
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
OCTOBER 19, 2009**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, October 19, 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 Clerk Bill Kemp and County Law Director Leah Dennen and the following Commissioners to wit:

Mike Akins	Paul Goode	Trisha LeMarbre
Sandra Ridings Boyd	Steve Graves	Joe C. Matthews
David Cummings	Bob Hendricks	Kirk Moser
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	Shawn Utley
Frank E. Freels		

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Bob Barker. Chairman Hyde 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 Jim Vaughn and Bob Pospisil were absent from the meeting.

The Invocation was led by Pastor George Austin, College Heights Baptist Church in Gallatin.

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

APPROVAL OF AGENDA

Commissioner Matthews requested Resolution 0910-28 be taken from the Consent Agenda and placed under the Budget Committee report. Commissioner Stone requested the addition of a report from the Director of Finance under the Budget Committee regarding voluntary taxation.

Commissioner England moved, seconded by Commissioner Hobbs, to remove Resolution 0910-10 regarding the audit of the Sumner County Regional Airport Authority.

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The electronic vote was recorded in the following manner:

REMOVE AIRPORT AUDIT FROM AGENDA

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

REMOVE Yes: 10 No: 12 Abs: 0 07:09 PM

Chairman Hyde declared the resolution failed to pass.

Commissioner Goode moved, and seconded by Commissioner Matthews, to adopt the agenda with the additions. The Commission approved the agenda as amended by unanimous voice vote of the body.

APPROVAL OF MINUTES

Commissioner Matthews noted a correction to the minutes on Page 444 with reference to 0909-10 incorrectly referred to as 0909-09. The minutes for the meeting of this body held on September 21, 2009, and recorded in the office of the Clerk, Bill Kemp, were approved as amended by voice vote after Commissioner Skidmore made the motion, seconded by Commissioner Graves.

RECOGNITION OF THE PUBLIC

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

Norman Tripp of 102 Saranac Trail in Hendersonville spoke on behalf of the Sumner County Planning Commission who requested the Commission defer the vote on Resolution 0910-11.

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

REPORT OF THE CHAIR

Commissioner Fennell introduced the following resolution:

A RESOLUTION HONORING ULYSSES S. BRENT

WHEREAS, Ulysses S. Brent was born on May 10, 1894, married bride, Bertha E. Athnip on August 16, 1911, in Millersville, Tennessee and raising nine wonderful children before his tragic death; and

WHEREAS, Mr. Ulysses S. Brent, tragically lost his life in the line of duty on May 9th, 1930 and with his passing, though decades ago, our county lost a dedicated officer, citizen, friend and a loving father whose legacy continues today; and

WHEREAS, during his career as a law enforcement official, Mr. Brent put his life on the line and dedicated himself to caring for the lives and property of others and by his efforts made our county a better place to live.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body does hereby express its appreciation and gratitude for the years of service and dedication of Mr. Ulysses S. Brent and this body further expresses its sympathy to the family of Ulysses S. Brent for their great loss; and

BE IT FURTHER RESOLVED that this body does hereby recognize Mr. Brent's tragic murder on May 9th, 1930 a death in the line-of-duty and ask that all persons so memorialize him; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to the family of Ulysses S. Brent.

Upon motion of Commissioner Fennell, seconded by Commissioner Akins, the Commission approved the resolution honoring Mr. Brent.

Commissioner Fennell introduced the following resolution:

A RESOLUTION HONORING MR. JOHN STITH DEPUTY

WHEREAS, Deputy John Stith was on duty the 9th of July, when he and his partner were dispatched to a call concerning an infant not breathing and upon his arrival he quickly examined the child, diagnosed the child was suffocating, without hesitation revived the child, thereby saving his life; and

WHEREAS, Deputy Stith for this heroic action and daily commitment to his duty was named 2009 Deputy of the Year by the Hendersonville VFW; and

WHEREAS, Deputy Stith is not only a valuable member of the Sheriff's Office, but he has brought honor to his profession and for his efforts our county is a safer place to live.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body does hereby congratulate Deputy John Stith for this honor and commend him not only for his quick actions to save this one life, but for all he does each day; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Deputy John Stith.

Upon motion of Commissioner Fennell, seconded by Commissioner Akins, the Commission approved the resolution honoring Deputy Stith.

Commissioner Fennell introduced the following resolution:

A RESOLUTION HONORING DEPUTY DWIGHT WOODARD

WHEREAS, Deputy Dwight Woodard is retiring after accumulating over thirty years of service with the Sumner County Sheriff's office and is now greatly enjoying his retirement; and

WHEREAS, for his outstanding efforts, Deputy Dwight Woodard has touched the lives of countless citizens and thanks to his dedication, our county and community is a better place to live; and

WHEREAS, it is appropriate that Deputy Dwight Woodard be recognized for his diligent service and dedication to the citizens of Sumner County and the positive contribution to the countless citizens during his tenure.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on the 19th day of October, 2009, that this body expresses its appreciation and gratitude for the many years of service and dedication of Deputy Dwight Woodard and this body urges all the citizens of Sumner County to acknowledge the accomplishments and contributions made by Deputy Dwight Woodard to Sumner County; and

BE IT RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Deputy Dwight Woodard.

Upon motion of Commissioner Fennell, seconded by Commissioner Akins, the Commission approved the resolution honoring Deputy Woodard.

