
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
JULY 16, 2007**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, July 16, 2007, in the Commission Chambers of the Sumner County Administration Building in Gallatin, Tennessee at 7:00 p.m. Present and presiding was the County Executive R.J. "Hank" Thompson. Also present were the County Clerk Bill Kemp and County Law Director Leah Dennen and the following Commissioners to wit:

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

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Bob Barker. Chairman R.J. "Hank" Thompson 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 Father Pete Minton of the St. Michaels Anglican Church in Gallatin.

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

APPROVAL OF AGENDA

Commissioner Akins requested the removal of Resolution 0707-14 and Commissioner Satterfield requested the removal of Resolution 0707-11 from the agenda. Commissioner Skidmore moved, seconded by Commissioner Hughes, to adopt the agenda with the changes. 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 June 18, 2007, and recorded in the office of the Clerk, Bill Kemp, were approved by voice vote after Commissioner Skidmore made the motion, seconded by Commissioner Graves.

RECOGNITION OF THE PUBLIC

Chairman Thompson opened the floor to allow the public to speak concerning any matter on the agenda. Ray Horky, 1005 Gryder Drive in Gallatin spoke in favor of providing additional funding to the volunteer fire departments. With no one else wishing to speak, recognition of the public was closed.

REPORT OF THE CHAIR

Without objection, Chairman Thompson deferred the certificates of recognition for Marty Guise and Cornerstone for 30 days.

Chairman Thompson recognized Albert Dittes of Portland who read a 1907 poem about Sumner County and its residents.

Commissioner LeMarbre introduced the following resolution:

A RESOLUTION HONORING BEECH SENIOR HIGH SCHOOL DECA STUDENTS

WHEREAS, members of the Beech Senior High School Distributive Education Clubs of America ("DECA"), an organization for high school marketing students, led by Darrin L. Joines and Nicole Mayes, participated at the National DECA Conference in Orlando, Florida on April 28-May 2, 2007; and

WHEREAS, the Beech Senior High School DECA members, Tayler Stilgenbauer, Matt Wharton, Rachel Landrith, Sara Taylor, Lauren Word, Sarah Hibbs and Abby Jackson should be commended for their dedication, hard work and recognition; and

WHEREAS, these outstanding students with their award winning DECA projects and presentations, and by their efforts are an inspiration to others and have brought honor, not only to their school, but to our county.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body does hereby congratulate and commend the members and advisors of the Beech Senior High School DECA organization for their 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 the Beech Senior High DECA organization and advisors.

Upon motion of Commissioner LeMarbre, seconded by Commissioner Moser, the Commission approved the Certificate of Recognition.

Commissioner LeMarbre introduced the following resolution:

A RESOLUTION HONORING MISS RACHEL LANDRITH

WHEREAS, Miss Rachel Landrith, a member of the Beech High School DECA club, an organization for high school marketing students, led by Darrin L.

Joines and Nicole Mayes, participated at the National DECA Conference in Orlando, Florida on April 28-May 2, 2007; and

WHEREAS, Miss Landrith, and her team-mate Kristin Langmade placed third in the General Marketing Research Event by developing an institutional campaign based on an advertising media analysis; and

WHEREAS, Miss Landrith, is a positive role model for all persons and represents future leadership and by her accomplishments has brought honor upon herself, her school and this county.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body does hereby congratulate and commend Miss Rachel Landrith for her outstanding efforts; and

BE IT FURTHER RESOLVED that this resolution 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 Miss Rachel Landrith.

Upon motion of Commissioner LeMarbre, seconded by Commissioner Moser, the Commission approved the Certificate of Recognition.

Commissioner LeMarbre introduced the following resolution and moved for approval, seconded by Commissioner Moser.

**A RESOLUTION HONORING
MISS ABBY JACKSON**

WHEREAS, Miss Abby Jackson, a member of the Beech High School DECA club, an organization for high school marketing students, led by Darrin L. Joines and Nicole Mayes, participated at the National DECA Conference in Orlando, Florida on April 28-May 2, 2007; and

WHEREAS, Miss Jackson, and her team-mate, Sara Hibbs placed in the Top 16 in the Creative Marketing Project by working with HOK, an organization that is the largest sports facilities designer in the world and whereas Miss Jackson helped lead Beech DECA members in a quality assessment of the Downtown Nashville Entertainment District as well as helped the company with a new product line – city assessments; and

WHEREAS, Miss Jackson, through her determination and hard work, and her outstanding efforts, has brought honor, not only to herself, but to her school and community and represents the future leadership of our county.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body does hereby congratulate and commend Miss Abby Jackson for her outstanding efforts; and

BE IT FURTHER RESOLVED that this resolution 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 Miss Abby Jackson.

