
MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
July 20, 2009

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, July 20, 2009, in the Commission Chambers of the Sumner County Administration Building in Gallatin, Tennessee at 7:00 p.m. Present and presiding was the Chairman Merrol Hyde. Also present were the County Clerk Bill Kemp and County Law Director Leah Dennen and the following Commissioners to wit:

Mike Akins	Paul Goode	Joe C. Matthews
Saundra Ridings Boyd	Steve Graves	Kirk Moser
David Cummings	Bob Hendricks	Bob Pospisil
Paul Decker	Billy S. Hobbs	David Satterfield
James A. England	Chris Hughes	Jo Skidmore
Shawn Fennell	Merrol N. Hyde	Jerry F. Stone
Paul D. Freels	David Kimbrough	Jim Vaughn
Frank E. Freels		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 Trisha LeMarbre was absent from the meeting.

The Invocation was led by Rev. Denman Frazer, Good Shepherd United Methodist Church.

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

APPROVAL OF AGENDA

Chairman Hyde stated that there had been a request that the Assessor of Property give an overview of the property tax assessment. Without objection, Chairman Hyde added the Assessor Property as "C"; Trustee Banking as "D"; and Financial Report from the Director of Finance as "E". He reported that Committee on Committees report would be deferred until next month. Commissioner Skidmore moved, seconded by Commissioner Frank Freels, to adopt the agenda with the additions and deletions. The Commission approved the agenda as amended by unanimous voice vote of the body.

Chairman Hyde requested those in the audience to stand who were in favor of employees keeping their jobs.

APPROVAL OF MINUTES

The minutes for the meeting of this body held on June 15, 2009, and recorded in the office of the Clerk, Bill Kemp, were approved by voice vote after Commissioner Graves made the motion, seconded by Commissioner Fennell.

RECOGNITION OF THE PUBLIC

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

Mike Moulton, the Director of Planning, 360 Lee Road in Cottontown, stated that he felt his position and department should not be eliminated from the 2009-10 budget. Commissioner Vaughn moved, seconded by Commissioner Fennell, to grant Mr. Moulton an extension of time. The motion carried by voice vote of the body. Mr. Moulton stated that the County Attorney did not agree with the interpretation of expert witnesses associated with planning laws that he presented.

DeWayne Caldwell of 60 Industrial Park Drive in Hendersonville said that he has found that the Engineering and Planning Departments were vital to Sumner County interests. He said if these two departments are eliminated, the workload would be too great.

Ray E. Horkey of 1005 Grider Drive in Gallatin stated that the County was going backwards by eliminating Nick Strong's job as County Engineer. He asked that the two departments be preserved.

Vena Jones of 2608 Colbert Drive in Nashville stated that she was with the Cumberland River Compact, a non-profit organization. She works with nine different regions to meet state and federal requirements and urged the commissioners not to dismantle the current program that protects water quality. Upon motion of Commissioner Goode, seconded by Commissioner Vaughn, the Commission voted to suspend the rules to allow an extension of time for Ms. Jones.

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

REPORT OF THE CHAIR

Commissioner Goode introduced the following resolution and read the following certificate into the record:

A RESOLUTION HONORING AMBER HUNT AS HENDERSONVILLE CHRISTIAN ACADEMY'S TENNESSEE TEACHER OF THE YEAR

WHEREAS, Miss Amber Hunt, has taught four years at Hendersonville Christian Academy School and has been selected as the Hendersonville Christian Academy's Teacher of the Year; and

WHEREAS, Miss Amber Hunt has taught high school English and Speech at Hendersonville Christian Academy and through her efforts brings to her students a love of learning; and

WHEREAS, Miss Amber Hunt, in addition to her classroom responsibilities, serves as the yearbook advisor, school newspaper editor, volleyball coach, and high school play director; and

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

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of July, 2009, that this body hereby congratulates and commends Miss Amber Hunt for her dedication and outstanding service to the youth of Hendersonville Christian Academy and for her receipt of the Hendersonville Christian Academy Tennessee Teacher of the Year Award; and

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

Upon motion of Commissioner Goode, seconded by Commissioner Decker, the Commission voted to approve the Certificate of Recognition honoring Ms. Hunt.

ELECTION OF COMMITTEE ON COMMITTEES

Chairman Hyde recognized Commissioner Vaughn who nominated the following slate of commissioners for the 2009-10 year: Commissioners LeMarbre, Hughes, Satterfield, Pospisil and Fennell. With a voice vote of acclamation, the Commission elected Committee on Committees upon motion of Commissioner Vaughn, seconded by Commissioner Goode.

Chairman Hyde introduced the following resolution and recognized County Trustee Marty Nelson who spoke regarding the depository of county funds.

0907-13 A RESOLUTION ACCEPTING THE BANKING PROPOSAL OF FIRST TENNESSEE BANK

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of July, 2009, that this body hereby accepts the banking proposal of First Tennessee Bank as recommended by the Sumner County Trustee Office as shown on the attached schedule (in file).

Upon motion of Commissioner Frank Freels, seconded by Commissioner Cummings, the Commission approved the acceptance of the banking proposal from First Tennessee Bank.

David Lawing, Sumner County Director of Finance, reported that his sales tax projections for the 2009-10 Fiscal Year were not being met with a drop of approximately 11.69% decline in sales tax figures representing \$330,000.00 for May collections that were reported in June. Beginning in the month of March, there has been a more drastic decline.

Chairman Hyde requested those in the audience to stand who are against the elimination of five people from the payroll.

John Isbell, Assessor of Property, gave a presentation on the methodology used to arrive at reappraisal values.

