
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
NOVEMBER 16, 2015**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, November 16, 2015, in the Commission Chambers of the Sumner County Administration Building in Gallatin, Tennessee at 7:00 p.m. Present and presiding was the Chairman Scott Langford. Also present were the County Clerk Bill Kemp, County Executive Anthony Holt and County Law Director Leah Dennen and the following Commissioners to wit:

Mike Akins	Michael Guthrie	Kevin Pomeroy
Jerry F. Becker	Ben Harris	Bob Pospisil
Paul Decker	Larry Hinton	Baker Ring
Alan Driver	Merrol N. Hyde	Leslie Schell
Jerry W. Foster	JoAnne Kemp	Bill Taylor
Billy Geminden	Caroline S. Krueger	Chris Taylor
Paul Goode	Trisha LeMarbre	Moe Taylor
Steve Graves	Scott Langford	Jim Vaughn

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Chief Deputy Aaron Pickard. Chairman Langford 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 Commissioner Chris Taylor.

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

APPROVAL OF AGENDA

Commissioner Moe Taylor moved, duly seconded by Commissioner Akins, to adopt the agenda. The Commission approved the agenda by unanimous voice vote of the body.

APPROVAL OF MINUTES

The minutes for the meeting of this body held on October 19, 2015, and recorded in the office of the Clerk, Bill Kemp, were approved by voice vote after Commissioner Pomeroy made the motion, seconded by Commissioner Geminden.

RECOGNITION OF THE PUBLIC

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

The following individuals spoke in favor of the election of Cindy Briley, Register of Deeds Chief Deputy, to fill the vacancy of the Office of Register of Deeds created upon the death of Pam Whittaker.

Marty Nelson, Sumner County Trustee
Howard Whitaker, the widower of Pam Whitaker
Jessie Hughes, a candidate for election to the Office of Register of Deeds

Cindy Briley deferred her comments to later in the meeting.

Chairman Langford expressed gratitude for the service of Pam Whitaker.

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

REPORT OF THE CHAIR

Chairman Langford noted that the Veterans Service Officer's report was provided for information only.

Chairman Langford reminded commissioners of the practice to give everyone the opportunity to speak before a commissioner is recognized a second time to speak.

Without objection, Chairman Langford invited Ken Weidner and others to give a presentation of the special operations team efforts during the South Carolina flooding.

Commissioner Foster read the following resolution into the record.

A RESOLUTION HONORING THE SUMNER COUNTY EMERGENCY MANAGEMENT SPECIAL OPERATIONS TEAM

WHEREAS, the Sumner County Emergency Management Special Operations Team, a member of the Emergency Management Assistance Compact, responded to Request 3373 from South Carolina related to flooding from Hurricane Joaquin; and

WHEREAS, from October 9 through October 12, 2015, the Team deployed to Andrews, South Carolina, to work in the Big Dam Swamp area where an entire peninsula was landlocked by flood waters; and

WHEREAS, the Team, comprised of the Sumner County Emergency Management Agency, Emergency Medical Services, and the Sheriff's Office, Gallatin and Hendersonville Fire Departments, and the Tennessee Emergency Management Agency, transported people by boat, made food deliveries, and distributed much needed supplies to those affected by the deadly floods; and

WHEREAS, the Team's members, Ken Weidner, Mark White, Jay Austin, Johnathan Thomas, Joey Brew, Andy Bates, Jeremy Barnes, Tyler Racki, Jeff Webb, Chase Bouchette, Joel Smith, Travis Kimmons, Garrett Weidner, Andy Chapman, Wesley Hodges, Charity Douglas, Nick Mudd, Jason Arbogast, and Chris Johnson, made the commitment to serve thereby demonstrating bravery, compassion, and a selfless attitude which make them an inspiration to everyone in our County.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of November 2015, that this body does hereby commend the Sumner County Emergency Management Special Operations Team for their show of unity and

support to South Carolinians and for their diligence and dedication that keeps us safe each day; 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 the Sumner County Emergency Management Special Operations Team.

Upon motion of Commissioner Foster, seconded by Commissioner Guthrie, Chairman Langford declared the resolution approved upon voice vote of the body.

