
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
JUNE 15, 2009**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, June 15, 2009, 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 Executive Anthony Holt, the County Clerk Bill Kemp and County Law Director Leah Dennen and the following Commissioners to wit:

Mike Akins	Paul Goode	Joe C. Matthews
Saundra Ridings Boyd	Steve Graves	Kirk Moser
David Cummings	Bob Hendricks	Bob Pospisil
Paul Decker	Billy S. Hobbs	David Satterfield
James A. England	Chris Hughes	Jo Skidmore
Shawn Fennell	Merrol N. Hyde	Jerry F. Stone
Paul D. Freels	David Kimbrough	Jim Vaughn
Frank E. Freels	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-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 Pastor John Bender, Church of Our Savior in Gallatin.

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

APPROVAL OF AGENDA

Chairman Hyde stated that Commissioner Cummings requested Resolution 0906-08 be taken from the Consent Agenda and placed under Report of the Budget Committee, Item 4. The following items were added under Report of Chair: 1) Parkinson's Awareness month upon the request of Commissioner Kimbrough; a matter regarding the Highway 109 road and bridge project upon request of Commissioner England; and correspondence presented by County Executive Anthony Holt. Commissioner Freels moved, and was duly seconded by Commissioner Cummings, to adopt the agenda with the additions. 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 May 18, 2009, 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. Commissioner Moser abstained from the vote.

RECOGNITION OF THE PUBLIC

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

Predrag "Boz" Pajdak of 128A Barton Drive in Gallatin implored the commissioners to forgo cuts in the Engineering Department to balance the budget.

Pat Anderson of 1076 Island Brook Drive in Hendersonville stated that Mr. Strong had helped him with a problem in his subdivision and he was in favor of keeping the County Engineer Nick Strong on the payroll.

Brian Carter of 155 Hidden Cove Court in Gallatin stated that he works for a utility company that services the southeast and he expressed the county's need to have a qualified engineer to work with.

Cheryl Lanthier of 1010 Cabridet Court in Gallatin spoke in support of the County Commission keeping the position of County Engineer who had helped her .

Gary Gaskin of 229 Wilford Drive in Nashville, Storm Water Coordinator for the City of Mount Juliet, spoke in favor of maintaining a County Engineering Department to keep up with the Storm Water regulations handed down by the Environmental Protection Agency.

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

REPORT OF THE CHAIR

Commissioner Stone read the following Certificate of Recognition into the record:

A RESOLUTION HONORING SUSAN FLOWERS AS THE SUMNER COUNTY ELEMENTARY TENNESSEE TEACHER OF THE YEAR

WHEREAS, Susan Flowers, who has taught in the Sumner County School System at Madison Creek Elementary School for fourteen years, was recently selected as the Sumner County Elementary Tennessee Teacher of the Year; and

WHEREAS, Susan Flowers teaches first grade and has made learning fun as well as challenging for her students thereby giving them an early love of school; and

WHEREAS, Susan Flowers, through dedication in the noble profession of teaching, has positively influenced numerous students during her tenure and by her efforts countless students began school with a good foundation which will aid them their entire life.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby congratulates and commends Susan Flowers for her dedication and outstanding service to the youth of our county and for her recognition as the Sumner County Elementary Tennessee Teacher of the Year Award; and

BE IT FURTHER RESOLVED that this resolution is to be spread on the minutes of this body and the Clerk is to provide a copy of this resolution to Susan Flowers.

Upon motion of Commissioner Stone, seconded by Commissioner Paul Freels, the Commission voted to approve the certificate honoring Mr. Corley.

Chairman Hyde introduced the following Certificate of Recognition:

**A RESOLUTION HONORING JOLYN MITCHELL AS THE SUMNER COUNTY
MIDDLE SCHOOL TENNESSEE TEACHER OF THE YEAR**

WHEREAS, Mrs. Jolyn Mitchell, has taught in the Sumner County School System for ten years and was recently selected as the Sumner County Middle School Tennessee Teacher of the Year; and

WHEREAS, Mrs. Jolyn Mitchell has taught at Merrol Hyde Magnet School for the past five years where she teaches sixth and seventh grade Science and through her efforts brings to her students a love of learning as well devotion to science; and

WHEREAS, Mrs. Jolyn Mitchell, through her dedication in the noble profession of teaching, has positively influenced numerous students during her tenure and by her efforts has brought an interest in science to future leaders and scientists; and

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby congratulates and commends Mrs. Jolyn Mitchell for her dedication and outstanding service to the youth of our county and for her receipt of the Sumner County Middle School Tennessee Teacher of the Year Award; and

BE IT FURTHER RESOLVED that this resolution is to be spread on the minutes of this body and the Clerk is to provide a copy of this resolution to Mrs. Jolyn Mitchell.