REPORT FROM COUNTY OFFICIALS

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

LIST OF NOTARIES PUBLIC

ADAMS, MARY ANN	LEWIS, JACI
ANDERSON, TANYA KAY	LUKACIC, LISA MARIE
BARANYI, RICHARD	LUNDQUIST, ROBIN L
BATES, ROSEMARY DENISE	LYNCH, REBECCA HEATH
BELISLE, TERESA	MARBERRY, ANGELA B
BLACK, LYWENDA RENA	MARGESON, SANDRA
CELSOR, KAREN LYNNETTE	MARKSBERRY II, MARVIN HENSLEY
COKER, RICHARD RAY	MARTIN, BRENDA LOUISE
CRAWFORD, JULIA EUBANK	MCDOLE, ELISA R.
DAKE, KATHERINE W	MINTON, VALERIE ELAINE
DIORIO, LISA DIANNE	PATE, JR, ROBERT H
DOTSON, CHERYL D.	PHILLIPS, PAMELA SUE
DRIVER, FRANKLIN KEACH	ROTH, JO
DUFFER, MARY A	SCHIAVONE, SHELBY A
DUKE, KELLY ANNETTE	SMITH, ROBBIE SATTERFIELD
FISHER, REBECCA GAYLE	SMITH, REGINALD RASHAD
GILLIAM, MICHELLE ANN	SMITH, BRENDA BIRDWELL
GOODALL, LAURA YANCEY	STANSBERRY, SAMUEL EDWARD
HOWES, CAROL DENISE	STARR, BRIAN DANIEL
JENKINS, DEBRA BLAYLOCK	STREET, THERESA JANELLE
JOHNSON, SHIRLEY MAE	TAYLOR, JAMES BURTON
JONES, CRYSTAL DAWN	TISDALE, DEBORAH
KEEN, PATRICIA ANN	VENABLE, SHAMEKA DELORIS
KLITZING, JANICE	WEST, JEANEAN
KOSLOFF, JULIE LYNN	WILLIAMS, MARY BETH

Chairman Hyde introduced the following resolution:

0907-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 NOTARIES 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 Pospisil, seconded by Commissioner Skidmore, voting was recorded in the following manner:

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

0907-NOTARY Yes: 21 No: 0 Abs: 2 08:09 PM

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

COMMITTEE ON COMMITTEES

There was no report from the Committee on Committees.

HIGHWAY COMMISSION

There was no report from the Highway Commission.

EDUCATION COMMITTEE

There was no report from the Education Committee.

EMERGENCY SERVICES COMMITTEE

Chairman Vaughn introduced the following record and moved for approval.
Commissioner Goode seconded the motion.

0907-01 AMENDED RESOLUTION ESTABLISHING REGULATIONS AND REQUIREMENTS ("SUMNER COUNTY AMBULANCE REQUIREMENTS") FOR THE OPERATION OF PATIENT TRANSPORT SERVICES IN SUMNER COUNTY; GRANTING EXCLUSIVE SERVICE RIGHTS TO SUMNER COUNTY EMERGENCY MEDICAL SERVICE TO OPERATE AND MAINTAIN AN AMBULANCE SERVICE AS THE PRIMARY SERVICE PROVIDER OF PATIENT

TRANSPORT AND EMERGENCY MEDICAL CARE SERVICES WITHIN THE BORDERS OF SUMNER COUNTY; AND DECLARING THAT THE OPERATION OF AMBULANCE SERVICES WITHIN SUMNER COUNTY IS A PUBLIC SERVICE NECESSARY FOR THE CONVENIENCE AND PROTECTION OF THE HEALTH, SAFETY AND WELFARE OF THE CITIZENS AND INHABITANTS OF THIS COUNTY.

WHEREAS, pursuant to the legal authority vested in cities and counties under the laws of the State of Tennessee, the Sumner County Legislative Body hereby promulgates reasonable and legitimate governmental restrictions on private and nonprofit ambulance services operating in the county and formerly declares that the Sumner County Emergency Medical Service is the primary provider of patient transport services within the County, and in so adopts regulations to guarantee the integrity and level of competence for emergency medical and patient transport services operating within Sumner County, and

WHEREAS, T.C.A. § 7-61-102 provides that the governing body of any county or city of the State of Tennessee may provide, maintain and do all things necessary to provide ambulance service as a public service, and

WHEREAS, T.C.A. § 7-61-103 states in pertinent part that in order to protect the public health and welfare, any county or city may adopt reasonable regulations to control the provision of private or nonprofit ambulance service, and

WHEREAS, the Sumner County Legislative Body so declares that the operation of an ambulance service within the borders of Sumner County is a public service and not a business of common right, and the protection of the public health, safety and welfare outweighs the burden of these restrictions on the private and nonprofit entities they are designed to regulate, and

WHEREAS, the operation of a public ambulance service within Sumner County is a reasonable and legitimate governmental interest and so subject to the adoption and enforcement of local regulations and controls designed to protect the health, safety and welfare of the citizens of Sumner County, and

WHEREAS, it is within the legislative discretion of the Sumner County Legislative Body to so designate an ambulance service as the subject of exclusive primary service provider rights, and to further operate and maintain an ambulance service for the benefit of the citizens of Sumner County, and

WHEREAS, T.C.A. § 7-61-104 dictates that no county may provide and maintain, license, franchise, or contract for ambulance service within the boundaries of a city or another county, and no city may provide and maintain, license, franchise, or contract for ambulance service outside its corporate boundaries, without the approval of the governing body of the area to be served.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session this 20th day of April, 2009, that this body does hereby adopt the following resolution known as the

SUMNER COUNTY AMBULANCE REQUIREMENTS

SECTION I: Scope of Coverage

The provisions of this Resolution shall apply to all ambulance and patient transport services operating in Sumner County, including the Sumner County Emergency Medical Service and other governmental, private or nonprofit ambulance services.

SECTION II: Grant of Exclusive Primary Service Provider Rights

The Sumner County Emergency Medical Services is hereby granted the exclusive primary service right to handle all calls for patient transport services and to operate and maintain an ambulance service for the public convenience and necessity in Sumner County.

SECTION III: Approval of Municipalities

Local municipalities within the boundaries of Sumner County will be served by the Sumner County Emergency Medical Service and subject to all inter-local agreements and contracts currently in effect. All private contracts entered into by Sumner County Emergency Medical Service to be performed within the corporate boundaries of a municipality shall be approved by the governing body of the area to be served and the Sumner County Legislative Body.

