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**MINUTES  
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS  
OCTOBER 17, 2016**

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The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, October 17, 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 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	Michael Guthrie	Kevin Pomeroy
Jerry F. Becker	Ben Harris	Baker Ring
Paul Decker	Larry Hinton	Leslie Schell
Alan Driver	JoAnne Kemp	Bill Taylor
Jerry W. Foster	Caroline S. Krueger	Chris Taylor
Billy Geminden	Trisha LeMarbre	Moe Taylor
Paul R. Goode	Scott Langford	Jim Vaughn
Steve Graves		

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Sonny Weatherford. Chairman Langford 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. Commissioners Pospisil and Hyde were not present for the meeting.

The Invocation was led by Pastor Travis Fleming, Sr. of the First Baptist Church in Gallatin.

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

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**APPROVAL OF AGENDA**

Without objection, Chairman Langford removed the tax refund for SFW, LLC for \$402.00. and added the Consent Agenda approval to the agenda as 9d under Report of Chairman.

He announced three resolutions to add to the agenda as follows:

**1610-13 A RESOLUTION ACCEPTING GRANT CONTRACT BETWEEN THE  
STATE OF TENNESSEE, DEPARTMENT OF SAFETY AND HOMELAND  
SECURITY AND SUMNER COUNTY SHERIFF'S DEPARTMENT**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 17<sup>th</sup> day of October, 2016, that this body hereby accepts the grant contract between the State of Tennessee, Department of Safety and Homeland Security and Sumner County Sheriff's Department, as shown on the attachment herewith.

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Without objection, Chairman Langford added 1610-13 to the Budget Committee report.

**1610-14 A RESOLUTION APPROPRIATING \$53,860.00 FROM THE COUNTY GENERAL FUND UNRESTRICTED FUND BALANCE TO THE BUDGET OF THE SHERIFF FOR TWO ADDITIONAL COURTROOM DEPUTIES**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 17<sup>th</sup> day of October, 2016, that this body hereby appropriates \$53,860.00 from the County General Fund Unrestricted Fund Balance to the budget of the Sheriff for two additional courtroom deputies.

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Commissioner Vaughn moved, seconded by Commissioner Graves, to add Resolution 1610-14 to the agenda under Budget Committee.

The electronic vote on the motion 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	N	Pomeroy	N	Vaughn	Y
Kemp	N	LeMarbre	N	Decker	Y
Becker	N	C. Taylor	Y	Goode	Y
Krueger	N	B. Taylor	Y	Langford	Y
Guthrie	Y				

ADD            Yes: 14            No: 8            Abs: 0            07:16 PM

Chairman Langford declared the addition to the agenda failed to pass by the necessary two-thirds vote. The resolution was not added to the agenda.

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**1610-15 A RESOLUTION ADOPTING A NEW POLICY FOR NEW OR ADDITIONAL FUNDING REQUEST OF \$5,000.00 OR MORE DURING BUDGET YEAR**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 17<sup>th</sup> day of October, 2016, that this body hereby adopts the following policy:

Any request for additional or new funding of \$5,000.00 or more, which was not part of the original budget, shall require approval at two budget meetings or require a two-thirds vote unless the need is an emergency or a part of the capital improvement plan.

An "Emergency" is defined of the result of a specific event, which is not the result of poor planning that could result in a disruption of services or create risk to property or individuals.

"Capital Improvement Plan" is defined as projects that have been previously presented to the Sumner County Commission or to one of its committees as a major capital improvement or repair."

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Without objection, Chairman Langford added this resolution to the Consent Agenda.

Commissioner Goode moved, seconded by Commissioner LeMarbre, to approve the agenda as amended. The Commission approved the agenda as amended by unanimous voice vote of the body.

Commissioner Hinton moved, seconded by Commissioner Akins, to add an executive session to the heel of the regular agenda. The motion carried by unanimous voice vote of the body.

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### APPROVAL OF MINUTES

The minutes for the meeting of this body held on September 19, 2016, and recorded in the office of the Clerk, Bill Kemp, were approved by voice vote after Commissioner Chris Taylor made the motion, seconded by Commissioner Moe Taylor.