Upon motion of Commissioner Hughes, seconded by Commissioner Decker, the Commission voted to approve the certificate honoring Ms. Mitchell.

Commissioner LeMarbre read the following Certificate of Recognition into the record:

**A RESOLUTION HONORING JENNIFER MOORE AS THE SUMNER COUNTY
HIGH SCHOOL TENNESSEE TEACHER OF THE YEAR**

WHEREAS, Mrs. Jennifer Moore, has taught in the Sumner County School System for eleven years and has been selected as the Sumner County High School Tennessee Teacher of the Year; and

WHEREAS, Mrs. Jennifer Moore, has taught 9th through 12th grade at Gallatin High School where she teaches Mathematics and by her efforts innumerable students have undertaken the journey of mathematics and will one day hopefully help our world; and

WHEREAS, Mrs. Jennifer Moore, through dedication in the noble profession of teaching, has positively influenced numerous students during her tenure and helped to aid future generations.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby congratulates and commends Mrs. Jennifer Moore for her dedication and outstanding service to the youth of our county and for her receipt of the Sumner County High School Tennessee Teacher of the Year Award; and

BE IT FURTHER RESOLVED that this resolution is to be spread on the minutes of this body and the Clerk is to provide a copy of this resolution to Mrs. Jennifer Moore.

Upon motion of Commissioner LeMarbre, seconded by Commissioner Matthews, the Commission voted to approve the certificate honoring Ms. Moore.

Commissioner Graves read the following Certificate of Recognition into the record:

A RESOLUTION HONORING MR. BILL JOHNSON

WHEREAS, the Education Consumers Foundation recently recognized Principal Bill Johnson and Bethpage Elementary School as one of the most effective schools in Tennessee; choosing the school as the first place, Middle Region, Elementary Division Winner; and

WHEREAS, Mr. Bill Johnson, by being named the winner of the 2009 Value-Added Achievement Award received a cash grant and statewide recognition for this achievement; and

WHEREAS, Bethpage Elementary School has proven to be among the most effective schools in teaching reading/language arts and mathematics and by its efforts has aided countless students.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body expresses its appreciation for the contributions of Mr. Bill Johnson and Bethpage Elementary School and offers congratulations for being named one of Tennessee's most effective school; and

BE IT FURTHER RESOLVED that this resolution is to be read and entered 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 Mr. Bill Johnson and Bethpage Elementary School.

Upon motion of Commissioner Graves, seconded by Commissioner Satterfield, the Commission voted to approve the certificate honoring Mr. Johnson and Bethpage Elementary School.

Commissioner Kimbrough introduced the following resolution:

**A RESOLUTION RECOGNIZING JULY AS PARKINSONS AWARENESS
MONTH AND DESIGNATING SATURDAY, JULY 11, 2009 AS RICHARD'S RIDE
FOR P.D. RESEARCH DAY**

WHEREAS, Parkinson's disease is a debilitating neurological disorder that often impairs motor skills, speech and other functions and touches the lives of thousands diagnosed with the disorder as well as those who love and care for them; and

WHEREAS, earlier this year Sumner County lost one of its outstanding citizens when Mr. Richard Corley lost his battle with Parkinson's disease and throughout our county many others are affected by this debilitating disorder; and

WHEREAS, in memory of Richard's gallant fight and lifelong efforts to help others and the continuing efforts to help Parkinson's gallant sufferers such as Dan Burton, a fund raiser for Parkinson Research at Vanderbilt University known as Richard's Ride for PD Research will be held at Rockland Park on July 11, 2009; an event which will include a bike ride through Scenic Sumner County, games, auctions, chair massages, and fishing, all to raise funds for Parkinson's Research at Vanderbilt University.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body recognizes July as Parkinson's Awareness Month and designates Saturday, July 11, 2009 as Richard's Ride for PD Research Day and encourages all citizens to attend Richard's Ride for PD Research at Rockland Park to help raise funds for this worthy cause.

Upon motion of Commissioner Kimbrough, seconded by Commissioner Moser, the Commission voted to approve the certificate honoring Mr. Corley.

109 HIGHWAY AND BRIDGE PROJECT

Commissioner England requested the County Commission to encourage our State Representatives and Senators to reinstate the 109 Highway and Bridge Project. Commissioner Satterfield moved, seconded by Commissioner Skidmore, to approve a resolution to this effect.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	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	P. Freels	N
Stone	N	Hobbs	Y	Pospisil	Y

REQUEST Yes: 22 No: 2 Abs: 0 07:34 PM

Chairman Hyde declared the motion approved by the body. The resulting resolution was prepared as follows:

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.

