
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
FEBRUARY 22, 2010**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, February 22, 2010, 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
David Cummings	Steve Graves	Kirk Moser
Steve Camp	Bob Hendricks	Bob Pospisil
Paul Decker	Billy S. Hobbs	David Satterfield
Shawn Fennell	Chris Hughes	Jo Skidmore
Paul D. Freels	Merrol N. Hyde	Jerry F. Stone
Frank E. Freels	David Kimbrough	Jim Vaughn
	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-three 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. Commissioner Sandra Ridings Boyd was not present due to illness. As reflected above, Commissioner Steve Camp was seated after his election to serve from the Fifth District.

The Invocation was led by Pastor Tom Hutson from the Saundersville United Methodist Church.

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

APPROVAL OF AGENDA

Commissioner Hyde stated that the Certificate of Recognition honoring Cody and Cory Sullins would be deferred to next month. Chairman Hyde recognized Commissioner Stone who moved, seconded by Commissioner Goode, to remove Resolution 1002-01 from the agenda for further review. The motion carried by unanimous voice vote of the body. Chairman Hyde ruled that the matter would go back to the Emergency Services Committee and the Budget Committee. Commissioner LeMarbre requested the deferral of the Regional Library Board appointments and the additions of an appointment to the Delinquent Tax Committee and appointments to fill the positions vacated by Commissioner Utley. Commissioner Skidmore moved, and was duly seconded by Commissioner Pospisil, to adopt the agenda with the additions and changes. The Commission approved the agenda as amended by unanimous voice vote of the body.

Chairman Hyde noted that a number of the audience were present to request funding for the lights at the Gallatin City Park. He stated that it was not legal to spend designated funds on this project, according to the County Law Director.

APPROVAL OF MINUTES

The minutes for the meeting of this body held on January 25, 2010, and recorded in the office of the Clerk, Bill Kemp, were approved by voice vote after Commissioner Graves made the motion, seconded by Commissioner Atkins.

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 on agenda items, recognition of the public was closed.

REPORT OF THE CHAIR

Commissioner Decker introduced the following Certificate of Recognition:

A RESOLUTION HONORING JAMES SATTERFIELD

WHEREAS, the Tennessee Sports Writers Association, a group which annually selects the most distinguished members of all member football squads to make up a "dream team" of athletes, this year, as part of its selection process for the 5-A All-State Team selected, James Satterfield for his outstanding performance this season; and

WHEREAS, James Satterfield was selected to the All-State special team; and

WHEREAS, James Satterfield averaged 42.8 yards per kick for the Gallatin Green Wave and played with pride and dignity and through his determination and hard work brought honor to himself, his school and county.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010 that this body does hereby congratulate and commend James Satterfield for his outstanding achievements; 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 James Satterfield.

Upon motion of Commissioner Decker, seconded by Commissioner LeMarbre, the Commission voted with unanimous approval the Certificate of Recognition honoring Mr. Satterfield.

Commissioner Decker introduced the following Certificate of Recognition:

**A RESOLUTION HONORING
ENRIQUES PERRY**

WHEREAS, the Tennessee Sports Writers Association, a group which annually selects the most distinguished members of all member football squads to make up a “dream team” of athletes, this year, as part of its selection process for the 5-A All-State team selected, Enriques Perry for his outstanding performance this season; and

WHEREAS, Enriques Perry was selected to the All-State team; and

WHEREAS, Enriques Perry is a talented athlete who played tailback, quarterback, defensive back, punt returner and kickoff returner, for the Gallatin Green Wave and with pride and dignity and through his determination and hard work have brought honor to himself, his school and county.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010 that this body does hereby congratulate and commend Enriques Perry, for his outstanding achievements; 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 Enriques Perry.

Upon motion of Commissioner Decker, seconded by Commissioner Matthews, the Commission voted with unanimous approval the Certificate of Recognition honoring Mr. Perry.

