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**MINUTES  
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS  
JULY 18, 2022**

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The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, July 18, 2022, 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 Mayor Anthony Holt and County Law Director Leah Dennen, and the following Commissioners to wit:

Jerry Becker  
Deanne DeWitt  
Allen Driver  
Jerry Foster  
Billy Geminden  
Paul Goode  
Steve Graves

Michael Guthrie  
Larry Hinton  
Merrol N. Hyde  
Caroline Krueger  
Scott Langford  
Jeremy Mansfield

Gene Rhodes  
Baker Ring  
Leslie Schell  
Brian Stewart  
Luke Tinsley  
Shellie Young Tucker  
Terry Wright

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Sonny Weatherford. Chairman Scott Langford noted that with twenty members seated, a simple majority would be by twelve votes; and that matters requiring a two-thirds vote would be by sixteen votes during this session. Commissioners Nipper, Sullivan and Chris Taylor were not present.

The Invocation was led by Doug Tooley, Rivergate Church of Christ.

Chairman Langford offered a special prayer for Judge Carter's family and friends.

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

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### APPROVAL OF AGENDA

Without objection, Chairman Langford removed Resolutions 2207-04 and 2207-05 from the regular agenda and sent back to the Legislative Committee.

Chairman Langford also added Notice of Vacancy for General Session Judge, Division III so Law Director Leah Dennen may notice the vacancy and begin collecting resumes.

Chairman Langford recognized Commissioner Mansfield who asked to remove Resolutions 2207-07, 2207-12, 2207-13 and 2207-14 from the consent agenda. Chairman Langford moved Resolution 2207-07 to the Legislative report and Resolutions 2207-12, 2207-13 and 2207-14 to the Budget report.

Commissioner Foster moved, seconded by Commissioner DeWitt, to adopt the agenda as amended. The Commission approved the agenda (20-0-0) by voice vote of the body.

Chairman Langford explained there was a request to remove Resolution 2207-01 from the agenda from the attorney representing the applicant. Hearing no motion to remove from the agenda, Chairman Langford declared the hearing will be heard.

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### APPROVAL OF MINUTES

The minutes for the meeting of this body held on June 13, 2022 and recorded in the office of the Clerk, Bill Kemp, were approved unanimously by voice vote after Commissioner Rhodes made the motion, seconded by Commissioner Tinsley.

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Without objection, Chairman Langford moved the Certificates of Recognition before Recognition of the Public.

Commissioner Hyde introduced the following Certificate of Recognition:

**A PROCLAMATION HONORING  
Merrol Hyde Magnet School  
Boys' Tennis Team**

**The Sumner County Board  
of  
County Commissioners,**

*meeting in regular session on this the  
18<sup>th</sup> day of July 2022,  
does hereby honor and congratulate*

**Merrol Hyde Magnet School  
Boys' Tennis Team**

*for winning the Boys' Tennis State Championship for Division 1*

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Upon motion of Commissioner Hyde, seconded by Commissioner Krueger, the Commission voted unanimously by voice vote to approve the certificate honoring Merrol Hyde Magnet School Boys' Tennis Team.

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### **RECOGNITION OF THE PUBLIC**

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

Kevin Baigert – 424 AB Wade Road, Portland spoke to Resolution 2207-07. He stated there is not enough detail, does not protect the County and expects discussion of exit plan tonight.

Pascal Jouvonce – 1335 Long Hollow Pike, Gallatin did not speak because Resolution 2207-05 was removed from the agenda.

Commissioner Mansfield called a Point of Order to object to the ruling of the Chairman to not allow public comment on items removed from the agenda. Chairman Langford declared the motion died for lack of second.

With no one else wishing to speak on regular agenda items, recognition of the public was closed.

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### **REPORT OF THE CHAIR**

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

Chairman Langford directed Clerk Kemp to read the notice into record:

### **PUBLIC NOTICE/REZONING**

The Sumner County Board of County Commissioners will hold a public hearing on July 18, 2022 at 7:00 P.M. (Local Time) in the Bethel Brown Commission Chambers of the Sumner County Administration Building, located at 355 North Belvedere Drive, Gallatin, Tennessee.

