
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
SEPTEMBER 17, 2012**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, September 17, 2012, 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	Ben Harris	Baker Ring
Paul Decker	Chris Hughes	David Satterfield
Paul D. Freels	Merrol N. Hyde	Jo Skidmore
Frank E. Freels	David Kimbrough	Jerry F. Stone
Billy Geminden	Trisha LeMarbre	Paige Brown Strong
Paul Goode	Joe C. Matthews	Moe Taylor
Steve Graves	Kirk Moser	Jim Vaughn
Michael Guthrie	Bob Pospisil	Shawn Utley

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Sonny Weatherford. 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 Mark Cramer, Cowboy Church in Castalian Springs.

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

APPROVAL OF AGENDA

Chairman Hyde noted the following amendments to the Commission agenda under Report of Chair: County Executive Holt to give awards; Commissioner Vaughn to give award; and two announcements. Commissioner Freels moved, and duly seconded by Commissioner Taylor, 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 August 20, 2012, and recorded in the office of the Clerk, Bill Kemp, were approved by voice vote after Commissioner Graves made the motion, seconded by Commissioner Harris. Commissioner Taylor 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. With no one wishing to speak, recognition of the public was closed.

REPORT OF THE CHAIR

ELECTION OF CHAIRMAN AND CHAIRMAN PROTEM

Chairman Hyde recognized Commissioner Stone who moved the nomination of Commissioner Hyde for Commission Chairman. Commissioner LeMarbre nominated David Kimbrough.

Nominations ceased and Clerk Kemp stated that nominees for chairman would be designated such that a vote for Commissioner Hyde would be the green (Y) button, and Commissioner Kimbrough, the red (N) button.

The electronic vote was recorded in the following manner:

ELECTION OF CHAIRMAN

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	N
F. Freels	Y	Matthews	Y	Harris	N
Ring	N	Brown Strong	N	Vaughn	Y
LeMarbre	N	Moser	Y	Decker	Y
Hughes	N	Goode	N	Skidmore	Y
P. Freels	Y	Stone	Y	Guthrie	Y
Pospisil	Y	Hyde	Y		

CHAIRMAN Hyde: 15 Kimbrough: 7 Abs: 0 07:06 PM

Chairman Hyde was elected Commission Chairman by the body.

Upon motion of Commissioner Stone, seconded by Commissioner Freels, the Commission elected Commissioner Decker as Chairman Protem by unanimous voice vote of the body.

Chairman Hyde introduced the following certificate of recognition:

A RESOLUTION HONORING MR. ZACHARY FREELS

WHEREAS, Mr. Zachary Freels, a senior at Beech High School, is a member of the Cross Country Team, FCA and has participated in football and show choir while maintaining a 4.0 grade point average; and

WHEREAS, Mr. Freels recently participated in DECA, where he placed among eighteen finalists in the International DECA competition; was elected

State President at the Tennessee State Beta convention and spent his summer attending Boys' State, the Governor's School for Engineering at the University of Tennessee and the Broyhill Leadership Academy and officer's workshop; and

WHEREAS, Mr. Freels plans to attend college where he can be part of the Navy ROTC program and hopes to major in aerospace engineering and then pursue Navy flight school in hopes that it will lead to opportunities in the space program at NASA; and

WHEREAS, Mr. Freels through his determination and hard work and his outstanding efforts has brought honor, not only to himself, but to his school, community and county and by his efforts represents the future leadership of our county and country.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012, that this body does hereby congratulate the Mr. Zachary Freels for his outstanding achievements; and

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

Upon motion of Commissioner Frank Freels, seconded by Commissioner Paul Freels, the Commission voted to approve the certificate of recognition honoring Mr. Zachary Freels.

Commissioner Stone introduced the following certificate of recognition.

**A RESOLUTION HONORING
MICHAEL BARNARD**

WHEREAS, Mr. Michael Barnard, a seventh grader at T.W. Hunter Middle School, won the boys twelve and under division at the Tennessee Junior Professional Golfers' Association tournament which was held at Cookeville Golf Club; and

WHEREAS, Michael, earlier in the summer won a Tennessee Golf Association Junior Tour stop at Two Rivers Golf Course, had two runner-up finishes and two third-place showings at TGA Junior Tour stops; and

WHEREAS, Michael played with pride and has brought honor not only to himself but to his school and this county by his outstanding performance and by his efforts has demonstrated remarkable talent beyond his years.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012, that this body does hereby congratulate Mr. Michael Barnard for his outstanding performances and wishes him future success; and

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

Upon motion of Commissioner Stone, seconded by Commissioner LeMarbre, the Commission voted to approve the certificate of recognition honoring Mr. Barnard.

