

**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
OCTOBER 15, 2007**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, October 15, 2007, in the Commission Chambers of the Sumner County Administration Building in Gallatin, Tennessee at 7:00 p.m. Present and presiding was the County Executive R.J. "Hank" Thompson. Also present were the County Clerk Bill Kemp and County Law Director Leah Dennen and the following Commissioners to wit:

Mike Akins	Steve Graves	Joe Matthews
Saundra Ridings Boyd	Ragan Hall	Kirk Moser
David Cummings	Bob Hendricks	Bob Pospisil
Paul Decker	Billy S. Hobbs	David Satterfield
James A. England	Chris Hughes	Jo Skidmore
Shawn Fennell	Anthony Holt	Jerry F. Stone
Paul D. Freels	Merrol N. Hyde	Jim Vaughn
Paul Goode	David Kimbrough	

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Bob Barker. Chairman R.J. "Hank" Thompson noted that with twenty-three members seated, a simple majority would be by thirteen votes; and that matters requiring a two-thirds vote would be by sixteen votes during this session. Commissioner LeMarbre was not present for the meeting.

The Invocation was led by Aaron Swartz, Minister of Evangelism at the First Baptist Church in Hendersonville.

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

APPROVAL OF AGENDA

Without objection, Chairman Thompson added a presentation by State Senator Diane Black under Report of Chair and an executive session at the end of the meeting. County Law Director Leah Dennen added Larry Collins to the certificates of recognition. Commissioner Satterfield and Commissioner Hobbs requested that removal, respectively, of Resolution 0710-09 and 0710-08 from the Consent Agenda to the Budget Committee report. Commissioner Hughes requested the addition of a \$150,000.00 appropriation for the Archives Building, as 2a under the Budget Committee report. Commissioner Hughes moved, seconded by Commissioner Hobbs, 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 September 17, 2007, and recorded in the office of the Clerk, Bill Kemp, were approved by voice vote after Commissioner Skidmore made the motion, seconded by Commissioner Hall. Commissioner Hall requested that his vote on Notaries Public be changed to an abstention.

RECOGNITION OF THE PUBLIC

Chairman Thompson 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

State Senator Diane Black honored posthumously Bob Culbreath of Cottontown who served on the County Commission and was an outstanding leader in the community. Chairman Thompson recognized Commissioner Hobbs who requested next month the County Commission honor Mr. Culbreath.

Chairman Thompson recognized Commissioner Vaughn who read the following Certificate of Recognition in to the record:

A RESOLUTION IN MEMORY OF DR. STEVEN GLENN WEEKLEY

WHEREAS, Dr. Steven Glenn Weekley was born June 14, 1948 in Perdido, Alabama and surrendered to the gospel ministry at the early age of twelve, unaware of the countless lives he would influence and touch throughout his own; and

WHEREAS, Dr. Weekley, received his Bachelor's of Science Degree at the University of North Alabama, his Master's Degree in Divinity from Southwestern Theological Seminary, and his Doctor of Ministry from New Orleans Theological Seminary; and

WHEREAS, Dr. Weekley began his mission work and service in Sumner County in 1987 when he accepted the call to pastor the First Baptist Church in Hendersonville, Tennessee where over the course of his ministry, First Baptist grew from a membership of 2,700 to more than 8,900 today; and

WHEREAS, Dr. Weekley is survived by his wife of thirty-nine years, Cathy, as well as his three children, Amy Cooper, Melinda Ryan, and Jarrod Weekley; grandchildren, Will and Clay Cooper, and Evie, Brant, and Jake Ryan; and

WHEREAS, it is appropriate that Dr. Glenn Weekley be recognized for the very significant contributions he made to Sumner County in teaching and guiding our citizens.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of October, 2007 that this body that this body does hereby honor the memory of Dr. Steven Glenn Weekley for his many years of service and dedication and this body urges all the citizens of Sumner County to acknowledge the time and efforts contributed by Dr. Glenn Weekley to Sumner County; 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 the family of Dr. Steven Glenn Weekley.