Reflections Event Venue – Rezoning – Tangela Leath, represented by GreenLID Design – 3<sup>rd</sup> Commission Voting District (Alan Driver and Steve Graves) – Applicant is seeking a rezoning from Rural Residential (RR) to Planned Unit Development (PUD) for the purpose of conducting a Retreat, Entertainment and Amusement Services and other uses described on the Concept Plan. Subject property is located at 143 Alexander Lane, Bethpage, TN 37022, is Tax Map 084, Parcel 090.08, contains 5.19 acres and is zoned Rural Residential (RR).

The Sumner County Regional Planning Commission forwarded a negative recommendation related to this item on May 24, 2022.

A copy of this notice is on file at the Sumner County Development Services Department in the Sumner County Administration building located at 355 North Belvedere Drive, Gallatin, Tennessee. Anyone having any interest or desiring to ask questions concerning this request is invited to join this meeting or call 615-451-6097.

Chairman Langford declared the public hearing open for anyone wishing to speak.

Mary Eldridge – 139 Alexander Lane, Bethpage spoke in favor of the rezoning request. Commissioner Ring called a Point of Order in objection of negative comments. Chairman Langford ruled to refrain from negative comments.

Jackie Leath – 143 Alexander Lane, Bethpage spoke in favor of rezoning and explained permit was denied and cannot get a court date. Venue intended to be part of retirement plan.

Tangi Leath – 143 Alexander Lane, Bethpage spoke in favor of rezoning and said the barn was built for daughter's wedding and storage, not an event center.

Jill Apple – Alexander Lane, Bethpage – not present – Tangi Leath submitted Ms. Apple's written statement in her absence.

Steve Harris – 197 Alexander Lane, Bethpage spoke in opposition of the rezone request. He stated it is not consistent with comprehensive plan for the area and infrastructure is not in place for business.

Ron Strahle – 1238 Rock Springs Road, Bethpage spoke against the rezone request.

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

Chairman Langford reopened the public hearing to allow Andy Leath to speak.

Andy Leath – 1143 West Main Street, Gallatin – spoke to the request and explained the use is allowable but not enough acreage. The intended use is not an amusement center or bowling alley but for weddings and birthday parties or small gatherings.

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

**2207-01 A RESOLUTION REQUESTING TO REZONE REFLECTONS  
EVENT VENUE APPLICANT IS SEEKING A REZONING FROM  
RURAL RESIDENTIAL (RR) TO PLANNED UNIT DEVELOPMENT  
(PUD) FOR THE PURPOSE OF CONDUCTING A RETREAT,  
ENTERTAINMENT AND AMUSEMENT SERVICES AND OTHER  
USES DESCRIBED ON THE CONCEPT PLAN, SUBJECT  
PROPERTY IS LOCATED AT 143 ALEXANDER LANE,  
BETHPAGE, TN 37022, IS ON TAX MAP 084, PARCEL 090.08,  
CONTAINS 5.19 ACRES AND IS ZONED RURAL RESIDENTIAL (RR).**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 18<sup>th</sup> day of July 2022, that this body hereby approves the request to rezone reflections event venue applicant is seeking a rezoning from Rural Residential (RR) to Planned Unit Development (PUD) for the purpose of conducting a retreat, entertainment and amusement services and other uses described on the Concept Plan, Subject property is located at 143 Alexander Lane, Bethpage, TN 37022, is on Tax Map 084, Parcel 090.08, contains 5.19 acres and is zoned Rural Residential (RR), as shown on the attachment herewith: and

**BE IT FURTHER RESOLVED** that this resolution serves as the second reading.

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Chairman Langford declared Resolution 2207-01 rejected due to lack of motion.

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Chairman Langford directed Clerk Kemp to read the notice into record:

**PUBLIC NOTICE/REZONING**

The Sumner County Board of County Commissioners will hold a public hearing on July 18, 2022 at 7:00 P.M. (Local Time) in the Bethel Brown Commission Chambers of the Sumner County Administration Building, located at 355 North Belvedere Drive, Gallatin, Tennessee.

