
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
AUGUST 17, 2009**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, August 17, 2009, 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 and County Law Director Leah Dennen and the following Commissioners to wit:

Mike Akins	Paul Goode	Joe C. Matthews
Saundra Ridings Boyd	Steve Graves	Kirk Moser
David Cummings	Bob Hendricks	Bob Pospisil
Paul Decker	Billy S. Hobbs	David Satterfield
James A. England	Chris Hughes	Jo Skidmore
Shawn Fennell	Merrol N. Hyde	Jerry F. Stone
Paul D. Freels	David Kimbrough	Jim Vaughn
Frank E. Freels	Trisha LeMarbre	Shawn Utley

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Bob Barker. 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 Pastor Malcolm Patton of the Beech Cumberland Presbyterian Church.

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

APPROVAL OF AGENDA

Without objection, Chairman Hyde added the Assessor of Property John Isbell under Report of the Chair for a report. Chairman Hyde noted a special called meeting of the Sumner County Commission on August 31, 2009; a Budget Committee on August 25; and a Roofing Committee meeting on August 21. Chairman Hyde clarified the process of election of the Standing Committees for 2009-10, stating that the election of the Standing Committee Chairman and Vice-Chairman of the respective committees would follow. Chairman Hyde announced that Clerk Kemp would announce the results of an electronic vote. Commissioner Hobbs moved, and was duly seconded by Commissioner Skidmore, 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 20, 2008, and recorded in the office of the Clerk, Bill Kemp, were approved by voice vote after Commissioner Graves made the motion, seconded by Commissioner Akins. 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 no one wishing to speak, recognition of the public was closed.

REPORT OF THE CHAIR

County Executive Anthony Holt read the following resolution into the record:

A RESOLUTION HONORING MRS. MARTY NELSON

WHEREAS, though relatively new to her job, Marty Nelson was recently named Trustee of the Year for Middle Tennessee; elected President of the Middle Tennessee Trustee Association, Secretary of the Tennessee Trustee Association and also will serve as secretary for the County Official's Association; and

WHEREAS, during her short tenure as the Sumner County Trustee, Mrs. Marty Nelson has worked to accomplish numerous things, including the installation of a security camera, upgraded computer system, a higher rate of tax collections, was instrumental in developing the senior tax freeze and is in the process of initiating a partial payment plan for property taxes; and

WHEREAS, Mrs. Nelson is committed to serving the citizens of Sumner County and has been zealously working to help bring progress and advancement to this county; and

WHEREAS, Mrs. Nelson, by giving of her time and talents, has contributed distinctive guidance and direction to the citizens and leadership of Sumner County.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of August, 2009, that this body does hereby recognize and commend Marty Nelson for her accomplishments, dedication and service to the citizens and government of Sumner County; 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. Marty Nelson.

Upon motion of Commissioner Matthews, seconded by Commissioner Stone, the committee voted to approve the certificate of recognition.

Commissioner LeMarbre read the following certificate into the record:

A RESOLUTION HONORING THE BEECH HIGH SCHOOL LADY BUCS SOFTBALL TEAM AND COACH DAVID WOODS

WHEREAS, the Beech High School Lady Bucs Softball Team, led by Coach David Woods and Assistant Coaches Wayne Smith, Holly Herman, and Alicia Lee, and Trainer Kim Bossaller ended their season with an outstanding record of forty wins and four losses and were named the District 9AAA-Champions, the Region VAAA Champions, Sectional Champions, Christian County (KY) Invitational Champions and second place in the TSSAA State Tournament; and

WHEREAS, Coach David Woods was named the District Coach of the Year. Catherine "Cat" Banks was named the District Player of the year and Sumner County Player of the Year and along with the other members of the team: Jule Kranz, Rena Cothron, Haylee Rogers, Vivan Hall, Hannah Rinehart, Kayla Toney, Alex Banks, Kelsey Miller, Julie Leonard, Ginny Carroll, Kasey Okert, Balyeigh Sircy, Kassidy McCoy, Rachel Manning, Stacia Lee, Brianna Claiborne, Carly Edwards, and Heather Montgomery have exhibited diligent effort and hard work and through their efforts have been an inspiration to others; and

WHEREAS, Beech High School Lady Bucs Softball Team played with pride and determination and brought honor and positive recognition to themselves, their school and this county.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of August, 2009, that this body does hereby congratulate Coach David Woods and the entire Beech High School Lady Bucs Softball Team for their outstanding season; and

BE IT FURTHER RESOLVED that this resolution is to be spread on the minutes of this body and the Clerk is to provide a copy of this resolution to Coach David Woods and the Beech High School Lady Bucs Softball Team.

