
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
AUGUST 18, 2014**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, August 18, 2014, in the Commission Chambers of the Sumner County Administration Building in Gallatin, Tennessee at 7:00 p.m. Present and presiding was the Chairman Merrol Hyde. Also present were the County Clerk Bill Kemp, County Executive Anthony Holt and County Law Director Leah Dennen and the following Commissioners to wit:

Mike Akins	Ben Harris	Baker Ring
Paul Decker	Chris Hughes	David Satterfield
Paul D. Freels	Merrol N. Hyde	Jo Skidmore
Frank E. Freels	David Kimbrough	Jerry F. Stone
Billy Geminden	Trisha LeMarbre	Paige Brown
Paul Goode	Joe C. Matthews	Moe Taylor
Steve Graves	Kirk Moser	Jim Vaughn
Michael Guthrie	Bob Pospisil	Shawn Utley

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Deputy Carl Edison. Chairman Hyde noted that with twenty-four members seated, a simple majority would be by thirteen votes; and that matters requiring a two-thirds vote would be by sixteen votes during this session.

The Invocation was led by the Honorable State Representative Courtney Rogers.

The Pledge of Allegiance was led by the County Clerk, Bill Kemp.

APPROVAL OF CORRECTION IN MINUTES

County Law Director Leah Dennen stated the following correction to the minutes:

At the meeting last month there was a reference made to an investment committee. We simply followed the investment committee that is set out in the 2012 Financial Management Act. Those minutes need to be corrected to note that we are following the Act.

The minutes for the meeting of this body held on July 21, 2014, and recorded in the office of the Clerk, Bill Kemp, were corrected by unanimous voice vote after Commissioner Frank Freels made the motion, seconded by Commissioner Akins.

APPROVAL OF AGENDA

Without objection, Chairman Hyde added a matter under the Financial Management Committee report concerning the Trustee's recommendation on banking services about which he referenced to a letter supplied at the July and then the August Commission meetings. Also added was Resolution 1408-14 under the Consent Agenda.

Commissioner Skidmore moved, and was duly seconded by Commissioner Graves to adopt the agenda with the additions. The Commission approved the agenda as amended by unanimous voice vote of the body.

APPROVAL OF MINUTES

The minutes for the meeting of this body held on July 21, 2014, and recorded in the office of the Clerk, Bill Kemp, were approved as corrected by voice vote after Commissioner Taylor made the motion, seconded by Commissioner Harris. Commissioner LeMarbre abstained from the vote.

RECOGNITION OF THE PUBLIC

Chairman Hyde opened the floor to allow the public to speak concerning any matter on the agenda. With none wishing to speak, recognition of the public was closed.

REPORT OF THE CHAIR

Clerk Kemp read the following notice into the record:

PUBLIC NOTICE

There will be a public hearing at the Sumner County Commission meeting on August 18, 2014, at 7 p.m. This meeting will be held at the Sumner County Administration Building in the Commission Chambers, located at 355 N. Belvedere Drive, Gallatin, TN.

Melvin Lee and Martha Ann Cowan Property are requesting to have their property rezoned from R1A to a Commercial 1(Planned Unit Development). Subject property is located at 3152 Hartsville Pike, Castalian Springs, Tn., located on Tax Map 110, Parcel 24.01, contains 4.366± acres, and is Zoned R1A.

A copy of this request is located in the Sumner County Planning and Stormwater Department which is located in Room 202 of the Sumner County Administration Building, 355 N. Belvedere Drive, Gallatin, TN.

Anyone having an interest, desiring to comment, or ask questions concerning this request can contact the Sumner County Planning and Stormwater Department at (615) 451-6097.

Chairman Hyde declared the public hearing open for comment. With none wishing to speak, he declared the public hearing closed.

Commissioner Frank Freels moved, seconded by Commissioner Akins, to approve rezoning of the Cowan property in the following resolution:

1408-01 A RESOLUTION REQUESTING TO REZONE THE MELVIN LEE AND MARTHA ANN COWAN PROPERTY FROM R1A TO A COMMERCIAL 1 (PLANNED UNIT DEVELOPMENT). SUBJECT PROPERTY IS LOCATED AT 3152 HARTSVILLE PIKE, CASTALIAN SPRINGS, TENNESSEE, IS ON TAX MAP 110, PARCEL 24.01, AND CONTAINS APPROXIMATELY 4.31 ACRES AS DESCRIBED ON THE PRELIMINARY MASTER DEVELOPMENT PLAN/SITE PLAN

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body hereby request to rezone the Melvin Lee and Martha Ann Cowan property from R1A to a Commercial 1 (Planned Unit Development). Subject property is located at 3152 Hartsville Pike, Castalian Springs, Tennessee, is on Tax Map 110, Parcel 24.01, and contains approximately 4.31 acres as described on the preliminary master development plan/site plan, as shown on the attachment herewith.

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Ring	Y	Brown	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hyde	Y	Hughes	Y	Kimbrough	Y
Goode	Y	Skidmore	Y	P. Freels	Y
Stone	Y	Guthrie	Y	Pospisil	Y

1408-01 Yes: 24 No: 0 Abs: 0 07:06 PM

Chairman Hyde declared the Cowan rezoning approved by the body.

Clerk Kemp read the following notice into the record:

PUBLIC NOTICE

There will be a public hearing at the Sumner County Commission meeting on August 18, 2014, at 7 p.m. This meeting will be held at the Sumner County Administration Building in the Commission Chambers, located at 355 N. Belvedere Drive, Gallatin, TN.

John Baites is requesting to have his property rezoned from Residential A to a Low Density Residential Planned Unit Development. Subject property is located at 794 New Shackle Island Road, Hendersonville, TN., containing a total of 27 lots, to be developed in phases; beginning with 5 lots in Phase 1, all of which are located on Tax Map 138, Parcel 53, contains 14.03 acres, and is currently zoned Residential A.

A copy of this request is located in the Sumner County Planning and Stormwater Department which is located in Room 202 of the Sumner County Administration Building, 355 N. Belvedere Drive, Gallatin, TN.

Anyone having an interest, desiring to comment, or ask questions concerning this request can contact the Sumner County Planning and Stormwater Department at (615) 451-6097.

Chairman Hyde declared the public hearing open for comment.

David Amonette of 554 West Main Street in Gallatin stated that he was representing the Island Brook residents who reside on property adjacent to the proposed rezoning off Shackle Island Road. He stated that the residents' objection to the rezoning request is the supposed improper development regarding the property, in that the road leading into the property is routed through the subdivision. Mr. Amonette expressed concern that fire codes were not being heeded in this development.

Commissioner Skidmore moved, seconded by Commissioner Matthews, to extend Mr. Amonette's time to speak by five minutes. The motion carried.

Those who spoke in favor of the rezoning were as follows:

Sarah Ezell of 787 New Shackle Island Road in Hendersonville
John Ezell of 787 New Shackle Island Road in Hendersonville
Jason Kingsolver of 109 Cambridge Drive in Gallatin
John Baites of 794 New Shackle Island Road in Hendersonville, owner of the property.

With no one else wishing to speak, Chairman Hyde declared the public hearing closed.