Commissioner LeMarbre introduced the following Certificate of Recognition:

**A RESOLUTION HONORING
COACH ANTHONY CRABTREE AS
COACH OF THE YEAR**

WHEREAS, the Beech High School Buccaneers football team led by Coach Anthony Crabtree and his outstanding coaching staff won the 2009 TSSAA State 5-A Football Championship after retaining a season record of 13 wins and 2 losses and bringing the school its first State Football Championship; and

WHEREAS, Coach Anthony Crabtree has given selflessly of his time to teach, motivate and aid the Beech High School Buccaneers Football Team and for his outstanding efforts, Coach Crabtree was named Class 5-A All-State Coach of the Year by the Tennessee Sports Writers Association; and

WHEREAS, Coach Anthony Crabtree has made a positive impact on the lives of countless students and through his efforts and dedication has not only been a coach, but a leader, mentor, guardian and friend of all those whose lives he has touched and because of his hard work, dedication and diligent effort he has brought honor to himself, his school and this county.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of

February, 2010, that this body does hereby congratulate and commend Coach Anthony Crabtree on his selection as Class 5-A All-State Coach of the Year; 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 Coach Anthony Crabtree.

Upon motion of Commissioner Kimbrough, seconded by Commissioner Hughes, the Commission voted with unanimous approval the Certificate of Recognition honoring Coach Crabtree.

Commissioner Kimbrough introduced the following Certificate of Recognition:

**A RESOLUTION HONORING
RICHIE REICHENBERGER**

WHEREAS, the Tennessee Sports Writers Association, a group which annually selects the most distinguished members of all member football squads to make up a “dream team” of athletes, this year, as part of its selection process for the 5-A All-State Team selected, Richie Reichenberger for his outstanding performance this season; and

WHEREAS, Richie Reichenberger was selected to the All-State team; and

WHEREAS, Richie Reichenberger is an outstanding kicker for the Hendersonville High School football team who played with pride and dignity and through his determination and hard work brought honor to himself, his school and county.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010 that this body does hereby congratulate and commend Richie Reichenberger for his outstanding achievements; 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 Richie Reichenberger.

Upon motion of Commissioner Kimbrough, seconded by Commissioner Hughes, the Commission voted with unanimous approval the Certificate of Recognition honoring Richie Reichenberger.

Commissioner Stone introduced the following Certificate of Recognition:

**A RESOLUTION HONORING
MAX ZINCHINI**

WHEREAS, the Tennessee Sports Writers Association, a group which annually selects the most distinguished members of all member football squads to make up a “dream team” of athletes, this year, as part of its selection process for the 5-A All-State Team selected, Max Zinchini for his outstanding performance this season; and

WHEREAS, Max Zinchini was selected to the All-State special team; and

WHEREAS, Max Zinchini averaged 41.1 yards per kickoff return with one touchdown and averaged 13.5 yards per punt return with one touchdown for the Beech High Buccaneers and played with pride and dignity and through his determination and hard work brought honor to himself, his school and county.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010 that this body does hereby congratulate and commend Max Zinchini, for his outstanding achievements; 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 Max Zinchini.

Upon motion of Commissioner Stone, seconded by Commissioner LeMarbre, the Commission voted with unanimous approval the Certificate of Recognition honoring Mr. Zinchini.

Commissioner Vaughn introduced the following Certificate of Recognition:

A RESOLUTION HONORING NEIL W. JENKINS

WHEREAS, Neil W. Jenkins was employed by the Sumner County Jail in 1990 as a Corrections Officer, after which time he was promoted to Jail Sergeant and then assigned to work in the courts as a Security Officer where he served under three Sheriff's and has been a court officer for three judges; and

WHEREAS, Neil W. Jenkins has elected to retire and it is appropriate that he be recognized for his diligent service and dedication to the citizens of Sumner County and the positive contribution he made to the lives of countless residents during his tenure; and

WHEREAS, Neil W. Jenkins with his wife, Pauline have been married for 42 years and have two children and he hopes to spend more time with his favorite hobbies such as fishing, target shooting and wood working.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010, that this body hereby expresses its appreciation for the many years of service and dedication of Neil W. Jenkins and this body urges all the citizens of Sumner County to acknowledge the accomplishments and contributions made by Mr. Jenkins to 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 Mr. Neil W. Jenkins.

