
**MINUTES
SPECIAL CALLED
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
APRIL 4, 2016**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, April 4, 2016, in the Commission Chambers of the Sumner County Administration Building in Gallatin, Tennessee at 6:00 p.m. Present and presiding was the Chairman Scott Langford. Also present were the County Clerk Bill Kemp, County Executive Anthony Holt and County Law Director Leah Dennen and the following Commissioners to wit:

Mike Akins
Jerry F. Becker
Paul Decker
Alan Driver
Jerry W. Foster
Billy Geminden
Paul Goode
Steve Graves

Ben Harris
Larry Hinton
Merrol N. Hyde
JoAnne Kemp
Caroline S. Krueger
Trisha LeMarbre
Scott Langford
Baker Ring

Leslie Schell
Bill Taylor
Moe Taylor

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Sonny Weatherford. Chairman Langford noted that with 19 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. Commissioners Michael Guthrie, Kevin Pomeroy, Bob Pospisil, Jim Vaughn and Chris Taylor were not present for the meeting.

The Invocation was led by Commissioner Baker Ring.

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

APPROVAL OF AGENDA

Commissioner Harris moved, and was duly seconded by Commissioner Krueger, to adopt the agenda. The Commission approved the agenda by unanimous voice vote of the body.

RECOGNITION OF THE PUBLIC

Chairman Langford opened the floor to allow the public to speak concerning any matter on the agenda.

Criminal Court Judge Dee Gay stated that he and other Sumner County judges were present to show support for the Commission and answer any questions related to the matters on the agenda.

With no one else wishing to speak, recognition of the public was closed.

REPORT OF THE CHAIR

Chairman Langford noted commissioners were invited to a luncheon with the Board of Education scheduled for Friday, April 8 at 11:30 a.m. at White House Middle School.

Chairman Langford stated his support of Sheriff Sonny Weatherford and apologized for putting him on the spot at the last Commission meeting.

Chairman Langford recognized Commissioner Mike Akins who expressed gratitude for commissioners and others show of sympathy during his time of loss.

Commissioner Decker moved, seconded by Commissioner Harris, to approve the following resolution:

1604A-01 A RESOLUTION APPROPRIATING UP TO \$108,534.00 FROM THE CAPITAL PROJECTS 2015 BOND FUNDS TO VARIOUS COUNTY BUILDING FUNDS FOR EMERGENCY COMPLETION OF THE ASBESTOS REMEDIATION AND RENOVATION COMPLETION FOR THE SUMNER COUNTY COURTHOUSE COURTROOM AND THE ADULT PROBATION BUILDING

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in Special Session on this the 4th day of April, 2016, that this body does hereby appropriate up to \$108,534.00 from the Capital Projects 2015 Bond Funds to Various County Building Funds for emergency completion for the Sumner County Courtroom and the Adult Probation Building as set forth on the list below:

Item		Cost
A	Asbestos and air monitoring with contingency	\$56,000.00
B	Replacement of insulation, courthouse ceiling tiles	\$3,867.00
C	Flooring and lighting for all replacement locations	\$48,667.00
TOTAL		\$108,534.00
<i>Supporting documentation of the costs is included in the attached documents corresponding to the letter to the left or needs summary.</i>		

BE IT FURTHER RESOLVED that Kim Ark is to return a list of actual expenditures and no funds shall be spent outside their designated fund item.

Commissioner Bill Taylor moved to remove any reference in the resolution to "emergency" and to request Kim Ark provide a list of full cost exactly. He further moved that all the retainage money for contingency fees are not to be spent on outside items but are limited to asbestos or mold remediation and the flooring. Regarding the use of overruns, he further stated that no extra money could be spent on furnishings, fixtures or anything other than what it is designated for.

Chairman Langford recognized Director of Finance David Lawing who stated that funds designated for asbestos removal can only be used for that purpose. He said if the matter is not considered an emergency, then bids will have to be let for these projects. Commissioner Bill Taylor withdrew the request for deletion of "emergency" from the resolution.

Mr. Lawing stated that he could provide Ms. Ark with an account analysis of the project to present to the commissioners.

Chairman Langford recognized Law Director Leah Dennen who stated that Commissioner Bill Taylor's request could be incorporated into the resolution and he agreed to that. (The amendment was incorporated into 1604A-01 and 1604A-02 and is reflected in the both stated resolutions.)