Upon voice vote of the body, the Commission voted to approve the certificate of recognition.

Commissioner LeMarbre introduced the following resolutions and moved for approval. Commissioner Moser seconded the motion.

**A RESOLUTION HONORING
MR. MATT WHARTON**

WHEREAS, Mr. Matt Wharton, a member of the Beech High School DECA club, an organization for high school marketing students, led by Darrin L. Joines and Nicole Mayes, participated at the National DECA Conference in Orlando, Florida on April 28-May 2, 2007; and

WHEREAS, Mr. Wharton, and his team mate, Tayler Stilgenbauer, received a \$1,000 scholarship for placing 1st in the Hospitality and Recreation Research Event by developing an institutional promotion campaign for the Lady Buccaneer Soccer Team; and

WHEREAS, Mr. Wharton, is a positive role model for all persons and represents future leadership and by his accomplishments has brought honor upon 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 16th day of July, 2007 that this body does hereby congratulate and commend Mr. Matt Wharton 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 Mr. Matt Wharton.

Upon voice vote of the body, the Commission voted to approve the certificate of recognition.

Commissioner Hyde read the following resolution into the record and moved, seconded by Commissioner Decker, to approve the following resolution:

**A RESOLUTION HONORING THE SUMNER COUNTY BOARD OF EDUCATION
FOR THE INCLUSION OF TWELVE OF THEIR SCHOOLS
IN THE TOP TWENTY-FIVE PERCENT OF THE "BOOK OF SCHOOLS"
CHOSEN BY THE NASHVILLE BUSINESS JOURNAL**

WHEREAS, The Nashville Business Journal recently released their second annual "Book Of Schools" where it highlighted hundreds of schools and scored various areas such as test scores, promotion, attendance and overall district performance in order to rank the best schools to attend in the middle Tennessee area; and

WHEREAS, Merrol Hyde Magnet School, with a perfect score in the rankings, was honored as the Number One elementary school in the middle Tennessee area and Indian Lake, Union, Jack Anderson, Nannie Berry, Beech, Madison Creek, Bethpage, and Walton Ferry were also included in the list of the top twenty-five percent of all elementary schools; and

WHEREAS, Merrol Hyde Magnet School, again with a perfect score, was named as the Number One middle school in the middle Tennessee area and Robert Ellis middle school and White House middle school received rankings which placed them in the top quarter of all middle schools; and

WHEREAS, Hendersonville High School received a score that placed it number thirteen overall and included it in the top twenty-five percent of all high schools in the middle Tennessee area; and

WHEREAS, these outstanding schools should be commended for their dedication and hard work, and by their efforts are an inspiration to others and have brought honor, not only to their schools, but to our county.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body does hereby congratulate and commend the Board of Education for their 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 the Board of Education.

Upon voice vote of the body, the Commission voted to approve the certificate of recognition.

ELECTION OF COMMITTEE ON COMMITTEES

Commissioner Holt nominated Commissioners LeMarbre, Holt, Boyd, Matthews and Freels to serve on the Committees on Committees for the 2007-08 year. Hearing no other nominations, Chairman Thompson declared nominations ceased. Commissioner Hyde moved, seconded by Commissioner Vaughn, to elect the slate by acclamation. The motion carried by voice vote of the body. Chairman Thompson stated that the committee would bring the proposed committee slate for consideration at the next meeting.

REPORT FROM COUNTY OFFICIALS

By motion of Commissioner Graves, seconded by Commissioner Akins, 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 Thompson introduced the following resolution:

0707-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 Hughes, seconded by Commissioner Moser, voting was recorded in the following manner:

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

0707-NOT **Yes: 23** **No: 0** **Abs: 1** **07:31 PM**

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

COMMITTEE ON COMMITTEES

Commissioner LeMarbre brought forth the nominations of John Bradley and Johnnie Freedle to be re-appointed to the Sumner County Library Board, and then moved for approval. The motion was seconded by Commissioner Skidmore and passed by unanimous voice vote.

HIGHWAY COMMISSION

Commissioner Hall introduced the following resolution and moved for approval. Commissioner Hobbs seconded the motion.

