
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
MARCH 15, 2010**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, March 15, 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
Shawn Fennell	Merrol N. Hyde	Jerry F. Stone
Paul D. Freels	David Kimbrough	Jim Vaughn
Frank E. Freels	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-four members seated, a simple majority would be by thirteen votes; and that matters requiring a two-thirds vote would be by sixteen votes during this session.

The Invocation was led by Pastor Plummer, St. Luke African Methodist Episcopal Church in Gallatin.

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

APPROVAL OF AGENDA

Commissioner Moser moved, seconded by Frank Freels, to add a resolution under the Budget Committee report, urging the General Assembly to oppose SB2938/HB3590. The motion carried with Commissioner Paul Freels voting no. Commissioner Utley requested the removal of Resolution 1003-14 from the Consent agenda and the placement under the Budget Committee report. Without objection, Chairman Hyde so ordered it. Commissioner Skidmore moved, and was duly seconded by Commissioner Stone, to adopt the agenda with the additions. The Commission approved the agenda as amended by unanimous voice vote of the body.

APPROVAL OF MINUTES

The minutes for the meeting of this body held on February 22, 2010, and recorded in the office of the Clerk, Bill Kemp, were approved by voice vote after Commissioner Hobbs made the motion, seconded by Commissioner Graves.

RECOGNITION OF THE PUBLIC

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

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

REPORT OF THE CHAIR

Commissioner Decker read the following Certificate of Recognition into the record:

A RESOLUTION HONORING COACH RON SARVER AND THE 2009-2010 HENDERSONVILLE HIGH COMMANDOS 9th GRADE BASKETBALL TEAM

WHEREAS, Coach Ron Sarver and the 2009-2010 Hendersonville High Commandos 9th Grade Basketball Team completed a successful season with a record of 16 wins and only 1 defeat and went on to win the District 9-AAA Freshman Tournament Title; and

WHEREAS, the 2009-2010 Hendersonville High Commandos 9th Grade Basketball Team played with pride and spirit and through their diligent efforts have brought honor to themselves, their school and Sumner County by their outstanding performance; and

WHEREAS, Ryan Boatman, Zack Crystal, John Davis, Chad Dye, Blair Godsey, Christian Harris, Kevin Key, David Sheehan, Austin Short, Matt Slaten, George Stanberry, Ryan Stanley and Trey Wallace, led the Hendersonville High Commandos 9th Grade Basketball Team throughout the 2009-2010 season and by their leadership abilities and diligence efforts have been an inspiration to others.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this 15th day of March, 2010, that this body does hereby congratulate and commend Coach Ron Sarver and the 2009-2010 Hendersonville High Commandos 9th Grade Basketball Team for their outstanding season; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Coach Ron Sarver and the 2009-2010 Hendersonville High Commandos 9th Grade Basketball Team.

Upon motion of Commissioner Decker, seconded by Commissioner Goode, the Commission voted to approve the certificate of recognition honoring the Hendersonville High School 9th Grade Basketball Team.

Commissioner Fennel read the following Certificate of Recognition into the record:

**A RESOLUTION HONORING COACH CRAIG LOGAN
AND THE 2009-2010 SUMNER ACADEMY 7th and 8th GRADE HAWKS
BASKETBALL TEAM**

WHEREAS, Coach Craig Logan and the 2009-2010 Sumner Academy 7th and 8th Grade Hawks Basketball Team completed a successful season with a record of 16 wins and zero losses and went on to win the Middle Tennessee Conference Championship; and

WHEREAS, the 2009-2010 Sumner Academy Hawks 7th and 8th Grade Basketball Team played with pride and spirit and through their diligent efforts have brought honor to themselves, their school and Sumner County by their outstanding performance; and

WHEREAS, Austin Hayes, Michael Koen, Jacob Buda, Ryan Johnson, Reece Johnson, Alex Lanigan, Hamilton Johnson, Alex Fordham, Andrew Barnes, Travis Carroll, Gunnar Scholato, Hunter Strickland, and Nick Adamopoulos led the Sumner Academy Hawks 7th and 8th Grade Basketball Team throughout the 2009-2010 season and by their leadership abilities and diligence efforts have been an inspiration to others.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this 15th day of March, 2010, that this body does hereby congratulate and commend Coach Craig Logan and the 2009-2010 Sumner Academy Hawks 7th and 8th Grade Basketball Team for their outstanding season; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to Coach Craig Logan and the 2009-2010 Sumner Academy Hawks 7th and 8th Grade Basketball Team.