Upon motion of Commissioner Vaughn, seconded by Commissioner Moser, the Commission voted to approve the certificate honoring Brother Weekley.

Chairman Thompson recognized Commissioner Kimbrough who read the following Certificate of Recognition in to the record:

**A RESOLUTION HONORING
COMPASS**

WHEREAS, COMPASS "Community Outreach Making Partnerships At Sumner Schools" was created to bring business and the community into the classroom to aid our schools; and

WHEREAS, COMPASS currently includes 61 businesses, organizations, churches, and individuals that make up 204 partnerships in Sumner County's 42 public schools, impacting the education of more than 26,500 students; and

WHEREAS, COMPASS partnership reports for the 2006-2007 school year reveal that partners donated over \$88,000.00 in resources and monetary donations to the schools and spent 1,050 volunteer hours, valued at \$18,428.00; and

WHEREAS, the COMPASS Stocks at School program, created and piloted at Indian Lake Elementary, currently assists 560 students; and

WHEREAS, through COMPASS School Improvement Awards, \$20,000.00 was distributed to teachers in the Hendersonville area to be used on special projects during the 2007-2008 school year; and

WHEREAS, COMPASS has been instrumental in bringing progress and advancement to this county and demonstrates civic-mindedness and commitment to serve the students of Sumner County.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of October, 2007 that this body does hereby congratulate COMPASS for its dedication and service to the students, 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 COMPASS.

Upon motion of Commissioner Kimbrough, seconded by Commissioner Hughes, the Commission voted to approve the certificate honoring Compass.

Chairman Thompson read a note from area farmers thanking the Commission for their approval of the hay assistance program.

Chairman Thompson reported that Sumner County received awards from the Greater Nashville Regional Council, including Sheriff Bob Barker for the Homeward Bound program; Planning Director Mike Moulton and staff for enforcing maintenance regulations; Mike Fussell, former Board of Education Chairman, for co-creating a Sumner County task force; and the Tourism Department and Board for marketing products.

PUBLIC NOTICE

There will be a public hearing before the Sumner County Commission on October 15, 2007, at 7:00 p.m. in the Sumner County Administration Building Commission Chambers located at 355 N. Belvedere Drive, Gallatin, TN.

Mrs. Oswald Hackett is requesting to have the property "The Falls" located at 795 New Shackle Island Road, Hendersonville, TN., rezoned from Residential A to a Low Density Residential Planned Unit Development, subject property contains 70.79 acres, 155 lots, is on Tax Map 138, Parcel 47, and is zoned RA.

A copy of this request is on file in the Sumner County Planning Office which is located in Room 208 at the Sumner County Administration Building, 355 N. Belvedere Drive, Gallatin, TN

Anyone having an interest, desiring to comment or ask questions concerning this request is invited to attend this meeting or call the Sumner County Planning Office at (615) 451-6097.

Chairman Thompson declared the Public Hearing open.

Erin Taylor of 200 Oak Hill Court read a letter from Lori Atchley from Island Brook Subdivision, stating concerns over the development. Ms. Taylor stated that she is concerned about the type of development in the community.

Dr. Bill Taylor of 200 Oak Hill Court said he is next door to "The Falls". He requested that the development be brought up to standards of neighboring subdivisions or to defer the matter, allowing the City of Hendersonville to take over the project through annexation.

Sarah Ezell of 787 New Shackle Island Road stated that she and her relatives own property near the development. Her concerns include drainage, blasting, buffering, sewage pumping station, lot size, type of homes, loss of stream water, traffic and the schools.

J. Bruce Rainey of 116 Maple Row in Hendersonville spoke on behalf of the out-of-town developer, which is out-of-town. Mr. Rainey addressed some of Ms. Ezell's concerns and that of others.