0707-01 **A RESOLUTION ACCEPTING FORT HILL ROAD
AS A CLASS 1 COUNTY ROAD**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body hereby accepts Fort Hill Road as a Class 1 County Road, being .50 miles in length beginning at Old Gallatin Road and ending at a dead end at cul-de-sac; and

BE IT FURTHER RESOLVED that said road be added to the official Road List.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	Y
Holt	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	Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0707-01 Yes: 24 No: 0 Abs: 0 07:34 PM

Chairman Thompson declared the resolution approved by the body.

EDUCATION COMMITTEE

There was no report from the Education Committee.

GENERAL OPERATIONS COMMITTEE

Commissioner Holt reported that the General Operations Committee is moving forward with plans to build a new Sumner County Archives building and a storage facility.

EMERGENCY MEDICAL SERVICES COMMITTEE

There was no report from the Emergency Medical Services Committee.

PUBLIC WORKS COMMITTEE

Commissioner Goode introduced the following resolution and moved, seconded by Commissioner Hobbs, to approve.

**0707-02 A RESOLUTION ACCEPTING THE WATER PROVISIONING PLAN
FOR DETERMINING PRIORITY OF WATERLINE
CONSTRUCTION FOR SUMNER COUNTY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007, that this body hereby accept the water provisioning plan to determine priority of waterline construction for Sumner County as shown on the attached schedule.

The electronic vote was recorded in the following manner:

Akins	A	Fennell	Y	Cummings	Y
Hall	Y	Graves	A	Satterfield	Y
Holt	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	Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0707-02 Yes: 22 No: 0 Abs: 2 07:37 PM

Chairman Thompson declared the resolution approved by the body. Commissioners Akins and Graves abstained because of a direct conflict of interest.

Commissioner Goode announced the hiring of County Engineer Nick Strong by the Public Works Committee.

LEGISLATIVE COMMITTEE

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

0707-03 A RESOLUTION REQUIRING ANY COUNTY OFFICES, DEPARTMENTS, OR DIVISIONS, PRIOR TO FUNDING, TO SEEK REQUESTS FOR PROPOSALS FOR CERTAIN PROFESSIONAL SERVICES FOR ANY AND ALL CONSTRUCTION, RENOVATION OR BUILDING PROJECTS AND AS WELL AS BIDDING REQUIREMENTS AND ADDRESSING CHANGE ORDERS AND EMERGENCY EVENTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body does hereby resolve that any county offices, departments, or divisions including the Board of Education, prior to requesting and/or releasing funds for any and all construction, renovation or building projects shall undertake the following:

1. Confirm that all local as well as state laws, rules, resolutions or regulations with regard to request for proposals and/or bidding have been followed; and
 2. Seek request for proposals for all professional, technical, or other similarly situated services to ascertain the best qualified and least expensive provider for construction, renovation or building the project if the cost of such services will exceed \$50,000.00 in one year; and
 3. Present copies of the request, response, and determination of those professional with any request for funds to the appropriate committee; and
 4. Any change over \$25,000 must be first approved by the appropriate committee; and
 5. In the event of an emergency, commission rules regarding such events shall apply.
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The electronic vote was recorded in the following manner:

Akins	N	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	Y
Holt	Y	Matthews	Y	Boyd	Y
England	N	Hendricks	A	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hyde	Y	Hughes	Y	Kimbrough	Y
Goode	Y	Skidmore	N	Freels	Y
Stone	Y	Hobbs	N	Pospisil	Y

0707-03 Yes: 19 No: 4 Abs: 1 07:48 PM

Chairman Thompson declared Resolution 0707-03 approved by the body.

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

0707-04 A RESOLUTION STATING THE INTENT TO UPDATE AND ADOPT PROVISIONS OF THE 2006 INTERNATIONAL RESIDENTIAL CODES AND THE 2006 INTERNATIONAL BUILDING CODES WITH SEVERAL EXCLUDED PARTS AND APPENDIXES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body hereby states is intent to update and adopt the following as stated.

The 2006 International Residential Codes,
excluding the following parts, or appendixes:

Part V – Mechanical
Part VI – Fuel Gas
Part VII – Plumbing
Part VII – Electrical
Appendixes A, B, C, D, F, G, H, I, J, K, N,
O & Q

The 2006 International Building Codes,
excluding the following appendixes:

Appendixes C, D, E, F, G, H, I, J, & K; and

BE IT FURTHER RESOLVED that pursuant to Tennessee Code Annotated §5-20-102(b) at least three (3) copies of the above referenced building codes shall be filed in the Office of the County Clerk and kept there for public use, inspection and examination for the period beginning August 1, 1999 and continuing through January 1, 2008; and

BE IT FURTHER RESOLVED that this body shall consider the adoption of the above-mentioned codes at its regular meeting in December, 2007.

