
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
SEPTEMBER 19, 2016**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, September 19, 2016, in the Commission Chambers of the Sumner County Administration Building in Gallatin, Tennessee at 7:00 p.m. Present and presiding was the Chairman Pro Tem Trisha LeMarbre. 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	Michael Guthrie	Kevin Pomeroy
Jerry F. Becker	Ben Harris	Bob Pospisil
Paul Decker	Larry Hinton	Baker Ring
Alan Driver	Merrol N. Hyde	Leslie Schell
Jerry W. Foster	JoAnne Kemp	Chris Taylor
Billy Geminden	Caroline S. Krueger	Moe Taylor
Paul R. Goode	Trisha LeMarbre	Jim Vaughn
Steve Graves		

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Chief Deputy Aaron Pickard. Chairman Pro Tem Trisha LeMarbre noted that with twenty-two 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 Bill Taylor and Commission Chairman Scott Langford were not present for the meeting.

The Invocation was led by Stacey Durham, Creekview Church of Christ, Gallatin.

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

APPROVAL OF AGENDA

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

APPROVAL OF MINUTES

The minutes for the meeting of this body held on August 15, 2016, and recorded in the office of the Clerk, Bill Kemp, were approved by voice vote after Commissioner Becker made the motion, seconded by Commissioner Ring. Commissioners Moe Taylor and Kemp abstained from the vote. Later in the meeting, Commissioner Krueger requested a correction to the minutes on Page 13 to show a vote by Commissioner Krueger against the 2016-2017 Commission committee slate. Without objection, Chairman Pro Tem LeMarbre declared the change made to the minutes.

RECOGNITION OF THE PUBLIC

Chairman Pro Tem LeMarbre opened the floor to allow the public to speak concerning any matter on the agenda.

Kevin Baigert of 424 A. B. Wade Road spoke in favor of 1609-01, regarding emailing committee agendas to the full Commission.

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

REPORT OF THE CHAIR

Chairman Pro Tem LeMarbre noted that the Veterans Service Officer's report was provided for information only.

Chairman LeMarbre recognized Clerk Bill Kemp who read correspondence from the Habitat for Humanity of Sumner County, thanking the Commission for waiving county building fees.

Chairman LeMarbre introduced the following resolution:

A RESOLUTION HONORING MAYOR KENNETH WILBER

WHEREAS, Portland Mayor Kenneth Wilber was named the 2016 Mayor of the Year by the Tennessee Municipal League at their seventy-seventh Annual Conference in Gatlinburg; and

WHEREAS, now serving his third term as the mayor, Mr. Wilber first began serving Portland citizens in 1987 when he was elected to the City Council, then worked as the City's public works superintendent and, after a two-year departure from the public office, was elected the Mayor of Portland in 2005; and

WHEREAS, over the span of his career, Mayor Wilber was instrumental in improving Portland's computer services as well as the water and sewer systems, developing a new industrial park, starting a community garden and working hard to bring new industries to the area to support the overall economic development of our county; and

WHEREAS, a lifelong Portland resident, Mayor Wilber is a participant in the Sumner County Health Committee who has positively affected the lives of numerous citizens when he turned a personal fitness goal into a citywide activity and launched a ten-week walking program entitled "Strawberry Stroll" held twice a week in March and April.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September, 2016, that this body does hereby commend and honor Mayor

Kenneth Wilber who has not only been an outstanding mayor, but also a mentor, friend, and a diligent leader, for his hard work and dedication; and

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

Upon motion of Commissioner Pomeroy, seconded by Commissioner Krueger, the Commission approved the resolution honoring Mayor Wilber.