Upon motion of Commissioner Matthews, seconded by Commissioner Stone, the committee voted to approve the certificate of recognition.

ELECTION OF COMMISSION CHAIRMAN

Commissioner LeMarbre nominated Commissioner Hyde to be Commission Chairman; Commissioner Goode seconded the motion. Upon motion of Commissioner Goode, seconded by Commissioner Vaughn, the Commission voted to cease nominations and elect Commissioner Hyde by acclamation.

ELECTION OF CHAIRMAN PRO TEM

Commissioner LeMarbre nominated Commissioner Decker to be Chairman Pro Tem. Commissioner Frank Freels seconded the motion. Upon motion of Commissioner Goode, seconded by Commissioner Vaughn, the Commission voted to cease nominations and elect Commissioner Decker by acclamation.

ELECTION OF STANDING COMMITTEES 2009-10

Commissioner LeMarbre brought forth the following slate of committees:

BUDGET COMMITTEE

Kirk Moser, Chairman
David Kimbrough, Vice-Chairman
Paul Freels
Billy Hobbs
David Satterfield
Jerry Stone
Shawn Utley

MEETS SECOND MONDAY 7:00 P.M.

EDUCATION COMMITTEE

Paul Decker, Chairman
Trisha LeMarbre, Vice-Chairman
James A. England
Paul Goode
Chris Hughes
Joe Matthews
Shawn Utley

MEETS FIRST MONDAY AT 6:00 P.M

GENERAL OPERATIONS COMMITTEE

Chris Hughes, Chairman
Shawn Utley, Vice-Chairman
Saundra Ridings Boyd
David Cummings
Jimmy England
Steve Graves
Joe Matthews

MEETS SECOND MONDAY 5:00 P.M.

FINANCIAL MANAGEMENT COMMITTEE

David Kimbrough, TBA
Frank Freels, TBA
Jim Vaughn
Kirk Moser
Benny Bills, Director of Schools
Scotty Parker, Superintendent of Roads
Anthony Holt, County Executive

MEETS THIRD MONDAY 5:00 P.M.

BEER BOARD

Mike Akins, Chairman
James A. England
Paul Freels
Bob Hendricks
David Kimbrough
Jo Skidmore
Jerry Stone

MEETS THIRD MONDAY 6:30 P.M.

EMERGENCY SERVICES COMM.

Jim Vaughn, Chairman
Mike Akins, Vice-Chairman
Saundra Ridings Boyd
Shawn Fennell
Paul R. Goode
Steve Graves
Jerry Stone

MEETS FIRST MONDAY 5:30 P.M.

HIGHWAY COMMISSION

Steve Graves, TBA
Shawn Fennell, TBA
David Cummings
Frank Freels
Joe Matthews
Scotty Parker, Highway Supt.
Tom Neal, Citizen
Anthony Holt, Co. Exec.

MEETS FIRST TUESDAY 4:00 P.M.

LEGISLATIVE COMMITTEE

Bob Pospisil, Chairman
Paul Goode, Vice-Chairman
Paul Decker
Steve Graves
Chris Hughes
Trisha LeMarbre
Kirk Moser
Jim Vaughn
Merrol Hyde, Comm. Chairma

MEETS SECOND MONDAY 6:00 P.M.

PUBLIC WORKS COMMITTEE

- Paul R. Goode, Chairman**
- Bob Pospisil, Vice-Chairman**
- Mike Akins**
- Frank Freels**
- Shawn Utley**
- Scotty Parker, Superintendent of Roads**
- Anthony Holt, County Executive**

**MEETS FIRST TUESDAY AT 5:00 P.M.
P.M.**

LAW ENFORCEMENT SUBCOMMITTEE

- Shawn Fennell, Chairman**
- Kirk Moser, Vice-Chairman**
- Saundra Ridings Boyd**
- Paul Decker**
- David Satterfield**
- Jim Vaughn**
- Bob Barker, Sheriff**

MEETS FIRST MONDAY 5:00

Upon motion of Commissioner LeMarbre, seconded by Commissioner Stone, the Commission voted to approve the 2009-10 Standing Committees.