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### RECOGNITION OF THE PUBLIC

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

Kevin Baigert of 424 A. B. Wade Road in Portland thanked the commission for their diligence and good work.

County Executive Holt read correspondence from the Chairman Langford and his family expressing their gratitude for the Commission's thoughtful kindness during their time of loss.

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

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### REPORT OF THE CHAIR

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

A plan for early voting parking at the Sumner County Administration Building was distributed to commissioners.

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### CONSENT AGENDA

Chairman Langford introduced the following items on the Consent Agenda:

**1610-02 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 17<sup>th</sup> day of October, 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.

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**1610-03 A RESOLUTION DOCKETING SUMNER COUNTY BOARD OF  
EDUCATION FEDERAL PROJECT SCHOOL FUND BUDGET AMENDMENTS**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 17<sup>th</sup> day of October, 2016, that this body hereby docket in its records the Sumner County Board of Education Federal Project School Fund Budget Amendments, as shown on the attachments herewith.

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**1610-04 A RESOLUTION APPROPRIATING A SUM NOT TO EXCEED \$40,000.00 FROM 2015 BOND PROCEEDS FOR DESIGN FEE FOR RE-ROOFING OF GALLATIN HIGH SCHOOL**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this 17<sup>th</sup> day of October, 2016, that this body does hereby appropriate a sum not to exceed \$40,000.00 from 2015 bond proceeds for design fee for re-roofing of Gallatin High School, as shown on the attachment herewith.

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**1610-05 A RESOLUTION APPROPRIATING \$3,119,800.00 FROM 2015 BOND PROCEEDS FOR NEW ADDITION TO STATION CAMP MIDDLE SCHOOL**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this 17<sup>th</sup> day of October, 2016, that this body does hereby appropriate \$3,119,800.00 from 2015 Bond Proceeds for new addition to Station Camp Middle School, as shown on the attachment herewith.

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**1610-06 A RESOLUTION APPROPRIATING \$30,000.00 FROM 2015 BOND PROCEEDS FOR ARCHITECT FEES FOR WINDOW/DOOR REPLACEMENT AT WESTMORELAND HIGH, SHAFER MIDDLE, JACK ANDERSON AND BENNY BILLS ELEMENTARY SCHOOLS**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this 17<sup>th</sup> day of October, 2016, that this body does hereby appropriate \$30,000.00 from 2015 Bond Proceeds for architect fees for Window/Door Replacement at Westmoreland High, Shafer Middle, Jack Anderson and Benny Bills Elementary Schools, as shown on the attachment herewith.

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**1610-07 A RESOLUTION APPROPRIATING \$90,900.00 FROM GENERAL FUND, AND \$28,000.00 FROM CAPITAL PROJECT FUND WITH \$29,088.00 FROM GENERAL FUND UNRESTRICTED FUND BALANCE, \$8,960.00 FROM CAPITAL PROJECT 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 17<sup>th</sup> day of October, 2016, that this body hereby appropriates \$90,900.00 from General Fund, and \$28,000.00 from Capital Project Fund with \$29,088.00 from General Fund Unrestricted Fund Balance, \$8,960.00 from Capital Project Fund Balance with remainder coming from increased revenue from other entities for the Emergency Communications Center, as shown on the attachment herewith.

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**1610-08 A RESOLUTION APPROPRIATING A SUM NOT TO EXCEED \$24,000.00 FROM 2015 BOND PROCEEDS FOR DESIGN FEE FOR RE-ROOFING OF INDIAN LAKE ELEMENTARY SCHOOL**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this 17<sup>th</sup> day of October, 2016, that this body does hereby appropriate a sum not to exceed \$24,000.00 from 2015 bond proceeds for design fee for re-roofing of Indian Lake Elementary School, as shown on the attachment herewith.

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**1610-09 A RESOLUTION APPROPRIATING \$7,200.00 FOR PURCHASE AND SALE OF WORKBOOKS TO CLASS PARTICIPANTS FOR PROBATION/CASP**

**BE IT RESOLVED** by the Sumner County Board of Commissioners meeting in regular session on this 17<sup>th</sup> day of October, 2016, that this body hereby approves \$7,200.00 for purchase and sale of workbooks to class participants for Probation/CASP, as shown on the attachment herewith.