Commissioner Matthews moved, seconded by Commission Utlely, to approve the following resolution:

1408-02 A RESOLUTION REQUESTING TO REZONE THE JOHN EDWIN BAITES, JR. PROPERTY FROM R1A TO AN LDR-PUD (LOW DENSITY RESIDENTIAL – PLANNED UNIT DEVELOPMENT) CONTAINING 27 PROPOSED RESIDENTIAL LOTS. SUBJECT PROPERTY IS LOCATED AT 794 NEW SHACKLE ISLAND ROAD, HENDERSONVILLE, TN; ON TAX MAP 138, PART OF PARCEL 53.00; CONTAINING APPROXIMATELY 14.03 ACRES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body hereby request to rezone the John Edwin Baites, Jr. Property from R1A to an LDR-PUD (Low Density Residential – Planned Unit Development) containing 27 proposed residential lots. Subject property is located at 794 New Shackle Island Road, Hendersonville, Tennessee; on Tax Map 138, part of Parcel 53.00; containing approximately 14.03 acres, as shown on the attachment herewith.

County Law Director Leah Dennen stated that the County is currently updating codes and in negotiations with the state. She said the County is in compliance.

Without objection, Chairman Hyde recognized Rodney Joyner who stated that before Mr. Baites can go beyond the five lots up for approval, he would have to connect to an existing public right-of-way. Mr. Joyner said there were some drainage concerns on the property that will be addressed at the preliminary plat stage.

The electronic vote was recorded in the following manner:

Akins	N	Taylor	Y	Geminden	Y
Utleigh	Y	Graves	Y	Satterfield	N
F. Freels	N	Matthews	Y	Harris	Y
Ring	Y	Brown	N	Vaughn	N
LeMarbre	Y	Moser	N	Decker	Y
Hyde	Y	Hughes	N	Kimbrough	N
Goode	Y	Skidmore	N	P. Freels	Y
Stone	Y	Guthrie	N	Pospisil	A

1408-02 Yes: 13 No: 10 Abs: 1 07:49 PM

Chairman Hyde declared the Baites rezoning approved by the body.

County Executive Anthony Holt introduced the following resolution:

**A RESOLUTION HONORING
THE HONORABLE CHANCELLOR TOM E. GRAY**

WHEREAS, Chancellor Tom Gray has presided over the Eighteenth Judicial District Chancery Court at Sumner County since 1986; and

WHEREAS, prior to, Chancellor Gray was an educator and served as a high school teacher, Dean of Students at two Tennessee colleges, including Volunteer State Community College, and was also President of Martin College; and

WHEREAS, Chancellor Gray began his career in the judiciary in 1982 first serving as judge for the Family Court of Sumner County shortly after he graduated from Nashville YMCA Law School; and

WHEREAS, it is appropriate that Chancellor Gray be recognized and honored for his fairness, integrity, character, and diligent service to citizens of Sumner County and the judiciary of Tennessee.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 21st day of August, 2014, that this body hereby expresses its appreciation for the many years of commitment and dedicated service of the Honorable Chancellor Tom E. Gray and this body urges all the citizens of Sumner County to acknowledge his accomplishments and contributions to Sumner County; and

BE IT FURTHER RESOLVED that this resolution is to be spread on the minutes of this body so as to make it a permanent part of the records of this body and the Clerk is hereby directed to furnish a copy of this resolution to the Honorable Chancellor Tom E. Gray.

Upon motion of Commissioner Vaughn, seconded by Commissioner Moser, the Commission voted by unanimous voice vote to approve the resolution honoring Chancellor Gray.

County Executive Anthony Holt introduced the following resolution:

A RESOLUTION HONORING MRS. MAHAILIAH HUGHES

WHEREAS, Mrs. Mahailiah Hughes has served the Sumner County Circuit Court Clerk's Office for fifty years with dedication and integrity; and

WHEREAS, Mrs. Hughes began working for the Court in 1965 as a deputy clerk, then in 1978 she made the decision to run for the elected position of Circuit Court Clerk and was told she would never win, which she proved to be wrong, and has won re-election every four years since; and

WHEREAS, Mrs. Hughes has generously served the citizens of Sumner County, performing the numerous and varied duties required of her position with her expertise, care, and diligence and is an inspiration to women as she was the first female to ever be elected to office in Sumner County; and

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular season on this the 21st day of August, 2014, that this body does hereby commend and honor Mrs. Mahailiah Hughes' record of service to Sumner County as she retires and expresses gratitude for her many years of devotion to our system of justice; and

BE IT FURTHER RESOLVED that this resolution is to be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mrs. Mahailiah Hughes.

Upon motion of Commissioner Skidmore, seconded by Commissioner Akins, the Commission voted by unanimous voice vote to approve the resolution honoring Mrs. Hughes.

Chairman Hyde introduced the following resolutions:

A RESOLUTION HONORING MR. CHRIS HUGHES

WHEREAS, Mr. Chris Hughes has served as County Commissioner for the Ninth District of Sumner County for eight years and has been active in numerous committees and organizations within the County, and through his diligent service and dedication, has made a positive contribution to the lives of countless citizens of Sumner County; and

WHEREAS, Mr. Hughes has served on numerous committees in county government including Public Services, Rules and Procedures, Committee on Committees, Education, General Operations, Budget Committees and the Beer Board.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 18th day of August, 2014, that this body does hereby express its appreciation and gratitude for the many years of service and dedication of Mr. Chris Hughes, and this body urges all the citizens of Sumner County to acknowledge his accomplishments and contributions; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. Chris Hughes.

A RESOLUTION HONORING MR. DAVID KIMBROUGH

WHEREAS, Mr. David Kimbrough has served as County Commissioner for the Ninth District of Sumner County for eight years and has been active in numerous committees and organizations within the County, and during his tenure, through his diligent service and dedication, has made a positive contribution to the lives of countless citizens of Sumner County; and

WHEREAS, Mr. Kimbrough has served on numerous committees in county government including Rules and Procedures, Financial Management and the Beer Board.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 18th day of August, 2014, that this body does hereby express its appreciation and gratitude for the many years of service and dedication of Mr. David Kimbrough, and this body urges all the citizens of Sumner County to acknowledge his accomplishments and contributions; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. David Kimbrough.

A RESOLUTION HONORING MR. DAVID SATTERFIELD

WHEREAS, Mr. David Satterfield has served as County Commissioner for the Third District of Sumner County for twenty-three years and has been active in numerous committees and organizations within the County, and during his tenure, through his diligent service and dedication, has made a positive contribution to the lives of countless citizens of Sumner County; and

WHEREAS, Mr. Satterfield has served on numerous committees in county government including the Budget, Committee on Committees, General Operations Committees, and the Beer Board.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 18th day of August, 2014, that this body does hereby express its appreciation and gratitude for the many years of service and dedication of Mr. David Satterfield, and this body urges all the citizens of Sumner County to acknowledge his accomplishments and contributions; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. David Satterfield.