Ricky Skaggs of New Shackle Island Road in Hendersonville stated that his property joins the development. He said that his concerns about the development were property values, traffic and additional homes on smaller pieces of property.

Jerry Hackett spoke in favor of the development and on behalf of the property owner, his mother.

Randle Davis stated he is legal counsel for the Hacketts and asked for favorable consideration. Mr. Davis stated that the Hacketts had done everything that they could do to try to protect the rights of fellow neighbors.

With no one else wishing to speak, the Public Hearing was closed.

Commissioner Holt introduced the following resolution and moved for approval. The motion was seconded by Skidmore.

**0710-01 A RESOLUTION APPROVING A ZONING RECLASSIFICATION
FROM A RA TO A LOW DENSITY RESIDENTIAL PLANNED UNIT
DEVELOPMENT, "THE FALLS", TAX MAP 138, PARCEL 47,
CONTAINING 72.9 ACRES, 160 LOTS**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of October, 2007 that this body hereby approves a zoning reclassification from a RA to Low Density Planned Unit Development, 72.79 acres, "The Falls", Tax Map 138, Parcel 47, containing 160 lots as shown on the attachment herewith.

Commissioner Holt stated that the resolution was in error and should be changed to reflect 70 acres and the number of lots at 155. Commissioner Holt requested the addition to the resolution being that the number of fire hydrants matches those required in Hendersonville.

Commissioners Kimbrough and Hall stated that he had a personal conflict with matter and would abstain from the vote.

Commissioner Stone moved, seconded by Commissioner Freels, to refer the matter back to the Planning Commission, recommending a reduction in the density to 140 lots or approximately 2 homes per acre.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	A	Graves	Y	Satterfield	Y
Holt	Y	Matthews	Y	Boyd	Y
England	Y	Hendricks	N	Vaughn	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	A	Goode	Y
Skidmore	Y	Freels	Y	Stone	Y
Hobbs	Y	Pospisil	Y		

0710-01 Yes: 20 No: 1 Abs: 2 07:58 PM

Chairman Thompson declared the resolution referred to the Planning Commission.

PUBLIC NOTICE

There will be a public hearing before the Sumner County Commission on October 15, 2007 at 7:00 p.m. in the Sumner County Administration Building located at 355 N. Belvedere Dr., Gallatin, TN. The purpose will be to request the adoption of revised base mapping of Sumner County's Zoning Maps. Any and all interested parties are invited to attend.

A copy of the zoning maps will be available for review in the Sumner County Administration Building Room #208 during normal business hours. This information regarding the zoning map layer is also available for review on the Sumner County Geographic Information System at www.sumnertn.org. (Sumner County GIS)

Interested parties are invited to attend this meeting or call the Sumner County Planning Department at (615) 451-6097.

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

**0710-02 A RESOLUTION ADOPTING THE 2007 ZONING MAPS OF
SUMNER COUNTY**

WHEREAS, Title 13, Chapter 7 of the Tennessee Code Annotated sets forth the manner in which maps referencing the zoning of the unincorporated areas of a county must be reviewed, published, adopted and certified; and

WHEREAS, the Sumner County Planning Commission, undertook the task of revising and updating the base mapping of all Sumner County planning zones and from their efforts created new zoning maps (hereinafter referred to as the 2007 Zoning Maps); and

WHEREAS, the 2007 Zoning Maps have been certified and approved by the Sumner County Regional Planning Commission; and

WHEREAS, copies of the 2007 Zoning Maps have been placed for viewing on the Sumner County Website (sumnertn.org) as well as being made available to viewing in the Sumner County Planning Department; and

WHEREAS, notice of the placement of the maps and notice of a public hearing was also placed into publication in a newspaper of general circulation in Sumner County on September 14, 2007.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of October, 2007, that this body, after holding the required public hearing and certifying that all statutory requirements have been met, does hereby adopt the 2007 Zoning Maps as presented by the Sumner County Planning Commission ; and

BE IT FURTHER RESOLVED that the official copy of the 2007 Zoning Map, located in the Planning Office as well as on the Sumner County Website, are incorporated by reference and made an exhibit to this resolution; and

BE IT FURTHER RESOLVED that effective this day, the 2007 Zoning Maps are certified as the official zoning maps of Sumner County.

