
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
MAY 17, 2010**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, May 17, 2010, 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	Joe C. Matthews
Saundra Ridings Boyd	Steve Graves	Kirk Moser
Steve Camp	Bob Hendricks	Bob Pospisil
David Cummings	Billy S. Hobbs	David Satterfield
Paul Decker	Chris Hughes	Jo Skidmore
Paul D. Freels	Merrol N. Hyde	Jerry F. Stone
Frank E. Freels	David Kimbrough	Jim Vaughn
	Trisha LeMarbre	Shawn Utley

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Bob Barker. Chairman Hyde noted that with twenty-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 Fennell was not present for the meeting.

The Invocation was led by Commissioner Billy Hobbs.

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

APPROVAL OF AGENDA

Chairman Hyde recognized Commissioner Goode who moved for the addition of a group of speakers from the Merrol Hyde Magnet School under Report of Chair. He further requested the addition of a report from the Sumner County Finance Director regarding the \$4.8 million payback for an expenditure on the new school maintenance facility. Chairman Hyde placed the addition under the Legislative Committee report. Chairman Hyde called for a vote on the matter, which passed unanimously. Chairman Hyde, at the request of County Executive Anthony Holt, moved Resolution 1005-28 from the Consent Agenda to the Report of Chair, and noted that an Executive Session would be added to the heel of the agenda. Commissioner Skidmore moved, and was duly seconded by Commissioner Graves, to adopt the agenda with the additions and changes. 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 April 19, 2010, and recorded in the office of the Clerk, Bill Kemp, were approved by voice vote after Commissioner Akins made the motion, seconded by Commissioner Pospisil. Commissioner Vaughn and Utley abstained from the vote on the minutes.

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

Commissioner Pospisil read the following resolution into the record:

A RESOLUTION HONORING CODY AND CORY SULLINS

WHEREAS, Cody and Cory Sullins began college football as walk-ons and finished their careers as decorated football players for the University of Tennessee and have graduated with honors with their Undergraduate Degree in Finance and Master's Degree in Communications and Information; and

WHEREAS, Cody and Cory, former graduates of White House High School with identical 4.1 grade-point average despite taking different classes have not only excelled academically and athletically but as leaders who demonstrate the rewards of hard work and perseverance ; and

WHEREAS, Cody and Cory are positive role models for all persons, both young and old and through their outstanding efforts are an inspiration to fans, family and friends.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body does hereby commend and congratulate Cody and Cory Sullins for their many accomplishments and honors; 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 Cody and Cory Sullins.

Upon motion of Commissioner Pospisil, seconded by Commissioner Hobbs, the Commission voted to approve the certificate of recognition honoring Cody and Cory Sullins.

Chairman Holt read the following resolution into the record:

A RESOLUTION PROCLAIMING MOTORCYCLE AWARENESS PROCLAMATION 2010

WHEREAS, motorcycle riding is an exhilarating and increasingly popular mode of transportation for thousands of people across the state and nation; and

WHEREAS, the County of Sumner has citizens that ride motorcycles for leisure and transportation and it is the goal of the County of Sumner to protect its citizens, and support efforts to decrease accidents and injuries; and

WHEREAS, incidents of motorcycles being injured and killed is increasing due to many factors, but especially those that are attributed to human error in judgment and awareness; and

WHEREAS, to minimize safety hazards, it is necessary to take sensible precautions, increase training and safety skills for both motorcycle drivers while enjoying a safe and exciting summer, and work towards our goal of reducing motorcycle fatalities and injuries; and

WHEREAS, all motorcycle organizations clubs, dealerships, groups and highway safety officials do actively promote safe operations, increased rider training, improved licensing efforts, and motorist awareness.

NOW, THEREFORE BE IT RESOLVED, by the Sumner County Board of County Commissioners in regular session on this the 17th day of May, 2010 that this body does hereby proclaim May 2010 as "Motorcycle Awareness Month" and urge all motor vehicle operators to join in this effort to help keep citizens, streets, and highways safe.

Upon motion of Commissioner Matthews, seconded by Commissioner Goode, the Commission voted to approve the certificate of recognition honoring Cody and Cory Sullins.

PUBLIC HEARING

Clerk Kemp read the following notice into the record:

There will be a public hearing before the Sumner County Commission on May 17, 2010, at 7:00 p.m. in the Sumner County Administration Building Commission Chambers located at 355 N. Belvedere Drive, Gallatin, TN.