A RESOLUTION HONORING MR. FRANK FREELS

WHEREAS, Mr. Frank Freels has served as County Commissioner for the Fourth District of Sumner County for eighteen years and has been active in numerous committees and organizations within the county, and during his tenure, through his diligent service and dedication, has made a positive contribution to the lives of countless citizens of Sumner County; and

WHEREAS, Mr. Freels has served on numerous committees in county government including Financial Management, Highway, Investment, Purchasing, Public Services Committees and the Beer Board.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 18th day of August, 2014, that this body does hereby express its appreciation and gratitude for the many years of service and dedication of Mr. Frank Freels, and this body urges all the citizens of Sumner County to acknowledge his accomplishments and contributions; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. Frank Freels.

A RESOLUTION HONORING MR. JERRY STONE

WHEREAS, Mr. Jerry Stone has served as County Commissioner for the Eleventh District of Sumner County for twelve years and has been active in numerous committees and organizations within the County, and during his tenure, through his diligent service and dedication, has made a positive contribution to the lives of countless citizens of Sumner County; and

WHEREAS, Mr. Stone has served on numerous committees in county government including Budget, Emergency Services, Legislative, Education and Committee on Committees.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 18th day of August, 2014, that this body does hereby express its appreciation and gratitude for the many years of service and dedication of Mr. Jerry Stone, and this body urges all the citizens of Sumner County to acknowledge his accomplishments and contributions; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. Jerry Stone.

A RESOLUTION HONORING MRS. JO SKIDMORE

WHEREAS, Mrs. Jo Skidmore has served as County Commissioner for the Tenth District of Sumner County for twenty years and has been active in numerous committees and organizations within the County, and during her tenure, through her diligent service and dedication, has made a positive contribution to the lives of countless citizens of Sumner County; and

WHEREAS, Mrs. Skidmore has served on numerous committees in county government including the Committee on Committees, General Operations and Legislative Committees and the Beer Board.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 18th day of August, 2014, that this body does hereby express its appreciation and gratitude for the many years of service and dedication of Mrs. Jo Skidmore, and this body

urges all the citizens of Sumner County to acknowledge her accomplishments and contributions; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mrs. Jo Skidmore.

A RESOLUTION HONORING MR. JOE MATTHEWS

WHEREAS, Mr. Joe Matthews has served as County Commissioner for the Fourth District of Sumner County for eight years and has been active in numerous committees and organizations within the county, and during his tenure, through his diligent service and dedication, has made a positive contribution to the lives of countless citizens of Sumner County; and

WHEREAS, Mr. Matthews has served on numerous committees in county government including the Education, Rules and Procedures, General Operations, Emergency Services, Employee Benefits and Legislative Committees.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 18th day of August, 2014, that this body does hereby express its appreciation and gratitude for the many years of service and dedication of Mr. Joe Matthews, and this body urges all the citizens of Sumner County to acknowledge his accomplishments and contributions; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. Joe Matthews.

A RESOLUTION HONORING MR. KIRK MOSER

WHEREAS, Mr. Kirk Moser has served as County Commissioner for the Seventh District of Sumner County for eight years and has been active in numerous committees and organizations within the County, and during his tenure, through his diligent service and dedication, has made a positive contribution to the lives of countless citizens of Sumner County; and

WHEREAS, Mr. Moser has served on numerous committees in county government including Budget, Education, Financial Management, Investment, Purchasing, Legislative and Committee on Committees.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 18th day of August, 2014, that this body does hereby express its appreciation and gratitude for the many years of service and dedication of Mr. Kirk Moser, and this body urges all the citizens of Sumner County to acknowledge his accomplishments and contributions; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. Kirk Moser.

A RESOLUTION HONORING MS. PAIGE BROWN

WHEREAS, Ms. Paige Brown served as County Commissioner for the Sixth District of Sumner County for four years and has been active in numerous committees and organizations within the County, and through her diligent service and dedication, has made a positive contribution to the lives of countless citizens of Sumner County; and

WHEREAS, Ms. Brown has served on numerous committees in county government including the Rules and Procedures, General Operations, Highway Committees and the Beer Board.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 18th day of August, 2014, that this body does hereby express its appreciation and gratitude for the years of service and dedication of Ms. Paige Brown, and this body urges all the citizens of Sumner County to acknowledge her accomplishments and contributions; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Ms. Paige Brown.

A RESOLUTION HONORING MR. PAUL FREELS

WHEREAS, Mr. Paul Freels has served as County Commissioner for the Eleventh District of Sumner County for thirty-seven years and has been active in numerous committees and organizations within the County, and through his diligent service and dedication, has made a positive contribution to the lives of countless citizens of Sumner County; and

WHEREAS, Mr. Freels has served on numerous committees in county government including the Budget and Highway Committees and the Beer Board.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 18th day of August, 2014, that this body does hereby express its appreciation and gratitude for the many years of service and dedication of Mr. Paul Freels, and this body urges all the citizens of Sumner County to acknowledge his accomplishments and contributions; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. Paul Freels.

A RESOLUTION HONORING MR. SHAWN UTLEY

WHEREAS, Mr. Shawn Utley has served as County Commissioner for the Second District of Sumner County for six years and has been active in numerous committees and organizations within the County, and during his tenure, through his diligent service and dedication, has made a positive contribution to the lives of countless citizens of Sumner County; and

WHEREAS, Mr. Utley has served on numerous committees in county government including the Budget, Committee on Committees, General Operations, Legislative Committees and the Beer Board.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 18th day of August, 2014, that this body does hereby express its appreciation and gratitude for the many years of service and dedication of Mr. Shawn Utley, and this body urges all the citizens of Sumner County to acknowledge his accomplishments and contributions; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. Shawn Utley.

Upon motion of Commissioner Vaughn, seconded by Commissioner Geminden, the Commission voted by unanimous voice vote to approve the resolutions honoring outgoing county commissioners.

Commissioner Decker introduced the following resolution:

A RESOLUTION HONORING MR. FRANK CARDWELL

WHEREAS, Mr. Frank Cardwell took the helm of Beech High School in 1999 where his term of fifteen years marked the school's longest serving principal and during his tenure there he oversaw improved test scores and athletic championships as well as record growth; and

WHEREAS, spanning the course of forty-nine years, Mr. Cardwell left an indelible mark on public education in the states of Kentucky and Tennessee as a teacher, coach and principal; and has been a leader, mentor, motivator and an inspiration to countless lives he touched; and

WHEREAS, Mr. Cardwell, a native of Morgantown, Kentucky, served Simpson County schools for thirty years as a social studies teacher, coach, assistant principal and principal of Franklin-Simpson High School where he amassed a basketball coaching record of 225-135 and as a result of his dedication and devotion to student athletics, was selected the President of Kentucky High School Athletic Association, and later, in 2014, was inducted into the Kentucky Association of Basketball Coaches Court of Honor; and

WHEREAS, it is appropriate that Mr. Cardwell be recognized for the very significant contribution he made to the teaching profession where he led numerous students and teachers with compassionate guidance and built a tradition of excellence.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body expresses its gratitude for the service and dedication of Mr. Cardwell; and

BE IT FURTHER RESOLVED that this resolution is to be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. Frank Cardwell.

Upon motion of Commissioner Decker, seconded by Commissioner LeMarbre, the Commission voted by unanimous voice vote to approve the resolution honoring Mr. Cardwell.