Chairman Thompson declared the Public Hearing open. With no one wishing to speak, the Public Hearing was closed.

County Law Director Leah Dennen explained the necessity of approving a compilation of the zoning maps.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	Y
Holt	Y	Boyd	Y	England	Y
Hendricks	Y	Vaughn	Y	Moser	Y
Decker	Y	Hyde	Y	Hughes	Y
Kimbrough	Y	Goode	Y	Skidmore	Y
Freels	Y	Stone	Y	Hobbs	Y
Pospisil	Y				

0710-02 Yes: 22 No: 0 Abs: 0 08:01 PM

Chairman Thompson declared the resolution approved by the body.

By motion of Commissioner Akins, seconded by Commissioner England, 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 Thompson introduced the following resolution:

0710-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.

ALEXANDER, MARY M
BASKERVILLE, TAMMY R
BECKLEY, ELLA LOUISE
BERRY, TRACIE LYNN
BORAWSKI, SHARON LYNNE
BRANHAM, SONYA M.
CARTER, RACHEL MARIE
CLEMONS, DONNA FREEMAN
CRISMON, ANDRAE PHILLIP
DECKER, THOMAS WATTS
DORSEY, DELORES
ELMORE, RUTH ANN
FERGUSON, NANCY E
GIBBS, SHERRY S
GOFF, STEPHANIE CROWELL
GRINDER, MELISSA DAWN
HARDIN, NICOLE R
HARPER, LISA HARRISON
HUGHES, REBECCA JO
HUTTON, PATRICIA G.
JARVIS JR, BARRY RAY
JORDAN, PEGGY K

PASQUINELLI, ROSE MARIE
POOLE, SHARON F
RAMSEY, GERALDENE B
RAMSEY, CONNIE F
ROBERTSON, FRED A L
SCRUGGS, KRISTA KATHLEEN
SHANNON, HUGH D
SHELLEY, REBECCA ANNETTE
SHILLINGFORD, BEVERLY J
SHORT, E NICOLE
SMITH, KIMBERLY NEAGLE
SMITH, JOHNNA LYNN
THIELE, TASHA DEEANN
TOWE, JENNIFER LYNN
TROUTT, DARRELL G
VAUGHN, TRACIE J
WAGNER, SONJA J
WATSON, BEVERLY GREGORY
WEBSTER, CHARLENE B
WHITE, CARROLL BARRETT
WHITE, JENNIFER LYNN
WOODFILL, LINDA L

KEENE, CHANNON L
KELLY, SARAH ANN
LANNOM, GINGER MICHELLE
LEMANSKI, LINDA LEE
LEWIS III, IRVIN DANIEL
MAYNARD, ANN MARIE
MOORE, GLORIA ALLMAN
MOSS, LAURA
NIZNIK, DANIEL PATRICK

Upon motion of Commissioner Skidmore, seconded by Commissioner Holt, voting was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	A	Graves	Y	Satterfield	Y
Holt	Y	Matthews	Y	Boyd	Y
England	Y	Hendricks	Y	Vaughn	Y
Moser	Y	Decker	A	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	Freels	Y	Stone	A
Pospisil	Y				

0710-NOT Yes: 19 No: 0 Abs: 3 08:02 PM

Chairman Thompson declared the election of notaries public by the body.

COMMITTEE ON COMMITTEES

Commissioner Matthews stated that Dr. Charles Lea was the recommendation of Executive Hank Thompson for the Planning Commission. Commissioner Matthews moved, seconded by Commissioner Hyde, to ratify the appointment of Dr. Lea who replaced Roy Hixson. The motion was approved unanimously by the body. Two appointments to the Planning Commission were deferred until November.