SECTION IV: Agreement with other Counties

The Sumner County Emergency Medical Service may also enter into agreements with other surrounding counties to provide and operate an ambulance service within another county or portions of other counties, but only with the express consent and approval of the Sumner County Legislative Body and the governing body of the county to be served.

SECTION V: Agreement with Private Entities

The Sumner County Emergency Medical Service may contract with private entities, and health care facilities for patient transport services subject to the approval of the Sumner County Legislative Body and governing body of the area to be served. Such a contract is for the provision of services, not a guarantee of payment nor a creation of an employment or subcontractor relationship.

SECTION VI: Private, Nonprofit Service Must Obtain Local License

No other private, nonprofit or governmental ambulance service may operate within the unincorporated areas of Sumner County, except with the proper local licensing, compliance with all requirements contained herein("Locally Licensed Provider") , and the express permission of the Sumner County Legislative Body or its designee, the Sumner County Emergency Medical Service.

SECTION VII: Authority to Defer Calls to Other Licensed Services

The Sumner County Emergency Medical Service is hereby declared to be the primary ambulance service provider in Sumner County and all calls for patient transport services must first be referred to this agency and will be handled by this agency, provided that the Sumner County Emergency Medical Service may at any time necessary, depending on call volume, staff, ambulance and equipment availability, defer a call for patient transport services to another private, nonprofit or governmental ambulance service authorized and licensed by Sumner County Government("Locally Licensed Provider").

SECTION VIII: Deferred Calls, Local License Required

Only a Locally Licensed Provider properly licensed and meeting all county requirements and regulations outlined below will be allowed to handle deferred calls for service arising within Sumner County.

If however, in the event of a need for additional resources, the Director or his designee determines that such a situation exists where neither SCEMS nor a Locally Licensed Provider can supply appropriate service, then the Director or his designee can contact any non-approved provider to render service or assistance.

SECTION IX: Patient's Private Right to Select

Nothing contained within this Resolution shall be interpreted as restricting or interfering with the right of the individual patient to select a private person for their personal patient transport needs, so long as, in the case of a private request for a particular ambulance service, the ambulance service requested must meet the requirements of this Resolution and is licensed by Sumner County.

SECTION X: No Interference with Emergency Medical Care

At no time shall the provisions of this Resolution operate to impede the practical and proper medical care and emergency patient transport needs of any patient, provided that a valid medical necessity was in existence at the time, if and when the decision was made to use an alternative patient transport service provider.

SECTION XI: No Denial of Service

No ambulance service or patient transport service licensed and operating in Sumner County shall deny emergency medical treatment or patient transportation services to any individual based on that individual's race, creed, sex, national origin, religious belief, insurance coverage, ability to pay, or any other discriminatory practice. Ambulance services shall be available to all requestors inside the boundaries of Sumner County commensurate with the terms and provisions of this Resolution.

SECTION XII: Procedure to Defer Calls for Service

At all times any emergency medical or patient transport calls received by a Sumner County PSAP (public Safety answering point) shall be first referred to the Sumner County Emergency Medical Service. The director or supervisor on duty shall have the discretion to accept or defer any call received by the agency dependent upon existing call volume, prioritization of calls, staff, ambulance and equipment availability. Deferred calls shall be transmitted immediately and without delay to a Locally Licensed Provider authorized to operate in the county.

Sumner County Emergency Medical Service shall at all times utilize a system that is fair and impartial in the selection of a Locally Licensed Provider to handle deferred calls for service.

SECTION XIII: Fees Shall Be Reasonable

Fees and total charges for all ambulance services licensed and operating in Sumner County shall at all times be reasonable and competitive within the Middle Tennessee area, and shall be subject to discretionary review by the Sumner County Legislative Body.

SECTION XIV: Health Care Facilities

All health care facilities, including, but not limited to, hospitals, clinics, nursing homes, assisted care or homes for the aged shall consider the Sumner County Emergency Medical Service as the primary service provider of patient transport needs in Sumner County and shall at all times respect and adhere to the terms of this Resolution. Subject to the individual patient's request for a particular person, private, nonprofit, or government operated ambulance service to meet that individual's private patient transport needs, all calls for ambulance service or patient transport needs shall be transmitted to the Sumner County Emergency Medical Service as the primary ambulance provider. The Sumner County Emergency Medical Service shall handle the call for service within a reasonable period of time depending on the priority status of the call, provided that the Sumner County Emergency Medical Service currently has the available resources, dependent upon, but not limited to, call volume, staff, ambulance and equipment availability in operation to properly and safely handle the call. If resources are currently not available from the Sumner County Emergency Medical Service to properly and safely handle the call, such may then defer to another state and locally licensed ambulance service approved to conduct Sumner County patient transport services. Only ambulance services, authorized

pursuant to the resolution will be allowed to operate, conduct patient transport services, and handle deferred calls within Sumner County.

SECTION XV: State License Required

All locally licensed ambulance services operating in Sumner County must be certified and properly licensed by the Tennessee Department of Health - Emergency Medical Service guidelines and regulations.

SECTION XVI: Vehicles Must Comply with State and Local Laws

All vehicles providing ambulance service within the boundaries of Sumner County shall adhere to the laws of the State of Tennessee regarding emergency medical and patient transport requirements, licensing, traffic laws regarding responses to emergencies, provisions of this Resolution and the following rules and regulations adopted by the Sumner County Legislative Body.

SECTION XVII: Local Vehicle Regulations

All locally assigned vehicles providing ambulance, and/or patient transport services, except those operated by private citizens pursuant to an individual private patient's request, must conform and comply with all requirements of current and contemporaneous Tennessee law, and the following locally adopted mandates:

A) All vehicles must conform to the Tennessee Department of Health Regulations concerning specifications, licensing and equipment.

B) Each ambulance must be properly equipped with certified staff and all items necessary to be a Class B unit and shall contain all equipment and supplies approved by state regulations and referenced in this resolution.