Commissioner Graves introduced the following resolution:

A RESOLUTION HONORING MR. BENNIE WELLS

WHEREAS, Mr. Wells is retiring in August after serving with the Sumner County Highway Department for thirty-one years and his commitment and long-standing efforts to serve the citizens of Sumner County will be missed by all; and

WHEREAS, Mr. Wells began working at the Highway Department as a shop foreman and, in addition to working tirelessly to maintain and repair all the on and off road vehicles and equipment, he was responsible for the maintenance of the department's buildings; and

WHEREAS, Mr. Wells plans on spending his stress-free retirement doing the things he loves the most such as riding his motorcycle and traveling with his wife; and

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body does hereby commend and congratulate Mr. Bennie Wells and acknowledges his many years of service and dedication; and

BE IT FURTHER RESOLVED that this resolution is to be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. Bennie Wells.

Upon motion of Commissioner Graves, seconded by Commissioner Geminden, the Commission voted by unanimous voice vote to approve the resolution honoring Mr. Wells.

Chairman Hyde introduced the following resolution:

A RESOLUTION HONORING LEART HASANI

WHEREAS, Lert Hasani, a senior at Gallatin High School, was selected the Player of the Year, a well-deserved honor, on the All-County Boys' Soccer Team; and

WHEREAS, Lert led the Green Wave soccer with twenty-four goals and twelve assists, and under the leadership of Coach Greg Harper, demonstrated remarkable talent, strict discipline and determination, and through his accomplishments has been an inspiration to others; and

WHEREAS, in addition to being an extraordinary soccer player, Lert is an outstanding student and has been offered a full scholarship to Cumberland University and has brought honor not only to himself but to his school and Sumner County.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body does hereby congratulate and commend Lert Hasani for his achievements and wishes him future success; and

BE IT FURTHER RESOLVED that this resolution is to be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Lert Hasani.

Upon motion of Commissioner Ring, seconded by Commissioner Akins, the Commission voted by unanimous voice vote to approve the resolution honoring Mr. Hasani.

Commissioner Moe Taylor introduced the following resolution:

**A RESOLUTION HONORING MEMBERS OF THE
SUMNER COUNTY 4-H JUNIOR AND JUNIOR HIGH
HORSE PROJECT WINNERS**

WHEREAS, members of Sumner County's 4-H Junior and Junior High teams competed successfully and won the top awards in the State Horse Bowl and Hippology competitions in February 2014; and

WHEREAS, the Junior Horse Bowl team members Hunter-Nicole Jolley, Kellin Ferrell, Elizabeth Morgan, and Garrison Ward, and the Junior High A team with members Kassidy Beasley, Delaney Simonis, Megan Thornton and Amber Thornton placed first in the Horse Bowl and Hippology competitions and Amber Thornton finished as the First High Individual; and

WHEREAS, these outstanding young participants with their hard work, wise choices, diligence, and dedication are inspiration to everyone and brought honor to themselves and our community.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 24th day of February, 2014, that this body does hereby congratulate and commend the members and advisors of the Sumner County 4-H Junior and Junior High teams for their outstanding achievements and wishes them much success in the future; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to the Sumner County 4-H Junior and Junior High teams.

Upon motion of Commissioner Taylor, seconded by Commissioner Harris, the Commission voted by unanimous voice vote to approve the resolution honoring the 4-H teams.

Commissioner Akins introduced the following resolution:

**A RESOLUTION HONORING MEMBERS OF THE
SUMNER COUNTY 4-H STATE HORSE JUDGING CONTEST WINNERS**

WHEREAS, members of Sumner County 4-H Horse Judging team competed at the 4-H State Horse Judging contest and took top honors for the second year in a row; and

WHEREAS, Emily Holder finished first in Performance Judging; Haley Brazel placed second in Oral Reasons and Halter Judging; Carly White won third in Performance Judging and High Individual Overall, and Cailyn Simonis came in third in Halter Judging and High Individual Overall placing the team first in Halter Judging, first in Performance Judging and second in Oral Reasons; and

WHEREAS, the team, comprised of ninth through twelfth-grade students, also won the opportunity to compete at the 4-H Southern Regional Horse Championship in Raleigh, North Carolina in July, and at the Eastern National 4-H Horse Roundup in Louisville, Kentucky in November due to their hard work, dedication, and commitment and represented our county well.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body does hereby congratulate and commend the members and advisors of the Sumner County 4-H team for their outstanding achievements and wishes them much success in the future; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to the Sumner County 4-H team.

Upon motion of Commissioner Akins, seconded by Commissioner Taylor, the Commission voted by unanimous voice vote to approve the resolution honoring the 4-H team.

Commissioner Brown introduced the following resolution:

**A RESOLUTION TO HONOR GALLATIN HIGH SCHOOL'S
ONE-HUNDREDTH ANNIVERSARY**

WHEREAS, in 1914 what would become Gallatin High School was created as the first four-year school in Gallatin under the name Allen-Trousdale High School and was located on East Main Street; and

WHEREAS, the same year the school board chose Green and Gold as the official school colors and, in 1915, the school was renamed the Central High School of Gallatin and Sumner County, then, in 1930, the Green Wave mascot was chosen by coach William Bright Hunter after the Tulane University Green Wave; and

WHEREAS, during 1931 and 1932, a new building to be called Gallatin High School was erected on Scottsville Pike, now East Main Street, and served as home of the Green Wave for forty years until the "Green and Gold" opened its doors at its current location in 1973.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body hereby recognizes and celebrates the one-hundredth anniversary of Gallatin High School and commends its past and present dedicated administrators, teachers, and staff members who strived to teach, encourage, and inspire each student thus making Gallatin High School and the tradition of the Green Wave as outstanding as it is today; and

BE IT FURTHER RESOLVED that this resolution is to be spread on the minutes of this body so as to make it a permanent part of the records of this body and the Clerk is hereby directed to furnish a copy of this resolution to Gallatin High School.

Upon motion of Commissioner Brown, seconded by Commissioner Moser, the Commission voted by unanimous voice vote to approve the resolution honoring the anniversary of Gallatin High School.

County Executive Holt presented a special recognition for Commissioner Paul D. Freels for having served 36 continuous years on the county commission.

CONSENT AGENDA

Upon motion of Commissioner Akins, seconded by Commissioner Graves, the Commission voted by unanimous voice vote to approve the following items on the Consent Agenda.

1408-08 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE SHERIFF'S OFFICE AS SURPLUS AND AUTHORIZING DISPOSAL OR SALE PURSUANT TO EXISTING POLICIES AND PROCEDURES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body does hereby declare various items from the Sheriff's Office, as surplus as shown on the attachment; and

BE IT FURTHER RESOLVED that the disposal or sale of the same is authorized pursuant to existing policies and procedures.

1408-09 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE ASSESSOR OF PROPERTY AS SURPLUS PROPERTY AND AUTHORIZING DISPOSAL OR SALE OF SAME PURSUANT TO EXISTING POLICIES AND PROCEDURES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body does hereby declare various items from the Assessor of Property as surplus, as shown on the attachment; and

BE IT FURTHER RESOLVED that the disposal or sale of the same is authorized pursuant to existing policies and procedures.