Commissioner Decker introduced the following resolution:

**A RESOLUTION HONORING
STEVEN FOX**

WHEREAS, Mr. Steven Fox, a 2009 graduate of Hendersonville High School recently made world news when he won the U.S. Amateur Golf Championship; and

WHEREAS, Mr. Fox, now a twenty-one year old with a great attitude, uncanny ability to hit clutch shots and make key putts, has earned coveted exemptions to the 2013 Masters, U.S. Open and British Open Tournaments; and

WHEREAS, Mr. Fox is seen as an extraordinary talent with limitless potential who will positively influence the future of golf and encourage others with his Cinderella story; and

WHEREAS, Mr. Fox is presently a senior at UT-Chattanooga where not only is he a remarkable golfer but an outstanding student; and

WHEREAS, Steven played with pride and has brought honor to his former Hendersonville High School, himself, and to Sumner County by his outstanding performance.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012, that this body does hereby congratulate Mr. Steven Fox for his outstanding achievements and wishes him the best of luck in future endeavors; and

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

Upon motion of Commissioner Decker, seconded by Commissioner LeMarbre, the Commission voted to approve the certificate of recognition honoring Mr. Steven Fox.

Commissioner Graves introduced the following resolution:

**A RESOLUTION HONORING
REPRESENTATIVE MICHAEL MCDONALD**

WHEREAS, for the last eighteen years Mr. Mike McDonald, has served as a State Representative for District 44; and

WHEREAS, Mr. McDonald, by giving of his time and talents, has contributed distinctive guidance and direction to the citizens and leadership of Sumner County; and

WHEREAS, Mr. McDonald demonstrates civic-mindedness and his commitment to serve the citizens of Sumner County has been instrumental in bringing progress and advancement to this county; and

WHEREAS, Mike grew up in Madison, Tennessee, attended public schools, went to David Lipscomb College and during the past decade he has not only been a leader in political arenas but an educator, coach and farmer.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012, that this body does hereby recognize and commend Mr. Mike McDonald for his dedication and service to the citizens and government of 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 Mr. Mike McDonald.

Upon motion of Commissioner Graves, seconded by Commissioner Taylor, the Commission voted to approve the certificate of recognition honoring Mr. McDonald.

Commissioner Vaughn introduced David Perky, State of Tennessee Assistant Commissioner of Homeland Security. Mr. Perky stated that during 911 Week many emergency personnel were recognized for their service. He presented the First Responder Award to Mike Anderson.

Upon motion of Commissioner Vaughn, seconded by Commissioner Matthews, the Commissioner voted to honor Mr. Anderson for his service.

County Executive Anthony Holt attended the GNRC awards banquet and received the following awards on behalf of Sumner County: 1) Award for excellence in parks and recreation in regard to the Sumner County Greenway; 2) Healthy communities award for the second year of Walk Across Sumner; 3) Public facilities award for the jointly funded county library that was built in the City of Portland.

Commissioner Ring announced that the Gallatin Palace Theater has been selected for a tour of the southern circuit of independent filmmakers. He said this was a great honor.

Chairman Hyde stated that CTAS will be holding a workshop next month on the understanding the Board of Education budgets.

CONSENT AGENDA

Commissioner Graves moved, seconded by Commissioner Akins, to approve the following items on the Consent Agenda.

1209-08 A RESOLUTION APPROPRIATING \$5,000.00 FROM THE COUNTY GENERAL FUND RESERVE FOR REPAIR OF SALEM VOTING PRECINCT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012 that this body does hereby appropriate \$5,000.00 from the County General Fund Reserve for repair of the Salem area voting precinct.

1209-09 A RESOLUTION APPROPRIATING \$11,787.00 FROM RESTRICTED BALANCE AND ADDITIONAL REVENUES FOR WALK ACROSS SUMNER PROGRAM

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012, that this body hereby appropriates \$11,787.00 from restricted balance and additional revenues for Walk Across Sumner Program as shown on the attachment herewith.