C) Each ambulance shall be inspected daily for maintenance and repair purposes and compliance with the mandated ambulance inventory of equipment and supplies approved by state regulations and referenced in this resolution.

D) All ambulances must be properly staffed, capable of responding to, and equipped to handle emergency calls and natural disasters when needed and requested by Sumner County Government, Emergency Management Director or the Sumner County Emergency Medical Service.

E) Each ambulance must be equipped with a two-way radio system for both communications with their base dispatcher, hospitals, Sumner County Emergency Medical Service from both inside and outside the ambulance on VHF, UHF, and/or 800 MHZ frequencies or such other additional frequencies as may be designated from time to time by the FCC Coordinator.

F) Provisions of this Resolution shall not preclude Invalid Transport as defined by Tennessee Department of Health, Emergency Medical (TDH-EMS) guidelines, so long as such Invalid Transport conforms to all state or locally adopted regulations.

G) Ambulances must have available all necessary equipment needed to allow the ambulance to travel safely in adverse or inclement weather conditions.

H) Each ambulance, with the exception of designated back-up units, must be housed inside, or measures to ensure the interior temperature of the ambulance between forty degrees (40°) and ninety degrees (90°) at all times.

I) Each ambulance shall display the company name and ambulance identification number on both exterior sides of the vehicle's body with a minimum size four (4) inch block letters. Letters should contrast with the primary body color of the vehicle and should be easily readable from a distance of one hundred (100) feet.

J) All ambulances and equipment shall be kept clean and sanitary at all times. Staff shall be continuously supplied with cleaning equipment, supplies and an area suitable for cleaning and disinfecting the ambulance.

~~K) Ambulances shall be no more than eight (8) years old from the date of new sale or have no more than two hundred thousand (250,000) miles on the odometer, except for established and dedicated back-up units.~~

L) All vehicles must comply at all times with state guidelines for maintenance adopted by the Tennessee Department of Health and Tennessee Department of Transportation.

M) Vehicles must be maintained by an ASE certified **Master** Automotive Technician.

N) Ambulances shall undergo preventative maintenance every three thousand, five hundred (3,500) miles and repaired immediately when operational deficiencies are identified and reported by staff.

SECTION XVIII: Drivers and Attendants

All drivers and attendants must meet the following requirements:

A) Any ambulance used by a licensed service provider for patient transport services in Sumner County shall conform to all Class B ambulance standards as defined by the Tennessee Department of Health, Division of Emergency Medical Services (TDH-EMS), and must be staffed with a minimum of one emergency medical technician and one paramedic when responding to all emergency transfer calls. Basic life support units shall consist of no less than two (2) Emergency Medical Technicians. Paramedics conducting Advanced Life Support transports must be certified in Advanced Cardiac Life Support, and Pediatric Advanced Life Support or Pediatric Emergency Pre-hospital Provider.

B) Any service requesting certification by Sumner County shall have no person designated as supervisor or shift captain who is less trained or qualified than the person or persons under their command with the exception of critical care certification.

C) Each Emergency Medical Technician and Paramedic shall be physically able to perform the tasks associated with patient rescue, medical treatment and patient transport.

D) Each Emergency Medical Technician and Paramedic shall be clean in appearance and dress, and shall at all times display his/her name, certification and company/agency name in an appropriate manner on their uniform. Uniform dress for all personnel is required with an insignia or patch displaying the name of the company or agency on the shirt.

E) Any service requesting certification shall have only licensed Emergency Medical Technicians and/or Paramedics providing patient care and transport services.

~~F) Any service requesting certification by Sumner County shall provide a description of their training program, including training requirements for new employees, continuing education requirements and employee evaluation programs.~~

G) Personnel certification, license, and training compliance documents shall be provided to the Sumner County Emergency Medical Service by October 31st of each calendar year.

SECTION IXX: Certification Documents

Each ambulance service requesting certification and licensing in Sumner County shall provide the following documents prior to being considered or receiving certification for local licensing.

A) The full name and address of the applicant and the owner or owners of the business.

B) The trade or other business name(s) in which the applicant does business or proposes to do business under and verification of name registration from the Tennessee Secretary of State.

C) The training or experience of the applicant in the transportation and care of patients, with a minimum requirement of two (2) years experience operating an ambulance service.

D) A list of employees including current copies of certifications as Emergency Medical Technicians, Paramedics, Cardio Pulmonary Resuscitation, and other specific advanced certification documents, state license number, motor vehicle record, criminal record and a copy of the employee's Tennessee drivers license.

E) A description of each ambulance to be utilized in Sumner County including the make, model, year of manufacture, current odometer reading, state E.M.S. permit number, vehicle identification number, primary body color, and the length of time the vehicle has been owned by the applicant or company and the amount of years the vehicle has been in service. ~~The applicant shall provide a photograph of each ambulance utilized in Sumner County to the Director of the Sumner County Emergency Medical Service prior to county license being granted.~~

F) The location and address of the company office in Sumner County and the primary office address of the company.

G) Phone numbers to access patient transport services, management and supervisors twenty-four (24) hours per day.

~~H) Accurate financial records to describe the company's current and historic financial condition.~~

I) Copies of all insurance policies in effect and required under Section XXV.

J) Copies of registration documents with the Tennessee Secretary of State.

K) Copies of the corporate charter and by-laws or the like for the business organization.

L) Name, address and phone number of the individual selected for service of legal process.

- M) Name and address of all shareholders/owners holding five percent (5%) or more of the company's shares or ownership assets.
- N) A copy of the State of Tennessee Department of Health license and rating.
- O) A completed inventory checklist for all vehicles assigned or currently in-service proposed to be assigned within Sumner County.
- P) Copies of maintenance records for all vehicles assigned or proposed to be assigned within Sumner County.
- Q) A copy of the Drug Enforcement Administration license.
- R) The name and address of the medical director employed by the service.
- S) Each service must provide any documentation requested to verify compliance with any section or term included in this Resolution.
- T) Each service operating in Sumner County shall certify annually that it meets all regulations contained in this Resolution and shall update employee records on file with Sumner County as needed.