This meeting will be to discuss and vote on the following amendments to the Sumner County Zoning Resolution: Article IV, Section 20, General Provisions; and Article VII, Section 4, 5 & 7 changes to Commercial PUD Overlays.

A copy of this request is on file in the Sumner County Construction and Development Office which is located in Room 202, 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 Construction and Development Office at 452-1467.

Chairman Hyde opened the public hearing for anyone wishing to speak. Hearing none, he declared the public hearing closed.

Commissioner Goode moved, seconded by Commissioner LeMarbre to approve the following resolution:

**1005-01 A RESOLUTION TO AMEND ARTICLE VII, SECTIONS 4, 5, AND 7
PERTAINING TO COMMERCIAL PUD OVERLAYS**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body hereby amend Article VII, Sections 4, 5, and 7 pertaining to Commercial PUD Overlays as shown on attached documents.

The electronic vote was recorded in the following manner:

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

1005-01 Yes: 22 No: 0 Abs: 1 07:08 PM

Chairman Hyde declared the Resolution 1005-01 approved by the body.

Commissioner Vaughn moved, seconded by Commissioner Hendricks, to approve the following resolution:

**1005-02 A RESOLUTION AMENDING THE SUMNER COUNTY ZONING
RESOLUTION BY ADDING SECTION 20, ARTICLE IV PERTAINING TO
TENTS NOT TO BE USED FOR PERMANENT OCCUPANCY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that the Sumner County Zoning Resolution is hereby further amended by adding the following Section 20 to Article IV as shown on attached documents.

The electronic vote was recorded in the following manner:

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

1005-02 Yes: 22 No: 0 Abs: 1 07:09 PM

Chairman Hyde declared the Resolution 1005-02 approved by the body.

Chairman Hyde recognized a group of students from Merrol Hyde Magnet School who spoke on the need for a drive to improve science and mathematics in the school systems throughout the country. Will Butterworth, the designated speaker, praised the County Commission for its commitment to a science

laboratory at Merrol Hyde Magnet School.

REPORT FROM COUNTY OFFICIALS

By motion of Commissioner Skidmore, seconded by Commissioner Frank Freels, 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:

1005-NOT

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

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

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

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

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

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

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

The electronic vote was recorded in the following manner:

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

1005-NOTARY Yes: 21 No: 0 Abs: 2 07:16 PM

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

COMMITTEE ON COMMITTEES

Commissioner LeMarbre reported that the appointments to the Solid Waste Board were deferred until the July meeting, as the June meeting is cancelled.

HIGHWAY COMMISSION

Commissioner Graves reported that the flood damage was extensive throughout the County, with many roads and bridges affected. He also thanked the Commission for their support at the Relay for Life event.

EDUCATION COMMITTEE

There was no report from the Education Committee.

GENERAL OPERATIONS COMMITTEE

There was no report from the General Operations Committee.

EMERGENCY SERVICES COMMITTEE

There was no report from the Emergency Services Committee.

LEGISLATIVE COMMITTEE

Commissioner Pospisil moved, seconded by Commissioner LeMarbre, to approve the following resolution:

1005-03 A RESOLUTION ADOPTING THE FOLLOWING BID PURCHASING LIMITS FOR ALL COUNTY PURCHASES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010 that this body hereby adopts the following bid purchasing limits for all county purchases:

1. No bids are required for purchases less than \$7,500.00 but competitive bidding is encouraged; and
 2. All purchases of \$7,500.00 or more but less than \$10,000 may be made in the open market without newspaper notice but shall, whenever possible, be based on at least three competitive bids; and
 3. For purchases of \$10,000.00 or more, formal bids would be required through the placement of an ad in a newspaper of general circulation in Sumner County. The Purchasing Director will receive the bids and open them in a procedure open to the public.
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The electronic vote was recorded in the following manner:

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

1005-03 Yes: 21 No: 1 Abs: 1 07:19 PM

Chairman Hyde declared the Resolution 1005-03 approved by the body.