1209-10 A RESOLUTION APPROPRIATING \$4,500.00 FROM UNASSIGNED FUND BALANCE FOR OFFICE SUPPLIES FOR HENDERSONVILLE LIBRARY

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012, that this body hereby appropriates \$4,500.00 from Unassigned Fund Balance for office supplies for Hendersonville Library as shown on the attachment herewith.

1209-11 A RESOLUTION APPROPRIATING \$1,000.00 FROM STATE INCENTIVE FUNDS FOR EDUCATION FOR THE ASSESSOR OF PROPERTY DEPARTMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012, that this body hereby appropriates \$1,000.00 from State Incentive Funds for Education for the Assessor of Property Department as shown on the attached herewith.

1209-12 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE TRUSTEE'S OFFICE 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 17th day of September, 2012 that this body does hereby declare various items from the Trustee's Office as surplus as shown on the attachment herewith; and

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

**1209-13 A RESOLUTION ACCEPTING SOMERSET DOWNS BOULEVARD
AS A COUNTY ROAD**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012, that this body hereby accepts Somerset Downs Boulevard as a Class I County Road, being 0.19 miles in length beginning at Long Hollow Pike and ending at Heathrow Drive Intersection and subject to conveyance of a fifty foot (50') right-of-way and a twenty-four foot (24') road bed; and

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

**1209-14 A RESOLUTION ACCEPTING HEATHROW DRIVE AS
A COUNTY ROAD**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012, that this body hereby accepts Heathrow Drive as a Class I County Road, being 0.05 miles in length beginning at Somerset Downs Boulevard and ending at a dead end and subject to conveyance of a fifty foot (50') right-of-way and a twenty-four foot (24') road bed; and

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

**1209-15 A RESOLUTION ACCEPTING DORSET DRIVE AS
A COUNTY ROAD**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012, that this body hereby accepts Dorset Drive as a Class I County Road, being 0.17 miles in length beginning at Long Hollow Pike and ending at Somerset Downs Intersection and subject to conveyance of a fifty foot (50') right-of-way and a twenty-four foot (24') road bed; and

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

**1209-16 A RESOLUTION ADOPTING THE SURETY BOND FOR THE
ASSESSOR OF PROPERTY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012, that this body hereby accepts the \$50,000.00 bond for the Assessor of Property, John Isbell, as shown on the attachment herewith.

Tax Refund

- GGNSC Gallatin Brandywood \$63.35

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Ring	Y	Brown Strong	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Guthrie	Y	Pospisil	Y	Hyde	Y

1209-CONSENT Yes: 24 No: 0 Abs: 0 07:36 PM

Chairman Hyde declared the items on the Consent Agenda approved by the body.

REPORT FROM COUNTY OFFICIALS

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

Chairman Hyde introduced the following resolution:

1209-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.

Upon motion of Commissioner LeMarbre, seconded by Commissioner Matthews, voting was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Ring	Y	Brown Strong	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	A
Guthrie	Y	Pospisil	Y	Hyde	Y

1209-NOTARY Yes: 23 No: 0 Abs: 1 07:37 PM

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

Clerk Kemp read correspondence from Willow Brook Hospice Memorial Fund, Inc., thanking commissioners for their donation of \$50.00 in memory of Paul Dean Decker, Sr. The family of Commissioner Decker sent a note thanking commissioners for extending sympathy during their loss.

COMMITTEE ON COMMITTEES

Commissioner Stone brought forth the appointment of William Moudy on the Sheriff's Civil Service Board. Upon motion of Commissioner Stone, seconded by Commissioner Geminden, the Commission voted unanimously to elect Mr. Moudy for re-appointment.

Commissioner Stone brought forth the re-appointments of Commissioners Vaughn, Hughes and Brown and Marty Nelson, Trustee and Jim Williams to serve another term on the Ethics Committee. Upon motion of Commissioner Stone, seconded by Commissioner Frank Freels, the Commission voted unanimously to approve the recommendations for re-appointment to the Ethics Committee.

Commissioner Stone reported that Committee on Committees nominated Shelly Ames to be re-appointed to the Library Board for another three-year term. Upon motion of Commissioner Stone, seconded by Commissioner LeMarbre, the Commission voted unanimously to approve the recommendation of Ms. Ames for re-appointment.