SECTION XX: Ambulance Inventory and Daily Checklist

All ambulances must conform to Tennessee Department of Health, Division of EMS Rules and Regulations Specifically:

- 1200-12-1-.01
Sanitation of Ambulances
- 1200-12-1-.02
Ambulance Safety, Design, and Construction Standards
- 1200-12-1-.03
Emergency Medical Services Equipment and Supplies

SECTION XXI: Vehicle Inspections

All ambulances licensed in Sumner County, and equipment and supplies contained therein are subject to annual inspection during regular business hours by the Sumner County Emergency Medical Services Director or his or her designee. Inspections may be random and unannounced, without prior notice. The annual inspection fee for each vehicle is one hundred dollars (\$100.00) payable to Sumner County Government on or before December 31st of each calendar year. If a vehicle fails the inspection it will be taken out of service within Sumner County immediately and shall remain out of service within Sumner County until the deficiencies have been corrected and the vehicle re-inspected for compliance and approved for service by the Sumner County Emergency Medical Service Director or his or her designee. The re-inspection fee for each vehicle found to be in violation of this Resolution shall be one hundred dollars (\$100.00) for each re-inspection.

SECTION XXII: Records Compliance Inspection

All specified business records of ambulance services licensed in Sumner County shall be subject to annual compliance inspections conducted by the Sumner County Emergency Medical Service Director, or his or her designee. Inspected documents shall include, but not limited to, the following business records of the company: call logs, response time verification forms, daily

inventory forms, dispatch records, personnel training and certification forms, vehicle maintenance records, radio maintenance records and current licensing documents, public complaints regarding the ambulance service while operating in Sumner County, insurance documents, Drug Enforcement Administration license, a copy of all fees and rates charged to citizens of Sumner County and all state required licenses.

SECTION XXIII: Other Inspections - All vehicles, equipment and required reports shall be available at all times during regular business hours for inspection by the Sumner County Emergency Medical Service Director, or his or her designee, and/or the Regional Emergency Medical Service Coordinator.

SECTION XXIV: Must Respond to Emergencies and Disasters
~~All providers of service in Sumner County are required, in all cases of disaster or emergency drill preparedness, to respond to all requests for service from the Sumner County Government, Sumner County Emergency Medical Service, Sumner County Emergency Management Agency and report for coordination and training when requested to do so by the Director of the Sumner County Emergency Medical Service or the Incident Commander on scene.~~

SECTION XXV: Insurance Coverage
All ambulance services operating in Sumner County shall maintain the minimum insurance coverage as required by the State of Tennessee per incident for malpractice, per incident for automobile insurance, and for professional liability and must maintain the statutory minimum limits on worker's compensation insurance. The insurance company must be authorized and licensed to operate in the State of Tennessee. Proof of insurance shall be made available to the Sumner County Emergency Medical Service Director prior to local license being granted.

SECTION XXVI: Restrictions on Trade Name
No ambulance service operating in Sumner County shall use or advertise the words "Sumner County" as a part of its trade or business name.

SECTION XXVII: Restrictions on Telephone Numbers; Display of 911
No private or nonprofit ambulance service or patient transport provider shall display or advertise a seven (7) or ten (10) digit telephone number for emergency calls for service. All services shall include the "911" number for emergency calls in any advertising and shall not represent that another telephone number other than "911" should be used to request an emergency ambulance. Any advertising or document, letter head, business card, brochures distributed or generated by the private or nonprofit ambulance service that includes the company's seven (7) or ten (10) digit telephone number should also include a statement or reference that "911" should be used to call for emergency medical care and transportation purposes.

SECTION XXVIII: Monitoring Radio Frequency to Obtain Calls
No private or nonprofit ambulance service, or agent thereof, shall cause or permit any ambulance to be dispatched on the basis of information received and obtained by monitoring a radio frequency assigned to law enforcement, ambulance service, rescue squad or other governmental or public agency, except pursuant to specific request and prior arrangement with the coordinating agency responsible for dispatching emergency ambulances.

SECTION IXXX: Physician Medical Director
All services licensed and operating in Sumner County must designate and identify the name, address and phone number of the medical director on staff. All medical directors must be Tennessee licensed physicians. The appointed medical director shall at all times work in conjunction with the Sumner County

Emergency Medical Service to ensure that the medical treatment and transport protocol standards are being properly followed by the licensed service and its staff personnel.

SECTION XXX: Dispatcher and Dispatch Center Required

Each service licensed and operating in Sumner County shall provide at all times for a twenty-four (24) hour per day dispatch center and on-duty dispatcher for communication purposes. Dispatchers shall work no more than sixteen (16) hour daily shift assignments. All dispatchers are required to be trained in the operation of, and continually monitor while on duty, a telephone device for the deaf (TDD); must pass a background check provided for and paid by the employing agency. Dispatch center must have standard operating procedures in place for handling all calls and providing for multiple means of communication with Sumner County Government and the Sumner County Emergency Medical Service. ~~A back-up or emergency radio and electrical generation system must be in place at the dispatch center and available for use at all times.~~ Alternate means of communications must be in place to ensure uninterrupted contact with SCEMS in case of electrical failure. Dispatchers must be certified in Health Care Provider CPR.

SECTION XXXI: Local Business Office

Each service licensed or currently operating in Sumner County must provide for a local business office with a local business licenses in Sumner County open to the public between the hours of 9:00 A.M. and 5:00 P.M. for the purpose of paying bills, acceptance of complaints and conducting business with the company. Staffing within the local business office will be at the discretion of the licensed service, however, provisions shall be made to accommodate public walk-up's and phone calls (i.e. ring down phones) between 9:00 A.M. and 5:00 P.M. The address and phone number of the local Sumner County office shall appear in any advertising, billing information or company brochure distributed or addressed for delivery in Sumner County.