RECESS

Chairman Hyde declared a recess in order to elect Chairman and Vice-Chairman of the Standing Committees, which is reflected in the slate of committees.

Chairman Hyde recognized Commissioner England who moved to request the County Law Director to find out what the State of Tennessee is doing with prisoners and report the information to the Commission. The motion was seconded by Commissioner Satterfield and approved by unanimous voice vote.

John Isbell, Assessor of Property, gave a presentation on the methodology used to arrive at reappraisal values.

REPORT FROM COUNTY OFFICIALS

By motion of Commissioner Atkins, seconded by Commissioner Matthews, the commissioners approved unanimously the filing as received of 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.

LIST OF NOTARIES PUBLIC

- ALEXANDER, TYANA GAYNELLE
- ANDERSON, JANAN PERKINS
- ANDERSON, STEPHNEY J
- AYERS, HOMER R
- BELLIDO, CECILIA R
- BLANKENSHIP, MARY HENDY
- BULLOK, RONALD WAYNE

- MEADOWS, DANA M
- MOORE, PENNY J
- MORGAN, KIMBERLY ANN
- NEWBY, CONNIE G
- NICHOLS, SHERRY LYNN
- PAINTER, TERRI F
- PERRY, KIMBERLY DENISE

CARTER, WILLIAM MICHAEL
CIVILS, LINDA GAYLE
CLARK, BARBIE JEAN
COOKE, ASHLEY LAUREN
DILLMAN, NANCY KAY
FAUST, VANDANA ANNAM
FAUST, DAVID ANDREW
FERGUSON, TIMOTHY DALE
FOREMAN, WAYNE
FRENCH, SARAH WHITT
FUTCH, EDWARD GARVIN
GARRETT, JOHNNY C
GERMAIN, DEAN CHARLES
GROVES, LANETTA H
HARDWICK, PEGGY B
HICKS, BECKY LYNN
HOWELL, DEANN MCCUE
HUNTER, DINA L
JACKSON, TERESA GAYLE
JONES, SUSAN ALLEN
LAYTON, JOANNE M S
LYNCH, SHANNON THERESE
MAINLAND, RALPH D
MARLETT, CRYSTAL LASHANE

PHILLIPS, KIMBERLY CAROL
POTTS, PATRICIA LYNN
POWELL, LINDA LOU
RHODEN, BONNIE A
RUMBLE, TERESA MARIE
SCHWIND, KIM ANN
SIMPSON, JENNIFER L
SMITH, PAMELA C
SMITH, JAYNE P
STANTON, MICHAEL PATRICK
TROUTT, LISA AMANDA
VAUGHAN, MARTHA LEONE
WAINSCOTT, HEATHER DANIELLE
WATTS, MITCHELL ALAN
WEAVER, TRACY ANN
WILKINS, JENNELLE MARY ALYS
WILLIAMSON, SUZANNE C
WRIGHT, DONNA LEA
YOHE, TAMMY MICHELLE

SURETY
LAWRENCE RAY WHITLEY
RICHARD A. TOMKINS
SALLIE W. BROWN

Chairman Hyde introduced the following resolution:

0908-NOT

**A RESOLUTION TO APPROVE AND ACCEPT
APPLICATIONS FOR NOTARY 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.

Upon motion of Commissioner Graves, seconded by Commissioner Cummings, voting was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Boyd	Y
England	Y	Hendricks	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hyde	Y	Hughes	Y	Kimbrough	Y
Goode	Y	Skidmore	Y	P. Freels	Y
Stone	A	Hobbs	Y	Pospisil	Y

0908-NOTARY Yes: 23 No: 0 Abs: 1 07:43 PM

Chairman Hyde declared the Notaries Public approved by the body.

COMMITTEE ON COMMITTEES

Commissioner LeMarbre brought forth the Committee on Committees recommendation to approve the re-appointments of Larry Hinton and Shelly Ames to the Library Board. She so moved, seconded by Commissioner Pospisil. The Commission approved the appointments of Mr. Hinton and Ms. Ames to the Library Board.

Commissioner LeMarbre brought forth the Committee on Committees recommendations of Chancellor Tom Gray to approve the re-appointments of Teena Vincent to serve as the Public Administrator. She so moved, seconded by Commissioner Pospisil, and the Commission approved the appointment of Ms. Vincent.

Commissioner LeMarbre reported that Agenda items 2 and 4 were deferred.