Commissioner Stone reported that Commissioners Mike Guthrie and David Kimbrough declined a nomination to serve on the Highway Commission in the previous meeting. Commissioner Stone brought forth the nomination of Commissioners Paige Brown Strong and Joe Matthews to serve. Upon motion of Commissioner Stone, seconded by Commissioner Skidmore, the Commission voted unanimously to elect Commissioners Brown and Matthews to serve on the Highway Commission.

Commissioner Stone announced the following business for next month:

- 1) Election of Zoning Board of Appeals member – Mark McKee, Sr.
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EDUCATION COMMITTEE

Commissioner Decker reported on actions by the Education Committee. He said Adult Education would continue to operate with state and federal grants.

HIGHWAY COMMISSION

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

1209-01 A RESOLUTION ENCOURAGING THE TENNESSEE GENERAL ASSEMBLY TO NAME THE PORTION OF HIGHWAY 31 W. WITHIN MILLERSVILLE FOR JOHN W. REYNOLDS, SR

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012 that this body encourages the Tennessee General Assembly to name the portion of Highway 31 W. within the corporate limits of the City of Millersville, Sumner County for John W. Reynolds, Sr.

Chairman Hyde declared the resolution approved unanimously by voice vote of the body.

GENERAL OPERATIONS COMMITTEE

Commissioner Skidmore reported on action by the General Operations Committee.

EMERGENCY SERVICES COMMITTEE

There was no report from the Emergency Services Committee.

PUBLIC SERVICES COMMITTEE

There was no report from the Public Services Committee.

LEGISLATIVE COMMITTEE

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

1209-02 A RESOLUTION RE-APPOINTING LEAH MAY DENNEN AS COUNTY ATTORNEY/LAW DIRECTOR FOR SUMNER COUNTY, TENNESSEE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September 2012, that this body reappoints Leah May Dennen as County Attorney/Law Director and extends her contract on the same terms as currently effective for an additional four-year term.

Chairman Hyde declared the resolution approved unanimously by voice vote of the body.

FINANCIAL MANAGEMENT COMMITTEE

There was no report from the Financial Management Committee.

BUDGET COMMITTEE

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

**1209-03 A RESOLUTION MAKING APPROPRIATIONS FOR THE
 SUMNER COUNTY SCHOOL DEPARTMENT FOR THE FISCAL YEAR
 BEGINNING JULY 1, 2012 AND ENDING JUNE 30, 2013**

BE IT RESOLVED by the Board of County Commissioners of Sumner County, Tennessee, assembled in regular session on the 17th day of September 2012 that the amounts hereafter set out are hereby appropriated for the purpose of meeting the expenses of Sumner County Schools during the fiscal year beginning July 1, 2012 and ending June 30, 2013 according to The following schedule:

General Purpose School Fund

Instruction

Regular Instruction Program	\$ 96,387,102
Alternative Instruction Program	1,674,579
Special Education Program	19,360,805
Vocational Education Program	9,726,576
Adult Education Program	150,861

Support Services

Attendance	367,707
Health Services	1,083,246
Other Student Support	4,912,769
Regular Instruction Program	6,328,545
Alternative Instruction Program	372,032
Special Education Program	2,048,845
Vocational Education Program	149,154
Adult Education Program	176,888
Board of Education	5,014,774
Office of the Superintendent	707,308
Office of the Principal	12,756,201
Fiscal Services	1,077,467
Humans Services (Resources)/Personnel	520,801
Operation of Plant	13,455,739
Maintenance of Plant	5,507,890
Transportation	8,570,991
Central and Other	1,506,056

Operation of Non-Instructional Services

Food Services	22,305
Community Services	1,548,701
Early Childhood Education	94,674

Capital Outlay

Regular Capital Outlay	100,000
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Debt Service