Upon motion of Commissioner Vaughn, seconded by Commissioner Fennell, the Commission voted with unanimous approval the Certificate of Recognition honoring Mr. Jenkins.

Commissioner Fennell introduced the following Certificate of Recognition:

A RESOLUTION HONORING PATSY ROBERTS

WHEREAS, Patsy Roberts began working for the Sumner County Sherriff's Office in 1989 as a Juvenile Detention Officer before transferring to Criminal Warrant Division and from there as the Master Control Operator; and

WHEREAS, Patsy Roberts has elected to retire and it is appropriate that she be recognized for her diligent service and dedication to the citizens of Sumner County and the positive contribution she made to the lives of countless persons during her tenure; and

WHEREAS, Patsy Roberts, with her husband Richard, have three children, seven grandchildren and one great grandchild; and has resided in Sumner County for the last twenty-two years, and upon retiring she hopes to spend more time with family and travel.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010, that this body hereby expresses its appreciation for the many years of service and dedication of Mrs. Patsy Roberts and this body urges all the citizens of Sumner County to acknowledge the accomplishments and contributions made by Mrs. Roberts to 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. Patsy Roberts.

Upon motion of Commissioner Fennell, seconded by Commissioner Vaughn, the Commission voted with unanimous approval the Certificate of Recognition honoring Mrs. Roberts.

ELECTION OF FIFTH DISTRICT COMMISSIONER

The following notice was mailed to commissioners:

NOTICE OF SPECIAL ELECTION ALL MEMBERS OF THE SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS

Pursuant to Section 5-5-102 et seq of the Tennessee Code Annotated, I, Bill Kemp, County Clerk, hereby give notice to all members of the Sumner County Board of County Commissioners that on Monday, February 22nd, 2010, at approximately 7:00 p.m., they should assemble in the Commission Chambers of the Sumner County Administration Building, 355 North Belvedere Drive, Gallatin, Sumner County, Tennessee, with respect to filling the vacancy on the Board of County Commissioners created by the resignation of James A. England, County Commissioner from the Fifth District of his county Commission seat. This special election will be held during the regular meeting of this Body on the aforesaid date.

Persons interested in the position are asked to submit a resume or qualifications to the Office of the County Clerk, Sumner County Administration Building, 355 North Belvedere Drive, Room 111, Gallatin, Tennessee, 37066 by Monday, February 22nd, 2010, 12:00 Noon (local time) or attend the aforesaid 7:00 pm meeting and express interest to a member of the Sumner County Legislative Body.

The position must be filled according to all applicable state statutes, rules and regulations.

THIS NOTICE EXECUTED AND DATED THIS 9TH DAY OF FEBRUARY, 2010.

Chairman Hyde recognized Commissioner LeMarbre who brought forth the nominations of Steve Camp, Frank Edwards and Baker Ring. Commissioner Goode seconded the nominations. Hearing no other nominations from the floor, Chairman Hyde declared nominations closed upon unanimous voice vote of the body. Clerk Kemp explained the voting procedure, stating that a vote for Mr. Camp is the green button; a vote for Mr. Edwards is the white button; and a vote for Mr. Ring is the red button. Chairman Hyde recognized each of the three nominees to speak.

The electronic vote was recorded in the following manner:

CAMP-GREEN; EDWARDS-WHITE; RING-RED

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

BALLOT 1 CAMP: 11 RING: 8 EDWARDS: 2 07:37 PM

Chairman Hyde declared no election to the Fifth Commission District.