AGAN, CECILE BAKER	MCMAHAN, APRIL RICHELLE
BILYEU, JEANNIE MICHELLE	MELCHING, LORI ANN
BLUNKALL, JEAN W	MOORE, JACQUELYN
BOYD-CASKEY, DEBRA ELAINE	MEREDITH
BRADSHAW, MARGARET	MOSS, CONNIE SUE
ELIZABETH	OLDHAM, MIRANDA INGRAM
BRUCE, DONNA JO	PANNELL, HAROLD WAYNE
BURNETT, MEREDYTH GAIL	RUTLEDGE, ALESA SUMNER
CONE, KENNETH N.	SIEVERS, ANGELA J
COVINGTON, GARY ANTHONY	SIMMONS, JAMES ANDREW
DAVIS, SHERRI DENISE	SIMMONS, MICHELLE L
DELANEY, KIMBERLY ANN	SLOAN, JANICE K
DELOZIER, BRIDGETTE R	SPEAKMAN, CAROL
ELI, REBECCA C	FRANCES
FRASCA, JOELLE CHRISTINA	STEELE, DENNIS WYMOND
GLAZE, MICHAEL LEON	TINNIN, SANDRA GAIL
GUTHRIE, KATHY LYNN	TROUTT, PAULA JANE
HIMEBAUGH, HELEN NICOLE "NIKKI"	TUCKER, DEWAYNE
HUNTER, JESSICA JEAN	WAGNER, ROBBIE LYNN
HURST, DANIEL THOMAS	WELLS, BARRY ALLEN
JANGDHARI, KENDRICK S.W.	WHITE, ALICIA MICHELE
JENKINS, KATHLEEN MCKENZIE	WHITTAKER, TOMMY G
JENKINS, BILLIE J	WILSON, HOWELL
KECK, JOHN LOUIS	WRAY, LANCE ASHLEY
LORD JR, HERBERT S	YARDLEY, PENNY MAYFIELD
MCCARTY, KEVIN GLENN	SURETY BONDS
	WILLIAM G. CAMBRAH II
	RICHARD A. TOMPKINS

Upon motion of Commissioner Satterfield, seconded by Commissioner Pospisil, voting was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utle	Y	Graves	Y	Satterfield	Y
F. Freels	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	P. Freels	Y
Stone	A	Hobbs	Y	Pospisil	Y

0906-NOTARY Yes: 23 No: 0 Abs: 1 07:35 PM

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

COMMITTEE ON COMMITTEES

Commissioner LeMarbre reported that the appointment to the Library Board was deferred by the Committee on Committees.

Commissioner LeMarbre brought forth the appointments to the Sumner Regional Airport Authority of Tim Adair to replace Robert Sudekum who passed away; and Dan Downs and Dr. Wayne Hooper to be re-appointed. Upon motion of Commissioner LeMarbre, seconded by Commissioner Fennell, the Commission approved the appointments by unanimous voice vote.

Commissioner LeMarbre brought forth the recommendation of George Carter as a replacement for Mike Williams, a former Alternate on the Zoning Board of Appeals. Upon motion of Commissioner LeMarbre, seconded by Commissioner Hughes, the Commission approved Mr. Carter to serve on the Board.

Commissioner LeMarbre brought forth the recommendation of Terry Nichols to the Board of Equalization to replace his father, Steve Nichols who resigned his position due to illness. Upon motion of Commissioner LeMarbre, seconded by Commissioner Frank Freels, the Commission approved the appointment of Mr. Terry Nichols.

Commissioner LeMarbre reported the following appointments for next month: Library Board Expiring Three-Year Term (July) of Larry Hinton; Sumner County Planning Commission appointments of Cordell Borders and Dan Downs; Public Administrator Teena Vincent, expiring three-year term.

HIGHWAY COMMISSION

There was no report from the Highway Commission.

EDUCATION COMMITTEE

Commissioner Decker yielded the floor to Commissioner Goode who reported on the success of the Education and Grow Scholarship program. He said 90 Sumner County students were awarded the scholarship.

GENERAL OPERATIONS COMMITTEE

Commissioner Hughes reported that the Beech Community Center demolition is underway and the new center is complete.

EMERGENCY SERVICES COMMITTEE

Commissioner Vaughn reported that Emergency Service Committee action was reported under the Consent Agenda.

PUBLIC WORKS COMMITTEE

Chairman Goode reported that with the County Law Director's help, the utilities installing water lines have chosen the roads where they intend to service with water.

LEGISLATIVE COMMITTEE

Commissioner Pospisil noted that each commissioner received a statement regarding questions about the conflicting interpretations of the County Commission's Rules and Standard Procedures.

