The following design criteria will be inserted in the blanks for design criteria

of Table R301.2 (1).

- a. Ground Snow Load – 10
- b. Wind Speed – 90
- c. Topographic effects – No
- d. Seismic Design Category – D₁
- e. Weathering Index for Concrete – Moderate
- f. Frost Line Depth – 15"
- g. Termite Infestation Probability – Moderate to Heavy
- h. Ice Barrier Underlayment Requirement – No
- i. Flood Hazard – FIRM Map 47167C0310F dated 12/19/2006 and FIRM Map 47167C0320G dated 05/04/2009
- j. Air Freeze Index – 393 per 100 year value
- k. Mean Annual Temp – 59 degrees

- (4) Delete the following text from Section R302.2 "Exception: A common 1-hour fire-resistant wall" and substitute the following: "Exception: A common 2-hour fire-resistant wall"
- (5) Section R313 "Automatic Sprinkler Systems" shall be deleted in its entirety.
- (6) Chapter 11, relating to energy conservation, shall be deleted in its entirety.
- (7) In Section P2603.6.1 insert the words "18 inches" into the appropriate spaces for establishing sewer depths.
- (8) Chapters 34 through 43, inclusively, shall be deleted in their entirety.
- (9) That any building constructed for the purposes of residential occupancy and use, regardless of the zoning classification, shall have all floor joists, wall studs, ceiling joists, rafters, and trusses be installed at sixteen inches (16") on center

12-403. Available in recorder's office. Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, one (1) copy of the residential code has been placed on file in the recorder's office and shall be kept there for the use and inspection of the public.

12-404. Violations. It shall be unlawful for any person to violate or fail to comply with any provision of the residential code as herein adopted by reference and modified.

SECTION 2. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Mayor and Council hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 3. That nothing in this ordinance or in the International Residential Code, 2012 edition, hereby adopted shall be construed to affect any suit or proceeding impending in any court or any rights acquired, or liability incurred, or any causes of action acquired or existing, under any act or ordinance hereby repealed, nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this ordinance.

SECTION 4. This ordinance shall take effect on July 1, 2016, the public welfare

requiring it.

PASSED on the First Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 9th day of February, 2016.

PUBLIC HEARING held by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 8th day of March, 2016.

PASSED on the Final Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 8th day of March, 2016.

W. Daryl Walker, Mayor

ATTEST:

Town Recorder

ORDINANCE NUMBER _____

Exhibit F

AN ORDINANCE AMENDING TITLE 12 CHAPTER 1 OF THE TOWN OF ATOKA, TENNESSEE MUNICIPAL CODE OF ORDINANCES RELATED TO THE BUILDING CODE. ADOPTING THE 2018 EDITION OF THE INTERNATIONAL BUILDING CODE

WHEREAS, regulating and governing the conditions and maintenance of all property, buildings, and structures; providing for the issuance of permits and collection of fees; therefore, and

WHEREAS, the existing chapter has adopted the International Building Code 2012 edition to govern building codes within the Town granted by Tennessee Code Annotated 6-54-501 through 6-54-506; and

WHEREAS, the State of Tennessee requires municipalities that adopt codes to remain within seven (7) years of the most recently published code, thereby requiring the Town to update its 2012 codes and

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF ATOKA, THAT:

Section 1. That a certain document, one (1) copy of which are on file in the office of the Town Recorder of the Town of Atoka, Tennessee, being marked and designated as the *International Building Code*, 2018 edition, including Appendix Chapters (None)(see *International Building Code* Section 101.2.1, 2018 edition), as published by the International Code Council, be and is hereby adopted as the Building Code of the Town of Atoka, in the State of Tennessee for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Building Code on file in the office of the Town Recorder are hereby referred to, adopted, and made a part hereof, as if fully set out in this legislation, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

Section 2. The following sections are hereby revised:

Section 101.1. Insert: Town of Atoka

Section 105.5. Add the following text to Section 105.5 “Any work which has not had an inspection within 180 days from issuance of the permit or has not had any subsequent required inspections within 180 days from previous inspections will be deemed that the work has been suspended or abandoned and the permit become invalid.”

Section 1612.3. Insert: Town of Atoka

Section 1612.3. Insert: June 7, 2011

Chapter 11. Relating to accessibility, is deleted in its entirety

Section 3. That Ordinance No. 2016-03-03 of Town of Atoka, Tennessee referencing the 2012 International Codes and all other ordinances or parts of laws in conflict herewith are hereby repealed.