HIGHWAY COMMISSION

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

0908-01 A RESOLUTION ASKING THE SUMNER COUNTY REPRESENTATIVES TO ASK TDOT TO EXPEDITE THE COMPLETION OF THE INTERSTATE SYSTEM THROUGH SUMNER COUNTY FROM KENTUCKY TO THE WILSON COUNTY LINE

WHEREAS, the various roads and highways of the federal interstate structure as well as the state highway system serve as a vital link to, from and through Sumner County and these aging roads and structures are used by thousands of persons on a daily basis; and

WHEREAS, for many years, Sumner County, though a large county in the number of people as well as overall land mass, had very few federal interstate miles or state highways completed for use within its borders and its old and narrow road system with its ever increasing utilization, created traffic hazards that have led to numerous traffic accidents, injuries and even fatalities; and

WHEREAS, the highway system from the northern border of our county at the edge of Kentucky to the Wilson County line is traveled constantly as a major thoroughfare through our state and improvements to these roadways are desperately needed to not only aid in the economic development of our state but to save countless lives.

THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular on this the 17th day of August, 2009 that this body does hereby ask our State Representatives to request TDOT to expedite the completion of the portion of the Federal and State Interstate Highway System from Kentucky to the river bridge at the Wilson County line for the safety and growth of our county and state as well as citizens and visitors to the area; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to our state representatives.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Boyd	Y
England	Y	Hendricks	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hyde	Y	Hughes	Y	Kimbrough	Y
Goode	Y	Skidmore	Y	P. Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0908-01 Yes: 24 No: 0 Abs: 0 07:48 PM

Chairman Hyde declared the resolution approved by the body.

EDUCATION COMMITTEE

There was no report from the Education Committee.

GENERAL OPERATIONS COMMITTEE

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

0908-02 A RESOLUTION APPROVING THE QUITCLAIM DEED EASEMENT WITH CUMBERLAND ELECTRIC MEMBERSHIP CORPORATION FOR THE GREENWAY PROJECT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of August, 2009, that this body does hereby authorizes the County Executive to sign the attached quitclaim deed with Cumberland Electric Membership Corporation for the Greenway Project.

Chairman Hyde recognized the County Law Director Leah Dennen who asked that the Commission to pass the resolution and authorize the County Law Director and Commissioners Moser and Kimbrough to massage the language of the agreement with CEMC on property issues. The maker of the motion and the seconder agreed to incorporate the request into the motion.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Boyd	Y
England	Y	Hendricks	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hyde	Y	Hughes	Y	Kimbrough	Y
Goode	Y	Skidmore	Y	P. Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0908-02 Yes: 24 No: 0 Abs: 0 07:51 PM

Chairman Hyde declared the resolution approved by the body.

EMERGENCY SERVICES COMMITTEE

There was no report from the Emergency Services Committee.

PUBLIC WORKS COMMITTEE

There was no report from the Public Works Committee.

LEGISLATIVE COMMITTEE

There was no report from the Legislative Committee.

BUDGET COMMITTEE

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

0908-03 A RESOLUTION APPROVING A CAPITAL PURCHASE FROM THE CONTINUATION BUDGET FOR PROPERTY ASSESSOR FOR THE PURCHASE OF COMPUTERS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of August, 2009, that this body does hereby approve a capital purchase from the continuation budget for Property Assessor for the purchase of computers.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Boyd	Y
England	Y	Hendricks	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hyde	Y	Hughes	Y	Kimbrough	Y
Goode	Y	Skidmore	Y	P. Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0908-03 Yes: 24 No: 0 Abs: 0 07:52 PM

Chairman Hyde declared the resolution approved by the body.

Commissioner Moser introduced the following resolution and moved for approval.
Commissioner Goode seconded the motion.

0908-04 A RESOLUTION APPROVING CONTINUATION BUDGET FOR EMS DIRECTOR FOR THE PURCHASE OF MONITORS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of August, 2009, that this body does hereby approve a continuation budget for EMS Director for the purchase of monitors.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Boyd	Y
England	Y	Hendricks	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hyde	Y	Hughes	Y	Kimbrough	Y
Goode	Y	Skidmore	Y	P. Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0908-04 Yes: 24 No: 0 Abs: 0 07:53 PM

Chairman Hyde declared the resolution approved by the body.