Fit Farm – Rezoning – Patrick Steffen, represented by GreenLID Design – 3<sup>rd</sup> Commission Voting District (Alan Driver and Steve Graves) – Applicant is seeking a rezoning from Rural Residential (RR) to Planned Unit Development (PUD) for the purpose of operating a Retreat Center. Subject property is located at 732B Rock Springs Road, Castalian Springs, TN 37031, is Tax Map 089, Parcels 055.00 & 052.00, contains 162.68 acres and is zoned Rural Residential (RR).

The Sumner County Regional Planning Commission forwarded a positive recommendation related to this item on May 24, 2022.

A copy of this notice is on file at the Sumner County Development Services Department in the Sumner County Administration building located at 355 North Belvedere Drive, Gallatin, Tennessee. Anyone having any interest or desiring to ask questions concerning this request is invited to join this meeting or call 615-451-6097.

Chairman Langford declared the public hearing open for anyone wishing to speak. With no one wishing to speak, Chairman Langford declared the public hearing closed.

**2207-02 A RESOLUTION REQUESTING TO REZONE FIT FARM  
APPLICANT IS SEEKING A REZONING FROM RURAL  
RESIDENTIAL (RR) TO PLANNED UNIT DEVELOPMENT (PUD)  
FOR THE PURPOSE OF OPERATING A RETREAT CENTER,  
SUBJECT PROPERTY IS LOCATED AT 732B ROCK SPRINGS  
ROAD, CASTALIAN SPRINGS, TN 37031, IS ON TAX MAP 089,  
PARCEL 055.00 & 052.00, CONTAINS 162.68 ACRES AND IS  
ZONED RURAL RESIDENTIAL (RR)**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 18<sup>th</sup> day of July 2022, that this body hereby approves the request to rezone Fit Farm applicant is seeking a rezoning from Rural Residential (RR) to Planned Unit Development (PUD) for the purpose of operating a retreat center, Subject property is located at 732B Rock Springs Road, Castalian Springs, TN 37031, is on Tax Map 089, Parcel 055.00 & 052.00, contains 162.68 acres and is zoned Rural Residential (RR), as shown on the attachment herewith; and

**BE IT FURTHER RESOLVED** that this resolution serves as the second reading.

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After discussion, Chairman Langford declared Resolution 2207-02 approved (19-1-0) by voice vote of the body upon motion by Commissioner Ring, seconded by Commissioner DeWitt. Commissioner Mansfield voted against.

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Chairman Langford introduced the following resolution:

**2207-17 A RESOLUTION DIRECTING THE LAW DIRECTOR TO PREPARE NOTICES ANNOUNCING THE VACANCY OF THE SUMNER COUNTY GENERAL SESSIONS– DIVISION III JUDGESHIP AND REQUESTING RESUMES OF APPLICANTS TO POTENTIALLY FILL SAME**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 18<sup>th</sup> day of July 2022, that this body hereby directs the Law Director to prepare notices announcing the vacancy of the Sumner County General Sessions-Division III Judgeship and requesting resumes of applicants to potentially fill same.

Upon motion of Commissioner Foster, seconded by Commissioner Krueger, voting was recorded in the following manner:

2207-Notice Opening				7/18/2022 7:57:27 PM	
<b>YES - 18</b>		<b>NO - 2</b>		<b>ABS - 0</b>	
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)					
1st Vacant	- NV	A Driver	- Y	B Geminden	- Y
B Ring	- Y	B Stewart	- Y	C Krueger	- Y
C Taylor	- NP	Chr. Langford	- Y	D Dewitt	- Y
D Sullivan	- NP	G Rhodes	- Y	J Becker	- Y
J Foster	- Y	J Mansfield	- N	J Nipper	- NP
L Hinton	- Y	L Schell	- Y	L Tinsley	- Y
M Guthrie	- Y	M Hyde	- N	P Goode	- Y
S Graves	- Y	S Tucker	- Y	T Wright	- Y

Chairman Langford declared Resolution 2207-17 approved by the body.