Commissioner Pospisil moved, seconded by Commissioner Matthews, to approve the following resolution:

**1005-04 A RESOLUTION ENCOURAGING THE STATE OF TENNESSEE
 DEPARTMENT OF TRANSPORTATION
 TO NAME THE 386 BRIDGE WHICH CROSSES
 OVER CENTER POINT ROAD IN HONOR OF THE
 LATE HONORABLE BENJAMIN C. "PAT" HARTMAN, JR.**

WHEREAS, the late Honorable Benjamin C. "Pat" Hartman, Jr. served in Vietnam, where he was awarded the Bronze Star Medal, Flying Cross, Air Medal with First through Twenty-First Oak Leaf Clusters, National Defense Service Medal, Vietnam Service Medal, Vietnam Campaign Ribbon, Senior Parachutist Badge and the Army Aviator Badge; and

WHEREAS, on September 19, 1968, Mr. Hartman Jr. died for his country; and

WHEREAS, Mr. Hartman dedicated himself to serving his country and for his sacrifice our freedom continues today.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May 2010 that this body encourages the State of Tennessee, Department of Transportation to name the 386 Bridge which crosses over Center Point Road in honor of Benjamin C. "Pat" Hartman, Jr.; and

BE IT FURTHER RESOLVED that the County Executive forward a copy of this resolution to TDOT as well as our delegates to ask that they approve bestowing this honor in memory of the brave young man.

The electronic vote was recorded in the following manner:

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

1005-04 Yes: 23 No: 0 Abs: 0 07:20 PM

Chairman Hyde declared the Resolution 1005-04 approved by the body.

Commissioner Pospisil moved, seconded by Commissioner LeMarbre, to approve the following resolution:

**1005- 05 A RESOLUTION AMENDING PREVIOUS ACTION BY THIS BODY
AND ADOPTING A PROMISSORY NOTE FOR REPAYMENT OF THE
\$300,000.00 LOAN TO THE AIRPORT AUTHORITY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body does hereby amend its previous action and change the repayment terms previously adopted by this body of the \$300,000.00 loan to the Airport Authority; and

BE IT FURTHER RESOLVED that the terms of such repayment are attached herewith as exhibit A.

The electronic vote was recorded in the following manner:

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

1005-05 Yes: 20 No: 1 Abs: 2 07:22 PM

Chairman Hyde declared the Resolution 1005-05 approved by the body.

Chairman Hyde recognized Director of Finance David Lawing who stated that the Commission spent \$4.8 million to build a new school maintenance facility. The intent of the funding resolution was to repay the amount to the Hospital Fund with bond proceeds. Mr. Lawing stated that debt structure would not support repayment of the \$4.8 million and the time table for repayment would not allow action on the matter after November, 2011.

BUDGET COMMITTEE

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

**1005-06 A RESOLUTION DESIGNATING \$500,000.00 FROM THE 2010 BOND
PROCEEDS TO THE SUMNER COUNTY ROOF FUND**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body hereby designates \$500,000.00 from the 2010 Bond proceeds to the Sumner County Roof Fund.

Upon discussion, Commissioner Hughes moved, seconded by Commissioner Utley, to defer the matter to the General Operations Committee.

The electronic vote was recorded in the following manner:

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

1005-06-REFER Yes: 12 No: 9 Abs: 1 07:31 PM

Chairman Hyde declared the deferral failed to pass.

The electronic vote was recorded in the following manner:

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

1005-06 Yes: 9 No: 13 Abs: 0 07:43 PM

Chairman Hyde declared the resolution failed to be approved by the body.

CONSENT AGENDA

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

1005-07 A RESOLUTION AUTHORIZING APPLICATION FOR FUNDING UNDER THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AND AUTHORIZING PUBLIC HEARING OF THIS GRANT APPLICATION

WHEREAS, The Edward Byrne Memorial Justice Assistance Grant (JAG) Program provides the funding for grants to assist State, local and tribal law enforcement to combat violence against women, to fight internet crimes against children, to improve the functioning of the criminal justice system, to assist victims of crime, and to support youth-mentoring; and

WHEREAS, the Sumner County Sheriff's Office has been advised that it is eligible for approximately \$14,678.00 in funding; and

WHEREAS, the enabling legislation provides for certain deadlines to be met, and requirements to be fulfilled, to apply for the grant; and

WHEREAS, all grant applications must be submitted as soon as possible; and

WHEREAS, the Sumner County Sheriff's Office, must make the grant application available for review by its governing body before the application is submitted and the application has been made available; and

WHEREAS, it is further required that an opportunity to comment be provided to citizens and neighborhood or community organizations and by this resolution such occasion is hereby given; and

WHEREAS, the stated deadline for application, and the scheduled times for the Sumner County Commission meetings, dictate that the Sumner County Commission will have to review this application at its May meeting in order to meet the stated requirements; and

WHEREAS, it appears that the opportunity for public comment from citizens and neighborhood or community organizations can be held at the May 17th, 2010 County Commission meeting.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Sumner County, Tennessee, as follows:

1. The Sumner County Sheriff's Office is hereby authorized to make application to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program.
2. The Sumner County Commission has reviewed this resolution at its meeting on May 17th, 2010.
3. When these requirements have been fulfilled by the County Commission, then the Sheriff's Office may make their application for funding to the JAG Program.
4. The County Executive of Sumner County is authorized to sign any necessary documents for completion of this grant application.