Chairman Hyde recognized Commissioner Goode who moved to defer the election of the Fifth District Commission seat vacated by James A. England until next month. Commissioner Skidmore seconded the motion.

DEFER ELECTION OF 5TH DISTRICT COMMISSIONER

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

DEFER Yes: 8 No: 14 Abs: 0 07:38 PM

Chairman Hyde declared the motion to defer failed to pass.

Mr. Edwards with the fewest votes was dropped from the election. The electronic vote on the remaining two nominees was recorded in the following manner:

CAMP-GREEN; RING-RED

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

CAMP: 13

RING: 8

07:39 PM

Chairman Hyde declared Steve Camp elected to serve as the Fifth District Commissioner. Clerk Kemp administered the oath of office and Commissioner Camp took his seat. Commissioner LeMarbre moved, and was duly seconded, that Commissioner Camp be seated on the following committees: Education Committee, Public Works Committee and Beer Board. The motion carried by unanimous voice vote of the body.

REPORT FROM COUNTY OFFICIALS

By motion of Commissioner Pospisil, seconded by Commissioner Skidmore, 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.

Chairman Hyde introduced the following resolution:

1002-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.

ANDREWS, CHARLES L
BANDY, CHRISTINA MICHELLE
BELCHER, DON LAWRENCE
BELL, ERNEST KEITH
BRATTEN, REGINA L
BRINKLEY, JAMES WOODSON
BRYANT, TAMMY LYNN

KASSINGER, JACOB ANDREW
KIRKPATRICK, EDITH ANNETTE
LANCASTER, ANN
MCPHERSON, DOROTHY L
MEARS, SHERRI A
MILLER, MEGAN L
PEARS, KIMBERLEE DAWN

CARTER JR, JOHN L
CLARK, JIMMY RILEY
CLINE, CYNTHIA L
COLLINS, NICHOLAS D
FURMAN, TARA MICHELLE
HAMILTON, DONALD RAY
HARBAUGH, MARY A
HESSON, SUZANNE A

PEARSON, CARLA
SEARS, PAUL WILSON
STERRY, PATSY W
STUBBS, DEVERY J
SUTHERLAND, TAMMIE VIRGINIA
THOMPSON, SARAH ELIZABETH
TOWNLEY, KIMBERLY RUTH
WHITE, BRENDA K
WILLIAMS, WALTER L
YAWN, JILL M

Upon motion of Commissioner Matthews, seconded by Commissioner Utley, voting was recorded in the following manner:

NOTARIES

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	District	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		

1002-NOTARY Yes: 22 No: 0 Abs: 1 07:42 PM

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

COMMITTEE ON COMMITTEES

Commissioner LeMarbre moved, seconded by Commissioner Hughes, to appoint Marsh Ragland to fill the vacancy created by the resignation of George Carter on the Zoning Board of Appeals. The motion carried.

Commissioner LeMarbre moved, seconded by Commissioner Matthews, to appoint Commissioner Jim Vaughn to fill the vacancy created on the General Operations Committee by the resignation of former Commissioner James A. England. The motion carried.

Commissioner LeMarbre moved, seconded by Commissioner Satterfield, to appoint Commissioner Jim Vaughn to fill the vacancy created on the Education Committee by the resignation of Commissioner Shawn Utley. The motion carried.

Commissioner LeMarbre brought forth the nomination of Commissioner Satterfield to replace former Commissioner James A. England on the Delinquent Tax Committee. She so moved and was seconded by Commissioner Vaughn. The motion carried.

HIGHWAY COMMISSION

Commissioner Graves expressed his gratitude for the Commission's show of sympathy in his time of loss.

EDUCATION COMMITTEE

Commissioner Decker reported that Education Committee action was under the Budget Committee report.

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 WORKS COMMITTEE

There was no report from the Public Works Committee.