Commissioner Akins introduced the following resolution:

A RESOLUTION HONORING HUNTER HENSON

WHEREAS, Mr. Hunter Henson has dedicated his life to the service and care of others, and during the past decade has served as a Dispatcher, Emergency Medical Technician, Paramedic and Registered Nurse; and

WHEREAS, Mr. Hunter was recently recognized as the 2009 Paramedic of the Year by the Hendersonville VFW for his work in researching and developing the Post Cardiac Arrest Hypothermia procedure and protocol for Sumner County Emergency Medical Services; and

WHEREAS, for his outstanding efforts, Mr. Hunter has touched the lives of countless citizens and thanks to his dedication and selfless assistance, our county and community is a better place to live.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body does hereby congratulate Mr. Hunter Henson for his recognition and commend him for the outstanding dedication and commitment that he has given and continues to give to this community; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. Hunter Henson.

Upon motion of Commissioner Akins, seconded by Commissioner Fennell, the Commission approved the resolution honoring Mr. Henson.

Commissioner Akins introduced the following resolution:

A RESOLUTION HONORING JAMES POLLARD

WHEREAS, Mr. James Pollard has dedicated his life for the last two decades to the service and care of others, during which time he has served as a paramedic with Sumner County Emergency Medical Services and for his twenty years of service he should be recognized; and

WHEREAS, Mr. Pollard by his selfless endeavors has touched the lives of countless citizens and for his heroic efforts, our county is a better place to live; and because of his commitment to Sumner County Emergency Medical Services, all citizens owe him a debt of gratitude.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body does hereby congratulate and commend Mr. James Pollard for his twenty years of outstanding service with Sumner County Emergency Services and for his dedication and commitment to this community; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. James Pollard.

Upon motion of Commissioner Akins, seconded by Commissioner Fennell, the Commission approved the resolution honoring Mr. Pollard.

County Executive introduced the following resolution:

A RESOLUTION HONORING KAYE IRELAND

WHEREAS, Mrs. Kaye Ireland, has been employed by the Sumner County Convention and Visitor Bureau since 2000 and has served as Executive Director since August 2004; and

WHEREAS, during her tenure, Kaye Ireland implemented the successful Heritage Marketing Grants Program for historic sites for our county, strengthened participation in the Tennessee Civil War Trail Program and increased marketing efforts through advertisements and website expansion; and

WHEREAS, it is appropriate that Kaye Ireland be recognized and commended for her dedication to our county and help she provided to all; and

WHEREAS, Kaye and her husband, Jerold, who recently retired from TVA, plan to explore their many creative hobbies, travel a bit and enjoy life in Sumner County.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body expresses its appreciation and gratitude for the many years of service and dedication of Kaye Ireland and this body urges all the citizens of Sumner County to acknowledge the contributions made by Kaye Ireland to Sumner County; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Mrs. Kaye Ireland.

Upon motion of Commissioner LeMarbre, seconded by Commissioner Goode, the Commission approved the resolution honoring Mrs. Ireland.

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

0910-02 A RESOLUTION NAMING THE COMMISSION CHAMBER OF THE SUMNER COUNTY ADMINISTRATION BUILDING IN MEMORY OF FORMER COUNTY EXECUTIVE BETHEL BROWN

WHEREAS, Judge Bethel Brown gave almost three decades of service to the people of our community, county, state, and country in numerous areas; and

WHEREAS, Judge Brown served as a County Executive, County Judge and as a member of countless committees, but also as a leader whose only goal was first to his family and then to his community large or small; and

WHEREAS, during his years of service, Judge Brown was instrumental in the growth and development of our county as well as the preservation of the great history of the area.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body hereby names the Commission Chamber of the Sumner County Administration Building in memory of former County Executive, Judge Bethel Brown in recognition of his lifelong service to Sumner County; and

BE IT FURTHER RESOLVED that the facility be so designated and an appropriate plaque honoring Judge Brown be placed in the Chambers.

Chairman Hyde declared the resolution approved upon voice vote of the body.

The County Executive read the following resolution into the record:

A RESOLUTION HONORING BETHEL BROWN

WHEREAS, Judge Bethel Brown who recently passed away, will be remembered as a great politician, citizen, father, grandfather and great-grandfather, husband and friend; and

WHEREAS, Judge Bethel Brown lived in the Shackle Island community for 54 years and in addition to his notable political career, owned and operated Brown's T.V. Sales and Services for 24 years; and

WHEREAS, Judge Brown gave nearly three decades of dedicated service to Sumner County Government, during which time he functioned as a County Magistrate, County Judge, and County Executive, where he served three consecutive terms; and also served on many committees and aided countless citizens; and

WHEREAS, during his tenure, Judge Brown was chairman of the Board at Sumner Regional Medical Center, was a member and past chairman of the Greater Nashville Regional Council, Four Lakes Authority and Regional Transit

Authority; and he was also a Mason for 55 years, and an active member of the Goodlettsville First Baptist Church; and

WHEREAS, it is appropriate that Judge Bethel Brown be remembered for the very significant contribution he made to Sumner County through his dedication and involvement with the community and thanked for the thousands of lives he touched.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body hereby remembers Judge Bethel Brown for his dedication and service to the citizens and the community and this body further expresses its sympathy to the family of Bethel Brown for their great loss; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to the family of Judge Bethel Brown.

Upon motion of Commissioner Frank Freels, seconded by Commissioner Goode, the Commission approved the resolution honoring Mr. Brown in memoriam.

Without objection, Chairman Hyde deferred the resolution honoring the Hendersonville High School Golf Team for one month.