1005-08 A RESOLUTION APPROPRIATING \$106,581.27 FROM THE 2010 BOND ISSUE FOR ADDITIONAL RENOVATION WORK AT PORTLAND EAST MIDDLE SCHOOL AS PART OF ORIGINAL REQUEST FROM BOARD OF EDUCATION

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body hereby appropriates \$106,581.27 from the 2010 Bond Issue for additional renovation work at Portland East Middle School as part of original request from Board of Education as shown on the attached document.

1005-09 A RESOLUTION APPROPRIATING \$19,500.00 FROM THE 2010 BOND ISSUE FOR ENGINEERING SERVICES FOR THE HVAC UPGRADE AT BEECH HIGH SCHOOL ANNEX AS PART OF ORIGINAL REQUEST FROM BOARD OF EDUCATION

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body hereby appropriates \$19,500.00 from the 2010 Bond Issue for additional renovation work at Portland East Middle School as part of original request from Board of Education as shown on the attached document.

1005-10 A RESOLUTION APPROPRIATING \$131,929.00 IN PASS THROUGH FUNDS FROM THE COUNTY GENERAL FUND TO VARIOUS ACCOUNTS 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 17th day of May, 2010, that this body hereby appropriates \$131,929.00 from County General Fund in pass through funds from the Patient Charges/Ambulance revenue to Part-Time, Overtime, Health, Social Security and Medicare Accounts of the Office of Emergency Medical Services as shown on the attached schedule.

1005-11 A RESOLUTION APPROPRIATING \$74,208.64 FROM LITIGATION TAX RESERVE TO VARIOUS EXPENSES IN THE COURTHOUSE AND JAIL FUND

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body hereby appropriates \$74,208.64 from Litigation Tax Reserve to various expenses in the Courthouse and Jail Fund as shown on the attached schedule:

1005-12 A RESOLUTION APPROPRIATING \$3,090.00 FROM COUNTY GENERAL FUND AS PASS-THROUGH FUNDS FROM E-RATE FUNDING AND OTHER GRANTS TO HENDERSONVILLE LIBRARY-DATA PROCESSING ACCOUNTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body hereby appropriates \$3,090.00 from County General Fund as pass-through funds from E-Rate Funding and other grants to Hendersonville Library-Data Processing Accounts as shown on the attached schedule.

1005-13 A RESOLUTION APPROPRIATING \$150.00 FROM COUNTY GENERAL FUND AS PASS-THROUGH FUNDS FROM CONTRIBUTIONS PORTLAND LIBRARY TO BOOKS MEDIA ACCOUNTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body hereby appropriates \$150.00 from County General Fund as pass-through funds from contributions Portland Library to Books Media Accounts as shown on the attached schedule:

1005-14 A RESOLUTION APPROPRIATING UP TO \$24,000.00 FROM COUNTY GENERAL FUND TO THE TAX ASSESSOR FOR COST OF EMERGENCY FLY OVER PHOTOGRAPHS TAKEN AFTER FLOOD

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body does hereby appropriates up to \$24,000.00 from the County General Fund Reserve to the budget of the Tax Assessor for the cost of emergency fly over photographs taken after the flood.

1005-15 A RESOLUTION APPROPRIATING \$1,100.00 TO THE PORTLAND LIBRARY-DATA PROCESSING EQUIPMENT ACCOUNT FROM OTHER STATE GRANTS TECHNOLOGY FUNDS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body hereby appropriates \$1,100.00 to the Portland Library-Data Processing Equipment Account from other State Grants Technology Funds as shown on the attached schedule:

1005-16 A RESOLUTION APPROPRIATING \$40,000.00 FROM ALLOCATED FUNDS FOR EDUCATE AND GROW SCHOLARSHIP PROGRAM TO VOLUNTEER STATE COMMUNITY COLLEGE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body hereby appropriates \$40,000.00 from allocated funds for Educate and Grow Scholarship Program to Volunteer State Community College as shown on the attached schedule for \$26,722.73 and estimated liability for summer participants.