Section 4. That if any section, subsection, sentence, clause or phrase of this legislation is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Town of Atoka, Tennessee Board of Mayor and Alderman hereby declares that it would have passed this law, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 5. That nothing in this legislation or in the International Building Code 2018 edition hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this law; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this legislation.

Section 6. That the Town Recorder is hereby ordered and directed to cause this legislation to be published.

Section 7. This ordinance shall take effect from and after its passage, the welfare of the town requiring it.

PASSED on the First Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 13th day of July, 2021.

PASSED on the Second Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 10th day of August, 2021.

W. Daryl Walker, Mayor

ATTEST:

Town Recorder

ORDINANCE NUMBER 2016-03-03

Exhibit F

AN ORDINANCE AMENDING TITLE 12 CHAPTER 1 OF THE ATOKA MUNICIPAL CODE OF ORDINANCES RELATED TO THE BUILDING CODE.

WHEREAS, Title 12, Chapter 1 of the Atoka Municipal Code of Ordinances establishes and governs building codes within the Town of Atoka; and

WHEREAS, the existing chapter has adopted the International Building Code, 2006 edition to govern building codes within the Town; and

WHEREAS, the State of Tennessee requires municipalities that adopt codes to remain within seven (7) years of the most recently published code, thereby requiring the Town to update its 2006 codes.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF ATOKA, TENNESSEE as follows:

SECTION 1. Title 12, Chapter 1, Section 101 of the Atoka Municipal Code is hereby deleted in its entirety and replaced as follows:

12-101. Building code adopted. Pursuant to authority granted by Tennessee Code Annotated §§ 6-54-501 through 6-54-506, and for the purpose of regulating the construction, alteration, repair, use, occupancy, location, maintenance, removal, and demolition of every building or structure or any appurtenance connected or attached to any building or structure, the International Building Code, 2012 edition, as prepared and adopted by the International Code Council, Inc. is hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the building code.

SECTION 2. Title 12, Chapter 1, Section 102 of the Atoka Municipal Code is hereby deleted in its entirety and replaced as follows:

12-102. Modifications. The following sections of the International Building Code, 2012 edition, are hereby revised as follows;

- (1) The Town of Atoka shall be inserted in all blanks referring to the name of the jurisdiction.
- (2) Add the following text to Section 105.5 “Any work which has not had an inspection within 180 days from issuance of the permit or has not had any subsequent required inspections within 180 days from previous inspections will be deemed that the work has been suspended or abandoned and the permit shall become invalid.”
- (3) In Section 1612.3 “June 7, 2011” is to be inserted in the date of issuance blank.
- (4) Chapter 11, relating to accessibility, is deleted in its entirety
- (5) In Section 34.12.2 “May, 2005” is to be inserted in the date blank.
- (6) All engineered drawings of multi-family, commercial or industrial structures to be built in the Town of Atoka are subject to code enforcement review.
- (7) Permit fees required to be collected under the building code shall be established from time to time by resolution adopted by the Board of Mayor

and Aldermen.

SECTION 3. Title 12, Chapter 1, Sections 105, 106, 107, 108 and 109 are deleted in their entirety.

SECTION 4. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Mayor and Council hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 5. That nothing in this ordinance or in the International Building Code, 2012 edition, hereby adopted shall be construed to affect any suit or proceeding impending in any court or any rights acquired, or liability incurred, or any causes of action acquired or existing, under any act or ordinance hereby repealed, nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this ordinance.

SECTION 6. This ordinance shall take effect on July 1, 2016, the public welfare requiring it.

PASSED on the First Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 9th day of February, 2016.

PUBLIC HEARING held by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 8th day of March, 2016.

PASSED on the Final Consideration by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee on the 8th day of March, 2016.

W. Daryl Walker, Mayor

ATTEST:

Town Recorder

RESOLUTION NO. _____

August 10, 2021

Exhibit G

A RESOLUTION APPROVING AND ACCEPTING AN AGREEMENT BY AND BETWEEN THE TOWN OF ATOKA, TENNESSEE AND THE TIPTON COUNTY EMERGENCY COMMUNICATIONS DISTRICT FOR EMERGENCY DISPATCHING SERVICES.