REPORT FROM COUNTY OFFICIALS

By motion of Commissioner Skidmore, seconded by Commissioner Akins, the commissioners approved unanimously the filing as received of the following reports: County Investments, County General Fund, County Debt Service Fund, County Highway Fund, County Capital Outlay Fund, School General Purpose Fund, School Federal Projects Fund, School Food Service Fund, Employee Health Insurance Trust Fund, Employee Dental Insurance Trust Fund, Casualty Insurance Trust Fund, County Trustee Funds, Special Reports: County Dental Insurance Claim Payments, County Health Insurance Claim Payments, County Property Tax Collections, County EMS Billing/Collections/Balances, County Sales Tax Collections, County Wheel Tax Collections, County Tax Rates/Property Values and County School Loan Program Rates. Approval of the filing of these records does not certify to the accuracy of the documents.

Chairman Hyde introduced the following resolution:

0910-NOT

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

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

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

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

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

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

LIST OF NOTARIES PUBLIC

BROWN, KAREN LESLIE	MARTIN, AMY S
BRUCE, STEPHANIE S.	MCCREARY, LISA A
CAMPBELL, PEGGY M	MCFADDEN, VICKIE DIANNE
CARR, KAREN RENEE	MCPMAHON, DAWN M
CHERRY, TONYA BRILEY	MILLER, BRYAN RACHEL
COMPTON, JODIE KAY	MONROE, BRENDA HARRIS
CRAIG, BRITTANY DAWN	MORGAN, SCARLET ROBERTA
CRUMP, RAYMOND PHILIP	NORMAN, LYDIA YVETTE
DAUGHTRY, DARLENE DYER	OSBORNE, LINDA CHRISTINE
DURHAM, GINA DARLENE	PARKER, ANGIE J
FRANKS, VIRGINIA A.	PITTMAN, BEVERLY BRADSHAW
FRIZZELL, LINDA KAY	QUINN, JENNIFER RENEE
FUQUA, KAROL DENISE	ROGERS, STACEY C
GAMBRELL, JACKIE RAY	SEAGRAVES, DIXIE L
GOODWIN, TARA GRACE	SNEAD, PATRICE ANN
HARMON, VICKIE KILLIAN	STARNES, KIMBERLY RENEE'
HOLLEMAN, HENRY MACK	THOMPSON, JANET ERICA
HOLLEY, VINCENT R	TILLMAN, AMANDA L
HOLLIS, PATRICIA ANN	WAGGONER, ANGIE DAWN
JOHNSON, BETINA ANNE	WEST, ANGELA
JONES, PAMELA CARR	WHEELER, LOIS JEAN
KELLER, KIMBERLY MARIE	WOOD, NANCY MCPEAK
LIND, CHRISTINE LEE	WOODS, DAPHNE MELISSA
	PERSONAL SURETY
	WHITLEY, LAWRENCE RAY
	TOMPKINS, RICHARD A
	PAGE, BRENDA M
	DURHAM, GINA
	TILLMAN, AMANDA L
	DAUGHTRY, DARLENE

Upon motion of Commissioner Akins, seconded by Commissioner Graves, 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	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	A
Hobbs	Y				

0910-NOTARY Yes: 21 No: 0 Abs: 1 07:36 PM

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

COMMITTEE ON COMMITTEES

Commissioner LeMarbre reported that the Committee on Committees voted to approve Commission Graves to serve on the Health and Safety Board, replacing Commissioner Pospisil. She moved and Commissioner Akins seconded the motion which passed by unanimous voice vote.

Commissioner LeMarbre brought forth the appointment of Bob Pospisil to serve on the Law Enforcement Subcommittee replacing Sandra Boyd who resigned. Commissioner LeMarbre so moved and was seconded by Commissioner Hughes. The motion carried by unanimous voice vote of the body.

Commissioner LeMarbre brought forth the appointment of Don Dickerson to serve on the Zoning Board of Appeals for a five-year term replacing Mike Williams. The motion carried by unanimous voice vote after a motion by Commissioner LeMarbre, seconded by Commissioner Stone.

Commissioner LeMarbre brought forth the appointment of J. R. Ernst to fill the unexpired term of the late Wally Nicoll on the Board of Tourism. She moved and was seconded by Commissioner Kimbrough. The motion was approved unanimously by voice vote of the body.

Commissioner LeMarbre announced the following:

- Deferred -Regional Library Board -Thomas Neal, Jr. Resigned
Terms ends July 2010, Three-Year Term
- Next Month:
 - a) Ethics Committee
 - b) Board of Construction Appeals Two Alternates
 - c) Health, Education and Housing Facilities Board to fill the Vacancy of the late Bethel Brown

EDUCATION COMMITTEE

Commissioner Decker reported that there were two resolutions, 0910-13 and 0910-14, passed by the Education Committee under the Budget Committee report.

EMERGENCY SERVICES COMMITTEE

Commissioner Fennell introduced the following resolution and moved for approval. Commissioner Matthews seconded the motion.

**0910-01 A RESOLUTION AUTHORIZING A GIFT TO
 DWIGHT WOODARD OF HIS SERVICE WEAPON AND BADGE AS
 ADDITIONAL COMPENSATION FOR HIS SERVICES
 RENEDED TO SUMNER COUNTY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body hereby authorizes the gift to Dwight Woodard of his weapon (Serial No. MME956) and badge as additional compensation for his outstanding commitment and service to the citizens of Sumner County.

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

HIGHWAY COMMISSION

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

**0910-05 A RESOLUTION ACCEPTING KIDRON WAY IN SOMERSET
DOWNS, PHASE 2 & 3 AS A COUNTY ROAD**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body hereby accepts Kidron Way in Somerset Downs, Phase 2 & 3 as a county road as shown on the attached.