County Executive Anthony Holt introduced the following resolution:

**A RESOLUTION DECLARING
OCTOBER FIRST TO JANUARY THIRTY-FIRST
AS HOLIDAYFEST
IN SUMNER COUNTY, TENNESSEE**

WHEREAS, the holiday season brings joy and hope to us all as we give thanks for many blessings we have and HolidayFest, with many community events, helps us to appreciate the true spirit of the holiday season approaching; and

WHEREAS, Sumner County celebrates the season with festive events including Annual Holiday Fashion Show, Tree Lightings, Breakfasts with Santa, Appalachian Christmas Storytelling, St. Nicholas Ball, Boat Parade and Christmas Parades; and

WHEREAS, HolidayFest was established in 2007 and has become a Sumner County holiday tradition which honors community, creativity, literacy, charity, volunteerism and community pride.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September, 2016, that this body does hereby proclaim that this year's HolidayFest will begin on October first and continue to January thirty-first and encourages all citizens to participate in these special events to celebrate the spirit of giving for our county; 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 Ms. Lynda Evjen.

Upon motion of Commissioner Becker, seconded by Commissioner Vaughn, the Commission approved the resolution recognizing HolidayFest.

Commissioner Moe Taylor introduced the following resolution:

**A RESOLUTION HONORING
WESTMORELAND HIGH SCHOOL**

WHEREAS, in August 2016, Westmoreland High School ranked 230th nationally among 500 high schools in Newsweek's "America's Top High Schools 2016: Beating the Odds," which identifies schools that provide excellent post-secondary education preparation for economically disadvantaged students; and

WHEREAS, Westmoreland High School is one of only nine Tennessee high schools to receive this recognition based on a combination of several factors, including graduation rate and percentage of students actually enrolled in a post-secondary education program; and

WHEREAS, the teachers, faculty, parents, volunteers, and students who have been involved with Westmoreland High School should be praised for employing all available resources and providing students with multiple opportunities to engage in a variety of educational experiences that require active participation and teamwork and which foster skillsets important for post-secondary education.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September, 2016, that this body hereby recognizes and celebrates Westmoreland High School and commends its dedicated past and present administrators, teachers, and staff who strive to teach, encourage, and inspire each student, thus making Westmoreland High School the outstanding school it is today; 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 Principal Rick Duffer on behalf of Westmoreland High School.

Upon motion of Commissioner Moe Taylor, seconded by Commissioner Akins, the Commission approved the resolution honoring Westmoreland High School.

Commissioner Moe Taylor introduced the following resolution:

**A RESOLUTION HONORING
SUMNER COUNTY 2016 TENNESSEE 4-H ROUNDUP AND
ALL STAR CONFERENCE DELEGATES**

WHEREAS, Sumner County Senior 4-H delegates represented Sumner County at the 93rd Annual State 4-H Roundup and All Star Conference at the University of Tennessee in Knoxville and were awarded three state titles, two state officer positions, an exhibit placement, a project board placement, and a scholarship prize; and

WHEREAS, Sumner County Senior 4-H delegates demonstrated remarkable talent, outstanding project work, and focused determination and through their accomplishments have become an inspiration to other 4-H participants and our County; and

WHEREAS, 4-H delegates, Haley Brazel, Jeana Romines, Harley Estes, Lucas Garrison, Aleise Hill, Amber Thornton, Megan Thornton, Cassidy Beasley, and Allison Parker showed dedication, innovation, and leadership which led to their success at the 93rd Annual State 4-H Roundup.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September, 2016, that this body does hereby congratulate and commend the Sumner County Senior 4-H delegates for their achievements and wishes them future success; and

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

Upon motion of Commissioner Moe Taylor, seconded by Commissioner Akins, the Commission approved the resolution honoring Sumner County Senior 4-H delegates.

County Executive Anthony Holt introduced the following resolution:

**A RESOLUTION RECOGNIZING
SEPTEMBER 2016 AS NATIONAL RECOVERY MONTH**

WHEREAS, September is National Recovery Month and Sumner County wishes to recognize the importance of facilitating mental well-being and recovery for individuals with addiction issues so they can become responsible and contributing members of the community; and

WHEREAS, National Recovery Month promotes the societal benefits of prevention, treatment, and recovery for mental and substance use disorders, celebrates people in recovery, praises the contributions of treatment and service providers, and promotes the message that recovery in all its forms is possible; and

WHEREAS, National Recovery Month presents the opportunity to educate the community on issues related to mental health and substance abuse and celebrate health improvements and achievements made by individuals in recovery.

THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September, 2016, that this body hereby recognizes and celebrates National Recovery Month and encourages all community members to participate in activities that promote health, recovery, and mental wellbeing, acknowledging that behavioral health is essential to overall health; 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 the Recovery Court of Sumner County.

Upon motion of Commissioner Becker, seconded by Commissioner Vaughn, the Commission approved the resolution recognizing National Recovery Month.

CONSENT AGENDA

Chairman Pro Tem LeMarbre introduced the following items on the Consent Agenda:

**1609-05 A RESOLUTION APPROPRIATING \$54,554.93 IN THE COUNTY
GENERAL FUND FOR THE CARRYOVER FROM THE FISCAL YEAR 2016
TOBACCO GRANT FOR THE SUMNER COUNTY HEALTH DEPARTMENT**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September,

2016, that this body does hereby appropriate \$54,554.93 in the County General Fund for the carryover from the Fiscal Year 2016 Tobacco Grant for the Sumner County Health Department, as shown on the attachment herewith.

1609-06 A RESOLUTION APPROPRIATING \$3,868,592.79 FOR THE CARRYOVER FROM THE FISCAL YEAR 2016 CAPITAL PROJECTS FUND

BE IT RESOLVED by the County Board of Commissioners of Sumner County, Tennessee, meeting in regular session on this 19th day of September, 2016 that this body hereby appropriates \$3,868,592.79 for the carryover from the fiscal year 2016 Capital Projects Fund, as shown on the attachments herewith.

1609-07 A RESOLUTION APPROVING THE FISCAL YEAR 2016-2017 SUMNER COUNTY BOARD OF EDUCATION GENERAL PURPOSE SCHOOL FUND BUDGET AMENDMENTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September, 2016, that this body hereby approves the 2016-2017 Sumner County Board of Education General Purpose School Fund budget amendments, as shown on the attachments herewith.

1609-08 A RESOLUTION APPROPRIATING \$17,038.00 FOR THE FUNDING CARRYOVERS FROM THE FISCAL YEAR 2016 GENERAL FUND

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September, 2016, that this body does hereby appropriate \$17,038.00 for the funding carryovers from the fiscal year 2016 general fund, as shown on the attachment herewith.

1609-09 A RESOLUTION APPROPRIATING \$26,637.99 AS PASS-THROUGH FUNDS FOR STATE INMATE MEDICAL REIMBURSEMENT TO THE BUDGET OF THE SHERIFF'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September, 2016, that this body hereby appropriates \$26,637.99 as pass-through funds for state inmate medical reimbursement to the budget of the Sheriff's Office, as shown on the attachment herewith.

Chairman Pro Tem LeMarbre declared the items on the Consent Agenda approved upon unanimous voice vote of the body after a motion by Commissioner Akins, seconded by Commissioner Harris.

REPORT FROM COUNTY OFFICIALS

County Officials filed the following reports: County Investments, County General Fund, County Debt Service Fund, County Highway Fund, County Capital Outlay Fund, School General Purpose Fund, School Federal Projects Fund, School Food Service Fund, Employee Health Insurance Trust Fund, Employee Dental Insurance Trust Fund, Casualty Insurance Trust Fund, County Trustee Funds, Special Reports: County Dental Insurance Claim Payments, County Health Insurance

Claim Payments, County Property Tax Collections, County EMS Billing/Collections/Balances, County Sales Tax Collections, County Wheel Tax Collections, County Tax Rates/Property Values and County School Loan Program Rates. Approval of the filing of these records does not certify to the accuracy of the documents.