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

0906-01 A RESOLUTION AFFIRMING SUMNER COUNTY'S SUPPORT OF AND PARTNERSHIP WITH THE 2010 U.S. CENSUS

WHEREAS, the U.S. Census Bureau is required by the Constitution of the United States of America to conduct a count of the population and provides a historic opportunity for Sumner County to help shape the foundation of our society and play an active role in America democracy; and

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

WHEREAS, more than \$300 billion per year in federal and state funding is allocated to communities, and decisions are made on matters of national and local importance based on census data, including healthcare, community development, housing, education, transportation, social services, employment, and much more; and

WHEREAS, census data determine how many seats each state will have in the U.S. House of Representatives as well as 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 ensure the data identifying respondents or their household not be released or shared for 72 years.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners that Sumner County, Tennessee, supports the goals and ideals for the 2010 Census and will disseminate 2010 Census information to promote participation and encourages its citizens to participate in events and initiatives that will raise overall awareness of the 2010 Census and increase participation among all populations.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	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	P. Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0906-01 Yes: 24 No: 0 Abs: 0 07:43 PM

Chairman Hyde declared Resolution 0906-01 approved by the body.

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

0906-02 A RESOLUTION ENDORSING THE PLAN OF THE SUMNER COUNTY TRUSTEE TO ACCEPT PARTIAL PAYMENTS FOR SUMNER COUNTY REAL AND PERSONAL PROPERTY TAXES BEGINNING WITH THE 2009 TAX YEAR

WHEREAS, it is the statutory duty of the Sumner County Trustee to collect real and personal property taxes of this county; and

WHEREAS, acceptance of partial payments of real and personal property taxes are allowed pursuant to T.C.A. Section 67-5-1801 beginning after October 1 of each tax year; and

WHEREAS, the current computer software used by the Trustee's Office is currently designed to accept more than one such payment and implementation of such a program can be done within the existing operating resources of the Trustee's office; and

WHEREAS, prior to the implementation of the acceptance of partial payments, the County Trustee will file a plan with the State Comptroller of the Treasury to undertake such a payment plan and with that proposal set forth a formulation to best serve the county as well as the citizens served.

NOW, THEREFORE, BE IT RESOLVED, by the Sumner County Board of Commissioners meeting in regular session this 15th day of June, 2009, that this body does hereby acknowledge and endorse the acceptance, by the Sumner County Trustee, of partial payment(s) of real and personal property taxes beginning with the 2009 taxes pursuant to T.C.A. Section 67-5-1801.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	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	P. Freels	Y
Stone	Y	Hobbs	Y	Pospisil	Y

0906-02 Yes: 24 No: 0 Abs: 0 07:44 PM

Chairman Hyde declared the resolution approved by the body.

BUDGET COMMITTEE

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

0906-03 A RESOLUTION APPROVING CONTINUATION BUDGETS FOR THE BOARD OF EDUCATION EFFECTIVE JULY 1, 2009, UNTIL FINAL APPROVAL OF THE FISCAL YEAR 2009-2010

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body does hereby approve continuation budgets (General Purpose Fund, School Federal Projects Fund, School Food Service Fund, and School Endowment Trust Fund) for the Board of Education, identical to the Fiscal Year 2008-2009 Budgets less capital expenditures, to be effective July 1, 2009, and continuing until such time as this body shall approve the Fiscal Year 2009-2010 Budget.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Utley	Y
Graves	Y	Satterfield	Y	F. Freels	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	P. Freels	Y	Stone	Y
Hobbs	Y	Pospisil	Y		

0906-03 Yes: 23 No: 0 Abs: 0 07:46 PM

Chairman Hyde declared the resolution approved by the body.

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

0906-04 A RESOLUTION APPROVING A CONTINUATION BUDGET EFFECTIVE JULY 1, 2009 UNTIL FINAL APPROVAL OF THE FISCAL YEAR 2009-2010 BUDGET

WHEREAS, the Assessor of Property recently completed a reappraisal of the value of all real and personal property parcels in the county; and

WHEREAS, several years of development and growth merged with present economic conditions have produced many appeals of the new and reappraised values of these parcels thereby creating a large demand for review of property valuations; and

WHEREAS, until the appeal process is completed, a new tax rate, based upon the values from reappraisal cannot be set; and without this valuation, estimated revenue numbers cannot be finalized, thereby limiting the ability of this body to create accurate budget estimation for the 2009-2010 fiscal year.

THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby approves a continuation budget, identical to the Fiscal Year 2008-2009 Budget, less capital outlay as well as the changes set forth as part of exhibit A and incorporated into the document.

BE IT FURTHER RESOLVED that this continuation budget, with the changes so included, shall be effective July 1, 2009 and continuing until such time as this body shall approve the Fiscal Year 2009-2010 Budget.

BE IT FURTHER RESOLVED that any resolutions in conflict or contrary to this resolution shall be overturned and replaced by these terms and conditions of this resolution.