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

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

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

**0910-06 A RESOLUTION ACCEPTING SUNSHINE LANE AS A COUNTY
ROAD SUBJECT TO ALL THE COMPLETION BY OCTOBER 19, 2009 OF
VARIOUS ITEMS**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body does hereby accept the donation of Sunshine Lane as a county road subject to all of the following being completed by October 19, 2009:

- (1) survey made and provided of the approved right-of-way; and
- (2) deeding of same to the county; and
- (3) removal and relocation of any fences or other obstructions which interfere with the right of way.

BE IT FURTHER RESOLVED that this urgent action is necessary as a result of the present road work being undertaken in the area by the state of Tennessee.

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

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

**0910-07 A RESOLUTION ASKING CITY OFFICIALS AND OUR STATE
REPRESENTATIVES TO ADDRESS COST INEQUITIES CREATED
FOR COUNTIES BY CITY ANNEXATION
AND DE-ANNEXATION OF ROADS**

WHEREAS, the last decade has seen many changes in the manner that cities are able to annex property and with this annexation place under the city jurisdiction, roads, businesses, residential subdivisions, commercial and

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industrial endeavors, thereby capturing various taxes as well as law enforcement fees; and

WHEREAS, in certain circumstances, cities will annex to the edge of a roadway, leaving just the road, street or highway under the control and responsibility of the County, but removing zoning, traffic safety into the area, taxation and other issues from the control of the county; and

WHEREAS, in other instances, a city may annex an area for a time, then de-annex the area leaving a roadway that has not been maintained or repaired and which provides a major safety issue and expense for the county; and

WHEREAS, a city may choose to annex a road only after the county has undertaken construction, renovation or maintenance of a roadway; and

WHEREAS, city limits are not properly marked, leaving confusion and concern regarding the ownership of the roadway by not only citizens, but emergency personnel, thereby hindering response times; and

WHEREAS, regardless of the act, the county most use limited county funds that are designated for the entire county road system in one area in order to provide road maintenance and repair to an area which benefits that particular city while the county is without the taxing abilities or control of the area.

THEREFORE BE IS RESOLVED, by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body does hereby encourage all cities to undertake the following:

- (1) When annexing an area, take possession of an entire road so that consistency can be undertaken, and
- (2) Clearly mark city limits at all roads so that boundaries can be easily determined for emergency personnel, maintenance crews, utility personnel as well as citizens; and
- (3) Repair and maintain roads located within city boundaries so that such streets do not place an extra burden on the overall county and state road and highway system; and
- (4) Before any area can be de-annexed, the road must be brought up to current county standards before the action can take place; and
- (5) Pay a pro-rata share of the cost paid by the county to construct or maintain a road if such thoroughfare is annexed by the city within five (5) years of work being performed by the county highway department; and
- (6) Pay a pro-rata share of the cost incurred by the county to repair or maintain a road if such thoroughfare is de-annexed within ten (10) years by a city.

BE IS FURTHER RESOLVED, that the County Executive is asked to take this resolution to each of the mayors and/or city managers of the cities located in our county and ask them to consider an equitable manner to address these continuing issues, and

BE IS FURTHER RESOLVED, that our state delegate be sent a copy of this resolution and asked to sponsor legislation that would not only address these inequities, but require such regulations as set forth above be included in state statutory authority.

Commissioner Hobbs moved, seconded by Commissioner Skidmore, to table the resolution.

The electronic vote was recorded on the motion:

TABLE 0910-07

Akins Y Fennell N Cummings N

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Utley	N	Graves	N	Satterfield	A
Matthews	N	Boyd	Y	England	Y
Hendricks	Y	LeMarbre	N	Moser	Y
Decker	Y	Hyde	Y	Hughes	Y
Kimbrough	Y	Goode	N	Skidmore	Y
P. Freels	Y	Stone	Y	Hobbs	Y

0910-07-TABLE Yes: 13 No: 7 Abs: 1 07:48 PM

Chairman Hyde declared the motion failed to pass.

The electronic vote was recorded in the following manner:

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

0910-07 Yes: 10 No: 12 Abs: 0 07:51 PM

Chairman Hyde declared the 0910-07 failed to pass.

GENERAL OPERATIONS COMMITTEE

Commissioner Hughes introduced the following resolution and moved for approval. Commissioner Decker seconded the motion.

**0910-03 A RESOLUTION NAMING THE HENDERSONVILLE LIBRARY
COURTYARD IN HONOR OF RETIRING LIBRARIAN VIRGINIA DUFFET**

WHEREAS, Hendersonville Librarian Virginia Duffet, after lifelong service of the Sumner County library system, is retiring; and

WHEREAS, it is appropriate that Ms. Duffet be honored and remembered for her years of service.

THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body hereby names the Hendersonville Library Courtyard in Honor of Retiring Librarian Virginia Duffet as thanks for her commitment to Sumner County.

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

Commissioner Hughes introduced the following resolution and moved for approval. Commissioner Fennell seconded the motion.

**0910-04 A RESOLUTION APPROVING THE SUMNER COUNTY
VETERAN'S MEMORIAL PARK PLANS**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009

that this body does hereby approve the site plans of the Sumner County Veteran's Association for the Memorial Wall and Park; and

BE IT FURTHER RESOLVED that the electrical updates of the area shall be considered in plan changes.