WHEREAS, the Town of Atoka desires to provide emergency dispatching services for the Town, its residents and businesses; and

WHEREAS, the Tipton County Emergency Communications District has the capacity to provide the desired services to the Town and the two entities have come to agreement on a proposal that is determined to be in the best interests of the Town in providing the services; and

WHEREAS, under the proposal, the Tipton County Emergency Communications District will provide the required emergency dispatching services and charge the appropriate fees for said services, as more fully described in the proposed agreement attached to this resolution and incorporated by reference herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF ATOKA, TENNESSEE as follows:

SECTION 1. The Board of Mayor and Aldermen of the Town of Atoka, Tennessee hereby approves and accepts the agreement by and between the Town of Atoka, Tennessee and the Tipton County Emergency Communications District in substantively the same form and content as the agreement has been proposed.

SECTION 2. The Mayor is authorized and directed to execute and the Town Recorder is hereby authorized and directed to attest and fix the seal of the Town of Atoka, Tennessee on the agreement in substantively the same form and content as the agreement has been proposed.

SECTION 3. The Town Recorder is hereby directed to file in her office a duplicate or copy of the agreement after it has been executed by the parties or their duly authorized representatives.

SECTION 4. This Resolution takes effect immediately upon its passage and approval, the public welfare requiring it.

PASSED by the Board of Mayor and Aldermen of the Town of Atoka, Tennessee this 10th day of August 2021.

Mayor

ATTEST:

Town Recorder

RECEIVED

JUL 12 2021

TOWN OF ATOKA, TN



**TIPTON COUNTY EMERGENCY
COMMUNICATIONS DISTRICT**
220 HIGHWAY 51 N, STE 4
COVINGTON, TN 38019
PHONE (901) 476-0252
FAX (901) 475-4362



JIM HARGER, CHAIRMAN

RENEE DOWNING, DIRECTOR

INTERLOCAL AGREEMENT FOR DISPATCHING SERVICES

This Agreement is by and between the Tipton County Emergency Communications District (hereinafter, "District") and the Town of Atoka, Tennessee (hereinafter, "Town").

WHEREAS, the District is an emergency communications district established pursuant to Tennessee Code Annotated § 7-86-101 et. seq. to provide emergency communications and dispatch services within Tipton County, Tennessee; and

WHEREAS, the Town is a municipality in Tipton County, Tennessee, which has an operational need for the services the District, provides;

NOW, THEREFORE, in accordance with the provisions of Tennessee Code Annotated § 12-9-101 et. seq., applicable to interlocal cooperation and agreements, the Parties agree as follows:

Section 1. **Purpose.** The purpose of this Agreement is to set forth the Parties' understanding regarding the provision by the District of certain emergency communication and dispatch services to the Town.

Section 2. **No Separate Entity Created.** This Agreement does not create nor seek to create a separate legal entity.

Section 3. **No Property Acquired.** No real or personal property will be acquired or held in connection with this Agreement and, accordingly, there shall be no such property disposed of upon the termination of this Agreement.

Section 4. **Provision of Communication Services.** In consideration of the fee for services as set forth in Section 5. below, the District will:

- a. receive from persons within the Town, on a twenty-four (24) hour per day, three hundred sixty-five (365) day per year basis, telephone calls for law enforcement and/or fire services and will, in turn, dispatch, as appropriate, personnel from the Town's Police Department and/or Fire Department, and/or if a response by a provider of emergency medical services is requested or otherwise is or may be appropriate will

- transfer the information to Medic One Ambulance Service in order that personnel at said Ambulance Service may determine and provide the appropriate response;
- b. maintain equipment in its call center and sufficient personnel to operate said equipment as necessary to perform the services set forth in paragraph I.(a) above;
- c. perform the services identified in paragraph I.(a) above in a timely and professional manner.

Section 5. **Payment of Fees and Manner of Financing.** In consideration of the undertakings of the District as set forth in Section 4, and its paragraphs (a), (b) and (c), the Town will pay the District a total sum of sixty-three thousand, nine hundred twenty-eight dollars, and fifty-two cents. **(\$63,928.52)** for a period of twelve (12) calendar months of service beginning July 01, 2021 and ending June 30, 2022. Payment of this total sum shall occur by way of four (4) quarterly payments, each in the amount of fifteen thousand, nine hundred eighty-two dollars, and thirteen cents. **(\$15,982.13)**, which shall be due on July 01, 2021, Oct 01, 2021, Jan 01, 2022 and Apr 01, 2022. Funding for such payments shall occur via the customary means the Town utilizes to raise revenue for services it obtains from vendors. The Town shall adhere to its customary budgeting and accounting practices regarding the expenditure of such funds.