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

**0908-05 A RESOLUTION APPROVING THE ACCEPTANCE OF ARRA FUNDS
FOR GENERAL SESSIONS COURT/DRUG COURT PROGRAM**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of August, 2009, that this body hereby approves the acceptance of ARRA Funds for General Sessions Court/Drug Court Program (as shown on the attached) to be included in the continuation and budget 2009-2010 budget.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Boyd	Y
England	Y	Hendricks	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hyde	Y	Hughes	Y	Kimbrough	Y
Goode	Y	Skidmore	Y	P. Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0908-05 Yes: 24 No: 0 Abs: 0 07:54 PM

Chairman Hyde declared the resolution approved by the body.

Commissioner Moser introduced the following resolution and moved for approval.
Commissioner Goode seconded the motion.

**0908-06 A RESOLUTION APPROVING COUNTY PARTICIPATION IN THE STATE
CIVIL WAR TRAILS PROGRAM AS PREVIOUSLY ENDORSED BY THIS BODY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of August, 2009, that this body hereby approves the county participation in the State Civil War Trails Program as previously endorsed by this body.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utleay	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Boyd	Y
England	Y	Hendricks	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hyde	Y	Hughes	Y	Kimbrough	Y
Goode	Y	Skidmore	Y	P. Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0908-06 Yes: 24 No: 0 Abs: 0 07:55 PM

Chairman Hyde declared the resolution approved by the body.

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

**0908-07 A RESOLUTION ADOPTING THE 2009/2010 FISCAL YEAR
EMPLOYMENT HIRING AND
OUT-OF-STATE TRAVEL AND RELATED EXPENSE
BUDGETARY FREEZE POLICY**

WHEREAS, the economic resources and financial conditions of our county, state and nation are suffering a spiraling economic decline and local budgets have been cut drastically at a time when revenues are shrinking; and

WHEREAS, in these turbulent times, this body cannot force tax increases on its citizens yet must still find the resources to fund education, emergency medical services, police protection and countless other assistance programs that benefit all the people; and

WHEREAS, this body has worked several months to coordinate a 2009/2010 fiscal year budget which will provide needed services within the declining revenues, but is still faced with income estimates that may continue to regress and fail to meet present estimates; and

WHEREAS, county government must adjust its spending to ensure we continue to live within our budgetary means.

THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 17th day of August, 2009 that this body hereby finds it necessary to adopt pursuant to the following rules, regulations, terms and conditions:

**THE 2009/2010 FISCAL YEAR EMPLOYMENT HIRING
AND OUT-OF-STATE TRAVEL AND RELATED EXPENSE
BUDGETARY FREEZE POLICY**

This policy shall apply to all offices, departments, committees, officials and commissions overseen by the County Executive and/or this body and shall become effective immediately upon passage.

(1) Employment Hiring

- a. An employment hiring freeze shall be effective immediately; and
- b. Positions that are presently vacant shall remain unfilled and any position which becomes vacant due to retirement, termination or resignation shall not be filled until further action by this body or the completion of the 2009/2010 fiscal year and passage of the 2010/2011 fiscal year budget; and

- c. Any employment positions offered as of the date of the passage of this resolution shall be withdrawn; and
- d. Positions specifically related to provision of emergency care, arising from a crisis situation in which health and safety would be compromised or mandated by court order are exempt from the hiring freeze; and

(2) Out-Of-State Travel & Related Expenses

- a. A budgetary freeze of funds for out-of-state travel, travel related expenses, conferences, meetings, conventions, continuing education, training or other work related matters shall be effective immediately; and
- b. Any travel scheduled as of the date of the passage of this resolution shall be cancelled; and
- c. No funds, though budgeted, shall be paid or reimbursed for travel, travel related expenses, conferences, meetings, conventions, continuing education, training or other work related matters that take place out-of-state until the completion of the 2009/2010 fiscal year and passage of the 2010/2011 fiscal year budget; and
- d. Out-of-state travel required for emergency care or mandated by court order are exempt from this requirement.

(3) Waiver of Policy

A waiver or exception to these policies can be sought and approved through application to the appropriate committee and passage by this body.

(4) Constitutional Office Holders Exemption

- a. All Constitutional office holders are exempt from Sections (1), (2) and (3) of this policy, but are still encouraged to participate.
- b. All Constitutional office holders are required to participate in Section (5).