Upon motion of Commissioner Fennell, seconded by Commissioner Hughes, the Commission voted to approve the certificate of recognition honoring the Hendersonville High School 9th Grade Basketball Team.

Commissioner Graves read the following Certificate of Recognition into the record:

**A RESOLUTION HONORING
JACOB WOOTEN**

WHEREAS, Mr. Jacob Wooten, a 4th grade honor student at Guild Elementary, has competed in a national skateboarding competition in Minneapolis and placed fifth in the beginner bowl and 11th in beginner street competitions; and

WHEREAS, at the regional qualifier competition in Atlanta, Georgia, Mr. Wooten placed first in the beginner bowl division, making him eligible for the national competition in Minneapolis; and

WHEREAS, Jacob who started skating at the age of 5, has demonstrated natural ability, outstanding skill and artistry as well as bravery and daring; and

WHEREAS, Jacob through his determination and hard work and his outstanding efforts, has brought honor not only to himself, but his community and this county.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that this body does hereby congratulate and commend Mr. Jacob Wooten for his outstanding achievements; and

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

Upon motion of Commissioner Graves, seconded by Commissioner Satterfield, the Commission voted to approve the certificate of recognition honoring Mr. Jacob Wooten.

Clerk Kemp read the following public notice into the record:

PUBLIC HEARING

There will be a Public Hearing before the Sumner County Commission on March 15, 2010 at 7:00 p.m. in the Sumner County Administration Building Commission Chambers located at 355 N. Belvedere Drive, Gallatin, TN. Wayne and Kathy Lackey are requesting to have their property rezoned from Commercial 1 to Commercial 2 Planned Unit Development. Subject property is located at 3106 Hartsville Pike, Castalian Springs, TN., is on Tax Map 110, Parcel 33, contains 2.00 acres and is zoned Commercial 1.

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 declared the public hearing open.

Ehrin Ehlert of 1032 Cragfont Estates in Castalian Springs spoke against the rezoning of the Lackey property, stating that spot commercial did not conform to the historical interest in the area. He requested that the Commission postpone the vote until archeological digs can be done in the area.

Angela Govan of 220 Canoe Branch Lane in Castalian Springs spoke against the rezoning. Mrs. Govan stated that the area is rich in history and she asked for consideration in making a decision.

With no one else wishing to speak, Chairman Hyde declared the public hearing closed.

Commissioner Utley moved, seconded by Commissioner Fennell, to approve the following resolution:

1003-01 A RESOLUTION APPROVING ZONING RECLASSIFICATION OF PROPERTY AT 3106 HARTSVILLE PIKE, CASTALIAN SPRINGS, TENNESSEE, WHICH CONTAINS 3.51 ACRES AND IS ON TAX MAP 110, PARCEL 33 FROM COMMERCIAL 1 TO COMMERCIAL 2 PLANNED UNIT DEVELOPMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that this body hereby approves zoning reclassification of property currently owned by Wayne and Kathy Lackey at 3106 Hartsville Pike, Castalian Springs, Tennessee, which contains 3.51 acres and is on tax map 110, parcel 33 from Commercial 1 to Commercial 2 Planned Unit Development.

Commissioner Vaughn moved, seconded by Commissioner Goode, to suspend the rules and allow Gary Hammock, Director of Construction and Development, to speak. The motion carried by unanimous voice vote. Mr. Hammock explained the zoning classification system. The commissioners representing this area stated they were not opposed to the rezoning.

The electronic vote was recorded in the following manner:

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

1003-01 Yes: 13 No: 5 Abs: 5 07:30 PM

Chairman Hyde declared the resolution 1003-01 approved by the body by the necessary majority vote.

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

1003-02 A RESOLUTION ACCEPTING THE REVIEW OF THE JUDICIAL MAGISTRATE PROGRAM

WHEREAS, the 2009 annual review of the Sumner County Judicial Magistrate program was held on March 15th, 2010, before this body.

BE IT RESOLVED that the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that this body does hereby accept the review of the Judicial Magistrate program for the 2009 calendar year.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utlely	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

1003-02 Yes: 24 No: 0 Abs: 0 07:31 PM

Chairman Hyde declared the resolution approved by the body.