1408-10 A RESOLUTION ADOPTING REGULATIONS GOVERNING THE USE OF THE COUNTY RIGHT-OF-WAY

WHEREAS, the Tennessee Code allows utilities to be placed within the county right-of-way; and

WHEREAS, the Tennessee Code, although varying in particulars concerning specific types of utilities, generally requires that permission be obtained from the county legislative body or the highway superintendent of Sumner County prior to entering upon the county right-of-way to perform work; and

WHEREAS, the Tennessee Code also generally requires that work performed within the county right-of-way be performed under the direction of the highway superintendent; and

WHEREAS, it is impractical for permission to be granted on a case-by-case basis by the county legislative body; and

WHEREAS, it is necessary to establish clear procedures and rules, to be administered and enforced by the highway superintendent of the highway department, for the use of the county right-of-way by utilities, so as to minimize interference with vehicular traffic, minimize damage to the county right-of-way, and to minimize risks to the public safety and convenience.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this day 18th of August, 2014, that this body does adopt the road regulations as follows:

SECTION 1. The following regulations apply to all utilities. "Utilities" includes any line, system, or facility used for producing, storing, conveying, transmitting, or distributing communications, electricity, gas, petroleum, petroleum products, hazardous liquids, water, steam, sewerage and other underground facilities and appliances. The regulations apply to all persons performing work within the county right-of-way. "Persons" includes, but is not limited to, individuals, utility districts, authorities, governmental entities and companies. "Persons" may also be referred to herein as "applicants". The regulations apply to the installation, maintenance and removal of utilities unless otherwise provided.

SECTION 2. Except in cases of an emergency as defined herein, persons must obtain a permit from the county highway department prior to performing any work within the county right-of-way. The permit request shall state the nature and purpose of the work to be performed, the date, location and estimated time of the beginning and the end of the work at each site, and the company or party to be performing the work. The permit request shall be accompanied by construction plans detailing the work to be performed. Persons making requests to perform work in the county right-of way shall use the permit request form designated as Attachment A to this resolution. The permit may include special conditions, as determined in the sole discretion of the highway superintendent, for the protection of the county's property, roads and rights-of-way, as well as the welfare and safety of the general public. Acknowledgment of receipt of a copy of these regulations shall be a part of the permit request. By issuance of a permit, applicants will be required to conform to these regulations as well as any additional conditions set forth in writing by the highway superintendent. Once physical work has commenced within the right-of-way, applicants, as recipients of a permit, agree to perform the work in accordance with the provisions and conditions of the permit, these regulations, and all applicable laws, regulations, agency rules, resolutions and ordinances. Sumner County assumes no responsibility for any damage to utilities installed after the effective date of these regulations and that are not installed in accordance with the provisions and conditions of the permit and these regulations. Sumner County assumes no responsibility for any damage to utilities not maintained or removed in accordance with the provisions and the conditions of the permit and these regulations.

SECTION 3. Applicants shall submit a permit fee based on project size along with their permit request. The fee will be used to offset the county's administrative and personnel costs related to the enforcement of these regulations.

SECTION 4. All utility installations, maintenance and removals shall be done in accordance with the applicable technical specifications set forth in Attachment B to this resolution and any subsequent specifications adopted by the county legislative body. Persons shall pay the salary and expenses for any

inspector(s) that the highway department may see fit to place upon the work site to ensure compliance with such technical specifications while any such inspector(s) may be assigned to the work site. The highway superintendent, before incurring any expenses expected to be charged to the applicant, shall advise the applicant in writing of this fact.

SECTION 5. The Department of Commerce and Insurance of the State of Tennessee requires that all persons contracting to perform construction work within the state be qualified and licensed by the State of Tennessee if the work is equal to or in excess of \$25,000. All persons and/or the company for which they are employed shall be duly licensed by the department, the State of Tennessee and any other appropriate governmental agency. Proof of a currently valid license shall be presented when request for a permit is made.

SECTION 6. As a condition of the issuance of a permit, applicants must provide proof of liability insurance with a minimum policy in the amount of \$250,000.00.

SECTION 7. If the work which is the subject of the permit request is not of an emergency nature, the highway superintendent may refuse or delay approval of the permit request if approval would unduly interfere with the work of the county highway department or would cause undue inconvenience to the public. However, the highway superintendent's approval of the permit request shall not be unreasonably withheld. In the event of an emergency, persons will not be required to comply with the regular permitting requirements set forth herein. For purposes of these regulations, "emergency" means an imminent danger to life, health, or property, whenever there is a substantial likelihood that loss of life, health, or property will result before the procedures in these regulations can be fully complied with. In the event of an emergency, notice of any work within the county right-of-way shall be given to the highway superintendent in writing in the manner provided in Section 2 or by telephone, within two (2) hours of the beginning of any such activity. If notice is given by telephone, the agent of the person making the call shall enter the date and time of the call, the nature, purpose, and location of the work to be performed, the estimated beginning and ending times, and the company or party to be performing the work, on a standard permit request form and deliver it to the highway superintendent within twenty-four (24) hours.

SECTION 8. The highway superintendent may require an applicant to post collateral to ensure that the county road and right-of-way will be repaired to the same quality as before the excavation or other work as performed. The highway superintendent will determine the form, amount and sufficiency of the collateral. Should the highway superintendent execute settlement of the collateral, the proceeds from such execution shall be payable to the county highway fund in the event the county right-of-way is damaged by the person posting the collateral and not repaired in the time and manner specified by these regulations. In the event of an emergency, as defined herein, the highway superintendent may require the person to post collateral as provide herein for non-emergency work as a condition for continuing work in the county right-of-way. In the event work is abandoned for a period of thirty (30) consecutive days or a time period specified in the permit, whichever is less, then the highway superintendent shall be authorized to execute settlement of the collateral in his sole discretion. The proceeds from such execution shall be used to finish the project and to pay all other reasonable cost associated with the project. Any leftover proceeds will be returned to the applicant.

SECTION 9. Persons shall replace or repair any portion of the pavement, shoulders, bridges, culverts, or any other part of the county right-of-way that may be disturbed or damaged as a result of their work performed in the right-of-way.