Upon voice vote of the body, the resolution was approved.

BUDGET COMMITTEE

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

0707-05 A RESOLUTION APPROVING THE FEES FOR ARCHITECTS FOR CONSTRUCTION OF A NEW SCHOOL AND SCHOOL RENOVATION PROJECTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body hereby approves the fees for architects for the construction of new school and school renovation projects as shown on the attached schedule.

Commissioner Goode moved, seconded by Commissioner Moser, to suspend the rules and allow Don Long, Board of Education member, to speak on the architect selection

process. The motion carried and Mr. Long reported on the process, stating that requesting proposals saved the county \$118,000.00 compared to the previous quote.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	Y
Holt	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	Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0707-05 Yes: 24 No: 0 Abs: 0 07:52 PM

Chairman Thompson declared Resolution 0707-05 approved by the body.

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

0707-06 A RESOLUTION APPROPRIATING UP TO \$500,000 FROM BOND SALE PROCEEDS TO THE BOARD OF EDUCATION TO FUND AN ADDITIONAL FOUR CLASSROOMS AT INDIAN LAKE ELEMENTARY

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body hereby appropriates up to \$500,000.00 from the bond sale proceeds to the Board of Education for funding of an additional four classrooms at Indian Lake Elementary School.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	Y
Holt	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	Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0707-06 Yes: 24 No: 0 Abs: 0 07:58 PM

Chairman Thompson declared Resolution 0707-06 approved by the body.

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

0707-07 A RESOLUTION APPROVING BUDGETS FROM THE BOARD OF EDUCATION DEPARTMENTS OF NUTRITION, FEDERAL PROJECTS, AND SCHOOL ENDOWMENT FUNDS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body hereby approves the budgets from the Board of Education departments of Nutrition, Federal Projects, and School Endowment Funds as shown on the attached schedule.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	Y
Holt	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	Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0707-07 Yes: 24 No: 0 Abs: 0 07:59 PM

Chairman Thompson declared Resolution 0707-07 approved by the body.

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

**0707-08 A RESOLUTION APPROPRIATING \$46,000 FROM THE COUNTY
GENERAL FUND RESERVE TO THE REGISTRAR OF VOTERS FOR
ADDITIONAL TRAINING AND PRECINCT CHANGES**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body hereby appropriates to the Registrar of Voters from the County General Fund Reserve \$28,000.00 to be used for additional election day training and \$18,000.00 for precinct changes.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	Y
Holt	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	Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0707-08 Yes: 24 No: 0 Abs: 0 08:02 PM

Chairman Thompson declared Resolution 0707-08 approved by the body.

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

**0707-09 A RESOLUTION APPROVING A PAY INCREASE FOR
SUMNER COUNTY'S ELECTION DAY POLL OFFICIALS**

WHEREAS, the Sumner County Election Commission is responsible for the conduct of all elections held in Sumner County and county-wide elections require approximately 340 election day poll officials in thirty-seven (37) precincts, across twelve County Commission districts; and

WHEREAS, the challenge of recruiting, training and retaining friendly and talented election day poll officials has become increasingly difficult; and

WHEREAS, the passage of State and Federal legislation has improved elections while increasing the responsibilities of election day poll officials (Motor Voter, Early Voting, Fail-Safe Voting Procedures, provisional voting and the Help America Vote Act which is responsibilities to voters who require special needs); and

WHEREAS, the current Federal Minimum Wage is \$5.25 per hour and the last pay increase for Election Day poll officials was passed by the Sumner County Board of County Commissioners on March 17, 1998.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session this the 16th day of July, 2007 that this body does hereby approve the pay increase for election day officials as follows:

A. All Election Day poll officials and Election Day absentee and provisional counting board officials receive a pay increase from the current eighty dollars (\$80) to one hundred dollars (\$100); and

B. Any election official who attends a training school receives a pay increase from the current twelve dollars (\$12) to twenty dollars (\$20) for their time and travel.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	Y
Holt	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	Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0707-09 Yes: 24 No: 0 Abs: 0 08:03 PM

Chairman Thompson declared Resolution 0707-09 approved by the body.