**NOTICE OF VACANCY
AND
NOTICE OF SPECIAL ELECTION TO ALL MEMBERS
OF THE SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS**

Pursuant to Section 5-5-111 of the Tennessee Code Annotated, I, Bill Kemp, County Clerk, give notice to all members of the Sumner County Board of County Commissioners that on Monday, November 16, 2015, at approximately 7:00 p.m. (local time) they should assemble in the Commission Chambers of the Sumner County Administration Building, 355 North Belvedere Drive, Gallatin, Sumner County, Tennessee, with respect to filling the vacancy in the Office of Register of Deeds created by the death of Pam Whitaker. This special election will be held during the regular meeting of this Body on the aforesaid date to fill the position until the next general election.

Persons interested in the position are asked to submit a resume or qualifications to the Office of the County Clerk, Sumner County Administration Building, 355 North Belvedere Drive, Room 111, Gallatin, Tennessee, 37066, by 11:00 a.m. (local time) on Monday, November 16, 2015, or attend the aforesaid 7:00 p.m. meeting and express interest to a member of the Sumner County Legislative Body.

The position must be filled according to all applicable state statutes, rules and regulations.

Chairman noted that three candidates submitted resumes for the election to the Office of Register of Deeds. Jessie Hughes withdrew his bid for the position.

Commissioner Decker nominated Cindy Briley; Commissioner Pomeroy seconded.

Commissioner Kemp nominated Linda Pitt; Commissioner Ring seconded.

Commissioner Ring moved to cease nominations; Commissioner Akins seconded the motion, which was approved by unanimous voice vote of the body.

Chairman Langford recognized Mrs. Briley and Mrs. Pitt to speak. Ms Pitt withdrew her name from consideration.

The electronic vote was recorded in the following manner:

Akins	Y	M. Taylor	Y	Geminden	Y
Hinton	Y	Driver	Y	Graves	Y
Foster	Y	Schell	Y	Harris	Y
Ring	Y	Pomeroy	Y	Vaughn	Y
Kemp	Y	LeMarbre	Y	Decker	Y

Hyde	Y	Becker	Y	C. Taylor	Y
Goode	Y	Krueger	Y	B. Taylor	Y
Langford	Y	Guthrie	Y	Pospisil	Y

BRILEY-GREEN Yes: 24 No: 0 Abs: 0 07:36 PM

Chairman Langford declared Mrs. Briley elected as Register of Deeds to fulfill the term of the late Pam Whitaker.

CONSENT AGENDA

Chairman Langford introduced the following items on the Consent Agenda:

1511-01 A RESOLUTION APPROVING THE FISCAL YEAR 2015-2016 SUMNER COUNTY BOARD OF EDUCATION GENERAL PURPOSE SCHOOL FUND BUDGET AMENDMENTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of November, 2015, that this body hereby approves the 2015-2016 Sumner County Board of Education General Purpose School Fund budget amendments, as shown on the attachments herewith.

1511-02 A RESOLUTION DOCKETING SUMNER COUNTY BOARD OF EDUCATION FEDERAL PROJECT SCHOOL FUND BUDGET AMENDMENTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of November, 2015, that this body hereby docketing in its minutes the Sumner County Board of Education Federal Project School Fund Budget Amendments, as shown on the attachment herewith.

1511-03 A RESOLUTION APPROPRIATING UP TO \$85,000.00 FROM THE 2015 BOND PROCEEDS FOR REPAIR AND/OR REPLACEMENT OF THE BOILER AT THE SUMNER COUNTY ADMINISTRATION BUILDING

BE IT RESOLVED by the County Board of Commissioners of Sumner County, Tennessee, meeting in regular session on this the 16th day of November, 2015, that this body hereby appropriates up to \$85,000.00 from the 2015 Bond Proceeds for repair and/or replacement of the boiler at the Sumner County Administration Building.

1511-04 A RESOLUTION APPROPRIATING \$58,200.00 FROM THE 2015 BOND PROCEEDS FOR CHANCERY COURT RENOVATIONS BY ACT CONTRACTORS

BE IT RESOLVED by the County Board of Commissioners of Sumner County, Tennessee, meeting in regular session on this the 16th day of November, 2015, that this body hereby appropriates \$58,200.00 from the 2015 Bond Proceeds for Chancery Court Renovations by ACT Contractors.

1511-05 A RESOLUTION APPROVING \$60,000.01 AND APPROPRIATING \$43,814.01 FOR FISCAL YEAR 2016 AS PASS-THROUGH FUNDS FOR THE TDOT GRANT FOR SALARY AND BENEFITS FOR DRUG COURT ASSISTANT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of November, 2015, that this body hereby approves \$60,000.01 and appropriates \$43,814.01 for Fiscal Year 2016 as pass-through funds for the TDOT Grant for salary and benefits for Drug Court Assistant, as shown on the attachment herewith.