Commissioner Matthews reported that the term of Mark McKee had expired on the Board of Zoning Appeals. He so moved for approval, seconded by Commissioner Freels. The motion carried by unanimous voice vote of the body.

Commissioner Matthews reported the following appointments for November:

1. Board of Construction Appeals appointments: alternates, Larry Brown, Ted Williams; and Steve Coats, Henry Brown, Michael Barnes
2. Sumner County Regional Planning Commission to replace Leon Strong and Tom Grove
3. Sumner County Regional Library appointment to replace the vacancy of Rhea Condra.

HIGHWAY COMMISSION

Commissioner Hall introduced the following resolution and moved for approval. Commissioner Holt seconded the motion.

**0710-03 A RESOLUTION REMINDING ALL CITIZENS AND BUSINESSES
THAT IT IS ILLEGAL TO PLACE ANY STRUCTURE ON THE COUNTY
RIGHT-OF-WAY, THAT REMOVAL RIGHTS EXIST AND POTENTIAL
LIABILITY ISSUES EXIST**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of October, 2007 that this body does hereby remind all citizens and businesses that it is illegal to place any structure, such as mailboxes or walls, on the county right-of-way; and

BE IT FURTHER RESOLVED that mailboxes shall comply with all United States Postal Regulations; and

BE IT FURTHER RESOLVED that in the event such structure exists, the county can ask the property owner to remove the structure or the county can remove it without replacement or compensation to the property owner; and

BE IT FURTHER RESOLVED that persons are reminded that such structures can subject a property owner to liability in the event of an accident.

Upon voice vote of the body, the Commission approved Resolution 0710-03.

EDUCATION COMMITTEE

There was no report from the Education Committee.

GENERAL OPERATIONS COMMITTEE

Commissioner Holt introduced the following resolution and moved for approval. Commissioner England seconded the motion.

0710-04 A RESOLUTION DIRECTING THE COUNTY EXECUTIVE TO CREATE AND OVERSEE A MAINTENANCE SCHEDULE FOR THE REVIEW AND REPAIR OF MAINTENANCE ITEMS IN ALL COUNTY BUILDINGS AND SEEKING BUDGETARY INCREASE FOR FUTURE SERVICES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of October, 2007 that this body hereby directs the County Executive to create and oversee a maintenance schedule for the review and repair of maintenance items in all county buildings; and

BE IT FURTHER RESOLVED that with the 2008-2009 year, two additional employees shall be funded and hired for this program.

Commissioner Satterfield moved, and duly seconded, to reduce the two additional employees to one employee.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	N	Cummings	Y
Hall	N	Graves	Y	Satterfield	Y
Holt	Y	Matthews	N	Boyd	Y
England	N	Hendricks	N	Vaughn	N
Moser	N	Decker	Y	Hyde	N
Hughes	N	Kimbrough	N	Goode	N
Skidmore	N	Freels	Y	Stone	Y
Hobbs	Y	Pospisil	N		

0710-04AMEND Yes: 10 No: 13 Abs: 0 08:20 PM

Chairman Thompson declared the motion failed to pass.

The electronic vote Resolution 0710-04 was recorded in the following manner:

Akins	N	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	N
Holt	Y	Matthews	N	Boyd	N
England	Y	Hendricks	Y	Vaughn	Y

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

0710-04 **Yes: 15** **No: 8** **Abs: 0** **08:21 PM**

Chairman Thompson declared Resolution 0710-04 approved by the body.

EMERGENCY SERVICES COMMITTEE

There was no report from the Emergency Services Committee.

PUBLIC WORKS COMMITTEE

Commissioner Goode acknowledged the Highway Department for paving Forest Retreat Road in the Tenth District.

LEGISLATIVE COMMITTEE

There was no report from the Legislative Committee.