Education Debt Service	45,627
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<i>Total General Purpose School Fund</i>	<u><u>\$ 193,667,643</u></u>
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Central Cafeteria Fund	
Food Service	\$ 13,287,462
<i>Total Central Cafeteria Fund</i>	<u><u>\$ 13,287,462</u></u>
Endowment Fund	
Endowment Fund	\$ 5,000
<i>Total Endowment Fund</i>	<u><u>\$ 5,000</u></u>
School Federal Projects Fund	
Instruction	
Regular Instruction Program	\$ 5,258,790
Alternative Instruction Program	26,945
Special Education Program	2,869,371
Vocational Education Program	244,944
Support Services	
Health Services	175,780
Other Student Support	454,296
Regular Instruction Program	2,274,873
Alternative Instruction Program	4,214
Special Education Program	2,787,447
Vocational Education Program	16,385
Transportation	69,605
Other Uses	
Other Uses (Transfers)	79,881
<i>Total School Federal Projects Fund</i>	<u><u>\$ 14,262,531</u></u>

BE IT FURTHER RESOLVED, by Resolution Number 0206-04, the Sumner County Board of County Commissioners, pursuant to Section 13, Subsection (e)(1) of Private Acts 2002, Chapter 113, that if the need shall arise, the Budget Committee, with the approval of any official, head of any department or division which may be affected, may transfer any amount within any major appropriation category. Also, the approval of the County Board of Commissioners must be obtained as required by law for transfers between major appropriation categories within the same fund. The School Director must also receive the approval of the Board of Education for transfers within each major appropriation category of the budget and the approval of the Sumner County Board of Commissioners for transfers between these major categories as required by law. Aforesaid authorization shall clearly state the reasons for the transfer, but this provision shall in no case whatsoever be construed as authorizing transfers from one fund to another but shall apply solely to transfers within a certain fund.

BE IT FURTHER RESOLVED that any appropriations made by this resolution, which cover the same purpose for which a specific appropriation is made by statute, are made in lieu of but not in addition to said statutory appropriation. The salary, wages, or remuneration of each officer, employee, or agent of the County shall not be in excess of the amounts authorized by existing law or as set forth in the estimate of expenditures which accompanies this resolution. Provided, however, that appropriations for such salaries, wages or other remuneration hereby authorized shall in no case be construed as permitting expenditures for an office, agency, institution, division or department of the County in excess of the appropriation made herein for such office, agency, institution, division or department of the County. Such appropriation shall constitute the limit to the expenditures of any office, agency, institution, division or department for the fiscal year ending June 30, 2013. The aggregate expenditures for any item of

appropriation shall in no instance be more than the amount herein appropriated for such item.

BE IT FURTHER RESOLVED that the detailed "General Purpose School Fund Draft Budget, School Nutrition Draft Budget, Endowment Fund Draft Budget and the Federal Projects Draft Budget" for the Fiscal Year Ended June 30, 2013 are adopted by reference for line-item detail.

BE IT FURTHER RESOLVED that any resolution which may hereafter be presented to the Sumner County Board of Commissioners providing for appropriations in addition to those made by this Budget Appropriation Resolution shall specifically provide sufficient revenue or other funds, actually to be provided during the fiscal year in which the expenditure is to be made, to meet such additional appropriations.

BE IT FURTHER REOLVED that the County Executive and the County Clerk are hereby authorized to borrow money on revenue anticipation notes, provided such notes are first approved by the Director of Local Finance, to pay for the expenses herein authorized until the taxes and other revenue for the fiscal year 2012-2013 have been collected. The proceeds of loans for each individual fund shall not exceed 60% of the appropriations of each individual fund and shall be used only to pay the expenses and other requirements of the fund for which the loan is made. The loan shall be paid out of revenue from the fund for which money is borrowed. The notes evidencing the loans authorized under this section shall be issued under the applicable sections of Title 9, Chapter 21, Tennessee Code Annotated. Said notes shall be signed by the County Executive and countersigned by the County Clerk and shall mature and be paid in full without renewal no later than June 30, 2013.

BE IT FURTHER RESOLVED that the delinquent county property taxes for the year 2011 and prior years and the interest and penalty thereon collected during the year ending June 30, 2013 shall be apportioned to the various County funds according to the subdivision of the tax levy for the year 2011. The Clerk and Master and the Trustee are hereby authorized and directed to make such apportionment accordingly.

BE IT FURTHER RESOLVED that all unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse and be of no further effect at the end of the fiscal year at June 30, 2013.

BE IT FURTHER RESOLVED that any resolution or part of a resolution which has been passed by the Sumner County Board of Commissioners that is in conflict with any provision in this resolution is hereby repealed.