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

LEGISLATIVE COMMITTEE

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

0910-08 A RESOLUTION RESCINDING ACTIONS AND ESTABLISHING NEW PROCEDURES REGARDING THE APPOINTMENT OF MEMBERS OF THE SUMNER COUNTY REGIONAL PLANNING COMMISSION AND ADOPTING NEW PROCEDURES

WHEREAS, the **Sumner County Regional Planning Commission** ("the Planning Commission"), was created to address the vast areas of our county that had no ties to the numerous cities and to provide representation to the countless citizens that did not have a voice in planning and zoning issues and various matters that effected their property values and uses; and

WHEREAS, even though previous resolutions by this body, called the organization by the name "regional planning commission", it never operated as an organization which set or oversaw planning issues within city limits and the various and diverse cities of our county created separate and distinct municipal planning commissions to address the land use concerns of the cities and their citizens; and

WHEREAS, over the last several years, the Planning Commission has grown tremendously in the number of members, while the sections of land it was to serve has decreased greatly through annexation, land use plans and arrangements with cities to address concerns in their planning regions; and

WHEREAS, it is the desire of this body to rescind the old resolutions addressing membership of the old body and establish a new Sumner County Regional Planning Commission to better serve the needs of all of Sumner County and its citizens.

THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body does hereby rescind any and all of its previous actions prior to this meeting concerning the appointment of members and establishment of the number of members as well as the terms of office of the Sumner County Regional Planning Commission; and

BE IT FURTHER RESOLVED that pursuant to the terms and conditions of this resolution, The Sumner County Regional Planning Commission wishes to better address the needs of the county and its citizens through the re-creation of the Sumner County Regional Planning Commission in the manner set forth below:

1. **Organization:**

The Planning Commission shall be organized as a (9) nine-member Body ("New Formula") and this resolution shall reconfigure the makeup of the Regional

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Planning Commission and rescind any previous conflicting resolutions passed by the body.

2. **Transition Period:**

- a. All presently seated members of the Planning Commission shall remain seated until the expiration of their present term either by time, resignation or removal from office. (A copy of the present membership of the Planning Commission is attached herewith as Exhibit One.)
- b. In the event that a member leaves office before the expiration of his or her present term, the seat and its term, in that form, ceases to exist immediately and membership and the term shall be established under the new formula with a new term starting at that time.

3. **Compensation:**

Effective immediately, all members of the Planning Commission who are to be compensated are to be paid \$100.00 per month for expenses for attendance of all called and special meetings as well as study sessions.

4. **Election:**

Any members elected after the passage of this resolution shall be chosen by the County Executive using the New Formula and then confirmed by the County Commission as set forth pursuant to state law.

5. **Zones:**

- a. The County shall be divided into five zones that better represent the overall county and areas which are not covered by municipal planning.
- b. The new membership shall be composed of the following members and described as follows (Also shown on the attached Map included herewith as Exhibit Two):

i. **One citizen member from Zone One.**

Zone One shall be described as follow:

- o Wolf Hill Ridge Road to East Sumner County Line and Trousdale County Line
- o Trousdale County Line
- o Trousdale County Line/Sumner County Line South to Wilson County Line to Campsite Road
- o Campsite Road to Corp Line Southeast to Sumner County and Davidson County Line.

ii. **One citizen member from Zone Two.**

Zone Two shall be described as follow:

- o Lower Station @ Jenkins Lane South to Highway 31-E
- o Highway 31-E North to Bridge @ Old Hickory Lake
- o Follow Lake to Wilson County Line
- o Follow South Sumner County @ Corp Line to
- o Davidson County Line to Center Point Road

iii. **One citizen member from Zone Three.**

Zone Three shall be described as follow:

- o Davidson County Line to Center Point
- o Center Point to Goshentown Road
- o Goshentown Road to New Shackle Island Road
- o New Shackle Island Road to Drakes Creek
- o Drakes Creek to Anderson Road
- o Anderson Road to Jenkins Lane
- o Jenkins Lane to Lower Station
- o Lower Station to Long Hollow Pike

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- o Long Hollow Pike follow Station Camp Creek to Liberty Lane

iv. One citizen member from Zone Four.

Zone Four shall be described as follow:

- o Robertson County Highway 31W to McMurtry Road
- o McMurtry Road to Hogan's Branch
- o Hogan's Branch to Sandy Valley Road
- o Sandy Valley Road to Brinkley Branch Road
- o Brinkley Branch Road to Upper Station
- o Upper Station to Liberty Lane
- o Liberty Lane to Highway 25
- o Highway 25 to Collier Lane
- o Collier Lane to Highway 109
- o Highway 109 North to South Tunnel Road
- o South Tunnel Road to Old Dobbins Pike
- o Old Dobbins Pike to Bush's Lane
- o Bush's Lane to Dry Fork
- o Dry Fork to Rock Bridge
- o Rock Bridge to Red Tuttle

v. One citizen member from Zone Five.

Zone Five shall be described as follow:

- o Wolf Hill Ridge Road @ Trousdale County Line
- o Wolf Hill Road to Hwy 31-E
- o Hwy 31-E South to Mt. Vernon Road
- o Mt. Vernon Road to Red Tuttle Road
- o Red Tuttle Road to Rock Bridge Road
- o Rock Bridge Road to Womack Road
- o Womack Road to Dobbins Pike
- o Dobbins Pike to A. B. Wade Road
- o A. B. Wade Road across old Gallatin Road to Hwy 109
- o Boiling Springs Road to Brandy Hollow
- o Brandy Hollow Road to Wilson Road
- o Wilson Road to Penny Morris
- o Penny Morris to Dink Rut
- o Dink Rut to Highway 76
- o Hwy 76 to Hwy 25
- o Hwy 25 to Robertson County Line
- o All Land laying North

vi. One County Commissioner

vii. One County Commissioner

viii. One County Commissioner

ix. One County Commissioner

- c. There can be no more then two members (citizen and county commissioner) from any Zone. (Until all members are appointed pursuant to the New Formula, this requirement does not have to be met with existing members, however, must be followed with the appointment of any new members.