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

0707-10 A RESOLUTION TENTATIVELY ACCEPTING THE BID OF CURTIS BUILDERS FOR THE NEW PORTLAND HEALTH DEPARTMENT AND APPROPRIATING AN ADDITIONAL \$180,000 FROM UNUSED CAPITAL PROJECT FUNDS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body does hereby tentatively accept the bid of Curtis Builders for the new Portland Health Department with the understanding that the building sub-committee will meet with Curtis Builders to trim the construction budget to an amount not to exceed \$1,116,000.00; and

BE IT FURTHER RESOLVED that this body does hereby appropriate an additional \$180,000.00 to be added to the original construction budget of \$936,000.00 from other appropriated yet unused capital project funds.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	Y	Satterfield	Y	Holt	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	Freels	N	Stone	Y
Hobbs	Y	Pospasil	Y		

0707-10 Yes: 22 No: 1 Abs: 0 08:05 PM

Chairman Thompson declared Resolution 0707-10 approved by the body.

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

**0707-14 A RESOLUTION MAKING APPROPRIATIONS TO NON-PROFIT
 CHARITABLE ORGANIZATIONS OF SUMNER COUNTY, TENNESSEE
 FOR THE FISCAL YEAR 2007-2008**

WHEREAS, Section 5-9-109, of the Tennessee Code Annotated, authorizes the County Legislative Body to make appropriations to non-profit charitable organizations; and

WHEREAS, the Sumner County Legislative Body recognizes the various non-profit charitable organizations located in Sumner County have a great need of funds to carry on their non-profit charitable work; and

WHEREAS, it is the expressed interest of the County Commission of Sumner County in providing these funds to non-profit charitable organizations to be fully in compliance with the Rules of the Comptroller of the Treasury, and Section 5-9-109 of the Tennessee Code Annotated and any and all other laws and prior resolutions of this body which may apply to county appropriations to non-profit organizations; and

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sumner County, Tennessee, meeting in regular session on this 16th day of July, 2007 that:

Section 1. The following charitable organizations shall be appropriated the indicated amounts to promote their economic welfare and to provide funds for their ongoing programs:

<u>Organization</u>	<u>Appropriation</u>
Mitchellville Volunteer Fire Department	12,000
Westmoreland Civil Defense	12,000
Shackle Island Fire Department	12,000
Number One Fire Department	12,000
White House Fire Department	12,000
Cottontown Fire Department	12,000
Southeast (Castalian Springs) Fire Department	12,000
Southeast (Bethpage) Fire Department	12,000
Gallatin Community Fire Department	12,000
Highland Fire Department (Station 1)	12,000
Highland Fire Department (Station 2)	12,000
Oak Grove Fire Department	12,000
State of Tennessee, Forestry Division	2,000

CASA Community Enhancement	1,000
Habitat for Humanity	5,000
Senior Citizens - Gallatin	12,000
Senior Citizens - Hendersonville	11,000
Senior Citizens - White House	8,500
Senior Citizens - Portland	8,000
Senior Citizens – Westmoreland (Amazing Grace Mission)	1,500
Senior Citizens - Westmoreland	500
Compass	1,500
Friends of Rock Castle	5,000
Humane Society	2,500
Bledsoe Lick Historical Society	10,000
Mid-Cumberland:	
Human Resource Agency	8,200
R.S.V.P.	2,700
C.A.A.	4,500
H.R.A. Elderly Nutrition Program	5,500
H.R.A. Transportation	4,000
Cumberland Mental Health Services	7,800
T.R.A.C.	5,500
Gallatin CARES	2,500
Portland Cares	2,500
H.A.T.S.	19,539
Good Neighbor Mission	7,900
Hendersonville Arts Council	2,000
Sumner County Museum	3,500
Tourism Board	375,103
Literacy Council of Sumner County	3,000
American Red Cross -Gallatin/Sumner County	10,000
Crisis Pregnancy Center	5,000
Homesafe	5,000
Highland Rim Historical Society	3,750
Workforce Essentials	30,000
Airport Authority	15,000
Resource Authority	100,000
Forward Sumner	<u>60,000</u>
Total	895,492

BE IT FURTHER RESOLVED that the appropriations are made subject to the following conditions:

(1) That the non-profit charitable organizations to which funds are appropriated shall file with the County Clerk and the disbursing official a copy of an annual report of its business affairs and transactions and the proposed use of the County's funds in accordance with rules promulgated by the Comptroller of the Treasury. Such annual report shall be prepared and certified by the Chief Financial Officer of such non-profit organization in accordance with Section 5-9-109(c) of the Tennessee Code Annotated.