CORRESPONDENCE

Clerk Kemp read correspondence from Commissioner Boyd expressing her gratitude for the Commission's cards and flowers during her illness.

Clerk Kemp read correspondence from the family of Bethel Brown thanking the commissioners for recognizing him posthumously with the naming of the Commission Chambers in his honor.

REPORT FROM COUNTY OFFICIALS

By motion of Commissioner Skidmore, seconded by Commissioner Graves, 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:

1003-NOT

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

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

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

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

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

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

NOTARIES PUBLIC

ALCANTAR, JOAN WALLER	MAY, JENNIFER FAYE
BAIRD, SHARON LUCILLE	MCCULLOUGH, LINDA G
BELCHER, BRIAN KEITH	MCDANIEL, ELIZABETH C
BOWERS, BARBARA ANN	MILAM, MONICA LEA
CAMPLIN, DORINDA	MOORE, PATRICK
CONNOR, MIRANDA ELLEN	MURPHY, DEBRA K
CRAIG, AMANDA NICOLE	NUGENT, ELISE GESILE
CRAWFORD, NANCY KING	PAYNE, ROBERT EDWARD
DARKS, SHIRLEY PAULETTE	RANDOLPH, THERESA ANN
DAVENPORT, DOREEN LOU	REED, BRENDA LEATH
DUREE, JANIS LEE	RICHARDSON, MICHELLE D
FIELDS, JEFFRY EARL	RODDY, JACKIE A
FOX, KAITLYN IVY	SCOTT, LINDA MARY
FROST, LAURA AUSTIN	
GALLAGHER, CURTIS	PERSONAL SURETY
GOOCH, JENNIFER L	CONDRA, DENNIS L
GRAVES, BONNIE S	CONDRA, TAYLOR T
HALL, CATHERINE FAIR	BOOTH, JACQUELINE
HENSON, CINDI L	KANE, BOBBY W
HESSON, SANDRA LEE	
HOUSE, RODNEY S	
HYDE, BILLY JACK	
KANE, JANICE A	
LAM, THUAN NGOC	

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

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utlely	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

1003-NOTARY Yes: 23 No: 0 Abs: 1 07:33 PM

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

COMMITTEE ON COMMITTEES

Commissioner LeMarbre announced the resignations of Ken Cox and David Schreiner on the Regional Library Board. Upon motion of Commissioner LeMarbre, seconded by Commissioner Paul Freels, the Commission voted unanimously to approve the appointments of Shelly Ames and Virginia Duffet.

Commissioner LeMarbre announced the appointments to the Board of Equalization for the upcoming month.

HIGHWAY COMMISSION

There was no report from the Highway Commission.

EDUCATION COMMITTEE

Commissioner Decker reported on resolutions under the Budget Committee report. He also gave an update on the Educate and Grow Scholarship program available for students wishing to attend Volunteer State Community College and meeting certain scholastic requirements.

GENERAL OPERATIONS COMMITTEE

There was no report from the General Operations Committee.

EMERGENCY SERVICES COMMITTEE

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

1003-03 A RESOLUTION ASKING THE BOARD OF EDUCATION AND THE CITY OF GALLATIN TO TRANSFER THE OLD MAINTENANCE FACILITY PROPERTY TO THE COUNTY

WHEREAS, Sumner County Emergency Medical Services continues to grow and develop not only with the provision of emergency medical care but also as a convalescent and patient transport service; and

WHEREAS, because of the purchase and renovation of the former Fleetwood Facility, the property previously used as the Board of Education Maintenance Facility is no longer needed by the Board of Education, but could be used by Sumner County in an effort to benefit the community and overall county.

THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010 that this body does hereby ask and encourage the Board of Education and the City of Gallatin to transfer the property formerly used as the Board of Education Maintenance Facility to Sumner County for its future use.

Upon motion of Commissioner Vaughn, seconded by Commissioner Satterfield, the Commission voted unanimously to suspend the rules and allow the Reverend Derrick Jackson to speak regarding the resolution. Rev. Derrick discussed the deeding of the property in question to create a win-win situation for the community.

Commissioner Hobbs moved, seconded by Commissioner Pospisil, to amend the resolution to delete the first paragraph as it references the Emergency Medical Services and refer the resolution to the General Operations Committee to make a thorough study of the facility, including an estimated cost of remodel.