Chairman Pro Tem LeMarbre introduced the following resolution:

1609-NOT

A RESOLUTION TO APPROVE AND ACCEPT APPLICATIONS FOR NOTARIES PUBLIC POSITIONS AND PERSONAL SURETY GUARANTORS

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

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

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

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

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

CAROLYN ALLEN
ELLA DENISE BAKER
ROGER D BRILEY
DANIEL BROOKS
KAREN P BURKHALTER
MELISSA TILL CALDWELL
SAMANTHA CARTER
VICKI CHILDERS
DANA C CLUBBS
CHRISTIE COLE
PAMELA S COOK
JUSTIN C COOK
KELLY DALRYMPLE
DEANNA M FERGUSON
HEATHER M FROST
KRISTIN M GERMROTH
BRITTANY B GIBSON
KIM GILLESPIE
SAMANTHA K GROSLAND
CONTE GREEN HACKETT
SANDY J HALL
ANA MARIA HARRIMAN
NOELLE K HARRIS
SUSIE HENDERSON
TED KELLEY

LEAH A LOFTIS
KIMBERLY LOFTIS
SHELLY LYONS
CAMERON MAGEE
PAMELA B MATHENEY
JON MCGLATHERY
CRISTY MORRIS
R. KIRKLAND MOSER
DONALD L OLIVER
BETTYE L PEDIGO
VALERIE PERKINS
CARRIE ANN PORTER
SHERRI L PORTER
JANET DALE ROARK
NODJA SHETTERS
DIANA P SIERRA FLORES
DEMETRIA SPEARS
SHEA S STOCKARD
MARTIN VALLES
DANYEAL WALKER
DEBORAH K WATSON
RUTH WHITE
JANICE WOOD
REGINA WRIGHT
JENNIFER LOCKE

Upon motion of Commissioner Pomeroy, seconded by Commissioner Ring, voting was recorded in the following manner:

Akins	Y	M. Taylor	Y	Geminden	Y
Hinton	Y	Driver	Y	Graves	Y
Foster	Y	Harris	Y	Ring	Y
Pomeroy	Y	Vaughn	Y	Kemp	Y
LeMarbre	Y	Decker	Y	Hyde	Y
Becker	Y	C. Taylor	Y	Goode	Y
Krueger	Y	Guthrie	Y	Pospisil	Y
Schell	Y				

1609NOTARIES Yes: 22 No: 0 Abs: 0 07:27 PM

Chairman Pro Tem LeMarbre declared the election of Notaries Public by the body.

COMMITTEE ON COMMITTEES

Commissioner Ring brought forth the appointment to fill the expiring terms of the following:

Audit Committee: Caroline Krueger and Bob Pospisil

Delinquent Tax Committee: Kevin Pomeroy, JoAnne Kemp, Mike Akins and Alan Driver

Upon motion of Commissioner Ring, seconded by Commissioner Goode, the Commission voted unanimously to group and approve the committee appointments.

Library Board: Ken Cox, Mary Anne Mudd and Amy Eller

Upon motion of Commissioner Ring, seconded by Commissioner Moe Taylor, the Commission voted to approve unanimously the Library Board appointments.

HIGHWAY COMMISSION

There was no report from the Highway Commission.

EDUCATION COMMITTEE

There was no report from the Education Committee.

GENERAL OPERATIONS COMMITTEE

There was no report from the General Operations Committee.

EMERGENCY SERVICES COMMITTEE

There was no report from the Emergency Services Committee.

LEGISLATIVE COMMITTEE

Commissioner Goode introduced the following resolution and moved for approval; seconded by Commissioner Ring.

1609-01 A RESOLUTION AMENDING THE STANDING RULES OF THIS BODY TO ADD NEW SECTION IV.H. – AGENDA NOTICE TO THE STANDING RULES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September 2016, that this body does hereby amend the standing rules of the body to add new section **IV H. Agenda Notice** which shall read as follows:

Beginning with the October 2016 meeting cycle, all county commission committee agendas shall be emailed to all county commission members when sent to the members of that particular committee.

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	Pomeroy	Y	Vaughn	Y
Kemp	Y	LeMarbre	Y	Decker	Y
Hyde	Y	Becker	Y	C. Taylor	Y
Goode	Y	Krueger	Y	Guthrie	Y
Pospisil	Y				

1609-01 Yes: 22 No: 0 Abs: 0 07:30 PM

Chairman Pro Tem LeMarbre declared the resolution approved by the necessary two-thirds vote.