Chairman Langford introduced the following items on the Consent Agenda:

**CONSENT AGENDA**

**2207-08 A RESOLUTION AMENDING THE GENERAL PERSONNEL POLICY**

**BE IT RESOLVED**, by the Sumner County Board of County Commissioners meeting in regular session on this the 18<sup>th</sup> day of July 2022, that this body hereby amends the general personnel policy as follows:

**VACATION LEAVE**

As of June 30 of each year, vacation time earned and balances available will be reported to the finance department for each full-time employee. These balances will be confirmed and certified with the department head, office holder, and individual employee.

**All vacation for full-time employees will accrue forward in the following format.**

- On the six-month anniversary date- One week, not to exceed forty (40) hours.
- First year anniversary date- One week, not to exceed forty (40) hours.
- Years two through four (2-4) on the anniversary date- Two weeks, not to exceed (80) hours.
- Year five (5) and forward on the anniversary date- Three weeks, not to exceed one hundred twenty (120) hours

Part-time and temporary employees do not qualify for nor accrue any vacation leave.

After the first six months of employment, upon separation of full-time employment, balances shall be prorated forward from the most recent anniversary date until the separation date.

At the employee's request, upon separation, accumulated vacation hours or a portion thereof can be converted to sick hours in lieu of a payout.

Accumulation of Vacation Time- Accumulated vacation time may be carried forward for up to six weeks (not to exceed 240 hours) at the end of any fiscal year. Any amounts in excess of six weeks (or 240 hours) at the end of any fiscal year will automatically be rolled over to sick time. Employees may not carry a negative balance at any point.

Any full-time employee hired within the past twelve months of the adoption of this policy and their six-month anniversary date has passed will be credited for one week, not to exceed forty (40) hours of vacation time.

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**2207-09 A RESOLUTION DECLARING ONE ITEM FROM SUMNER COUNTY DEVELOPMENT SERVICES AS SURPLUS PROPERTY 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 18<sup>th</sup> day of July 2022, that this body hereby declares one item from Sumner County Development Services as surplus, as shown on the attachment; and

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

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**2207-10 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE SUMNER COUNTY HEALTH DEPARTMENT AS SURPLUS PROPERTY 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 18<sup>th</sup> day of July 2022, that this body hereby declares various items from the Sumner County Health Department as surplus, as shown on the attachment; and

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

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**2207-11 A RESOLUTION DOCKETING SUMNER COUNTY BOARD OF EDUCATION SCHOOL FUND BUDGET AMENDMENTS FOR THE FISCAL YEAR 2021-2022**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 18<sup>th</sup> day of July 2022, that this body does hereby docket in its records the Sumner County Board of Education School Fund Budget Amendments for the fiscal year 2021-2022, as shown on the attachment herewith.

**2207-15 A RESOLUTION APPROPRIATING \$18,169.00 TO PAY  
BUILDING AND CONTENTS INSURANCE**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 18<sup>th</sup> day of July 2022, that this body does hereby appropriate \$18,169.00 to pay building and contents insurance, as shown on the attachment herewith.

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**2207-16 A RESOLUTION APPROVING THE SUMNER COUNTY TRUSTEE  
BANKING AGREEMENT WITH PINNACLE BANK**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 18<sup>th</sup> day of July 2022, that this body does hereby approve the Sumner County Trustee banking agreement with Pinnacle Bank, as shown on the attachment herewith.

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**Tax Refunds**

Michael etux Kristina Carr and Regina Carr	\$172.00
Daily's Market aka Tri Star Energy LLC 7207	\$210.00
Christopher and/or Rebecca Milla	\$180.96
Aaron L. Pickard and Teresa Bennett	\$362.00

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Chairman Langford declared the items on the Consent Agenda, approved (19-1-0) by voice vote of the body upon motion by Commissioner Krueger, seconded by Commissioner Foster. Commissioner Mansfield voted against.

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**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.