A Minimum of one ambulance, meeting the standards of this agreement, must be stationed and staffed on a 24 hour, 7 day a week basis at the local business office.

The service must have a Sumner County business license.

SECTION XXXII: Medicare Approved

Each locally licensed ambulance service, or service operating in Sumner County must be Medicare enrolled and currently approved to provide Medicare reimbursable services. The current Medicare provider number shall be on prominent display in the public portion of the business office of the service at all times the office is open to the public. All services shall be setup to complete electronic billing for Medicare approved patients and shall be able to provide copies of Medicare and other insurance billings to the patient upon request.

SECTION XXXIII: Penalties

Violations of this Resolution are enforceable in General Sessions, Chancery or Circuit Courts of Sumner County. All violations of this Resolution shall be reported immediately to the Sumner County Emergency Medical Service Director for review and enforcement action. Convictions for violations of this Resolution may carry possible license suspension, revocation or monetary civil fines, remedial and restitution in nature, not to exceed five-hundred dollars (\$500.00) or punitive fines not to exceed fifty dollars (\$50.00), without trial by jury, for each offense the violator is convicted thereof. Each particular definable offense or each day a continuing offense is allowed to continue constitutes a separate and enforceable act.

SECTION XXXIV: Record of Dispatch

Each locally licensed ambulance service shall be capable of reporting total number of calls originating within Sumner County. The report shall be broken down by zip code and include time call received, dispatched, arrival at scene, transport time, arrival at drop-off location, return to service time shall be maintained. All dispatch records and patient care reports shall conspicuously reference the SCEMS assigned Manifest Number.

SECTION XXXV: Conflict with Other Laws

If a particular provision of this Resolution conflicts with a provision of federal or state law, the federal or state law shall be controlling with regard to that particular provision in conflict only. Prior provisions of past county resolutions in conflict with any particular provision contained herein are hereby repealed, and this Resolution should be considered the controlling document with regard to the subject matter covered.

SECTION XXXVI: Severability

If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such language or portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity or the remaining portions thereof, unless so noted by the court.

SECTION XXXVII: Effective Date - This Resolution shall take effect July 1, 2009, the public welfare requiring it and the noted amendments shall take place immediately upon passage of this resolution.

RESOLVED this ____ day of _____, 2009.

The electronic vote was recorded in the following manner:

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

0907-01 Yes: 23 No: 0 Abs: 0 08:12 PM

Chairman Hyde declared Resolution 0907-01 approved by the body.

GENERAL OPERATIONS COMMITTEE

Chairman Vaughn introduced the following record and moved for approval.
Commissioner Goode seconded the motion.

0907-02 A RESOLUTION DECLARING THE OLD ARCHIVES BUILDING AS SURPLUS AND DIRECTING THAT IT BE SOLD AT PUBLIC AUCTION WITH A RESERVE VALUE TO BE DETERMINED AND DIRECTING THE COUNTY EXECUTIVE TO HAVE THE FACILITY CLEANED PRIOR TO SALE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of July, 2009, that this body hereby declares the Old Archives Building as surplus property of

Sumner County and directing that the property be sold at public auction with a reserve value to be determined prior to sale along with all details of the auction; and

BE IT FURTHER RESOLVED that the County Executive shall determine the best manner to have the facility cleaned and have that task undertaken prior to the sale.

Chairman Hyde recognized County Law Director stated that the County Commission would be informed next month as long as it passes through General Operations Committee.

The electronic vote was recorded in the following manner:

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

0907-02 Yes: 17 No: 4 Abs: 1 08:13 PM

Chairman Hyde declared the resolution approved by the body.

PUBLIC WORKS COMMITTEE

Chairman Goode reported that the Commission passed a resolution asking the State of Tennessee to study safety issues on TN386, which resulted in safety guide wires being placed where the most serious accidents have occurred.

LEGISLATIVE COMMITTEE

Chairman Pospisil introduced the following record and moved for approval.
Commissioner Graves seconded the motion.

0907-03 A RESOLUTION ADOPTING THE STRATEGIC ECONOMIC DEVELOPMENT PLAN

WHEREAS, the Three-Star Program was developed to meet the needs and challenges of the evolving economic environment in urban and rural communities and to partner with communities to create opportunities for sustained economic growth; and

WHEREAS, communities seeking certification as a Three-Star community must meet certain criteria, including the adoption of a five-year strategic economic development plan; and

WHEREAS, in achieving the mission of the Three-Star Program, the Department of Economic and Community Development commits to assist communities in developing and implementing a strategic economic plan;

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of July, 2009, that:

SECTION 1. The legislative body of Sumner County declares that the county has adopted a five-year strategic economic development plan for 2009-2013 to be updated annually; and

SECTION 2. The strategic economic development plan includes the county's economic goals in promoting economic growth, a plan to accomplish those goals and a projected timeline in achieving those goals; and

SECTION 3. The strategic economic development plan addresses the county's goals pertaining to existing industry, manufacturing recruitment, workforce development, retail/service, tourism, agriculture, infrastructure assessment and educational assessment.

The electronic vote was recorded in the following manner:

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

0907-03 Yes: 23 No: 0 Abs: 0 08:15 PM

Chairman Hyde declared the Resolution 0907-03 approved by the body.

BUDGET COMMITTEE

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

0907-04 A RESOLUTION CREATING THE CONSTRUCTION & DEVELOPMENT DEPARTMENT (C & D), RELOCATING CERTAIN PERSONNEL WHILE REASSIGNING CERTAIN DUTIES AND RESPONSIBILITIES, TRANSFERRING BUDGETS AND CLOSING THE SUMNER COUNTY PLANNING OFFICE, SUMNER COUNTY CODES OFFICE, SUMNER COUNTY ENGINEERING DEPARTMENT AND RELOCATING THE COUNTY ENVIRONMENTAL DEPARTMENT EMPLOYEE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of July, 2009 that this body does hereby adopt the following resolution to create, dissolve, transfer budgets, restructure and reassign various offices, departments and personnel in the following manner:

The **CONSTRUCTION & DEVELOPMENT DEPARTMENT (C & D)** shall be created and begin operations as of July 21st, 2009.