Commissioner Goode introduced the following resolution and moved for approval; seconded by Commissioner Akins.

1609-02 A RESOLUTION RE-APPOINTING LEAH MAY DENNEN AS COUNTY ATTORNEY/LAW DIRECTOR FOR SUMNER COUNTY, TENNESSEE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September, 2016, that this body re-appoints Leah May Dennen as County Attorney/Law Director and extends her contract pursuant to the same terms as currently effective for an additional statutory term.

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	Pomeroy	Y	Vaughn	Y

Kemp	Y	Decker	Y	Hyde	A
Becker	Y	C. Taylor	Y	Goode	Y
Krueger	Y	Guthrie	Y	Pospisil	Y
LeMarbre	Y				

1609-02RE-APPOINT Yes: 21 No: 0 Abs: 1 07:31 PM

Chairman Pro Tem LeMarbre declared the resolution approved by the body.

FINANCIAL MANAGEMENT COMMITTEE

There was no report from the Financial Management Committee.

BUDGET COMMITTEE

Commissioner Pomeroy introduced the following resolution and moved for approval; Commissioner Guthrie seconded the motion.

1609-03 A RESOLUTION APPROPRIATING \$800,000.00 FROM CAPITAL PROJECTS FUND WITH \$160,000.00 FROM FUND BALANCE WITH REMAINDER COMING FROM INCREASED REVENUE FROM OTHER ENTITIES FOR THE EMERGENCY COMMUNICATIONS CENTER

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September, 2016, that this body hereby appropriates \$800,000.00 from Capital Projects Fund with \$160,000.00 from fund balance with remainder coming from increased revenue from other entities for the Emergency Communications Center, as shown on the attachment herewith.

The electronic vote was recorded in the following manner:

Akins	Y	M. Taylor	N	Geminden	Y
Hinton	Y	Driver	Y	Graves	Y
Foster	Y	Schell	Y	Harris	Y
Ring	Y	Pomeroy	Y	Vaughn	Y
Kemp	Y	LeMarbre	Y	Decker	Y
Hyde	Y	Becker	N	C. Taylor	Y
Goode	Y	Krueger	Y	Guthrie	Y
Pospisil	Y				

1609-03 Yes: 20 No: 2 Abs: 0 07:32 PM

Chairman Pro Tem LeMarbre declared the resolution approved by the body.

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

1609-04 A RESOLUTION APPROPRIATING \$118,900.00 FROM GENERAL FUND WITH \$38,048.00 FROM FUND BALANCE WITH REMAINDER COMING FROM INCREASED REVENUE FROM OTHER ENTITIES FOR THE EMERGENCY COMMUNICATIONS CENTER

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of September, 2016, that this body hereby appropriates \$118,900.00 from General Fund with \$38,048.00 from fund balance with remainder coming from increased revenue from other entities for the Emergency Communications Center, as shown on the attachment herewith.

The electronic vote was recorded in the following manner:

Akins	Y	M. Taylor	N	Geminden	Y
Hinton	Y	Driver	Y	Graves	Y
Foster	Y	Schell	Y	Harris	Y
Ring	Y	Pomeroy	Y	Vaughn	Y
Kemp	Y	LeMarbre	Y	Decker	Y
Hyde	Y	Becker	N	C. Taylor	Y
Goode	Y	Krueger	Y	Guthrie	Y
Pospisil	Y				

1609-04 Yes: 20 No: 2 Abs: 0 07:33 PM

Chairman Pro Tem LeMarbre declared the resolution approved by the body.

ADJOURNMENT

Chairman Pro Tem LeMarbre declared the Commission meeting adjourned at 7:30 p.m. upon motion of Commissioner Vaughn, seconded by Commissioner Schell.

BILL KEMP, CLERK

TRISHA LEMARBRE, CHAIRMAN PRO TEM

Prepared by Maria A. Savage

Approved on _____