Commissioner Moser reported that the County General Fund is out of balance by \$4.3 million with the Budget Committee making approximately \$1 million in cuts which are reflected in the Continuation Budget.

Commissioner Stone moved, seconded by Commissioner Frank Freels, to amend the resolution to combine the Planning Department, Building Codes Department, the Environmental Office and the Engineering Department into one department called the Construction and Development Department with a budget of \$745,303.00.

Commissioner Pospisil moved, seconded by Commissioner Fennell, to suspend the rules and allow Planning Director Mike Moulton to speak. The motion carried by voice vote of the body.

Mr. Moulton spoke in favor of keeping his department and allowing others to speak in regard to the elimination of departments and personnel.

Commissioner Skidmore moved, seconded by Commissioner Hendricks, to suspend the rules to allow those to speak who have not spoken on this matter.

Commissioner Goode moved, seconded by Commissioner Kimbrough, to amend the motion to include in suspension of the rules, the departments heads being allowed to speak.

The electronic vote was recorded in the following manner:

Suspend the rules to include hearing from Department Heads

Akins	Y	Fennell	Y	Cummings	N
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	N	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	P. Freels	N
Stone	N	Hobbs	Y	Pospisil	N

AMENDMENT Yes: 19 No: 5 Abs: 0 08:05 PM

Chairman Hyde declared the amendment approved by the body.

The electronic vote on the motion as amended was recorded in the following manner:

Suspend rules to hear public comments on budget amendment

Akins	Y	Fennell	Y	Cummings	N
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	N	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	P. Freels	N
Stone	N	Hobbs	Y	Pospisil	Y

PUBLIC Yes: 20 No: 4 Abs: 0 08:06 PM

Chairman Hyde declared the motion as amended to suspend the rules approved by the body.

Phillip Hight of 217 Harsh Lane in Castalian Springs spoke in regard to his job performance over the past four years as Sumner County Zoning Inspector. He implored the Commission not to eliminate his job.

Nick Strong, County Engineer, of 640 Coles Ferry Road spoke against budget cuts that are dealing with employee's livelihoods in his department. Mr. Strong said there was much work to do on the Storm Water Drainage project and commended his employees for doing good jobs. He said he believes the County needs an Engineer to protect the County and its citizens.

Howell Wilson of 3561 Fern Valley Road in White House voiced his support for maintaining the Planning and Zoning Department. He cited several instances where this department had cleaned up the County.

Chairman Hyde asked those in the audience to stand who were in favor of not cutting the County Engineer.

Upon motion of Commissioner Satterfield, seconded by Commissioner Goode, the Commission voted unanimously to suspend the rules to allow Building Commissioner, Gary Hammock, to speak. Mr. Hammock entertained questions from the Commission. He stated that four jobs would be eliminated.

Commissioner Hughes moved, seconded by Commissioner Satterfield, to amend Mr. Stone's amendment to combine the three departments, with Mr. Hammock to provide a draft budget and proposal stating what the new department's needs would be.

The electronic vote was recorded in the following manner:

Allow Building Commissioner budget organization

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

0906-04.2 Yes: 5 No: 18 Abs: 1 08:28 PM

Chairman Hyde declared the resolution failed to pass.

Commissioner Goode moved, seconded by Commissioner Fennell, to refer Mr. Stone's amendment to the Budget Committee.

The electronic vote was recorded in the following manner:

Refer budget amendment to Budget Committee

Akins	N	Fennell	Y	Cummings	N
Utle	N	Graves	Y	Satterfield	Y
Matthews	Y	Boyd	Y	England	Y
Hendricks	Y	Vaughn	Y	LeMarbre	Y

Moser	N	Decker	Y	Hyde	N
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	N	Stone	N
Hobbs	A	Pospisil	Y		

0906-04.3 Yes: 15 No: 7 Abs: 1 08:37 PM

Chairman Hyde declared the motion to refer approved by the body.

The electronic vote on the main motion was recorded in the following manner:

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

0906-04 Yes: 15 No: 8 Abs: 1 08:39 PM

Chairman Hyde declared the resolution approved by the body.

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

0906-05 A RESOLUTION TO CONCLUDE THE OPERATIONS OF THE HUMAN RESOURCES THE ARCHIVES DEPARTMENTS AND REASSIGNING CERTAIN DUTIES, RESPONSIBILITIES AND STAFF TO VARIOUS OFFICES AND DEPARTMENTS

WHEREAS, in these tough economic times, this body, its offices and departments must organize services in more financially viable ways and thereby must look to more efficient organization and operations; and

WHEREAS, in an effort to still meet the needs of our citizens yet look at the most cost effective way to handle these requirements and needs, this body must lessen the financial impact by coordinating services and responsibilities.

THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009 that this body does hereby undertake the following action in an effort to more efficiently use county resources:

The **SUMNER COUNTY HUMAN RESOURCES OFFICE**, as an independent office shall be end at midnight, June 30, 2009.

Responsibilities of this office shall be assigned as follows:

- Acceptance of all insurance issues and employee benefits shall be assigned to the Finance Office.
- Agenda preparation, support, taking minutes, attendance at meetings and member notification for the Self Insurance Joint Board as well as the Employee Benefits Board shall be assigned to the Finance Office. Any other duties, not specifically listed relating to employee benefits or applications shall be assigned to the Finance Office.
- The Insurance Clerk overseeing all employee benefits and insurance shall be reassigned to the Finance Office.

- Acceptance of applications and resumes' shall be assigned to the Office of the County Executive.
- Employment of the Human Resources Director shall end June 30, 2009.

The **SUMNER COUNTY ARCHIVES**, as an independent office shall be end at midnight, June 30, 2009.

- Oversight of the office shall be assigned to the Office of the County Executive.
- All Archives duties and responsibilities shall be overseen by the archives clerk who shall report to the County Executive.
- Employment of the Archives Director shall end July 31, 2009.

BE IT FURTHER RESOLVED that the budget transfers and appropriations to address these changes are set forth in Exhibit A of the continuation budget resolution passed by this body.

BE IT FURTHER RESOLVED that is resolution shall overrule and rescind any resolution; policy; practice or rule opposite to or in conflict with this resolution and resolutions in conflict or contrary to this resolution shall be overturned and replaced by these terms and conditions of this resolution.

BE IT FURTHER RESOLVED that in the event any portion or part of this resolution is deemed to be illegal or unconstitutional, that part shall be removed and the remaining portions or parts of the resolution shall remain in full force and effect.

The electronic vote was recorded in the following manner:

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

0906-05 Yes: 14 No: 5 Abs: 2 08:41 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.

0906-08 A RESOLUTION APPROPRIATING FUNDS FOR THE OFFICE OF THE COUNTY EXECUTIVE/CAPITAL OUTLAY

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body approves the necessary appropriations and/or transfers of funds for the Office of the County Executive as follows:

<u>To/From</u>	<u>Account No.</u>	<u>Title of Account</u>	<u>Amount</u>
From	171-39000	Undesignated Fund Balance	\$5,000.00
To	171-91150-724	Station Camp Greenway	\$5,000.00
From	171-39000	Undesignated Fund Balance	\$142,203.72
To	171-91150-724	Station Camp Greenway	\$142,203.72

Chairman Hyde recognized Director of Finance David Lawing who stated that the funds were received from a grant and are not coming from the County General Reserve Fund.

The electronic vote was recorded in the following manner:

Akins	Y	Cummings	Y	Utley	Y
Graves	Y	Satterfield	Y	F. Freels	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	P. Freels	Y	Stone	Y
Hobbs	Y	Pospisil	Y		

0906-08 Yes: 23 No: 0 Abs: 0 08:48 PM

Chairman Hyde declared the resolution approved by the body.

CONSENT AGENDA

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

0906-06 A RESOLUTION APPROPRIATING \$4,185.83 FROM OCTOBER 2007 BOND FOR ENGINEERING FEES FOR PORTLAND MIDDLE SCHOOL HOT WATER HEATER UPGRADE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$4,185.83 from October 2007 Bond for Engineering Fees for Portland Middle School hot water heater upgrade.

0906-07 A RESOLUTION APPROPRIATING \$9,257.80 TO THE BUDGET OF THE SHERIFF FROM THE GASOLINE FUNDS TO MEDICAL SERVICES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$9,257.80 to the Budget of the Sheriff from the Sheriff's Office Gasoline Funds to Jail Medical Services as shown on the attached schedule:

0906-09 A RESOLUTION APPROVING THE FISCAL YEAR 2008-2009 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 15th day of June, 2009 that this body hereby approves the 2008-2009 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.

**0906-10 A RESOLUTION APPROVING THE FISCAL YEAR 2008-2009
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 15th day of June, 2009 that this body hereby approves the 2008-2009 Sumner County Board Federal Projects Budget Amendments and appropriates and/or transfers such funds among the various accounts as shown on the attached schedule which is hereby incorporated as a part of this resolution.

**0906-11 A RESOLUTION APPROPRIATING \$500,000.00 FOR COUNTY
EXECUTIVE (THDA HOME PROGRAM) FROM OTHER FEDERAL REVENUE
AS PASS-THROUGH FUNDS FROM THE STATE TO PUBLIC HEALTH AND
WELFARE CONSTRUCTION AND OTHER CONTRACTED SERVICES**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$500,000.00 for County Executive (THDA Home Program) from other Federal Revenue as pass-through funds from the State to Public Health and Welfare Construction and other Contracted Services as shown on the attached schedule.