6. Terms:

- a. The term of any member designated from the County Commission shall be coterminous with such member's then term as a member the County Commission.
- b. The terms of Citizen Members shall be four (4) years.

7. Obligations & Duties:

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The Planning Commission, during the transition period and as well as when operating under the New Formula shall have any and all statutory responsibilities of the previous Regional Planning Commission and as set forth by state law.

BE IT FURTHER RESOLVED that any previous resolutions of this body, in conflict with this resolution, are hereby repealed.

BE IT FURTHER RESOLVED that in the event that any portion of this resolution is declared illegal or invalid the remaining portions shall remain valid and in effect.

BE IT FURTHER RESOLVED that this resolution shall become effective upon passage, the public welfare requiring it.

Commissioner Hobbs moved, seconded by Commissioner Utley, to amend the resolution to appoint seven citizens and two commissioners to the Sumner County Planning Commission. Commissioner Utley later withdrew his second and Commissioner Skidmore seconded the motion.

Commissioner England moved, seconded by Commissioner Akins, to refer the matter to the Legislative Committee.

REFER 0910-08 TO LEGISLATIVE COMMITTEE

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

0910-08.2 Yes: 13 No: 9 Abs: 0 08:02 PM

Chairman Hyde declared the motion referred to the Legislative Committee.

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

**0910-09 A RESOLUTION RESCINDING RESOLUTION 0712-05
REGARDING CONSTRUCTION MANAGEMENT**

BE IT RESOLVED by the Sumner County Board Of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body does hereby rescind resolution 0712-05 regarding construction management.

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	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	N	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y

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Hobbs Y

0910-09 Yes: 21 No: 1 Abs: 0 08:03 PM

Chairman Hyde declared the motion approved by the body.

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

0910-10 A RESOLUTION ASKING THE STATE DELEGATES OF SUMNER COUNTY TO REQUEST THE STATE OF TENNESSEE TO CONDUCT AN AUDIT OF THE FINANCES AND ACTIVATES OF THE SUMNER COUNTY AIRPORT AUTHORITY

WHEREAS, the Sumner County Airport Authority (“the Authority”) is posed to serve as a vital benefit to this county as well as countless other business and citizens who could make use of the facility and what it has to offer; and

WHEREAS, over the past two decades, millions of dollars in grant funds as well as other financial support from local, county, state and federal sources have been poured into the Authority in an effort to purchase land and upgrade facilities; and

WHEREAS, this body has undertaken great efforts to assist the Authority not only in the donation of funds but in financing the relocation of the Board of Education bus facility as well as sponsorship of numerous projects; and

WHEREAS, past differences as well as recent events have brought about uncertainty with regard to the Authority and this body deems additional information from an outside source is necessary to determine appropriate assessments and opportunities.

THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body does hereby ask our state delegates to request that the State of Tennessee conduct an appropriate audit of the finances and activities of the Sumner County Airport Authority in order that this body can chart the course for future decisions; and

BE IT FURTHER RESOLVED that the Office of the Law Director shall provide a certified copy of this request to the appropriate persons.

Commissioner England moved, seconded by Commissioner Akins moved, to refer the resolution.

Comments ensued and Commissioner Goode stated that there would be a charge for the audit. He also stated that the Authority had not repaid the County as set out in Resolution 0207-08 when the Commission appropriated funds in the amount of \$300,000.00. Commissioner England requested later in the meeting that this subject be investigated thoroughly and a report made to the Commission.

The electronic vote was recorded in the following manner:

REFER 0910-10 TO COMMITTEE

Akins	Y	Fennell	Y	Cummings	Y
Utley	N	Graves	Y	Satterfield	Y
F. Freels	N	Matthews	N	Boyd	Y

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England	Y	Hendricks	Y	LeMarbre	N
Moser	N	Decker	Y	Hyde	N
Hughes	N	Kimbrough	Y	Goode	N
Skidmore	Y	P. Freels	N	Stone	N
Hobbs	Y				

0910-10.1 Yes: 12 No: 10 Abs: 0 08:08 PM

Chairman Hyde declared the motion failed to pass.

The electronic vote was recorded in the following manner:

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

0910-10 Yes: 15 No: 7 Abs: 0 08:10 PM

Chairman Hyde declared the resolution approved by the body.

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

0910-11 A RESOLUTION ASKING THE SUMNER COUNTY PLANNING COMMISSION TO STUDY COMMERCIAL ZONING OPTIONS AND PLAN UNIT DEVELOPMENTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body does hereby ask the Sumner County Planning Commission to study Commercial Zoning options and develop use of Plan Unit Developments Standards for all commercial changes with no straight line rezoning.

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

0910-11 Yes: 21 No: 1 Abs: 0 08:11 PM

Chairman Hyde declared the resolution approved by the body.

PUBLIC WORKS COMMITTEE

There was no report from the Public Works Committee.

BUDGET COMMITTEE

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

0910-12 A RESOLUTION AUTHORIZING THE SHERIFF TO ENTER INTO A FOUR YEAR CONTRACT WITH SECURUS FOR THE INMATE PHONE SERVICE, ACCEPTING THE AUTOMATED INFORMATION SERVICES OPTION AND APPROPRIATING THE \$98,000.00 BONUS TO THE SHERIFF'S DRUG FUND ACCOUNT AND FUNDS OVER \$124,000.00 TO THE COUNTY GENERAL RESERVE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th of October, 2009, that this body does hereby authorize the Sheriff to enter into a four year contract with Securus for the inmate phone service;

BE IT FURTHER RESOLVED, that the Sheriff is authorized to accept the Automated Information Service ("AIS") option and with this option the bonus of \$98,000.00 is appropriated to the Sheriff's Drug Fund Account; and

BE IT FURTHER RESOLVED, that the first \$124,000.00 collected shall be placed in courthouse & jail maintenance fund as previously approved by the body, and after that sum is collected, the remaining funds shall be placed in the County General Reserve Fund.