LEGISLATIVE COMMITTEE

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

**1002-02 RESOLUTION OPPOSING UNFUNDED LOCAL GOVERNMENT
MANDATES AND ADDITIONS TO LOCAL GOVERNMENT
MAINTENANCE OF EFFORT REQUIREMENTS**

WHEREAS, counties have been hard hit by the economic downturn and are struggling to fund their budgets in the face of drastically diminishing revenue collections, just as the state is doing; and

WHEREAS, county governments in Tennessee are fundamental political subdivisions of our State and already are the primary providers of numerous essential government services including, but not limited to, public K-12 education, jails and law enforcement, road building and maintenance, election administration and voter registration, property assessment, solid waste disposal, record keeping and administration for the various state courts, and the many services provided by the offices of County Clerk, County Executive, Circuit Court Clerk, Clerk and Master, Register of Deeds, Property Assessor, Elections Administrator, Trustee, Sheriff, and Highway Superintendent; and

WHEREAS, counties are required under existing laws to maintain certain levels of funding for numerous services they provide, including but not limited to education, law enforcement, highways and roads, and libraries; and

WHEREAS, county governments have limited taxing powers under state law and have limited sources of revenue available to them to fund the services they provide; and

WHEREAS, property values and income levels are declining, and increases in property taxes will be especially difficult in the current economic environment; and

WHEREAS, even before the current economic downturn, counties were struggling to find sufficient revenue sources to meet the growing demands of their citizens for services which are vital to the health, welfare, and safety of the people of this state, to provide improvements to infrastructure required by population and economic growth, and to meet constitutional responsibilities and state legislative mandates such as those required by the state's Basic Education Program; and

WHEREAS, the Tennessee Constitution, in Article II, Section 24, provides that no law of general application shall impose increased expenditure

requirements on cities or counties unless the General Assembly shall provide that the state share in the cost; and

WHEREAS, in dealing with the State's budget crisis it must be remembered that county governments are facing the same budget crisis coupled with an inability to secure alternate sources of revenue; and

WHEREAS, in balancing the state's budget, the General Assembly should not cut state funding to programs and pass the cost of funding those programs to counties; and

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Sumner County, meeting in regular session on this 22nd day of February, 2010, that:

1. The Tennessee General Assembly is strongly urged to pass no new laws imposing increased expenditure requirements on counties unless the General Assembly provides additional funding to cover the increased expenditures; and

2. The Tennessee General Assembly is strongly urged either to eliminate programs or continue to fund them at the state level, rather than passing these responsibilities to county governments; and

3. The Tennessee General Assembly is strongly urged to pass no laws that would increase above current levels any maintenance of local funding requirements ("maintenance of effort"), including but not limited to education funding.

BE IT FURTHER RESOLVED, that the county clerk shall mail certified copies of this resolution to the Governor, the Speaker of the House and the Lieutenant Governor, and the members of the Tennessee General Assembly representing the people of Sumner County.

The electronic vote was recorded in the following manner:

UNFUNDED MANDATES

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

1002-02 Yes: 21 No: 0 Abs: 1 07:47 PM

Chairman Hyde declared the resolution approved by the body.

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

**1002-03 A RESOLUTION AFFIRMING SUMNER COUNTY'S
SUPPORT OF AND PARTNERSHIP WITH THE 2010 CENSUS**

WHEREAS, the U.S. Census Bureau is required by the U.S. Constitution

to conduct a count of the population and provides a historic opportunity to help shape the foundation of our society and play an active role in American democracy; and

WHEREAS, Sumner County is committed to ensuring every resident is counted; and

WHEREAS, more than \$400 billion per year in federal and state funding is allocated to communities, and decisions are made on matters of national and local importance based, in part, on census data, including health care, community development, housing, education, transportation, social services, employment and much more; and

WHEREAS, census data help determine how many seats each state will have in the U.S. House of Representatives and often is used for the redistricting of state legislatures, county and city councils and voting districts; and

WHEREAS, the 2010 Census creates hundreds of thousands of jobs across the nation; and