BE IT FURTHER RESOLVED that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 2012. This resolution shall be spread upon the minutes of the Sumner County Board of Commissioners.

PASSED THIS 17th DAY OF SEPTEMBER 2012.

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Ring	Y	Brown Strong	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y

Hughes	N	Kimbrough	N	Goode	N
Skidmore	Y	P. Freels	Y	Stone	N
Guthrie	Y	Pospisil	Y	Hyde	Y

1209-03 Yes: 20 No: 4 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 Vaughn seconded the motion.

1209-04 A RESOLUTION STRONGLY ENCOURAGING THE SUMNER COUNTY BOARD OF EDUCATION TO REMOVE FOCUS AND STEP SCHOOL POSITIONS INSTEAD OF LAYING OFF CLASSROOM PERSONNEL

WHEREAS, the Sumner County Board of Education is investigating FOCUS and STEP school programs and in so doing has removed seven excellent educators from classroom positions to study and plan for these programs; and

WHEREAS, these programs are still being developed while the Board of Education has indicated that there is great need for more classroom personnel; and

WHEREAS, budget concerns brought forth by the present economic issues call for creative measures to insure that the children of Sumner County are given proper educational opportunities.

THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012 that this body strongly encourages the Sumner County Board of Education, instead of making layoffs of classroom personnel, to first consider removing FOCUS and STEP school positions including any and all related costs, instead of removing classroom instructors.

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	N	Harris	Y
Ring	N	Brown Strong	N	Vaughn	Y
LeMarbre	Y	Decker	A	Hughes	N
Kimbrough	N	Goode	N	Skidmore	Y
P. Freels	Y	Stone	Y	Guthrie	Y
Pospisil	Y	Hyde	Y		

1209-04 Yes: 16 No: 6 Abs: 1 07:51 PM

Chairman Hyde declared the resolution approved by the body.

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

**1209-05 A RESOLUTION TO CARRYOVER THE FISCAL YEAR 2012
BALANCES OF THE CAPITAL PROJECTS FUND**

BE IT RESOLVED by the County Board of Commissioners of Sumner County, Tennessee, meeting in regular session on this 17th day of September, 2012 that this body hereby adjusts the Capital Projects Fund from the Fiscal Year 2012 as shown on the attachment herewith.

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Ring	Y	Brown Strong	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	Stone	Y	Guthrie	Y
Pospisil	Y	Hyde	Y		

1209-05 Yes: 23 No: 0 Abs: 0 07:51 PM

Chairman Hyde declared the resolution approved by the body.

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

**1209-06 A RESOLUTION APPROPRIATING \$26,566.65 FOR DAMAGE TO
EMERGENCY MANAGEMENT AGENCY TOWERS DUE TO
LIGHTENING DAMAGE**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012 that this body does hereby appropriate \$26,566.65 in insurance recovery funds to Emergency Management Agency for damage caused by lightening as shown on the attachment herewith.

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Ring	Y	Brown Strong	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Guthrie	Y	Pospisil	Y	Hyde	Y

1209-06 Yes: 24 No: 0 Abs: 0 07:52 PM

Chairman Hyde declared the resolution approved by the body.

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

**1209-07 A RESOLUTION APPROPRIATING ADDITIONAL \$300,200.00
FOR ELLIS MIDDLE SCHOOL ROOF REPLACEMENT**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of September, 2012, that this body hereby appropriates additional \$300,200.00 from Capital Project Fund for Ellis Middle School roof replacement as shown on the attachment herewith.

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utley	Y	Graves	Y	Satterfield	Y
F. Freels	Y	Matthews	Y	Harris	Y
Ring	Y	Brown Strong	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Guthrie	Y	Pospisil	Y	Hyde	Y

1209-07 Yes: 24 No: 0 Abs: 0 07:56 PM

Chairman Hyde declared the resolution approved by the body.

RULES AND PROCEDURES

There was no report from the Rules and Procedures Committee.

ADJOURNMENT

Chairman Hyde declared the Commission meeting adjourned at 8 p.m. upon motion of Commissioner Taylor, seconded by Commissioner Akins.

BILL KEMP, CLERK

MERROL HYDE, CHAIRMAN

Prepared by Maria A. Savage

Approved on _____