Repair of road damage includes, but not limited to, protection of road ditches and banks from erosion through placing growing sod or other erosion control devices as necessary. The county right-of-way shall be repaired following installation, maintenance and/or removal of utilities. The right-of-way shall also be repaired if damaged as a result of future line failure or leakage. The highway superintendent shall be notified prior to any backfilling or bedding of any utility. In the event a person covers, conceals, or obscures work in violation of these regulations or in violation of a directive from the highway superintendent, such work shall be uncovered and displayed for the county's inspection upon request and shall be reworked at no cost in time or money to the county. Whenever practical, the highway superintendent, upon the county highway department receiving a permit request, shall inspect the site before the work begins and shall inspect the site after the work is completed. Inspection by an engineering firm, paid for by the applicant and hired or approved by the county, shall be required, at the discretion of the highway superintendent, for extensive construction or work within the county right-of-way as a condition to issuance of the permit. If, in the opinion of the highway superintendent, the condition of the roadway or right-of-way has been damaged, the highway superintendent shall determine the nature of the work necessary to return the roadway or right-of-way to a condition substantially equal to its condition before the work was performed. The highway superintendent shall give persons written notice of any deficiency in returning the roadway or right-of-way to its proper condition and such persons shall, at no cost in time or money to the county, correct the work rejected by the county as defective. In addition, persons shall reimburse the county for all testing inspections, reasonable attorney and professional fees, and other expenses incurred as a result of the rejected work. Persons shall correct any deficiency as soon as practicable, and if the corrective work is not completed to the satisfaction of the highway superintendent within thirty (30) days of the notice of the deficiency, the highway superintendent shall be authorized to execute settlement of the collateral and use the proceeds to repair the damaged roadway or right-of-way. In the alternative, the highway superintendent may, in his/her sole discretion, facilitate the necessary repairs, in which event the applicant will reimburse the county highway department for the cost of such repairs. Except in cases of emergency, the highway superintendent will notify the applicant of the nature and extent of such repairs to be accomplished prior to undertaking the work.

SECTION 10. Persons performing work within the county right-of-way shall be responsible for road damages, personal injury, property damages, or any other damages caused by any negligence on their part, including but not limited to, the improper placing of or failure to display construction signs, danger signs, and other required signage and will bear any expense proximately caused by their operation on the right-of-way. This applies whether the applicant or someone acting on the applicant's behalf performs the work. Persons shall provide proper signage, barricades, flashing lights, or other methods to warn the public of open trenches, obstructions, or other impediments to travel. Signage shall conform to the Manual on Uniform Traffic Control Devices. Persons shall keep all traveled ways clear of obstructions and equipment not directly connected with the project or operation. Any inspection or control exercised by the chief administrative officer shall in no way relieve the applicant from any duty or responsibility to the general public nor shall such services and/or control by the highway superintendent relieve the applicant from any liability for loss, damage, or injury to persons or adjacent properties.

SECTION 11. For all utilities located above ground, including location signage, persons shall maintain sufficient weed and brush control within a ten (10)-foot radius such that said utilities are easily visible. Sumner County assumes no responsibility for any damage to any utility that is improperly located, signed, or maintained for visibility.

SECTION 12. If, at any future time, it should become necessary in the maintenance, construction, or reconstruction of a county highway to have applicant's utilities removed in order that said highway may be properly maintained, constructed, or reconstructed or in the event said utilities should, at any time, interfere with the use of said highway, the applicant agrees, upon being requested to do so by the highway department, to remove said utilities promptly, at its own expense and without cost to the highway department or the county, unless any requested removal should be contrary to any law of the State.

SECTION 13. Applicant shall be responsible for any conflicts with other utilities or appurtenances that are on the county highway right-of-way and shall notify the respective owner(s) of any conflicts and secure the owner's permission for any alterations.

SECTION 14. By approving applicant's permit request, the highway department does not grant the applicant any right, title, or claim to any highway right-of-way and in granting this permission to go upon the right-of-way does not, in any way, assume the maintenance of the applicant's utilities.

SECTION 15. The approval of an applicant's permit request shall become void if the work that is the subject of the request is not commenced within six (6) months of the date of the permit request.

SECTION 16. The highway superintendent may employ the county attorney, or other attorney as provided in Tennessee Code Annotated Section 54-7-110, to seek an injunction against any party in violation of these regulations. The highway superintendent may issue a stop work order if work is being performed in violation of these regulations. Any person violating these regulations shall also be subject to a fine of up to five hundred dollars (\$500) per violation pursuant to Tennessee Code Annotated Section 5-1-121.

SECTION 17. A permit may be denied, suspended, or revoked by the highway superintendent when the highway superintendent has determined that the operation is not being and/or will not be conducted in a manner as prescribed by applicable regulations, rules, resolutions, ordinances, or laws. Any violations deemed of a significant nature by the highway superintendent, or unwarranted damages done to the highway system, may result in a permit being denied, suspended, or revoked. The highway superintendent shall report all such actions to the county legislative body. Failure to obtain a permit, abandoning the project, conducting work which is not in accordance with the plans approved by the highway superintendent or obtaining a permit under the emergency provision when no emergency exists, may also be grounds for denial of future permit requests.

SECTION 18. Pursuant to the Competitive Cable and Video Services Act, Tennessee Code Annotated Section 7-59-310, as a condition of the issuance of a permit allowing for open trenching, the applicant shall provide at least fifteen (15) days' notice prior to the initiation of any work in the county right-of-way to all providers of cable or video services within the county. The notice shall include the particular dates in which the trenches will be available for such cable or video service providers for the installation of conduit, pedestals, or vaults and laterals. The requirement shall be limited to new construction or property development in which utilities will be laid in the county right-of-way.

SECTION 19. In addition to complying with the regulations set forth herein, applicants shall also comply with any and all applicable subdivision regulations.

SECTION 20. In the event of the occurrence of extraordinary circumstances, the highway superintendent may modify provisions of these regulations to address the particular situation. The burden of proving such extraordinary circumstances rests with the individual seeking relief. Any such approval of a variance from these regulations and any modified conditions or specifications issued by highway superintendent shall be in writing.

SECTION 21. These regulations shall be effective from and after September 1, 2014. Acknowledgment of receipt of a copy of these regulations shall be a part of the permit request.

SECTION 22. This resolution shall be effective from and after its passage, the public welfare requiring it.

1408-11 A RESOLUTION ACCEPTING PORTIONS OF PEACH VALLEY ROAD, BIG STATION CAMP CREEK ROAD AND SHUTE LANE AS CLASS I COUNTY ROADS AND ADDING THESE PORTIONS TO THE COUNTY ROAD LIST

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body hereby accepts portions of Peach Valley Road, Big Station Camp Creek Road and Shute Lane as Class I County Roads, as shown on the attachment herewith; and

BE IT FURTHER RESOLVED that the portions of these roads shall be added to the official Road List.

1408-12 A RESOLUTION TO PARTICIPATE IN THE HIGHWAY EXPANSION PROJECT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August 2014, that this body hereby agrees to participate in the Highway Expansion Project, as shown on the attachment herewith.

14013 A RESOLUTION APPROVING THE BONDS OF SUMNER COUNTY OFFICIALS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in special session on this the 18th day of August, 2014, that this body hereby approves the bonds of the Sumner County Officials as listed below.

County Executive	\$	100,000.00	09/01/14-08/31/18
County Clerk	\$	100,000.00	09/01/14-08/31/18
Circuit Court Clerk	\$	100,000.00	09/01/14-08/31/18
Sheriff	\$	100,000.00	09/01/14-08/31/18
Register of Deeds	\$	100,000.00	09/01/14-08/31/18
Superintendent of Roads	\$	100,000.00	09/01/14-08/31/18
Trustee	\$	6,294,119.14	09/01/14-08/31/18

BE IT FURTHER RESOLVED that Sumner County shall cover all employees with a bond as required by 2013 Public Chapter 315 of \$150,000.00 per claim, which this body shall cover as a self insured obligation.