1005-17 A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO CLOSE THE 2006 BOND ISSUE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body hereby authorize the Finance Director to close the 2006 Bond issue by rebating the sum of \$266,460.00 to the United States Government; post this amount to the accounting records in compliance with Generally Accepted Accounting Principles of the United States of America and make all necessary adjustments to the accounting records (including any prior period adjustments, expenditures, appropriations or any other necessary adjustments).

1005-18 A RESOLUTION APPROPRIATING \$300,000.00 FROM VARIOUS ACCOUNTS WITHIN THE HIGHWAY DEPARTMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010 that this body does hereby appropriates \$300,000.00 to various accounts within the Highway Department as shown on the attachment herewith.

1005-19 A RESOLUTION TRANSFERRING FUNDS TO VARIOUS ACCOUNTS WITHIN THE HIGHWAY DEPARTMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010 that this body does hereby transfer funds from Various Accounts of the Highway Department as shown on the attached schedule.

**1005-20 A RESOLUTION APPROVING THE FISCAL YEAR 2009-2010
SUMNER COUNTY BOARD OF EDUCATION GENERAL PURPOSE SCHOOL
FUND BUDGET AMENDMENTS AND APPROPRIATING AND/OR
TRANSFERRING SUCH FUNDS AS REQUIRED**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010 that this body hereby approves the 2009-2010 Sumner County Board of Education General Purpose School Fund Budget Amendments and appropriates and/or transfers such funds among the various accounts as shown on the attached schedules which are hereby incorporated as a part of this resolution.

**1005-21 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 17th day of May, 2010 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.

**1005-22 A RESOLUTION DONATING COMPUTERS FROM GALLATIN
LIBRARY TO WHITE HOUSE LIBRARY AS SURPLUS AND AUTHORIZING
DONATION 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 May, 2010 that this body does hereby donates computers from Gallatin Library to White House Library as surplus as shown on the attachment; and

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

**1005-23 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE
ELECTION 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 May, 2010 that this body does hereby declare the items from the Election Office as surplus as shown on the attachment; and

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

**1005-24 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE
ASSESSOR OF PROPERTY 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 May, 2010 that this body does hereby declare the items from the Assessor of Property as surplus as shown on the attachment; and

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

1005-25 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE INFORMATION TECHNOLOGY 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 May, 2010 that this body does hereby declare the items from the Information Technology as surplus as shown on the attachment; and

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

1005-26 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE HENDERSONVILLE LIBRARY 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 May, 2010 that this body does hereby declare the items from the Hendersonville Library as surplus as shown on the attachments; and

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

1005-27 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE GALLATIN PUBLIC LIBRARY 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 May, 2010 that this body does hereby declare the items from the Gallatin Public Library as surplus as shown on the attachments; and

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

1005-29 A RESOLUTION APPOINTING THE JUDICIAL MAGISTRATES OF SUMNER COUNTY

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of May, 2010, that this body hereby appoints the following individual to the existing roster of persons who serve as Judicial Magistrate:

Erica Porter

BE IT FURTHER RESOLVED that this Judicial Magistrate shall serve a term which begins May 17th, 2010, and shall run the remaining period of the present term which ends December 31, 2010, or until a successor is appointed.

PROPERTY TAX REFUNDS

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

Gallatin Multifamily Part, \$7,308.02; Glenbrook Hendersonville LLC,
\$37,206.16; T & R Nashville Ltd Partnership, \$31,994.11;
The Memorial Foundation, \$16,868.83

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

EXECUTIVE SESSION

Chairman Hyde declared the Commission in Executive Session at 7:36 p.m. When the Commission reconvened at 7:55 p.m., Commissioner Moser moved, seconded by Commissioner Pospisil, to authorize the County Law Director and the County Executive to move forward in the bankruptcy matter discussed to protect the interest of Sumner County. The motion carried by unanimous voice vote.

ADJOURNMENT

Chairman Hyde declared the Commission meeting adjourned at 8:00 p.m. upon motion of Commissioner Frank Freels and duly seconded.

BILL KEMP, CLERK

MERROL HYDE, CHAIRMAN

Prepared by Maria A. Savage

Approved on _____