WHEREAS, every Census Bureau worker takes a lifetime oath to protect confidentiality and the Census Bureau ensures that the data identifying respondents or their household not be released or shared for 72 years; and

WHEREAS, a united voice from business, government, community-based and faith-based organizations, educators, media and others will allow the 2010 Census message to reach a broader audience, providing trusted advocates who can spark positive conversations about the 2010 Census.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session of this the 22nd day of February 2010, that this body

1. Supports the goals and ideals of the 2010 Census.
2. Asks its cities and unincorporated areas to work together to achieve an accurate and complete count.
3. Encourages residents throughout the county to fill out and return their census forms in a timely manner.

Upon motion of Commissioner Vaughn, seconded by Commissioner Satterfield, the Commission voted to suspend the rules and allow Cameron Parrish to speak regarding the 2010 Census. Mr. Parrish encouraged the Commission to encourage their constituents to cooperate with the census.

The electronic vote was recorded in the following manner:

SUPPORT CENSUS

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

1002-03 Yes: 22 No: 0 Abs: 1 07:51 PM

Chairman Hyde declared the resolution approved by the body.

BUDGET COMMITTEE

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

1002-04 A RESOLUTION DECLARING THE INTENT TO FUND THE REQUEST FROM THE BOARD OF EDUCATION FOR COMPLETION OF SHORTFALL IN APPROVED PROJECTS AND THE LIST OF CURRENT PROJECTS APPROVED BY THE BOARD OF EDUCATION WHICH CAN BE ACQUIRED WITH BOND FUNDS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010 that this body does declare its intent to fund the request from the Board of Education for completion of approved projects with a financial shortfall and the list of "Current Projects" (attached herewith) approved by the Board of Education which can be acquired with bond funds; and

BE IT FURTHER RESOLVED that the items on the "Current Project" list must each be presented to this body for approval prior to appropriation of funds; and

BE IT FURTHER RESOLVED that prior to any capital project being presented to this body that the matter be approved and bids taken by the Board of Education so that the price of the project can be determined; and

BE IT FURTHER RESOLVED that these 2010 bond funds must be disbursed by December 2012; and

BE IT FURTHER RESOLVED that each approved capital project shall then be presented to the education committee with all pertinent information at the time that the project is ready to proceed and then presented to the budget committee and then this body for appropriation of funds.

The electronic vote was recorded in the following manner:

INTENT TO FUND BOE REQUEST

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	District	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		

1002-04 Yes: 23 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 Skidmore seconded the motion.

1002-05 A RESOLUTION GRANTING A HIRING POLICY EXEMPTION IN

**ORDER TO CREATE, FILL AND FUND A PART-TIME POSITION IN THE
CONSTRUCTION & DEVELOPMENT DEPARTMENT**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010 that this body hereby grants a hiring policy exemption for the Construction & Development Department to create, fill and fund a part-time position (without benefits) to address local, state and federal statutory compliance requirements; and

BE IT FURTHER RESOLVED that this body does hereby appropriate, from the county general fund reserve account, an annualized part-time salary of \$11,000.00 plus salary costs which shall not include benefits.

The electronic vote was recorded in the following manner:

HIRING FREEZE WAIVER CONST/DEV

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

1002-05 Yes: 19 No: 3 Abs: 1 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.

**1002-06 A RESOLUTION GRANTING A HIRING POLICY EXEMPTION IN
ORDER TO CREATE AND FILL A PART-TIME TEMPORARY BUSINESS
MANAGER POSITION IN THE SUMNER COUNTY LIBRARY SYSTEM**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010 that this body hereby grants a hiring policy exemption for the Sumner County Library system to create and fill a part-time, temporary, Business Manager position (without benefits) to organize and assist the Sumner County Libraries with coordination and provision of services.

BE IT FURTHER RESOLVED that this position shall be funded from previously allocated funds in the 2009-2010 fiscal year budget; and

BE IT FURTHER RESOLVED that this position shall only be for 15 hours per week and shall be filled for only 6 months.