(5) Monthly Reports Required

- a. Any new or replacement employment hiring must be reported on a monthly basis to the Budget Committee.
- b. Any out-of-state travel and related expenses must be reported on a monthly basis to the Budget Committee.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utlely	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	N	Boyd	N
England	Y	Hendricks	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hyde	Y	Hughes	Y	Kimbrough	Y
Goode	Y	Skidmore	Y	P. Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0908-07 Yes: 22 No: 2 Abs: 0 07:59 PM

Chairman Hyde declared the resolution approved by the body.

CONSENT AGENDA

Commissioner Moser introduced the following resolution and moved for approval.

Commissioner Hobbs seconded the motion.

0908-08 A RESOLUTION AUTHORIZING ALLOCATION OF \$30,000.00 FROM PREVIOUSLY APPROVED FUNDS TO POUR SIDEWALKS AT THE NEW PORTLAND WEST MIDDLE SCHOOL

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of August, 2009, that this body hereby authorizes allocation of \$30,000.00 from previously approved school construction funds to pour sidewalks at the new Portland West Middle School.

0908-09 A RESOLUTION APPROPRIATING \$4,103.84 FROM THE OCTOBER 2007 BOND ISSUE FOR INVOICES RECEIVED FOR RENOVATION WORK AT INDIAN LAKE ELEMENTARY SCHOOL

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of August, 2009, that this body hereby appropriates \$4,103.84 from the October 2007 bond issue for invoices received for renovation work at Indian Lake Elementary School.

0908-10 A RESOLUTION RETURNING REVIEW OF ALL NEW ROADS TO THE ROAD SUPERINTENDENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of August, 2009 that this body hereby directs that review of all new roads and subdivision plat reviews of roads shall be returned to the Road Superintendent as was previously undertaken by that office and staff.

0908-11 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE OFFICE OF CONSTRUCTION AND DEVELOPMENT AS SURPLUS 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 17th day of August, 2009, that this body does hereby declare the items, as shown on the attached exhibits from the office of Construction and Development as surplus; and

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

BE IT FURTHER RESOLVED that in the event items do not sale, disposal of same is approved pursuant to existing policies and procedures.

0908-12 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE CODES DEPARTMENT AS SURPLUS 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 17th day of August, 2009 that this body does hereby declare the items from the Codes Department, listed below as surplus:

Item	Brand	Working Y/N	Serial Number	Description
Printer	HP	N	C6409B	Desk Jet 882C
Monitor Dell		Y		Business Ink Jet 2230
Printer	HP			
Desk #4				Mahogany

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

0908-13 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE CLERK AND MASTER'S OFFICE AS SURPLUS 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 17th day of August, 2009 that this body does hereby declare the items from the Clerk and Master's Office, listed below as surplus:

Item	Brand	Working Y/N	Serial Number	Description
Folding Chairs				20 Chairs
Table				1 Table

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

0908-14 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE SUMNER COUNTY ADMINISTRATION BUILDING AS SURPLUS 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 17th day of August, 2009 that this body does hereby declare the items from the Sumner County Administration Building, listed below as surplus:

Description:	Brand	Working Y/N	Serial No.	Description
#1 Chair				1 Green
#2 Chair				1 Brown
#3 Chair				1 Black
#1 Desk				1 Oak
#2 Desk				1 Mahogany
#3 Desk				1 Mahogany
Chairs				10 Burgundy/ wooden chairs
#1 Printer	HP			1 Laser Jet 4 Plus
Paper				2 Shredders

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

0908-15 A RESOLUTION APPROVING THE MAINTENANCE AGREEMENT FOR THE JAIL KITCHEN WITH ATECH

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of August, 2009, that this body hereby approves the maintenance agreement for Jail Kitchen Repair with ATECH as attached herewith (in file).

PROPERTY TAX REFUNDS

The following property tax refunds were included on the Consent Agenda:

Waiver of penalty and interest for Tax Year 2007, Map 006-Parcel 033.07 due to Assessor Office mistake.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utlely	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Boyd	Y
England	Y	Hendricks	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hyde	Y	Hughes	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Hobbs	Y	Pospisil	Y		

0908-CONSENT Yes: 23 No: 0 Abs: 0 07:59 PM

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

ADJOURNMENT

Chairman Hyde declared the Commission meeting adjourned at 8:10 p.m.

BILL KEMP, CLERK

MERROL HYDE, CHAIRMAN

Prepared by Maria A. Savage
Approved on _____