Upon motion of Commissioner Vaughn, seconded by Commissioner Matthews, the Commission voted to suspend the rules to allow Keith Douglas, Director of Emergency Services, to speak. Mr. Douglas stated that preliminary cost of remodeling the building was \$20,000.00.

Chairman Hyde recognized County Executive Anthony Holt who stated that the deed to this property is convoluted and requested a suspension of the rules to allow Don Long, Chairman of the Board of Education, to speak on this matter. Upon motion of Commissioner Vaughn, seconded by Commissioner Frank Freels, the Commission voted to approve the suspension of rules. Mr. Long stated that there was room at the school maintenance facility to house some of the ambulances.

The electronic vote to refer was recorded in the following manner:

REFER WINCHESTER BUILDING MATTER TO THE GENERAL COM.

Akins	Y	Fennell	Y	Cummings	A
Utley	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	N	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Hobbs	Y	Pospisil	Y		

1003-03.1 Yes: 21 No: 1 Abs: 1 07:59 PM

Chairman Hyde declared the amendment approved by the body.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	N
Utley	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	N	Kimbrough	Y	Goode	Y
P. Freels	Y	Stone	Y	Hobbs	Y
Pospisil	Y				

1003-03 Yes: 20 No: 2 Abs: 0 08:00 PM

Chairman Hyde declared main motion as amended approved by the body.

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

**1003-04 A RESOLUTION AUTHORIZING A GIFT TO
NEIL JENKINS OF HIS SERVICE WEAPON AND BADGE AS
ADDITIONAL COMPENSATION FOR HIS SERVICES
RENDERED TO SUMNER COUNTY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that this body hereby authorizes the gift to Neil Jenkins of his weapon (.40 Caliber Glock, Model 22, s/n LXR876) and badge as additional compensation for his outstanding commitment and service to the citizens of Sumner County.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utley	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	Skidmore	Y
P. Freels	Y	Stone	Y	Hobbs	Y
Pospisil	Y				

1003-04 Yes: 22 No: 0 Abs: 0 08:01 PM

Chairman Hyde declared the resolution approved by the body.

PUBLIC WORKS COMMITTEE

Commissioner Goode reported that the Public Works Committee would meet on an as needed basis.

LEGISLATIVE COMMITTEE

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

**1003-05 A RESOLUTION ENCOURAGING THE REPEAL OF THE
"OVER-COMMITMENT LAW"**

WHEREAS, during its 2009 session, the Tennessee Legislature adopted "Over-Commitment Law" which amended T.C.A. Section 37-2-205 by adding a new subsection (f); and

WHEREAS, this law provides that if a county exceeds a certain limit on the number of children committed to the custody of the Tennessee Department of Children's Services, the county shall be billed for the cost to the state of providing care for the children during the children's stay in state custody; and

WHEREAS, the cost of providing care for children in state custody has always been paid by the state, and should continue to be paid by the state.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that this body does encourage our state delegates to repeal the "Over-Commitment Law"; and

BE IT FURTHER RESOLVED, that the Law Director shall provide a copy of this resolution to our state delegates.

The electronic vote was recorded in the following manner:

Akins	Y	Fennell	Y	Cummings	Y
Utley	Y	Satterfield	Y	F. Freels	Y
Matthews	Y	Boyd	Y	Camp	Y
Hendricks	Y	Vaughn	N	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		

1003-05 Yes: 22 No: 1 Abs: 0 08:02 PM

Chairman Hyde declared the resolution approved by the body.

BUDGET COMMITTEE

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

**1003-06 A RESOLUTION COMMITTING TO PAYMENT OF ONE
FOURTH OF THE COST OF ELECTRIC SERVICE FOR LIGHTS ON
THE NEW 109 BRIDGE INTO WILSON COUNTY**

WHEREAS, the highway and road infrastructures of our county are a vital link to the growth and future well being of our communities and the continuation of work on Highway 109 as well as surrounding roads serves to aid in the overall health and economic growth of Sumner County; and

WHEREAS, the new 109 Bridge Project will include electrical lights and commitment for payment of the annual electric service is required for the project to proceed; and

WHEREAS, these projects are of utmost importance to Sumner and Wilson Counties as well as Middle Tennessee; and

THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that this body hereby commits to paying one-fourth of the cost of the electricity for the lights on the new 109 Bridge with the other half being paid by Wilson County and the other fourth being paid by the city of Gallatin.