1511- 06 A RESOLUTION APPROPRIATING \$52,498.17 AS PASS-THROUGH FUNDS FOR STATE INMATE MEDICAL EXPENSES TO THE BUDGET OF THE SHERIFF'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of November, 2015, that this body hereby appropriates \$52,498.17 as pass-through funds for state inmate medical expenses to the budget of the Sheriff's Office, as shown on the attachment herewith.

1511-07 A RESOLUTION APPROPRIATING \$31,874.50 IN PASS-THROUGH FUNDS FROM THE TDOT IMPAIRED DRIVING ENFORCEMENT GRANT TO THE BUDGET OF THE SHERIFF'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of November, 2015, that this body hereby appropriates \$31,874.50 in pass-through funds from the TDOT Impaired Driving Enforcement Grant for the Sheriff's Office budget, as shown on the attachment herewith.

1511-08 A RESOLUTION APPROPRIATING \$25.00 AS PASS-THROUGH FUNDS RECEIVED AS A DONATION FOR THE PURCHASE OF A BOOK FOR THE HENDERSONVILLE PUBLIC LIBRARY

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of November, 2015, that this body hereby appropriates \$25.00 in pass-through funds received as a donation for the purchase of a book, as shown on the attachment herewith.

1511-09 A RESOLUTION APPROPRIATING \$100,716.17 AS CARRYOVER OF THE FISCAL YEAR 2015 FUNDING IN THE GENERAL FUND FOR BUILDING IMPROVEMENTS ON THE DOUGLASS-CLARK HOUSE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of November, 2015, that this body does hereby appropriate \$100,716.17 as carryover of the fiscal year 2015 funding in the General Fund for building improvements on the Douglas-Clark House, as shown on the attachments herewith.

1511-10 A RESOLUTION APPROPRIATING \$70,550.00 FROM THE 2015 BOND PROCEEDS FOR PAVING AND SEALING PROJECTS FOR GALLATIN LIBRARY, HENDERSONVILLE LIBRARY AND HENDERSONVILLE CLERK'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 16th day of November, 2015, that this body does hereby appropriate \$70,550.00 from the 2015 Bond Proceeds for paving and sealing projects for Gallatin Library, Hendersonville Library and Hendersonville Clerk's Office, as shown on the attachment herewith.

1511-11 A RESOLUTION APPROPRIATING \$40,734.04 AS CARRYOVER OF THE FISCAL YEAR 2015 FUNDING FOR THE ENHANCEMENT GRANT IN THE CAPITAL PROJECTS FUND

BE IT RESOLVED by the County Board of Commissioners of Sumner County, Tennessee, meeting in regular session on this the 16th day of November, 2015, that this body hereby appropriates \$40,734.04 as carryover of the fiscal year 2015 funding for the Enhancement Grant in the Capital Projects Fund, as shown on the attachment herewith.

1511-12 A RESOLUTION APPROPRIATING \$1,104,680.00 AS CARRYOVER OF THE FISCAL YEAR 2015 FUNDING FOR PORTLAND EMS STATION AND CLEAN TENNESSEE GRANT IN THE CAPITAL PROJECTS FUND

BE IT RESOLVED by the County Board of Commissioners of Sumner County, Tennessee, meeting in regular session on this the 16th day of November, 2015, that this body hereby appropriates \$1,104,680.00 as carryover of the fiscal year 2015 funding for Portland EMS Station and Clean Tennessee Grant in the Capital Projects Fund, as shown on the attachment herewith.

1511-13 A RESOLUTION APPROPRIATING \$821,562.00 AS CARRYOVER OF THE FISCAL YEAR 2015 FUNDING FOR GREENWAY TIP GRANT AND DOUGLASS-CLARK HOUSE IN THE CAPITAL PROJECTS FUND

BE IT RESOLVED by the County Board of Commissioners of Sumner County, Tennessee, meeting in regular session on this the 16th day of November, 2015, that this body hereby appropriates \$821,562.00 as carryover of the fiscal year 2015 funding for Greenway TIP Grant and Douglass-Clark House in the Capital Projects Fund, as shown on the attachment herewith.

1511-14 A RESOLUTION APPROPRIATING \$187,177.45 AS CARRYOVER OF THE FISCAL YEAR 2015 FUNDING FOR GREENWAY MPO GRANT IN THE CAPITAL PROJECTS FUND

BE IT RESOLVED by the County Board of Commissioners of Sumner County, Tennessee, meeting in regular session on this the 16th day of November, 2015, that this body hereby appropriates \$187,177.45 as carryover of the fiscal year 2015 funding for Greenway MPO Grant in the Capital Projects Fund, as shown on the attachment herewith.