The electronic vote was recorded in the following manner:

Akins	Y	M. Taylor	Y	Geminden	Y
Hinton	Y	Driver	Y	Graves	Y
Foster	Y	Schell	Y	Harris	Y
Ring	Y	Kemp	Y	LeMarbre	Y
Decker	Y	Hyde	Y	Becker	Y
Goode	Y	Krueger	Y	B. Taylor	Y
Langford	Y				

1604A-01 Yes: 19 No: 0 Abs: 0 06:27 PM

Chairman Langford declared Resolution 1604A-01 approved by the body.

Commissioner Decker moved, seconded by Commissioner Graves, to approve the following resolution:

1604A-02 A RESOLUTION APPROPRIATING UP TO \$36,671.84 FROM THE COUNTY GENERAL RESERVE FUND TO VARIOUS COUNTY BUILDING FUNDS FOR THE COMPLETION OF THE MOLD REMEDIATION, RENOVATION AND FURNISHINGS PURCHASE FOR THE CHANCERY COURTROOM AND THE JUVENILE COURTROOM PROJECTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in Special Session on this the 4th day of April, 2016, that this body does hereby appropriate up to \$36,671.84 from the County General Reserve Fund to Various County Building Funds for the completion of the mold remediation, renovation and furnishings purchase for the Chancery Courtroom and the Juvenile Courtroom Projects, as set forth below:

	Item	Cost
1	Chancery Court Renovation costs – Change order for cutting trench in concrete and re-route of existing electric lines to Judge's bench, demo panels on front of Judge's bench and installation of new panels	\$1,897.50
2	Chancery Court Furniture - due to size, custom made attorney tables, chairs, podiums and witnesses seating.	\$5,283.00
3	Lock for Chancery Court door for security for interior door set.	\$100.00
4	Blinds for Chancery Court Windows	\$1,541.00
5	Additional Microphone for Second podium for Chancery Court	\$854.00
6	Locks for Juvenile Court doors - Seven doors at \$250.00 per exterior lock set	\$1,750.00
7	Benches for Juvenile Courtroom - Six benches at \$1,666.64 each.	\$9,999.84
8	Furniture for Juvenile Courtroom - attorney tables, jury chairs,	\$4,114.00

	podiums, chairs for Judge, Clerk, Security, and Witness	
9	Mold remediation costs at Sumner County Courthouse for valves, chilled water insulation, replacement of flag, and additional ceiling tiles.	\$7,567.00
10	Contingency costs for all projects – The following items may need to be undertaken as the renovation is completed. Door changer at Juvenile Court for entry; rehabilitation of cabinet in Chancery Court, New door into Judge Oliver’s office corridor, additional ceiling tiles throughout renovation areas.	\$3,565.50
TOTAL		\$36,671.84
<i>Supporting documentation of the costs is included in the attached documents corresponding to the number to the left or needs summary.</i>		

BE IT FURTHER RESOLVED that Kim Ark is to return a list of actual expenditures and no funds shall be spent outside their designated fund item.

At the request of Commissioner Schell, Ms. Dennen added the language to Resolution 1604A-02, requesting Kim Ark to return a list of actual expenditures and that no funds be spent outside their designated fund item, as stated above in the resolution.

Without objection, Chairman Langford suspended the rules to allow Chancellor Louis W. Oliver, III., to speak about the renovations. Chancellor Oliver explained the need for new tables, a new office door and an additional podium. He said a courtroom with the latest technology would be useful.

Commissioner Hinton moved, seconded by Commissioner Ring, to call for the question on Resolution 1604A-01

The electronic vote was recorded in the following manner:

Akins	Y	M. Taylor	Y	Geminden	Y
Hinton	Y	Driver	N	Graves	Y
Foster	Y	Schell	N	Harris	Y
Ring	Y	Kemp	N	LeMarbre	Y
Decker	N	Hyde	Y	Becker	Y
Goode	Y	Krueger	N	B. Taylor	N
Langford	Y				

CALL Yes: 13 No: 6 Abs: 0 06:51 PM

Chairman Langford declared motion failed to pass.

The electronic vote was recorded in the following manner:

Akins	Y	M. Taylor	Y	Geminden	Y
Hinton	Y	Driver	Y	Graves	Y
Foster	Y	Schell	Y	Ring	Y
Kemp	Y	LeMarbre	Y	Decker	Y
Hyde	Y	Becker	Y	Goode	Y
Krueger	Y	B. Taylor	Y	Langford	Y

1604A-02 Yes: 18 No: 0 Abs: 0 07:07 PM

Chairman Langford declared Resolution 1604A-02 approved by the body.

ADJOURNMENT

Chairman Langford declared the Commission meeting adjourned at 7:10 p.m..

BILL KEMP, CLERK

SCOTT LANGFORD, CHAIRMAN

Prepared by Maria A. Savage

Approved on _____