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
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

1003-06 Yes: 24 No: 0 Abs: 0 08:04 PM

Chairman Hyde declared the resolution approved by the body.

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

1003-07 A RESOLUTION APPROPRIATING \$8,216.04 TO THE BOARD OF EDUCATION FROM THE 2010 BOND ISSUE TO PAY THE REMAINING FUNDS DUE FOR THE CONSTRUCTION OF STATION CAMP ELEMENTARY SCHOOL

BE IT FURTHER RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this 15th day of March, 2010 that this body does hereby appropriate \$8,216.04 from the 2010 Bond Issue to pay the remaining funds due for the construction of Station Camp Elementary School as shown on the attached schedule.

The electronic vote was recorded in the following manner:

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

1003-07 Yes: 24 No: 0 Abs: 0 08:06 PM

Chairman Hyde declared the resolution approved by the body.

Commissioner Moser presented a report from the County Finance Director David Lawing on collections made under the Voluntary Tax Act.

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

1003-17 A RESOLUTION TO URGE THE GENERAL ASSEMBLY TO OPPOSE SB2938/HB3590 IF SUMNER COUNTY WERE TO BE INCLUDED IN THE LEGISLATION

WHEREAS, county commissions currently play a significant role of budgetary oversight for K-12 schools in Tennessee and must balance these needs and responsibilities with other demands for critical services to county residents in order to keep the overall tax burden on our citizens from becoming too onerous; and

WHEREAS, in special school districts, the Tennessee General Assembly, through a private act, levies a local property tax to fund education in the district often with very little discussion or consideration of the tax rate requested by the school district; and

WHEREAS, SB2938/HB3590, as introduced, would allow any local education agency (“LEA”) to convert to a special school district and thereby remove all county commission oversight over the local school system; and

WHEREAS, the change authorized by this legislation would allow the elimination of the current system of checks and balances created by having county commission approval of school budgets and setting a tax rate for schools; and

WHEREAS, this proposed legislation, would create a decentralized system of governance comprised of different taxing entities with competing interests and would potentially interfere with efficiencies created by purchasing and contracting for basic needs of governmental functions on a centralized basis by separating the school system from the rest of the operations of county government.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Sumner County, meeting in regular session on the 15th day of March, 2010, that the Tennessee General Assembly is strongly urged to oppose this legislation; and

BE IT FURTHER RESOLVED, that the county clerk shall mail certified copies of this resolution to the members of the Tennessee General Assembly representing the people of Sumner County and send a copy to executive director of the Tennessee County Commissioners Association.

BE IT FURTHER RESOLVED, that this resolution would only oppose any legislation which could allow Sumner County to be included in the legislation.

Commissioner Goode moved, seconded by Commissioner Moser, to amend the resolution to add a line stating that Sumner County would only oppose any legislation which could allow Sumner County to be included in this legislation.

The electronic vote was recorded in the following manner:

RESOLUTION 1003-17 ONLY APPLY TO SUMNER COUNTY

Akins	Y	Fennell	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

1003-17.1 Yes: 24 No: 0 Abs: 0 08:10 PM

Chairman Hyde declared the amendment approved by the body.

The electronic vote on 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
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

1003-17 Yes: 24 No: 0 Abs: 0 08:11 PM

Chairman Hyde declared the resolution as amended approved by the body.
The amendment is reflected in the body of the main resolution as stated.

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

**1003-14 A RESOLUTION APPROPRIATING \$25,525.00 TO THE BOARD
OF EDUCATION FROM THE 2010 BOND ALLOCATION FOR THE REPAIR
OF THE DRAINAGE ISSUE AT GENE BROWN ELEMENTARY SCHOOL**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that this body hereby appropriates \$25,525.00 to the Board of Education from the 2010 Bond Allocation for the repair of the drainage issues at Gene Brown Elementary School as shown on the attached schedule.

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
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

1003-14 Yes: 24 No: 0 Abs: 0 08:12 PM

Chairman Hyde declared the resolution approved by the body.