1511-15 A RESOLUTION APPROPRIATING \$26,018.20 AS CARRYOVER OF THE FISCAL YEAR 2015 FUNDING FOR PORTLAND VOCATIONAL CENTER AND BURRUS ELEMENTARY IN THE CAPITAL PROJECTS FUND

BE IT RESOLVED by the County Board of Commissioners of Sumner County, Tennessee, meeting in regular session on this the 16th day of November, 2015, that this body hereby appropriates \$26,018.20 as carryover of the fiscal year 2015 funding for Portland Vocational Center and Burrus Elementary in the Capital Projects Fund, as shown on the attachment herewith.

Commissioner Kemp moved, seconded by Commissioner Graves, to suspend the rules and remove Resolution 1511-04 from the Consent Agenda.

The electronic vote was recorded in the following manner:

SUSPEND RULES DISCUSS 1511-04

Akins	N	M. Taylor	Y	Geminden	N
Hinton	Y	Driver	Y	Graves	Y
Foster	N	Schell	Y	Harris	Y
Ring	N	Pomeroy	N	Vaughn	N
Kemp	Y	LeMarbre	N	Decker	Y
Hyde	Y	Becker	Y	C. Taylor	N
Goode	N	Krueger	Y	B. Taylor	N
Langford	N	Guthrie	N	Pospisil	N

SUSPEND Yes: 11 No: 13 Abs: 0 07:39 PM

Chairman Langford declared the motion to suspend the rules failed to be approved by the necessary two-thirds vote.

The electronic vote was recorded in the following manner:

Akins	Y	M. Taylor	N	Geminden	Y
Hinton	Y	Driver	Y	Graves	N
Foster	Y	Schell	Y	Harris	Y
Ring	Y	Pomeroy	Y	Vaughn	Y
Kemp	A	LeMarbre	Y	Decker	Y
Hyde	Y	Becker	Y	C. Taylor	Y
Goode	Y	Krueger	Y	B. Taylor	Y
Langford	Y	Guthrie	Y	Pospisil	Y

1511-CONSENT Yes: 21 No: 2 Abs: 1 07:39 PM

Chairman Langford declared the resolutions on the Consent Agenda approved on the first and final reading.

REPORT FROM COUNTY OFFICIALS

County Officials filed the following reports: County Investments, County General Fund, County Debt Service Fund, County Highway Fund, County Capital Outlay Fund, School General Purpose Fund, School Federal Projects Fund, School Food Service Fund, Employee Health Insurance Trust Fund, Employee Dental Insurance Trust Fund, Casualty Insurance Trust Fund, County Trustee Funds, Special Reports: County Dental Insurance Claim Payments, County Health Insurance Claim Payments, County Property Tax Collections, County EMS Billing/Collections/Balances, County Sales Tax Collections, County Wheel Tax

Collections, County Tax Rates/Property Values and County School Loan Program Rates. Approval of the filing of these records does not certify to the accuracy of the documents.

Chairman Langford introduced the following resolution:

1511-NOT

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

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

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

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

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

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

NOTARIES TO BE ELECTED

CAROL ASHMORE
SONYA M BRANHAM
GLEN T BURGETT
LINDA A BURNS
DEBORAH CORWIN
TERRA R COVINGTON
DANNY M DAVENPORT
LINDA B DEVAULT
J B DILLON
TANYA L EAKIN
KATELYN ESCUE
COURTNEY FARLEY
RUTH M FORAN
VICTORIA L FRIEDMAN
SHEILA FUTCH
GINGER G GOODMAN
MOLLY ANNE HILL
CHANTEL HUDDLESTON
VIRGINIA B JEFFREY
BRETT C JONES
JO ANNE JUSTICE
JONATHAN E KOTLER

DEBRA A KUNKEL
IRVIN D LEWIS III
MICHELLE D MACDONALD
CRYSTAL J MCDUGAL
KIMBERLY LEIGH MCLAURIN-THOMPSON
JAN H MITCHELL
LAURA MOSS
VICKI H NEAL
NANCY P NEELY
JEAN K PETERSON
YASSER QUOD
JAMES D REEVES
DONNA D RICHARDS
TERESA SHANK
REBECCA DANYELL SHRUM
ELLEN C SMITH
LAURIE STAWICKI
TINA M TIMMONS
TERRY TUCKER-LEWIS
KATHY S VENEGAS
KATHY VERBLAAUW
KRISTA WRIGHT