The **C & D** budget shall be approved and finalized as part of the overall 2009-2010 budget. Funds and liabilities for the budget shall be transferred from the actions taken below and used until final budget adoption.

C & D shall undertake all statutory duties and obligations of the Sumner County Regional Planning Commission, Board of Zoning Appeals, Board of Construction Appeals, as well as any other commissions, committees, boards, groups or undertakings associated with the duties, services and responsibilities set forth below. Membership of all such commissions, boards, committees or groups will in no way be changed by this Resolution except for the change of assigned employment positions associated with any statutory needs.

C & D shall be created from the following departments and offices.

The **SUMNER COUNTY PLANNING OFFICE** (Planning) shall end at midnight, July 20th, 2009.

As of the closing of Planning, all funds and liabilities in that budget shall be transferred to the C & D budget and the Planning budget shall be set at zero dollars.

Responsibilities of this office shall be assigned as follows: any and all state or federal legal or statutory obligations or requirements, acceptance of all subdivision applications, building permits, water issues, zoning applications and issues and any other zoning, codes, engineering, groundwater, or maintenance, construction or inspection duties and road inspections, and MS4 matters shall be assigned to the Construction & Development Department (C & D). Any and all state or federal legal or statutory requirements, agenda preparation, support, taking and preparation of minutes, attendance at meetings and member notification for the Planning Commission, Board of Zoning Appeals, Board of Construction Appeals, as well as any related boards, committee or commissions shall be assigned to C & D. Any other duties, not specifically listed, relating to the former Planning Department and Regional Planning Commission shall be assigned to C & D.

The Planning Department Secretary with seniority shall be assigned to the C & D office as a clerical assistant.

The certified and degreed Planner shall be assigned to the C & D office as the Planner and shall be assigned, with the direction of the C & D Director, to oversee any and all statutory needs of the Regional Planning Commission as well as any other statutory boards.

All remaining employees of the Planning Office shall cease employment with the county as of July 20th, 2009.

The **SUMNER COUNTY CODES OFFICE** (Codes) shall end at midnight, July 20th, 2009.

As of the closing of Codes, all funds and liabilities in that budget shall be transferred to the C & D budget and the Codes budget shall be set at zero dollars.

Responsibilities of this office shall be assigned as follows: any and all state or federal legal or statutory obligations or requirements, acceptance of all subdivision applications, any and all state or federal legal or statutory obligations or requirements, building permits, water issues, zoning applications and issues and any other zoning, codes, engineering, groundwater, or maintenance, construction or inspection duties, and road inspections, shall be assigned to C & D.

Agenda preparation, any and all state or federal legal or statutory obligations or requirements, support, taking and preparation of minutes, attendance at meetings and member notification for the Planning Commission, Board of Zoning Appeals, Board of Construction Appeals, as well as any related boards, committee or commissions shall be assigned to C & D. Any other duties, not specifically listed, relating to the former Codes Department shall be assigned to C & D.

The Codes Director shall be reassigned as the Director of C & D.

Codes Inspector shall be reassigned to the C & D office as a certified inspector 1.

Codes Inspector shall be reassigned to the C & D office as a certified inspector 2.

Codes Inspector shall be reassigned to the C & D office as a certified inspector 3.

Codes Secretary with seniority shall be assigned to the C & D office as a clerical assistant.

All remaining employees of the Codes Department shall cease employment with the county as of July 20th, 2009.

The **SUMNER COUNTY ENGINEERING OFFICE** (Engineering) shall end at midnight, July 20th, 2009.

As of the closing of Engineering, all funds and liabilities in that budget shall be transferred to the C & D budget and the Engineering budget shall be set at zero dollars.

Responsibilities of this office shall be assigned as follows: any and all state or federal legal or statutory obligations or requirements, acceptance of all subdivision applications, building permits, water issues, zoning applications and issues and any other zoning, codes, engineering, groundwater, or maintenance, construction or inspection duties and road inspections, shall be assigned to C & D.

Agenda preparation, support, taking minutes, attendance at meetings and member notification for the Planning Commission, Board of Zoning Appeals, Board of Construction Appeals, as well as any related boards, committee or commissions shall be assigned to C & D. Any other duties, not specifically listed, relating to the former Engineering Department shall be assigned to C & D.

The Storm water inspector shall be assigned to the C & D office as a certified inspector 4.

All remaining employees of the Engineering Department shall cease employment with the county as of July 20th, 2009.

The **ENVIRONMENTAL DEPARTMENT** budget line which provides for an employee for the Environmental Department shall be transferred to the C & D budget.

The full-time secretary position provided by the county to assist this office shall end as of July 20th, 2009.

The full-time secretary and associated duties provided to the Environmental Department shall be reassigned to the C & D office and designated as an environmental clerk where these duties shall be performed as well as any other duties so assigned by the Director of C & D.

Any and all state or federal legal or statutory obligations or requirements needed to assist this state department shall be assigned to the C & D.

BE IT FURTHER RESOLVED that all persons who cease employment with the county pursuant to this resolution shall be paid for any earned but unused vacation time.

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

The electronic vote was recorded in the following manner:

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

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

0907-04 Yes: 14 No: 8 Abs: 1 08:22 PM

Chairman Hyde declared Resolution 0907-04 approved by the body.

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

**0907-05 A RESOLUTION RE-ALLOCATING UP TO \$1,750,000.00 FROM
 OCTOBER 2007
 BOND ISSUE EXCESS FUNDS FOR HENDERSONVILLE HIGH SCHOOL
 ROOF AND HVAC SYSTEM AT ELLIS MIDDLE SCHOOL WITH
 COMMITMENT BY THIS BODY THAT SUCH FUNDS WILL BE RETURNED TO
 THE BOARD OF EDUCATION BOND FUNDS FOR PORTLAND MIDDLE
 SCHOOL EAST RENOVATION EITHER FROM HOSPITAL FUNDS OR
 FUTURE BOND FUNDS WHEN NEEDED BY BOARD OF EDUCATION**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of July, 2009 that this body does hereby re-allocate up to \$1,750,000.00 from the October 2007 Bond Issues Excess Funds previously appropriated to the Board of Education for projects to immediately be used for the Hendersonville High School roof repair and HVAC system repair at Ellis Middle School with commitment by this body that such funds will be returned to the Board of Education bond funds for Portland Middle School East Renovation either from hospital funds or future bond funds when needed by the Board of Education.