CONSENT AGENDA

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

**1003-08 A RESOLUTION APPROPRIATING UP TO \$4,900.00
FROM THE COURTROOM SECURITY RESERVE TO THE
MAINTENANCE & REPAIR-EQUIPMENT
FOR CIRCUIT COURT CLERK**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that this body hereby appropriates up to \$4,900.00 from the

Courtroom Security Reserve to the Maintenance & Repair-Equipment for Circuit Court Clerk as shown on attached schedule.

1003-09 A RESOLUTION CLARIFYING THE COUNTY BOND PROJECT APPROPRIATION TO REMOVE THE DISCRETIONARY AND CONTINGENCY FUNDS TO COORDINATE WITH ADMINISTRATIVE POLICY

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that this body hereby clarifies the County Bond Project appropriation as shown on the attached schedule to remove the discretionary and contingency funds to coordinate with administrative policies.

1003-10 A RESOLUTION APPROPRIATING \$50,000.00 FROM SHERIFF DATA FEES RESERVE TO DATA PROCESSING EQUIPMENT ACCOUNT FOR THE SHERIFF'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that this body hereby appropriates \$50,000.00 from Sheriff Data Fees Reserve to Data Processing Equipment Account for the Sheriff's Office as shown on attached schedule.

1003-11 A RESOLUTION APPROVING PROPERTY TRANSFERS AS AUTHORIZED BY THE DELINQUENT TAX COMMITTEE AND SET FORTH PURSUANT TO THE TERMS OF THE ATTACHED SCHEDULE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010 that this body hereby approves property transfers as authorized by the Delinquent Tax Committee and set forth pursuant to the terms of the attached schedule.

1003-12 A RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE CLIMATE UNIVERSITY GRANT AND APPROPRIATING THE FUNDS TO THE BUDGET OF CONSTRUCTION AND DEVELOPMENT FOR USE WITH THE COMPREHENSIVE GROWTH PLAN COSTS

WHEREAS, the Sumner County Construction and Development Office has applied for a grant through the Climate University to be used to aid in the Sumner County Comprehensive Growth Plan; and

WHEREAS, the Grant will aid in the education and development of water and forestry concerns.

NOW, THEREFORE, BE IT RESOVLED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that Sumner County Construction and Development Director is authorized to accept the \$10,000.00 grant from Climate University; and

BE IT FURTHER RESOLVED, that the funds shall be appropriated to the Construction and Development Department for use with the comprehensive growth plan costs; and

BE IT FURTHER RESOLVED, that the Construction and Development Director, Finance Director and County Law Director are authorized to execute contracts or other necessary documents which may be required to signify acceptance of the Grant by the Sumner County.

**1003-13 A RESOLUTION ACCEPTING THE BOND OF THE
FINANCE DIRECTOR FOR SUMNER COUNTY, TENNESSEE**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that this body hereby accepts the \$50,000.00 bond for the Finance Director, David Lawing.

**1003-15 A RESOLUTION ACCEPTING THE ANNUAL CONTRACT
WITH U.S. ARMY CORP OF ENGINEERS FOR SECURITY CHECKS
BY THE SHERIFF'S OFFICE**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 15th day of March, 2010, that this body does hereby accept the annual contract between the Sumner County Sheriff's Office and the U.S. Army Corp of Engineers for security checks in the amount of \$14,074.72.

**1003-16 A RESOLUTION DECLARING VARIOUS ITEMS FROM
EMERGENCY SERVICES 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 15th day of March, 2010, that this body does hereby declare the items as surplus as shown on the attachment; and

BE IT FURTHER RESOLVED that the sale of the same is authorize pursuant to existing policies and procedures; and

BE IT FURTHER RESOLVED that in the event items do not sale, disposal of same is approved pursuant to existing policies and procedures.

PROPERTY TAX REFUNDS

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

Civils, Ronnie etux Ernestine, \$198.39; Kwasniewski, John E etux Betty, \$374.05; McMurray, James W. etal, \$944.92; Scott, Dallas & Jeff Mercer, \$464.78; Staff Demand of Georgia, \$42.44; Sumner MG LLC, \$502.13

MINUTE BOOK EIGHTEEN
MARCH 15, 2010

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

ADJOURNMENT

Chairman Hyde declared the Commission meeting adjourned at 8:15 p.m. upon motion of Commissioner Vaughn, seconded by Commissioner Satterfield.

BILL KEMP, CLERK

MERROL HYDE, CHAIRMAN

Prepared by Maria A. Savage

Approved on _____