PERSONAL SURETY
GARY WAYNE KEMPER
SCOTTIE PARKER

Upon motion of Commissioner Ring, seconded by Commissioner Bill Taylor, voting was recorded in the following manner:

The electronic vote was recorded in the following manner:

Akins	Y	M. Taylor	Y	Geminden	Y
Hinton	Y	Driver	Y	Graves	Y
Foster	Y	Schell	Y	Harris	Y
Ring	Y	Pomeroy	Y	Vaughn	Y
Kemp	Y	LeMarbre	Y	Decker	Y
Hyde	Y	Becker	Y	C. Taylor	Y
Goode	Y	Krueger	Y	B. Taylor	Y
Langford	Y	Guthrie	Y	Pospisil	Y

1511-NOTARIES Yes: 24 No: 0 Abs: 0 07:40 PM

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

COMMITTEE ON COMMITTEES

Industrial Development Board, 6-Year Term. Commissioner Goode noted the deferral of the appointment of Earl Fischer to the Industrial Development Board pending further information.

Ethics Committee, 1-Year Term. Commissioner Goode noted the deferral of the appointment to the Ethics Committee.

Board of Construction Appeals, Two Alternates, 1-Year Terms. Commissioner Goode brought forth the recommendation to re-appoint Larry Brown and Shawn Utlely to serve as alternates on the Board of Construction Appeals for one-year terms. Commissioner Goode moved, seconded by Commissioner LeMarbre, to approve Mr. Brown and Mr. Utlely to serve on the Board of Construction Appeals as alternates. The motion carried.

Zoning Board of Appeals. Commissioner Goode brought forth the appointment to the Zoning Board of Appeals, five-year term of Bruce Rainey (County Executive recommendation). He stated that the Committee voted to forward the matter to the full Commission with no recommendation.

Commissioner Hinton moved, seconded by Commissioner Graves, to re-appoint Bruce Rainey to the Zoning Board of Appeals.

The electronic vote was recorded in the following manner:

CONFIRM BRUCE RAINEY TO ZONING APPEALS

Akins	Y	M. Taylor	Y	Geminden	Y
Hinton	Y	Driver	Y	Graves	Y
Foster	N	Schell	N	Harris	Y
Ring	Y	Pomeroy	Y	Vaughn	Y
Kemp	N	LeMarbre	N	Decker	Y
Hyde	Y	Becker	A	C. Taylor	N
Goode	N	Krueger	N	B. Taylor	N
Langford	Y	Guthrie	Y	Pospisil	Y

ZONING Yes: 15 No: 8 Abs: 1 07:58 PM

Chairman Langford declared Mr. Rainey re-appointed to serve on the

Zoning Board of Appeals.

Next Month. Health, Safety Standards Board, 4-Year Term, Citizen or Official. Present members are Daniel Koulianos and James Flockencier. (County Executive recommendation TBA)

HIGHWAY COMMISSION

There was no report from the Highway Commission.

EDUCATION COMMITTEE

There was no report from the Education Committee.

GENERAL OPERATIONS COMMITTEE

Commissioner Becker announced the formation of an ad hoc committee to study the engineering and architectural services provided to the County. Commissioner Hinton will chair the ad hoc committee. Other members are Commissioners Decker, Krueger, Chris Taylor and Pomeroy.

EMERGENCY SERVICES COMMITTEE

Commissioner Guthrie stated that the Emergency Services Committee and the Budget Committee met in joint session for a pay study review presented by McGrath Human Resources.

LEGISLATIVE COMMITTEE

There was no report from the Legislative Committee.

FINANCIAL MANAGEMENT COMMITTEE

There was no report from the Financial Management Committee.

BUDGET COMMITTEE

There was no report from the Budget Committee.

Chairman Langford read correspondence from the First Baptist Church of Gallatin Preschool ministry, thanking the Commission for its donation in honor of the late Pam Whitaker, Register of Deeds. Chairman Langford read a letter to the family of Mrs. Whitaker, expressing the Commission's sympathy during their time of great loss.

ADJOURNMENT

Chairman Langford declared the Commission meeting adjourned at 8:00 p.m. upon motion of Commissioner Pospisil, seconded by Commissioner Harris.

BILL KEMP, CLERK

SCOTT LANGFORD, CHAIRMAN

Prepared by Maria A. Savage

Approved on _____