**1408-14 A RESOLUTION APPROPRIATING A \$10,000.00
DONATION TO THE SUMNER COUNTY MUSEUM**

BE IT RESOLVED, by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body does appropriate, from the County General Fund Reserves a charitable donation of \$10,000.00 to the Sumner County Museum; and

BE IT FURTHER RESOLVED that this resolution shall authorize this donation, in this sum for this fiscal year, excluding the non-profit from the \$2,500.00 maximum contribution for first year donations.

Chairman Hyde noted the filing of the Veterans Service Officer report, which required no action.

REPORT FROM COUNTY OFFICIALS

County Officials filed the following reports: County Investments, County General Fund, County Debt Service Fund, County Highway Fund, County Capital Outlay Fund, School General Purpose Fund, School Federal Projects Fund, School Food Service Fund, Employee Health Insurance Trust Fund, Employee Dental Insurance Trust Fund, Casualty Insurance Trust Fund, County Trustee Funds, Special Reports: County Dental Insurance Claim Payments, County Health Insurance Claim Payments, County Property Tax Collections, County EMS Billing/Collections/Balances, County Sales Tax Collections, County Wheel Tax Collections, County Tax Rates/Property Values and County School Loan Program Rates. Approval of the filing of these records does not certify to the accuracy of the documents.

Chairman Hyde introduced the following resolution:

**1308-NOT A RESOLUTION TO APPROVE AND ACCEPT
APPLICATIONS FOR NOTARIES PUBLIC POSITIONS AND
PERSONAL SURETY GUARANTORS**

WHEREAS, according to the law of the State of Tennessee, an individual must apply for the office of notary public in the county of residence, or of their principal place of business; and

WHEREAS, state statute requires personal sureties making bonds for Notaries publics to be approved by the Sumner County Commission; and

WHEREAS, said applicant must be approved by the County Commission assembled; and

WHEREAS, Bill Kemp, Sumner County Clerk, has certified according to the records of his office that the persons named on the attached listing labeled "SUMNER COUNTY NOTARY PUBLIC APPLICATIONS and SURETY GUARANTORS" have duly applied for the positions so sought; and

**BE IT FURTHER RESOLVED THAT THIS TAKE EFFECT FROM AND
AFTER PASSAGE.**

BOBBY ALLEN	JUDY MCKEEN
LURA BRADY	TRUDY MILLIKEN
CLATA R BREWER	DEBRA ANN MOHON
KEVIN BROWN	RACHAEL MORGAN
RONALD B BUCHANAN	MARCIA M NELSON
MELISSA J BUTCHKO TURECKI	SERENA NELSON
BILLY W CARVER	BRENDA NORTON
JAYNE G COLEMAN	NANCY DORIS PARKER
BELINDA COOMBS	CASEY D PENROD
PAUL S CORLEY	WADE RIGGINS
TRACY P EIDSON	STACEY RIGGINS
DESIREE FARRAR	DAVID ROBERSON
DONNA FREELAND	KELLIE S SHOLLENBARGER
LIZ FRENCH	TIFFANY L SHOWALTER
ASHLEY GAZA	PAUL A SMITH
LOCKYE J GLADSON	JAMES L SMITH
CHRISTINA HARRINGTON	BRIAN F STANLEY
JESSICA HOLLOWAY	CARRIE L STORY
TARDRICKA HUGHES	CAROL SUCHOVSKY
WENDY HUGHES	MARILEE THOMSON
APRIL L HUGHEY	MATTHEW K THOMSON
LINDA A HUNTER	JENNY TROTTER
TERRI L JACKSON	LISA TUTTLE
PATRICIA JEFFREY	JOSH UNDERHILL
S KIRKENDALL	REYNOLDS S WORTHINGTON III
GILLIAN B KUMMER	BRENDA LEE YOUNG
AMY G LEAVER	DELVINA LOYA

PERSONAL SURETY
LAWRENCE RAY WHITLEY
RICHARD A TOMPKINS

Upon motion of Commissioner Skidmore, seconded by Commissioner Pospisil,
voting was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utlely	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Brown	Y	Vaughn	Y	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Guthrie	Y	Pospisil	Y		

ELECTION Yes: 23 No: 0 Abs: 0 08:35 PM

Chairman Hyde declared the election of Notaries Public by the body.

COMMITTEE ON COMMITTEES

Commissioner LeMarbre brought forth the recommendation of County Executive Anthony Holt to appoint David Black to replace Dianne Denson and Shawn Fennell to replace Dan Downs on the Sumner County Regional Airport Authority. Executive

Holt requested that the third appointment to fill the expiring term of Ben Williams be deferred until next month.

Chairman Hyde recognized Executive Holt who stated that Ms. Denson did not wish to serve any longer.

Upon voice vote of the body, Chairman Hyde called for a division of assembly. The electronic vote was recorded in the following manner:

Akins	Y	Taylor	N	Geminden	Y
Utlely	Y	Graves	Y	Satterfield	Y
F. Freels	N	Matthews	Y	Harris	Y
Brown	Y	Vaughn	Y	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	N
Hughes	N	Kimbrough	Y	Goode	Y
Skidmore	N	P. Freels	Y	Stone	Y
Guthrie	Y	Pospisil	Y		

AIRPORT Yes: 18 No: 5 Abs: 0 08:37 PM

Chairman Hyde declared the appointments approved by the body.

Commissioner LeMarbre noted that the Committee deferred action on appointments to the Joint Economics & Development Board.

Commissioner LeMarbre brought forth the re-appointment of William Moudy to serve on the Civil Service Board. Upon motion of Commissioner LeMarbre, seconded by Commissioner Matthews, the Commission voted unanimously to approve the re-appointment of Mr. Moudy to serve on the Civil Service Board.

Commissioner LeMarbre brought forth the recommendation of County Executive Anthony Holt to re-appoint Tom Tucker to serve on the Sumner County Regional Planning Commission. Upon motion of Commissioner LeMarbre, seconded by Commissioner Geminden, the Commission voted to approve the appointment of Mr. Tucker.

Commissioner LeMarbre noted the appointments for next month:

- Ethics Committee Board - All members
- West Fork Creek Reservoir/Dam Authority - Billy Geminden
- Tourism Board - Moe Taylor, Billy Geminden, Trisha LeMarbre, Paul Goode

HIGHWAY COMMISSION

There was no report from the Highway Commission.

EDUCATION COMMITTEE

There was no report from the Education Committee.

GENERAL OPERATIONS COMMITTEE

There was no report from the General Operations Committee.

EMERGENCY SERVICES COMMITTEE

There was no report from the Emergency Services Committee.

PUBLIC SERVICES COMMITTEE

There was no report from the Public Services Committee.

LEGISLATIVE COMMITTEE

Commissioner Pospisil introduced the following resolution and moved for approval.
Commissioner Akins seconded the motion.

1408-03 A RESOLUTION ENCOURAGING THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO NAME THE PORTION OF HIGHWAY 109 NORTH FROM OLD HIGHWAY 109N (SCOTTY PARKER BOULEVARD) TO HIGHWAY 52 IN HONOR OF MR. MIKE MCDONALD

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body encourages the State of Tennessee Department of Transportation ("TDOT") to name the portion of Highway 109 North from Old Highway 109N (Scotty Parker Boulevard) to Highway 52 in Honor of Mr. Mike McDonald; and

BE IT FURTHER RESOLVED that the Office of the Law Director forwards a copy of this resolution to our state officials.