Each quarterly payment is due on the date set out herein. There is a thirty (30) day grace period in which payment shall be received. In addition to the foregoing, in the event the District utilizes legal services in connection with the non-payment or non-timely payment of the amount set forth herein, the Town herewith agrees to pay any and all costs, including attorney fees, incurred by the District in obtaining said payment.

Section 6. **Joint Board.** It is understood and agreed by and between the Parties that for the purposes of liaison and the administration of this Agreement, there is hereby delegated the authority to the Chief of Police of the Town and the Chief of the Fire Department of the Town, acting on behalf of the Town, and to the Chairman of the Board of the District and the Director of the District, acting on behalf of the District, to jointly form a liaison and administrative board for carrying out such purposes. It is understood and agreed that responsibility associated with such liaison and administrative duties may be delegated by said officials to employees of their agency or department. Each Party shall notify the other within **ten (10) days** following the effective date of this Agreement of the identity of those persons who will serve on the liaison and administrative board.

Section 7. **Term of Agreement.** Subject to the appropriate prior governing body approval as required by the Town and the Board of Directors of the District, this Agreement shall become effective on July 01, 2021, and shall expire on June 30, 2022. The Parties agree that on or before February 01, 2022 they will enter into negotiations for an extension of, or a successor to, this Agreement. The Town agrees that in any extension of this Agreement or a successor agreement, as the case may be, the payment for services to be rendered by the District shall be based on the increase in the population of the Town during the term of this Agreement, and on the increase in the volume of telephone calls received by the District during the term of this Agreement; except that, in any event, the Town agrees that the total payment for twelve (12) months of service, or for any agreed upon period of extension of less than twelve (12) months of service, to be paid to the District in any extension of, or successor to this Agreement will not be an amount less than the amount set forth in paragraph II. above, or as said amount may be prorated to apply to a period of extension of less than twelve (12) months.

Section 8. **No Waiver.** No officer, employee, or agent or otherwise of the Town or the District has the power, right or authority to waive any of the conditions or provisions of this Agreement. No waiver of any breach of this Agreement shall be held to be a waiver of any other or subsequent breach. All remedies afforded in this Agreement at law shall be taken and construed as cumulative; that is, in addition to every other remedy provided herein or by law. Failure of any Party to enforce, at any time, any of the provisions of this Agreement or to require, at any time, performance by any other party of any provision shall not, in any way, effect the validity of this Agreement or any part hereof, or the right of any Party to thereafter enforce each and every such provision.

Section 9. **Entire Agreement.** This Agreement contains all of the agreements of the Parties with respect to any matters covered or mentioned in this Agreement and no prior agreements or understandings pertaining to any such matters shall be effective for any purpose.

Section 10. **Severability of Terms.** Any provision of this Agreement, which is declared invalid, void or illegal, shall in no way affect, impair, or invalidate any other provision hereof; and such other provisions shall remain in full force and effect,

Section 11. **Amendments.** This Agreement may be amended only in writing and upon satisfaction of all requirements for the amendment of Interlocal Agreements as set forth in Tennessee Code Annotated § 12-9-101 et. seq., or any other applicable statute.

Section 12. **Jurisdiction.** This Agreement is made and entered into in Tipton County, Tennessee. The internal laws of the State of Tennessee shall be applicable governing any dispute arising hereunder. In the event of a dispute which leads to litigation, the non-prevailing Party agrees to pay the attorney fees and costs of the prevailing Party in such litigation.

Agreed to this _____ day of _____, 2021.