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	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Hobbs	Y				

0910-12 Yes: 22 No: 0 Abs: 0 08:13 PM

Chairman Hyde declared the resolution approved by the body.

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

0910-13 A RESOLUTION APPROPRIATING \$12,583.91 FROM THE RENOVATION OF PORTLAND EAST MIDDLE SCHOOL TO COVER ADDITIONAL COSTS ASSOCIATED WITH THE INSTALLATION OF NEW LOCKERS AND HOT WATER HEATING NEEDS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body hereby appropriates \$12,583.91 from the renovation of Portland East Middle School to cover additional costs associated with the installation of new lockers and hot water heating needs as shown on the attached schedule.

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Commissioner Satterfield moved, seconded by Commissioner Cummings, to take \$200.00 out of the budgets of the White House, Hendersonville, Portland and Gallatin Senior Citizen Centers and transfer the funds to the Westmoreland Senior Citizens Center.

Commissioner Goode moved, seconded by Commissioner Hendricks, to give an additional \$500.00 to the Hendersonville Senior Citizens Center.

The electronic vote on Commissioner Goode's amendment was recorded in the following manner:

AMEND \$500.00 TO HENDERSONVILLE SR. CENTER

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

0910-15.2 Yes: 5 No: 17 Abs: 0 08:21 PM

Chairman Hyde declared the amendment failed to pass.

The electronic vote was recorded in the following manner:

AMEND REMOVE \$200 FROM SR. CENTERS TO WESTMORELAND

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

0910-15.1 Yes: 2 No: 19 Abs: 0 08:22 PM

Chairman Hyde declared the motion failed to pass.

The electronic vote on the resolution was recorded in the following manner:

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

0910-15 Yes: 14 No: 8 Abs: 0 08:23 PM

Chairman Hyde declared the resolution approved by the body on the first reading.

THE VOLUNTARY TAX ACT REPORT

The Director of Finance David Lawing reported that no tax contributions were made voluntarily.

Chairman Hyde recognized Commissioner Frank Freels who questioned the City of Hendersonville's assertion that the County had caused a property tax increase. Mr. Lawing responded by saying that the County set its tax rate after hearings and adjustments by the Board of Equalization. The City set its tax rate before such adjustments.

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

**0910-28 A RESOLUTION APPROPRIATING \$219,576.00
FROM COUNTY GENERAL FUND RESERVE TO VARIOUS FUNDS
FOR INSURANCE COSTS**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body does hereby appropriate \$219,576.00 from the County General Fund Reserve to the various funds shown on the attached schedule for County insurance costs.

Commissioner Matthews declared a direct conflict of interest and stated that he would abstain from the vote.

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	A	Boyd	Y
England	Y	Hendricks	Y	Moser	Y
Decker	Y	Hyde	Y	Hughes	Y
Kimbrough	Y	Goode	Y	Skidmore	Y
P. Freels	Y	Stone	Y	Hobbs	Y

0910-28 Yes: 20 No: 0 Abs: 1 08:25 PM

Chairman Hyde declared the resolution approved by the body.

CONSENT AGENDA

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

Commissioner Goode declared an indirect conflict of interest in regard to Resolution 0910-23 but stated that he would vote his conscience.

**0910-16 A RESOLUTION APPROPRIATING \$215,629.02 TO SUMNER
COUNTY EMERGENCY MANAGEMENT BUDGET FROM PASS THROUGH
GRANT FUNDS**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body hereby appropriates \$215,629.02 to Sumner County Emergency Management Budget from pass through Grant Funds as shown on the attached schedule.

0910-17 A RESOLUTION APPROPRIATING \$16,079.57 TO SUMNER COUNTY EMERGENCY MANAGEMENT BUDGET TO REIMBURSE VARIOUS AGENCIES FOR KENTUCKY ICE STORM COSTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body hereby appropriates \$16,079.57 to Sumner County Emergency Management Budget Fund (54490-599-143) as pass through funds from TEMA to be used to reimburse various agencies for Kentucky ice storm cleanup as shown on the attached schedule.

0910-18 A RESOLUTION APPROPRIATING \$3,205.90 AS PASS-THROUGH FUNDS FROM INSURANCE RECOVERY ACCOUNT TO OTHER EQUIPMENT ACCOUNT WITHIN THE DEPARTMENT OF EMERGENCY MANAGEMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body hereby appropriates \$3,205.90 as pass-through funds from Insurance Recovery Account to other Equipment Account within the department of Emergency Management as shown on the attached schedule.

0910-19 A RESOLUTION APPROPRIATING \$85,840.00 FROM THE MEMORIAL FOUNDATION GRANT ACCOUNT TO THE HEALTH EQUIPMENT ACCOUNT OF THE OFFICE OF EMERGENCY MEDICAL SERVICES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body hereby appropriates \$85,840.00 from the Memorial Foundation Grant donation to the Health Equipment Account as funding for cardiac monitors as shown on the attachment schedule.