Commissioner Hobbs moved, seconded by Commissioner Skidmore, to reduce the hours per week from 20 to 15 for six months.

The electronic vote was recorded in the following manner:

AMEND 1002-06 TO 15 HOURS PER WEEK

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	N	Matthews	Y	District	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		

1002-06.1 Yes: 22 No: 1 Abs: 0 08:05 PM

Chairman Hyde declared the amendment approved by the body.

The electronic vote was recorded in the following manner:

HIRING FREEZE WAIVER LIBRARIES

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	N	Matthews	Y	District	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		

1002-06 Yes: 22 No: 1 Abs: 0 08:06 PM

Chairman Hyde declared the resolution approved by the body.

CONSENT AGENDA

Commissioner Moser moved, seconded by Commissioner Pospisil to approve the items on the Consent Agenda:

**1002-07 A RESOLUTION APPROVING THE FISCAL YEAR 2009-2010
 SUMNER COUNTY BOARD OF EDUCATION GENERAL PURPOSE SCHOOL
 FUND BUDGET AMENDMENTS AND APPROPRIATING AND/OR
 TRANSFERRING
 SUCH FUNDS AS REQUIRED**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010 that this body hereby approves the 2009-2010 Sumner County Board of Education General Purpose School Fund Budget Amendments and appropriates and/or transfers such funds among the various accounts as shown on the attached schedules which are hereby incorporated as a part of this resolution.

**1002-08 A RESOLUTION APPROVING THE FISCAL YEAR 2009-2010
 SUMNER COUNTY BOARD OF EDUCATION FEDERAL PROJECTS BUDGET
 AMENDMENTS AND APPROPRIATING AND/OR TRANSFERRING SUCH
 FUNDS AS REQUIRED**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010 that this body hereby approves the 2009-2010 Sumner County Board Federal Projects Budget Amendments and appropriates and/or transfers such funds

that this body does hereby declare the items listed below as surplus and so donates these items to the Portland Police Department:

- 4 Ford Crown Vic Vehicle Light Bars (Tomar Light Bars s/n TO3-29, TO3-25, TO1-18 and TO4-38)
- 4 Ford Crown Vic Vehicle Security Screens
- 4 Ford Crown Vic Vehicle Console Units

BE IT FURTHER RESOLVED that given the nature of the items, disposal is the appropriate manner to discard of these items and such is directed pursuant to existing policies and procedures; and

1002-13 RESOLUTION DECLARING VARIOUS BOOKS AS SURPLUS AND AUTHORIZING SALE OF SAME PURSUANT TO EXISTING POLICIES AND PROCEDURES FOR THE PORTLAND PUBLIC LIBRARY

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010 that this body does hereby declare various books from the Portland Public Library as surplus as shown on the attachments herewith; and

BE IT FURTHER RESOLVED, that the items shall be disposed of by the library pursuant to existing policies and procedures.

1002-14 A RESOLUTION DECLARING VARIOUS OFFICE ITEMS AS SURPLUS AND AUTHORIZING SALE OF SAME PURSUANT TO EXISTING POLICIES AND PROCEDURES FOR THE PORTLAND PUBLIC LIBRARY

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of February, 2010 that this body does hereby declare various office items from the Portland Public Library as surplus as shown on the attachments herewith; and

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

1002-15 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE ELECTION 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 22nd day of February, 2010 that this body does hereby declare the items from the Election Office as surplus as shown on the attachments; and

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

PROPERTY TAX REFUNDS

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

- Bandy, Timmy Wayne - \$55.57

MINUTE BOOK EIGHTEEN
FEBRUARY 22, 2010

- Mocko, Windy - \$284.94
- Liberty Free Will Baptist Church of Portland - \$162.67

Chairman Hyde declared the Consent Agenda approved by the body upon unanimous voice vote 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 _____