(2) That said funds must only be used by the named non-profit charitable organization in furtherance of their non-profit charitable purposes benefiting the general welfare of the residents of the County.

Section 2. This Resolution shall become effective upon passage, the public welfare requiring it.

Commissioner Satterfield moved to amend the 12 budgets of the volunteer fire departments to staff an engineer at each one of the stations on a fulltime basis. This

person would get the fire engine to the scene of the fire quicker. It would require 48 individuals to do the job fulltime. The motion died for lack of a second.

Commissioners LeMarbre, Boyd, Stone, Hughes and Kimbrough declared indirect conflicts but stated that they would vote their consciences. Commissioner Hall stated that he had several indirect conflicts and would be abstaining from the vote.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	A	Graves	Y	Satterfield	Y
Holt	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	Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0707-14 Yes: 23 No: 0 Abs: 1 08:14 PM

Chairman Thompson declared Resolution 0707-14 approved by the body.

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

**0707-11 A RESOLUTION APPROVING SETTLEMENT BY BANKRUPTCY COURT
FOR KMART CORPORATION'S 2001 AND 2002
PERSONAL PROPERTY TAXES**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body does hereby approve settlement by Bankruptcy Court for Kmart Corporation's 2001 and 2002 Personal Property Taxes.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	Y
Holt	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	Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0707-11 Yes: 24 No: 0 Abs: 0 08:15 PM

Chairman Thompson declared Resolution 0707-11 approved by the body.

CONSENT AGENDA

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

**0707-12 A RESOLUTION APPROVING BUDGET TRANSFERS WITHIN VARIOUS
ACCOUNTS OF THE GALLATIN LIBRARY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that

this body hereby approves budget transfers within various accounts of the Gallatin Library as shown on the attachments herewith.

0707-13 A RESOLUTION ADOPTING THE FOLLOWING BID PURCHASING LIMITS FOR ALL COUNTY PURCHASES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of July, 2007 that this body hereby adopts the following bid purchasing limits for all county purchases:

1. No bids are required for purchases less than \$5,000.00 but competitive bidding is encouraged; and
 2. All purchases of \$5,000.00 or more but less than \$10,000 may be made in the open market without newspaper notice but shall, whenever possible, be based on at least three competitive bids; and
 3. For purchases of \$10,000.00 or more, formal bids would be required through the placement of an ad in a newspaper of general circulation in Sumner County. The Purchasing Director will receive the bids and open them in a procedure open to the public.
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07074-15 A RESOLUTION DECLARING TWO TRUCKS AS SURPLUS AND AUTHORIZING 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 16th day of July, 2007 that this body does hereby declare the following items from the Sumner County Tax Assessor's Office as surplus:

- 1994, Chevrolet, C1500 Truck, VIN #1GCEC14Z6RZ228380
- 1995, GMC, Sierra Truck, VIN #1GTEC14ZLSZ568073

BE IT FURTHER RESOLVED, that the 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:

Southern Equity, \$114.11 Property Tax Collections
Smith Travel Research \$1,044.26 Property Tax Collections
Lorin D Services & Gerie Mae Services \$96.00 Property Tax Collections

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	Y
Holt	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	Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0707-CON Yes: 24 No: 0 Abs: 0 08:16 PM

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

RESOURCE AUTHORITY REPORT

Commissioner Satterfield gave a report on the Sumner County Resource Authority operations.

Chairman Thompson recognized Commissioner Akins who moved, and was duly seconded, to amend Resolution 0707-14 by adding \$1,000.00 to funding of the Amazing Grace Mission and the Senior Citizens Center of Westmoreland.

Commissioner Vaughn moved, seconded by Commissioner Pospisil, to refer the matter to the Budget Committee for further study.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	Y
Holt	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	Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

REFER Yes: 24 No: 0 Abs: 0 08:22 PM

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

ADJOURNMENT

Chairman Thompson declared the Commission meeting adjourned at 8:25 p.m. after a motion from Commissioner Vaughn, seconded by Commissioner Graves.

BILL KEMP, CLERK

R.J. "HANK" THOMPSON, CHAIRMAN

Prepared by Maria A. Moser
Approved on _____