0910-20 A RESOLUTION APPROPRIATING \$121,593.91 AS PASS-THROUGH FUNDS FROM THE LIBRARY BOOK RESERVE ACCOUNT TO THE LIBRARY BOOKS EXPENSE ACCOUNTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body hereby appropriates \$121,593.91 as pass-through funds from the Library Book Reserve Account to Library Books Expense Accounts as shown on the attached schedule.

0910-21 A RESOLUTION APPROPRIATING \$113,004.82 AS PASS-THROUGH FUNDS FROM THE PORTLAND LIBRARY DONATION RESERVE ACCOUNT TO THE PORTLAND CONTRIBUTIONS EXPENSE LINE ACCOUNT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body hereby appropriates \$113,004.82 as pass-through funds from the Portland Library Donation Reserve Account to Portland Contributions Expense Line Account as shown on the attached schedule.

0910-22 A RESOLUTION APPROPRIATING \$390,355.50 AS PASS-THROUGH FUNDS FROM HOME GRANT AS A CONTINUING APPROPRIATION FROM FISCAL YEAR 2009 TO THE BUDGET OF THE FINANCE DEPARTMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body hereby appropriates \$390,355.50 from Home Grant funds as part of the appropriation from fiscal year 2009 as shown on the attached schedule.

0910-23 A RESOLUTION APPROVING THE FISCAL YEAR 2009-2010 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 19th day of October, 2009 that this body hereby approves the 2009-2010 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.

0910-24 A RESOLUTION APPROPRIATING \$2,500.00 IN PASS THROUGH FUNDS FROM THE CITY OF GALLATIN TO THE DRUG COURT FUND

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body hereby appropriates \$2,500.00 in pass through funds from the City of Gallatin to the Drug Court as shown on the attached schedule.

0910-25 A RESOLUTION APPROPRIATING \$2,906.13 FROM OTHER FEDERALREVENUE TO LAW ENFORCEMENT SUPPLIES ACCOUNT FOR 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 October, 2009, that this body does hereby appropriates \$2,906.13 from other Federal Revenue to Law Enforcement Supplies Account for the Sherriff's Office as shown on the attached document.

0910-26 A RESOLUTION APPROPRIATING \$61,773.00 FROM ARRA GRANT ACCOUNT TO VARIOUS ACCOUNTS FOR 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 October, 2009, that this body does hereby appropriates \$61,773.00 from ARRA Grant Account to Various Accounts for the Sherriff's Office as shown on the attached document.

0910-27 A RESOLUTION TO REQUEST UNCLAIMED BALANCE OF ACCOUNTS REMITTED TO STATE TREASURER UNDER UNCLAIMED PROPERTY ACT

WHEREAS, Tennessee Code Annotated Section 66-29-102 and Section 66-29-123, as amended by Public Chapter 401, Acts of 1985, provide that a municipality or county in Tennessee may request payment for the unclaimed balance of funds reported and remitted by or on behalf of the local government and its agencies if it exceeds \$100, less a proportionate share of the cost of administering the program; and

WHEREAS, Sumner County and/or its agencies have remitted unclaimed accounts to the State Treasurer in accordance with the Uniform Disposition of Unclaimed Property Act; and

WHEREAS, Sumner County agrees to meet all of the requirements of Tennessee Code Annotated Section 66-29-101 et seq. and to accept liability for future claims against accounts represented in funds paid to it and to submit an annual report of claims received on these accounts to the State Treasurer by September 1 each year; and

WHEREAS, it is agreed that this local government will retain a sufficient amount to insure prompt payment of allowed claims without deduction for administrative costs or service charge and that the balance of funds will be deposited in this local government's general fund.

THEREFORE, BE IT RESOLVED that the Sumner County Board of Commissioners of Sumner County requests the State Treasurer to pay the unclaimed balance of funds to it in accordance with the provisions of Tennessee Code Annotated Section 66-29-121. A list of remittances made by or on behalf of the local government and its agencies is attached.

I hereby certify that this is a true and exact copy of the foregoing resolution which was approved and adopted at a meeting held on the 19th day of October, 2009, original which is on file in this office. I further certify that the Sumner County Board of Commissioners consists of twenty-four (24) members, and that _____ members voted in favor of the resolution.

0910-29 A RESOLUTION APPROVING THE EMPLOYMENT EXEMPTIONS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009 that this body does hereby approve the following employment exemptions which provide no budgetary changes yet are an exemption to the policies of this body:

Election commission – Replace two full-time positions with two full-time positions.

Portland Library – Replace one full-time position with one full-time position

Hendersonville Library – Replace one full-time position with 2 part-time positions and promote one employee to another position with an existing fulltime employee, and then replacing that position with a full-time employee.

0910-30 A RESOLUTION AMENDING THE SUMNER COUNTY PURCHASING POLICY

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 19th day of October, 2009, that this body does hereby amend the Sumner County Purchasing Policies as attached herewith as exhibit A:

BE IT FURTHER RESOLVED that this policy shall be part of the Administrative Policy Manual as well as the policies and procedures of the Financial Management Act.

PROPERTY TAX REFUNDS

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

- B.R. McMillan & Assoc. \$ 49.72
 - Sumner Memorial Gardens \$ 734.28
 - P V Gallatin Housing PLP (25 requests totaling) \$8,232.68
-

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	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Hobbs	Y				

0910-CONSENT Yes: 22 No: 0 Abs: 0 08:28 PM

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

ADJOURNMENT

Upon motion of Commissioner Hobbs, seconded by Commissioner Hendricks, Chairman Hyde declared the Commission meeting adjourned at 8:30 p.m.

BILL KEMP, CLERK

MERROL HYDE, CHAIRMAN

Prepared by Maria A. Savage

Approved on _____