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**1610-10 A RESOLUTION APPROPRIATING \$284,000.00 FROM 2015 BOND PROCEEDS FOR WALTON FERRY ELEMENTARY CONSTRUCTION/RENOVATION PRELIMINARY SOFT COSTS**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this 17<sup>th</sup> day of October, 2016, that this body does hereby appropriate \$284,000.00 from 2015 Bond Proceeds for Walton Ferry Elementary Construction/Renovation preliminary soft costs, as shown on the attachment herewith.

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**1610-11 A RESOLUTION APPROPRIATING \$211,000.00 FROM 2015 BOND PROCEEDS FOR WATT HARDISON ELEMENTARY CONSTRUCTION/RENOVATION PRELIMINARY SOFT COSTS**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this 17<sup>th</sup> day of October, 2016, that this body does hereby appropriate \$211,000.00 from 2015 Bond Proceeds for Watt Hardison Elementary Construction/Renovation preliminary soft costs, as shown on the attachment herewith.

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**1610-12 A RESOLUTION DECLARING VARIOUS ITEMS FROM JUVENILE COURT 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 17<sup>th</sup> day of October, 2016, that this body hereby declares various items from Juvenile Court as surplus, as shown on the attachment; and

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

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**1610-15 A RESOLUTION ADOPTING A NEW POLICY FOR NEW OR  
ADDITIONAL FUNDING REQUEST OF \$5,000.00 OR MORE DURING  
BUDGET YEAR**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 17<sup>th</sup> day of October, 2016, that this body hereby adopts the following policy:

Any request for additional or new funding of \$5,000.00 or more, which was not part of the original budget, shall require approval at two budget meetings or require a two-thirds vote unless the need is an emergency or a part of the capital improvement plan.

An "Emergency" is defined of the result of a specific event, which is not the result of poor planning that could result in a disruption of services or create risk to property or individuals.

"Capital Improvement Plan" is defined as projects that have been previously presented to the Sumner County Commission or to one of its committees as a major capital improvement or repair."

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Chairman Langford declared the items on the Consent Agenda approved upon voice vote of the body after a motion by Commissioner Ring, seconded by Commissioner Krueger. Commissioner Graves voted no on approval of the Consent Agenda.

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**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.

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Chairman Langford introduced the following resolution:

**1610-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.**

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BETHANY ALLEN	HOLLY HOFFARTH
CONNIE I AUSTIN	STEPHEN KINNEY
LEE ANNE BLISS	M KATHERINE KOBE
APRIL J BOSHERS	DIANE LADD
NANCY BOWEN	PATRICK LEE LYNCH
CYNTHIA M BRADLEY	JAZMIN R MERCER
MARY R BUTNER	JESSICA NIAZI
TERIS D CLAY	PEGGY D OVERMAN
LINDSEY COAN	LEIGH ANN P PEMBERTON
MARK A COMBS	KATHERN PRICE
VICKI CULBREATH	SANDRA D REILLY
CHARLENE DEBOW	KRISTEN M TRAINI
ROBERT A DEVIDO	LORENA VALDEZ
JONATHAN EARLS	HOLLI WALKER
L ECHOLS	STEVE FANN

PERSONAL SURETY  
NATHAN HARSH  
JOE HARSH

Upon motion of Commissioner Pomeroy, seconded by Commissioner Harris, voting 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
Becker	Y	C. Taylor	Y	Goode	Y
Krueger	Y	B. Taylor	Y	Langford	Y
Guthrie	Y				

NOTARIES      Yes: 22                  No: 0                  Abs: 0                  08:25 PM

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

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### COMMITTEE ON COMMITTEES

Commissioner LeMarbre brought forth the appointment to fill the expiring term of the following:

Vickie Fennell (employee rep) two-year term with recommendation of the County Executive.

Upon motion of Commissioner LeMarbre, seconded by Commissioner Schell, the Commission voted to approve the re-appointment of Mrs. Fennell.