Chairman Hyde declared the resolution approved by unanimous voice vote of the body.

Commissioner Pospisil introduced the following resolution and moved for approval.
Commissioner Vaughn seconded the motion.

1408-04 A RESOLUTION ALLOWING THE LEVY OF AN ADDITIONAL TWELVE DOLLAR LITIGATION TAX IN SUMNER COUNTY FOR PAYMENT OF GENERAL SESSIONS JUDGE SALARIES

WHEREAS, Tennessee Code Annotated, Section 16-15-5006, authorizes counties, by a two-thirds majority vote of the county legislative body, to levy a local litigation tax on each civil case filed in general sessions court or in a court where the general sessions judge serves as judge, except juvenile court, and to impose a local litigation tax on each criminal conviction in general sessions court; and

WHEREAS, such levy can be used for a portion of the salaries of the general sessions judges; and

WHEREAS, the Board of County Commissioners of Sumner County has determined that Sumner County is in need of additional revenues for these authorized purposes and therefore desires to increase the litigation taxes for all.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Sumner County, Tennessee, meeting in regular session on this 18th day of August, 2014 in Gallatin, Tennessee, that:

Section 1. Effective on the first day of January, 2015, the local litigation taxes on civil and criminal cases in Sumner County on each civil case filed in general sessions court or in a court where the general sessions judge serves as judge, except juvenile court, and the local litigation tax on each criminal conviction in general sessions court shall be increased by twelve dollars (\$12.00) and for a total of Eighteen Dollars (\$18.00) as provided in this resolution; and

Section 2. The clerks of court of Sumner County are instructed to collect this litigation tax on all civil and criminal cases in the same manner as all other litigation taxes; and

Section 3. Such revenues shall be used exclusively for the purpose of paying the statutory salaries of the general sessions judges; and

Section 4. The litigation taxes imposed by this resolution shall take effect on the first day of January, 2015 at 12:01 am, for any mater filed after that date and time, the public welfare requiring it, and shall be effective as long as the position of general sessions judge continues in this county and funds are needed for the payment of said salaries; and

Section 5. If any provision of this resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this resolution which can be given effect without the invalid provision or application and to that end the provisions of this resolution are declared to be severable; and

Section 6. A certified copy of this resolution shall be sent to the Secretary of State by the Office of the Law Director.

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	N	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Brown	N	Vaughn	Y	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	N	Kimbrough	Y	Goode	Y
Skidmore	N	P. Freels	Y	Stone	Y
Guthrie	Y	Pospisil	Y		

1408-04 Yes: 19 No: 4 Abs: 0 08:43 PM

Chairman Hyde declared the resolution approved by the body.

RULES AND PROCEDURES

There was no report from the Rules and Procedures Committee.

FINANCIAL MANAGEMENT COMMITTEE

Commissioner Frank Freels introduced the following resolution and moved for approval. Commissioner Graves seconded the motion.

1408-15 A RESOLUTION APPROVING THE BANK SERVICES FOR SUMNER COUNTY

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body does hereby approve the bank services for Sumner County, as shown on the attachment herewith.

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Brown	Y	Vaughn	Y	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	N	Kimbrough	N	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Guthrie	Y	Pospisil	Y		

BANKING Yes: 21 No: 2 Abs: 0 08:44 PM

Chairman Hyde declared the resolution approved by the body on the first and final reading.

BUDGET COMMITTEE

Commissioner Stone introduced the following resolution and moved for approval. Commissioner Taylor seconded the motion.

1408-05 A RESOLUTION APPROVING THE HEALTH DEPARTMENT TOBACCO GRANT CARRYOVER

BE IT RESOLVED by the County Board of Commissioners of Sumner County, Tennessee, meeting in regular session on this 18th day of August, 2014, that this body hereby approves the Health Department Tobacco Grant Carryover, as shown on the attachment herewith.

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Brown	Y	Vaughn	Y	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	N	Kimbrough	Y	Goode	Y
Skidmore	Y	Stone	Y	Guthrie	Y
Pospisil	Y				

1408-05 Yes: 21 No: 1 Abs: 0 08:45 PM

Chairman Hyde declared the resolution approved by the body on the first

and final reading.

Commissioner Stone introduced the following resolution and moved for approval.
Commissioner Akins seconded the motion.

1408-06 A RESOLUTION AUTHORIZING CARRYOVER OF SCHOOL SAFETY PROJECT FUNDING IN THE AMOUNT OF \$250,362.00 FROM THE FISCAL YEAR 2014 TO THE FISCAL YEAR 2015

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body authorizes carryover of School Safety Project Funding in the amount of \$250,362.00 from the Fiscal Year 2014 to the Fiscal Year 2015, as shown on the attachment herewith.

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Brown	Y	Vaughn	Y	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Guthrie	Y	Pospisil	Y		

1408-06 Yes: 23 No: 0 Abs: 0 08:46 PM

Chairman Hyde declared the resolution approved by the body on the first and final reading.

Commissioner Stone introduced the following resolution and moved for approval.
Commissioner Akins seconded the motion.

1408-07 A RESOLUTION APPROPRIATING \$100,000.00 AS PASS-THROUGH FUNDS FROM THE CITY OF PORTLAND FOR THE PORTLAND VOCATIONAL CENTER

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 18th day of August, 2014, that this body hereby appropriates \$100,000.00 as pass-through funds from the City of Portland for the Portland Vocational Center, as shown on the attachment herewith.

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Brown	Y	Vaughn	Y	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Guthrie	Y	Pospisil	Y		

1408-07 Yes: 23 No: 0 Abs: 0 08:47 PM

Chairman Hyde declared the resolution approved by the body on the first and final reading.

RESIGNATION OF COMMISSIONER PAIGE BROWN

Chairman Hyde announced the resignation of Commissioner Paige Brown who presented the following letter:

Dear Chairman Hyde:

It is with regret that I must submit my resignation from the Sumner County Commission prior to the effective end date of my term.

As much as I had wished to avoid this end, it is prudent for me to take this action to avoid any potential conflict in qualifying to run for another office. Please consider my resignation effective at the end of the regular meeting of the Sumner County Commission on Monday, 18 August 2014.

Personally, I thank you for your service to our county, for your guidance and your kindness.

I have enjoyed my service on the Sumner County Commission. For the rest of my life I will value the experience and the knowledge and friendships gained.

I will remain available to serve our county in any needed volunteer capacity.

I am excited about the future of our wonderful county and wish to express my appreciation to you and the other Commissioners with whom I have served. My best wishes will remain with the new Commission and decisions it will face in the coming years.

Please let me know if I can ever be of help in the future.

Sincerely,

/s/ Paige Brown

ADJOURNMENT

Chairman Hyde declared the Commission meeting adjourned at 8:46 p.m. upon motion of Commissioner Vaughn, seconded by Commissioner Harris.

BILL KEMP, CLERK

MERROL HYDE, CHAIRMAN

Prepared by Maria A. Savage
Approved on _____