BUDGET COMMITTEE

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

0710-08 A RESOLUTION APPROPRIATING \$1,865,000.00 AS PASS-THRU FUNDS FROM THE DEBT SERVICE GENERAL NOTES ACCOUNT TO THE CAPITAL OUTLAY BUILDING CONSTRUCTION ARCHIVES ACCOUNT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of October, 2007 that this body hereby appropriates \$1,865,000.00 as pass-thru funds from the Debt service General Notes Account (151-81102-602) to the Capital Outlay Building Construction Archives Account (171-91150-706-105) as shown on the attachment herewith.

No action was taken on the above resolution.

0710-09 A RESOLUTION AND ACCEPTING THE LOW BID BY _____ FOR CONSTRUCTION OF THE ARCHIVES BUILDING, APPROPRIATING FUND UP TO \$1,865,000.00 FROM DEBT SERVICE AND DECLARING THE OLD ARCHIVES BUILDING AS SURPLUS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of October, 2007 that this body accepts the low bid by _____ in the amount of \$ _____ for construction of the archives building; and

BE IT FURTHER RESOLVED that this body does hereby appropriate \$1,865,000.00 from debt services as shown on the attached schedule; and

BE IT FURTHER RESOLVED that this body does hereby declare the old archive building as surplus and authorizes the building subcommittee to draft specifications for sale of the old building; and

BE IT FURTHER RESOLVED that any funds from sale of the same shall be designated towards undesignated capital projects.

Commissioner Satterfield moved, seconded by Commissioner Kimbrough, to sever the matters of declaring surplus property and approving the archives bid in Resolution 0710-09.

RECESS

Commissioner Hobbs moved, seconded by Commissioner Vaughn, to recess. Without objection, Chairman Thompson declared a recess at 8:27. The Commission reconvened at 8:36 p.m.

Commissioner England moved, seconded by Commissioner Hobbs, to defer Resolution 0710-09. The electronic vote was recorded in the following manner:

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	N	Hall	N
Graves	Y	Satterfield	Y	Holt	N
Matthews	N	Boyd	Y	England	Y
Hendricks	Y	Vaughn	N	Moser	N
Decker	N	Hyde	N	Hughes	N
Kimbrough	N	Goode	N	Skidmore	Y
Stone	Y	Hobbs	Y	Pospisil	N

0710-09 Yes: 9 No: 12 Abs: 0 08:39 PM

Chairman Thompson declared the motion to defer failed to pass by the necessary vote. Commissioner Freels requested that his vote be recorded as no.

The electronic vote was recorded on Commissioner Satterfield's motion to sever in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	Y
Holt	Y	Matthews	Y	Boyd	Y
England	Y	Hendricks	A	Vaughn	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	Freels	Y	Stone	Y
Hobbs	Y	Pospisil	Y		

0710-09 Yes: 22 No: 0 Abs: 1 08:41 PM

Commissioner Hughes moved, Commissioner Moser seconded, to approve the low bid for the new archives and storage facility for \$1,959,000.00 with the funds coming from Debt Service Fund. Commissioner Hall stated the lowest bid was from Bomar Construction, which built the Vocational Rehabilitation Center and did an exemplary job. Commissioner Kimbrough reported that the furnishings issue was discussed in the Financial Management Committee with the result of prioritizing Capital Projects to create cash to pay for furnishings in the approximate amount of \$100,000.00.

The electronic vote on Commissioner Hughes' motion was recorded in the following manner:

Akins	N	Fennell	Y	Cummings	Y
Hall	Y	Graves	Y	Satterfield	N
Holt	Y	Matthews	Y	Boyd	Y
England	N	Hendricks	A	Vaughn	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	N	Freels	Y	Stone	Y
Hobbs	A	Pospisil	Y		

0710-09APPROVE Yes: 17 No: 4 Abs: 2 08:50 PM

Chairman Thompson declared the resolution approved. The resulting resolution was prepared as follows:

**0710-9A A RESOLUTION ACCEPTING THE LOW BID BY
BOMAR CONSTRUCTION FOR CONSTRUCTION OF THE
ARCHIVES BUILDING FOR \$1,959,000.00 AND APPROPRIATING FUNDS
UP TO \$1,865,000.00 FROM DEBT SERVICE**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of October, 2007 that this body hereby accepts the low bid by Bomar Construction in the amount of \$1,959,000.00 for construction of the archives building; and

BE IT FURTHER RESOLVED that this body does hereby appropriate \$1,865,000.00 from debt services as shown on the attached schedule.