BE IT FURTHER RESOLVED if at any time hospital funds are used to renovate Portland Middle School, those funds will be paid back first from any new bond funds.

Commissioner Goode moved to amend the motion, seconded by Commissioner Stone, to state that if funds are taken from the hospital fund to renovate Portland Middle School, then the money will be put back in.

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

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

0907-05AMEND1 Yes: 22 No: 0 Abs: 0 08:26 PM

Chairman Hyde declared the amendment approved by the body.

Commissioner Satterfield moved to amend the amendment to strike the reference to the Hospital Fund and go ahead with what we got to spend on the school and take it from the next bond issuance. He further moved to hear from Maryanne Durski, Director of Schools.

Chairman Hyde recognized Mrs. Durski who stated that funds were available in the \$75 Million Bond issue to fund the Hendersonville High School roofing project. Presently, there is \$3.2 million to be appropriated from the issuance.

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

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

0907-05.AMEND2 Yes: 7 No: 15 Abs: 0 08:31 PM

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

County Executive Holt reported that discussion was underway in Financial Management Committee to issue bonds that would cover both construction projects.

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

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

0907-05 Yes: 23 No: 0 Abs: 0 08:34 PM

Chairman Hyde declared the Resolution 0907-05 as amended approved by the body.

CONSENT AGENDA

Chairman Moser introduced the following record and moved for approval. Commissioner Goode seconded the motion.

0907-06 A RESOLUTION AUTHORIZING APPLICATION FOR FUNDING UNDER THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AND AUTHORIZING PUBLIC HEARING OF THIS GRANT APPLICATION FOR APPLICATION NUMBER 2009-H2602-TN-DJ

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 \$15,028.00 in funding; and

WHEREAS, the Recovery Act 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 by 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 is hereby attached as Exhibit A (Grant Application Number 2009-H2602-TN-DJ); 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, because 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 July 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 July 20th, 2009 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 July 20th, 2009.
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.

0907-07 A RESOLUTION ACCEPTING THE GRANT OF \$85,840.00 FROM THE MEMORIAL FOUNDATION FOR THE PURCHASE OF SIX (6) 12-LEAD CARDIAC MONITORS FOR THE SUMNER COUNTY AMBULANCE SERVICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of July, 2009, that this body does hereby accept the grant of \$85,840.00 from the Memorial Foundation to be used for the purchase of Six (6) 12-Lead Cardiac Monitors for the Sumner County Ambulance Service.

0907-08 A RESOLUTION AUTHORIZING THE RE-DESIGNATION OF FUNDS IN THE AMOUNT OF \$42,225.41 FROM THE WESTMORELAND ELEMENTARY SCHOOL PROJECT TO BE USED TO CONSTRUCT A FOOTBALL PRACTICE FIELD FOR WESTMORELAND MIDDLE SCHOOL

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of July, 2009, that this body hereby authorizes the re-designation of funds in the amount of \$42,225.41 from the Westmoreland Elementary School project to be used to construct a football practice field for Westmoreland Middle School.

0907-09 A RESOLUTION AMENDING THE SUMNER COUNTY PURCHASING POLICY

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of July, 2009, that this body does hereby amend the Sumner County Purchasing Policies as attached herewith as exhibit A:

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

0907-10 A RESOLUTION DECLARING THE HIGHWAY DEPARTMENT SNOWPLOWS AS SURPLUS PROPERTY AND APPROVING SALE OF SUCH PROPERTY AT PUBLIC AUCTION

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of July, 2009, that this body hereby declares the Highway Department Snowplows as surplus property and authorizes a public auction of the same as shown on the attached schedule:

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

0907-11 A RESOLUTION APPROVING THE BOND OF BENNY BILLS, DIRECTOR OF SCHOOLS, SUMNER COUNTY, TENNESSEE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of July, 2009, that this body hereby approves the bond of Benny Bills, Director of Schools, Sumner County, Tennessee.

0907-12 A RESOLUTION DELEGATING THE COUNTY EXECUTIVE OR HIS DESIGNEE TO SERVE AS THE APPOINTED PERSON FOR ANY AND ALL LEGAL REPRESENTATIVES FOR FEDERAL OR STATE NOTIFICATIONS

WHEREAS, many state and/or federal laws, rules and reputations require that Sumner County provide a designated individual as the contact person for complaints, inquiries, grievances, or suggestions; and

WHEREAS, in the past, this body has designated various persons as the designee for such inquiries, however with administration changes, retirements, office relocations and staff changes, it can be perplexing for persons to determine who, where or how to file such documentation.

THEREFORE BE IT RESOLVED, by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of July, 2009 that this body does hereby delegate the County Executive to serve as the official state or federal delegate or contact person for all county notification; and

BE IT FURTHER RESOLVED that the County Executive can, where appropriate, name a designee to address the particular law, rule or regulation.

The electronic vote was recorded in the following manner:

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

0907-CONSENT Yes: 23 No: 0 Abs: 0 08:38 PM

PROPERTY TAX REFUNDS

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

- Hadley, Shane M. etux Tracy W. - \$204.06
- Chestnut, Lee G. etux Beverly J. - \$571.14

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

ADJOURNMENT

Upon motion of Commissioner Goode, seconded by Commissioner Moser, Chairman Hyde declared the Commission meeting adjourned at 8:45 p.m.

BILL KEMP, CLERK

MERROL HYDE, CHAIRMAN

Prepared by Maria A. Moser
Approved on _____