Town of Atoka

By: _____
Mayor

By: _____
Budget & Accounts Manager

Tipton County Emergency
Communications District

By: _____
Chairman

By: _____
Director

By: _____
Attorney for District

Code Enforcement Monthly Report
Fiscal Year 2021[illegible]

COMMENTS

3 STEP SYSTEMS



ATOKA FIRE DEPARTMENT
MONTHLY REPORT



July-21						
Incidents	Current Month	Previous Month	Current Month Last Year	Year to Date	Dollar Loss	Dollar Saved
Structure Fires-Atoka	3	2	6	13		
Structure Fires-County Area	2	1	5	20		
Total	5	3	11	33	\$0	\$0
Fires Other-Atoka	5	10	3	47		
Fires Other-County Area	4	1	2	12		
Total	9	11	5	59		
HazMat Calls-Atoka	2	2	1	10		
HazMat Calls-County Area	0	0	0	0		
Total	2	2	1	10		
MVA-Atoka	13	11	11	83		
MVA-County Area	2	2	3	16		
Total	15	13	14	99		
EMS Calls-Atoka	77	59	71	413		
EMS Calls-County Area	7	14	7	67		
Total	84	73	78	480		
Other Calls (Service, Good Intent)-Atoka	4	5	8	62		
Other Calls (Service, Good Intent)-County Area	0	0	0	2		
Smoke Alarm Checks	60	74	40	298		
Smoke Alarm Installs	2	3	5	16		
Total	4	5	8	64		
Mutual Aid Given	8	7	6	40		
Mutual Aid Received	4	5	6	28		
Total Calls-Atoka	104	89	100	628	\$0	\$0
Total Calls-County Area	15	18	17	117	\$0	\$0
Totals for the Month	119	107	117	745	\$0	\$0
Vehicle Fleet Status	DAYS OUT OF SERVICE		COMMENTS			
ENGINE 11 Smeal	6		A/C, Fuel Gauge, Oil Leak, Power Steering Leak			
ENGINE 12 Wilson	31		Permanently OOS			
ENGINE 13 Pierce	0					
BRUSH TRUCK 13 Ford	0					
Reserve Firefighter Hours	Training	Work	Total Hours	YTD Hours		
		88	88	1361		
Comments						

Atoka Parks and Recreation

August Monthly Report- Calendar Year 2021-2022

Program/League Information					Special Event Information								
Description	Participants This Year	Participants Last Year	Program Cost	Fees Collected	Description	This Year	Last Year	Event Cost	Fee/Donations Collected				
Summer-Y-Space Camp	16	N/A NEW	TBA	\$1,088.71	Rock the Block-August								
Summer-Y-Challenger-Soccer Camp	22	20	\$0.00	TBA	Autumn in Atoka/SNO-October								
Summer-Y-Lego 1 Camp					Veteran's Ceremony-November								
Summer-Y-Lego 2 Camp	17	N/A-NEW	TBA	\$1,530.00	Tree Lighting-December								
Summer-Y-Summer-Adventure Camp	19	16	TBA	\$1,472.00	Santa's Ride-Meet/Greet-December								
Summer-Y-Art Camp					Christmas Decorating-December								
Fall-Y-Soccer Camp		N/A- NEW	TBA	\$2,025.00	Easter-Bunny Brunch								
Fall-Y-AVSO-Soccer					Food Truck Festival-March								
Spring-Y-AVSO-Soccer					BBQ Fest- April								
Fall-Y-FASA-Softball					Cops & Bobbers-June								
Spring-Y-FASA-Softball					Movies in The Park #1-TBA								
Fall-A-Kickball	5	4			Movies in the Park #2-TBA								
Spring-A-Kickball		N/A			Tournament #1-TBA								
Winter-Y-Little Sports					Tournament #2- TBA								
Summer-Y-Little Sports	25	N/A NEW											
Summer-A-Softball													
Fall-Y-Art Class													
Spring-Y-Art Class													
Concession Sales					Current Activities: Summer Little Sports								
Description	Current This Year	Current Year	Last Year	Current FYTD	Last FYTD	<div>Current Activities: Summer Little Sports</div> <div>Current Registrations: Fall Soccer, FallSoftball, Fall Art Class, & Fall Adult Kickball</div> <div>Upcoming Events: 9/11 20th Year Anniversary, Safe Night Out, Autumn in Atoka, & Doggie Day @ the Splash Pad.</div> <div>Other Information: Will give an update on Pioneer Park and how Rock the Block went.</div> <div>*This report is is pretty blank this month since we are only in the 1st month of the budget year. Will fill in fully as we go since I am trying out a new spreadsheet.</div>							
Nancy Lane Park	\$1,713.12	\$3,737.21		\$1,713.12	\$3,737.21								
Walker Park	\$4,269.18	\$0.00		\$4,269.18	\$0.00								
Rentals													
Description	Current This Year	Current Year	Last Year	Current FYTD	Last FYTD								
Splash Pad-Regular (14)	\$560.00	N/A		\$560.00	N/A								
Splash Pad-Private (5)	\$750.00	N/A		\$750.00	N/A								
Softball Fields	\$85.00	N/A		\$85.00	N/A								
Other Facilities	\$0.00	N/A		\$0.00	N/A								
Citizen Service/Park Maintenance													
Description	Current This Year	Current Year	Last Year	Current FYTD	Last FYTD								
Q-Alert Service Request-Closed	2	2	2	2	2								