**0906-12 A RESOLUTION APPROPRIATING \$24,383.80 FROM GALLATIN
PUBLIC LIBRARY RESERVE ACCOUNT TO
OTHER ACCOUNTS**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$24,383.80 from Gallatin Public Library Reserve Account to other Accounts as shown on the attached schedule.

**0906-13 A RESOLUTION APPROPRIATING \$31,500.00 FROM VARIOUS
FUNDS TO VARIOUS ACCOUNTS FOR THE HENDERSONVILLE LIBRARY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$31,500.00 from General Fund Reserve to Various Accounts for the Hendersonville Library as shown on the attached schedule.

**0906-14 A RESOLUTION APPROPRIATING \$2,500.00 FROM GALLATIN
PUBLIC LIBRARY DONATIONS AND OTHER STATE REVENUE ACCOUNTS
TO TECHNOLOGY ACCOUNT**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby

appropriates \$2,500.00 from Gallatin Public Library Donations and other State Revenue Accounts to Technology Account as shown on the attached schedule.

**0906-15 A RESOLUTION APPROPRIATING \$900.00 FROM OTHER
FEDERAL REVENUE TO ADVERTISING ACCOUNT FOR THE
SHERIFF'S OFFICE**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body does hereby appropriates \$900.00 from other Federal Revenue to Advertising Account for the Sherriff's Office as shown on the attached document.

**0906-16 A RESOLUTION APPROPRIATING \$48,894.50 FROM
UNDESIGNATED FUND BALANCE TO OTHER COSTS LINE OF
THE EMA BUDGET**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009 that this body hereby appropriates \$48,894.50 from Undesignated Fund Balance to other Costs Line of the EMA budget lines as shown on the attached schedule:

**0906-17 A RESOLUTION APPROPRIATING \$55,000.00 TO VARIOUS
ACCOUNTS OF THE DRUG COURT**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009 that this body hereby appropriates various funds to various accounts of the Drug Court as shown on the attached schedules:

**0906-18 A RESOLUTION APPROPRIATING \$31,000.00 FROM THE
DISTRICT ATTORNEY GENERAL UNDESIGNATED FUND BALANCE
OF OTHER CHARGES OF THE OFFICE OF THE DISTRICT ATTORNEY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$31,000.00 from the District Attorney General Undesignated Fund Balance to other charges of the office of the District Attorney as shown on the attached schedule:

**0906-19 A RESOLUTION APPROPRIATING \$2,012.13 FROM THE
WESTMORELAND LIBRARY FUND RESERVE TO THE WESTMORELAND
LIBRARY – OTHER COSTS ACCOUNT FOR PURCHASE OF
LIBRARY SUPPLIES**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriate \$2,012.13 from the Library Fund Reserve (101-35114) to the

Westmoreland Library –Other Costs Account (56500.599.104) for purchase of Library Supplies as shown on the attached schedule:

0906-20 A RESOLUTION APPROPRIATING \$1,400.00 TO THE PORTLAND LIBRARY FROM OTHER STATE REVENUE FUNDS TO GRANT EXPENSE ACCOUNT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$1,400.00 to the Portland Library from other State Revenue Funds (101-46990) to Grant Expense Account(101-56500-799-103) as shown on the attached schedule:

0906-21 A RESOLUTION APPROPRIATING \$10,000.00 TO VARIOUS ACCOUNTS OF THE SUMNER COUNTY JUVENILE COURT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$10,000.00 to various accounts of the Sumner County Juvenile Court as shown on the attached schedule:

0906-22 A RESOLUTION APPROPRIATING \$22,500.00 FROM UNDESIGNATED FUND BALANCE TO VARIOUS DEPARTMENTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$22,500.00 from Undesignated Fund Balance to Various Departments as shown on the attached schedule:

0906-23 A RESOLUTION TRANSFERRING \$5,600.00 AS PASS-THROUGH FUNDS FROM GRANT COSTS TO SALARY YOUTH SERVICE OFFICERS FOR JUVENILE COURT

BE IT RESOLVED that the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby transfers \$5,600.00 as pass-through funds from Grant Costs to Salary Youth Service Officers Account for Juvenile Court as shown on the attached schedule:

0906-24 A RESOLUTION APPROPRIATING \$51,000.00 FROM UNDESIGNATED FUND BALANCE TO ELDERLY TAX RELIEF

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$51,000.00 from Undesignated Fund Balance to Elderly Tax Relief.

0906-25 A RESOLUTION APPROPRIATING \$7,102.00 FROM JUVENILE SERVICES PROGRAM REVENUE TO VARIOUS ACCOUNTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$7,102.00 from Juvenile Services Program Revenue to Various Accounts.