Commissioner Moser moved, seconded by Commissioner Goode, to declare the Old Archives building as surplus and conduct an auction. Commissioner Hughes explained that the proceeds of the sale can be used to pay off the Archives.

Commissioner Hughes moved to amend the main motion to follow the procedure of allowing the General Operations Committee and the Commission to review and set the terms of the auction. Commissioner Moser and the commissioner seconding agreed to incorporate the amendment into the main motion.

The electronic vote was recorded in the following manner:

Akins	N	Fennell	N	Cummings	N
Hall	A	Graves	N	Satterfield	N
Holt	Y	Matthews	Y	Boyd	N
England	N	Hendricks	N	Vaughn	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	N	Freels	N	Stone	N
Hobbs	N	Pospisil	Y		

0710-09SURPLUS Yes: 10 No: 12 Abs: 1 09:00 PM

Chairman Thompson declared the motion failed to pass.

CONSENT AGENDA

Commissioner Moser moved, seconded by Commissioner Holt, to approve the following items on the Consent Agenda.

**0710-05 A RESOLUTION APPROVING THE FISCAL YEAR 2006-2007 SUMNER
COUNTY BOARD OF EDUCATION GENERAL PURPOSE SCHOOL FUND 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 October, 2007 that this body hereby approves the 2007-2008 Sumner County Board of Education General Purpose School Fund 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.

0710-06 A RESOLUTION APPROPRIATING \$50,000.00 AS PASS-THRU FUNDS FROM THE CONTRIBUTIONS & GIFTS ACCOUNT OF THE SHERIFF'S OFFICE FROM A DRUG TASK FORCE ALLOCATION TO THE ADMINISTRATION EQUIPMENT ACCOUNT AND THE OTHER SUPPLIES & MATERIAL ACCOUNT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of October, 2007 that this body hereby appropriates \$50,000.00 as pass-thru funds from the Contributions & Gifts Account of the Sheriff's Office (122-44570) from a drug task force allocation to the various accounts as shown on the attachment herewith.

0710-07 A RESOLUTION APPROPRIATING \$6,985.90 AS PASS-THRU FUNDS FROM THE OTHER PUBLIC SAFETY ACCOUNT OF THE DRUG COURT TO THE CONSULTANT ACCOUNT AND THE TRAVEL ACCOUNT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of October, 2007 that this body hereby appropriates \$6,985.90 as pass-thru funds from the Other Public Safety Account of the Drug Court (101-46290) to the various accounts as shown on the attachment herewith.

0710-10 A RESOLUTION DECLARING VARIOUS ITEMS AS SURPLUS AND AUTHORIZING DISPOSAL 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 15th day of October, 2007 that this body does hereby declare the items as surplus as shown on the attachments; and

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

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

EXECUTIVE SESSION

After discussion in Executive Session, the Commission took the following action:

Case 1: Commissioner Goode moved, seconded by Commissioner Holt, to authorize the County Law Director to attempt to resolve the issue. Upon voice vote of the body, the motion carried by voice vote. Commissioner Hall abstained.

Case 2: Commissioner Vaughn moved, seconded by Commissioner Moser, to authorize the County Law Director to attempt to resolve the issue. The motion carried unanimously upon voice vote of the body.

ADJOURNMENT

Chairman Thompson declared the Commission meeting adjourned at 9:05 p.m.

BILL KEMP, CLERK

R.J. "HANK" THOMPSON, CHAIRMAN

Prepared by Maria A. Moser

Approved on _____