Atoka Police Department

68 Atoka - McLaughlin Drive



TN Incident Based Reporting System - Part 1 Crimes			
Town of Atoka	365 Days		
8/1/2021	2020	2021	+/-/=
Assault-Agg(All)	6	7	1
Assault-Agg	3	3	0
Assault-Agg DV	3	3	0
Child Abuse Agg	0	1	1
Auto Thft	4	5	1
Bur-Non-res	0	2	2
Bur-Residential	8	4	-4
Bur-Bus	5	0	-5
Homicide	0	0	0
Murder	0	0	0
Negligent Manslaughter	0	0	0
Justifiable Homicide	0	0	0
Larceny(All)	34	27	-7
Shoplift Fel	1	0	-1
Shoplift Misd	9	0	-9
Th Build	4	1	-3
Th Fr M/V	8	3	-5
Th Veh Parts	0	3	3
Th Other Trailer	2	5	3
Other Th/Non-Specific	10	15	5
Rape	2	0	-2
Robbery-Bus	0	0	0
Robbery-Per	0	0	0
Robbery-In	0	0	0
Carjacking	0	0	0
Part 1 Totals	59	45	-14

Atoka Public Works

Monthly Report - Calendar Year 2021

CUSTOMER ACCOUNTS	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL
NEW ACCOUNTS OPENED	19	13	34	22	30	33	27						178
EXISTING ACCOUNTS CLOSED	15	7	16	12	7	14	9						80
NET CHANGE - CUSTOMER ACCOUNTS	4	6	18	10	23	19	18	0	0	0	0	0	98

SEWER SERVICE ISSUES	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL
TANK PUMPING - VENDOR	36	10	35	32	26	21	33						193
TOTAL SEWER SERVICE ISSUES	36	10	35	32	26	21	33	0	0	0	0	0	193

SOLID WASTE SERVICE ISSUES	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL
NEW CUSTOMERS (delivered can)	17	10	56	25	29	59	30						226
MISSSED COLLECTIONS	28	19	66	154	31	67	150						515
DAMAGED / REPLACED CANS	3	4	8	10	6	6	10						47
OTHER / TRASH	2	2	4	24	1	2	12						47
TOTAL SOLID WASTE SERVICE ISSUES	50	35	134	213	67	134	202	0	0	0	0	0	835

WATER SERVICE ISSUES	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL
METER SET - PRIMARY SERVICE	2	0	1	3	2	1	6						15
METER SET - AUXILIARY SERVICE	0	0	1	1	0	2	1						5
METER MAINTENANCE	0	0	1	4	0	1	2						8
METERS REPLACED/ Antenna Added	2	0	0	2	0	0	0						4
ADJUSTMENTS	0	4	6	8	1	3	5						27
LATE PAYMENTS	424	423	533	465	588	573	494						3500
NON-PAYMENT DISCONNECTION	58	N/A	50	45	41	77	48						319
TOTAL WATER SERVICE ISSUES	486	427	592	528	632	657	556	0	0	0	0	0	3878

WORK ORDERS	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL
WATER	17	28	46	67	95	27	97						377
SEWER	65	53	88	70	97	87	75						535
DITCHES, OTHER ISSUES	36	39	106	87	66	59	56						449
UTILITY LOCATES	151	232	454	397	209	259	219						1921
TOTAL WORK ORDERS	269	352	694	621	467	432	447	0	0	0	0	0	3282

WASTE PRO QUARTERLY COLLECTION	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL
WASTE COLLECTED													0

BILLING INFORMATION	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	TOTAL
ACH ACCOUNTS	380	382	388	388	387	390	396						2711
E-BILL ACCOUNTS	912	917	920	935	942	952	965						6543
SOLID WASTE CUSTOMERS	2780	2786	2809	2817	2826	2854	2864						19736
RECYCLING CUSTOMERS	2133	2137	2160	2166	2181	2211	2227						15215

COMMENTS