	<u>Account Title</u>	<u>Amount</u>
To	Other Charges	\$ 5,600.00
To	Office Supplies	\$ 1,200.00
To	Travel	<u>\$ 302.00</u>
	Total	\$ 7,102.00

0906-26 A RESOLUTION APPROPRIATING \$4,925.00 FROM PORTLAND LIBRARY FUND RESERVE TO VARIOUS ACCOUNTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$4,925.00 from Portland Library Fund Reserve to Various Accounts.

	<u>Account Title</u>	<u>Amount</u>
To	Other Charges	\$ 725.00
To	Utilities	\$3,250.00
To	Office Supplies	\$ 175.00
To	Building Maintenance	\$ 275.00
To	Communications	<u>\$ 500.00</u>
	Total	\$4,925.00

0906-27 A RESOLUTION APPROPRIATING \$325.00 TO TDOT FOR CORA CLINE MEMORIAL HIGHWAY SIGNS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$325.00 to TDOT for Cora Cline Memorial Highway Signs as shown on the attached schedule.

0906-28 A RESOLUTION APPROPRIATING \$71,522.00 FROM COURTHOUSE AND JAIL MAINTENANCE FUND BALANCE TO VARIOUS ACCOUNTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$71,522.00 from Courthouse and Jail Maintenance Fund Balance to Various Accounts as shown on the attached schedule:

**0906-29 A RESOLUTION APPROPRIATING \$35,107.35 FROM REAPPRAISAL
(ASSESSOR OF PROPERTY) UNDESIGNATED FUND BALANCE TO
VARIOUS COSTS**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby appropriates \$35,107.35 from Reappraisal (Assessor of Property) Undesignated Fund Balance to Various Costs as shown on the attached schedule:

**0906-30 A RESOLUTION DECLARING AMBULANCES 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 15 day of June, 2009 that this body does hereby declare Ambulances as surplus as shown on the attached schedule; and

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

**0906-31 A RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION
FOR LITTER AND TRASH COLLECTING GRANT FROM THE TENNESSEE
DEPARTMENT OF TRANSPORTATION, AUTHORIZING THE ACCEPTANCE
OF SAID GRANT AND ALLOWING THE COUNTY EXECUTIVE, THE HIGHWAY
SUPERINTENDENT AND THE COUNTY LAW DIRECTOR TO EXECUTE THE
NECESSARY DOCUMENTS FOR ACCEPTANCE**

WHEREAS, the Sumner County Highway Department intends to apply for a Litter and Trash Collecting Grant from the Tennessee Department of Transportation; and

WHEREAS, the contract for the grant will impose certain legal obligations upon the Sumner County Highway Department.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009 that the Highway Superintendent is authorized to apply on behalf of the Sumner County Highway Department for a Litter and Trash Collecting Grant from the Tennessee Department of Transportation; and

BE IT FURTHER RESOLVED, that should said application be approved by the Tennessee Department of Transportation, then the County Executive, the Highway Superintendent and County Law Director are authorized to execute contracts or other necessary documents which may be required to signify acceptance of the Litter and Trash Collecting Grant by the Sumner County Highway Department.

**0906-32 A RESOLUTION DECLARING THE HIGHWAY DEPARTMENT ITEMS
LISTED BELOW AS SURPLUS PROPERTY AND APPROVING SALE OF SUCH
PROPERTY AT PUBLIC AUCTION**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of June, 2009, that this body hereby declares the Highway Department item listed below as surplus property and authorizes a public auction of the same:

- One (1) 1997 International Tandum Dump Truck (VIN.# 1HTGGADTXVH467913)
- One (1) 1997 International Tandum Dump Truck (VIN. # IHTGGADT9VH432814)

BE IT FURTHER RESOLVED that the proceeds from this sale shall be transferred to the budget of the Highway Department – Capital Outlay Account.

PROPERTY TAX REFUNDS

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

- Campbell, William B. - \$72.96
- Del Grosso, Daniel R. etux Patricia C. - \$367.65
- Harris, Gary T. etux Anna L. \$58.71
- Mumford, Roland F. - \$448.02
- Neely, Henry M. etux Lauverne L. - \$210.33

The electronic vote was recorded in the following manner:

Akins	Y	Cummings	Y	Utley	Y
Graves	Y	Satterfield	Y	F. Freels	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	P. Freels	Y	Stone	Y
Hobbs	Y	Pospisil	Y		

0906-CONSENT Yes: 23 No: 0 Abs: 0 08:48 PM

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

ADJOURNMENT

Chairman Hyde declared the Commission meeting adjourned at 8:50 p.m.

BILL KEMP, CLERK

MERROL HYDE, CHAIRMAN

Prepared by Maria A. Savage
Approved on _____

MINUTE BOOK SEVENTEEN
JUNE 15, 2009