Commissioner LeMarbre announced the following appointments for next month:

- Industrial Development Board, expiring 6-Year terms of Tom V. Glass and M.P. “Mac” McKinley

- Airport Authority Regional expiring term of Don Drayton
  - Board of Construction Appeals expiring terms of Steve Coats, three-year term; Doug Cowden, two-year term; Bob Goodall, Jr., two-year term; Henry Brown, three-year term; Robert Hill, two-year term; Michael Barnes, three-year term; Millard Bridges, two-year term; Larry Brown, alternate one-year term; and Shawn Utley, alternate one-year term
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### **HIGHWAY COMMISSION**

Commissioner Graves reported that the Highway Commission did not meet.

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### **EDUCATION COMMITTEE**

Commissioner Decker reported on a teacher pay schedule discussed in the Education Committee and noted several items under the Consent Agenda passed by the Committee.

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### **GENERAL OPERATIONS COMMITTEE**

Commissioner Schell noted an item on the Consent Agenda approved by the General Operations Committee. Next month the Airport Authority chairman will file a report.

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### **EMERGENCY SERVICES COMMITTEE**

Commissioner Vaughn reported on matters before the Emergency Services Committee, including the volunteer fire departments, Sheriff Weatherford and the court system and the Emergency Services Department. Commissioner Vaughn introduced Rhonda Lea, Emergency Communications Director. He reported that in coming months the Committee will be deciding on jail commissary services.

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### **LEGISLATIVE COMMITTEE**

Commissioner Goode reported on the matters before the Commission that were deliberated and voted upon by the Committee.

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### **FINANCIAL MANAGEMENT COMMITTEE**

Commissioner Chris Taylor reported on matters taken before the Financial Management Committee.

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### **BUDGET COMMITTEE**

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



**1610-13 A RESOLUTION ACCEPTING GRANT CONTRACT BETWEEN THE STATE OF TENNESSEE, DEPARTMENT OF SAFETY AND HOMELAND SECURITY AND SUMNER COUNTY SHERIFF'S DEPARTMENT**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 17<sup>th</sup> day of October, 2016, that this body hereby accepts the grant contract between the State of Tennessee, Department of Safety and Homeland Security and Sumner County Sheriff's Department, as shown on the attachment herewith.

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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
Becker	Y	C. Taylor	Y	Goode	Y
Krueger	Y	B. Taylor	Y	Langford	Y
Guthrie	Y				

1610-13      Yes: 22              No: 0              Abs: 0              07:51 PM

Chairman Langford declared the resolution approved by the body.

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

**1610- 01 A RESOLUTION ACCEPTING GRANT FOR \$500,000.00 TO BUILD A NEW HEALTH DEPARTMENT FACILITY IN HENDERSONVILLE OR TO ADD ON TO THE EXISTING FACILITY**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 17<sup>th</sup> day of October, 2016, that this body hereby accepts grant for \$500,000.00 to build a new Health Department facility in Hendersonville or to add on to the existing facility, as shown on the attachment herewith.

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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
Becker	Y	C. Taylor	Y	Goode	Y
Krueger	Y	B. Taylor	Y	Langford	Y
Guthrie	Y				

1610-01      Yes: 22              No: 0              Abs: 0              07:56 PM

Chairman Langford declared the resolution approved by the body.

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Commissioner Pomeroy stated that County Law Director David Lawing is preparing a profile of debt and debt capacity to be presented at the next meeting.

Commissioner Pomeroy discussed the paving of the First Baptist Church parking lot.

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### EXECUTIVE SESSION

Chairman Langford declared the Commission in Executive Session at 8:00 p.m. The Commission reconvened at 8:25 p.m.

Commissioner Ring moved, seconded by Commissioner Krueger, to allow the County Law Director to proceed using her best judgment in regard to the matter discussed in executive session.

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
Becker	Y	C. Taylor	Y	Goode	Y
Krueger	Y	B. Taylor	Y	Langford	Y
Guthrie	Y				

LAW            Yes: 22            No: 0            Abs: 0            08:25 PM

Chairman Langford declared the resolution approved by the body.

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### ADJOURNMENT

Chairman Langford declared the Commission meeting adjourned at 8:30 p.m. upon motion of Commissioner Pomeroy, seconded by Commissioner Schell.

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BILL KEMP, CLERK

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SCOTT LANGFORD, CHAIRMAN

Prepared by Maria A. Savage

Approved on \_\_\_\_\_

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