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Chairman Langford introduced the following resolution:

**2207-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.**

HEATHER B ANDERSON	STEPHANIE R MCCOMBS
DENISE ANDREU-DUNLAP	AMY C MCKISSICK
JODI BEENE	TONYA MEREDITH
KEVIN BROWN	TRUDY L MILLIKEN
TINA O BROWN	PATRICK MOSLEY
TIFFANY BRUCE	TRINA OSBORNE
CHARLENE CARTER	MICHELLE PATTERSON
THERESE CASLER	AUDREY PERDOMO
REBECCA S CURTIS	SUZANNE D. PROSSER
MINDY DONSBACH	DOLORES HUFF ROE
ROSIE JANE DOWNS	CHAD MICHAEL ROSS
KRISTIE L DUNCAN	JOSEPH ROTELLA
CARL E DUNPHY II	BEVERLY SADLER
SUSAN DYE	LAURIE DAVIS SHUMAKE
LINDA B EDWARDS	DANNICKA J SISK
TRACY P EIDSON	LENNIE ANN SMITH
SONJA LEIGH ELLIS	JERRY O SPEARS
KALEILA JANE A ESAW	MELISSA SPEIGHT
JASON FITE	SHEA S STOCKARD
CORGEY GLADNEY	CARRIE L STORY
KARA E HARE	CAROL SUCHOVSKY
ADREANNA HELMS	PAULA W TAYLOR
CHRIS JOHNSON	AMANDA THOMAS
KAYLA R JOHNSTON	JENNY TROTTER
PATRICK E KANE	SHELBY TURNER
KIMBERLY M LADD	NANCY VILLEGAS
CHRISTOPHER MARK LAUDERDALE	CARLOLYN WALLACE
VICTORIA MAHLING	J NICOLE WATKINS
CHANTEAL MANIS	CONLEY WILKES
WENDY MARION	TISHA WILLIAMS
SHELBY MCBAY	KARLEIGH MCCLAIN

Upon motion of Commissioner Tinsley, seconded by Commissioner Graves, voting was recorded in the following manner:

2207-NOT		7/18/2022 7:58:31 PM
<b>YES - 20</b>	<b>NO - 0</b>	<b>ABS - 0</b>
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)		
1st Vacant - NV	A Driver - Y	B Geminden - Y
B Ring - Y	B Stewart - Y	C Krueger - Y
C Taylor - NP	Chr. Langford- Y	D Dewitt - Y
D Sullivan - NP	G Rhodes - Y	J Becker - Y
J Foster - Y	J Mansfield - Y	J Nipper - NP

L Hinton	- Y	L Schell	- Y	L Tinsley	- Y
M Guthrie	- Y	M Hyde	- Y	P Goode	- Y
S Graves	- Y	S Tucker	- Y	T Wright	- Y

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

**COMMITTEE ON COMMITTEES**

Commissioner Goode announced the following reappointment to the Music City Executive Airport Authority Regional and moved for approval; seconded by Commissioner Tucker.

- Don Dickerson, reappoint

Chairman Langford declared the reappointment of Don Dickerson to the Music City Executive Authority Airport Regional approved unanimously by voice vote of the body. .

Commissioner Goode announced the following reappointments to the Library Board and moved for approval; seconded by Commissioner Stewart.

- Jackie Wilber, reappoint
- Ronnie Fox, reappoint

Without objection from the maker of the motion the reappointments were split.

Chairman Langford declared the reappointment of Jackie Wilber to the Library Board approved (19-1-0) by voice vote of the body. Commissioner Mansfield voted against the reappointment.

The electronic vote for the reappointment of Ronnie Fox to the Library Board was recorded in the following manner:

Ronnie Fox Library Board			7/18/2022 8:01:04 PM
<b>YES - 5</b>	<b>NO - 14</b>	<b>ABS - 1</b>	
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)			
1st Vacant - NV	A Driver - Y	B Geminden - N	
B Ring - Y	B Stewart - N	C Krueger - N	
C Taylor - NP	Chr. Langford- N	D Dewitt - A	
D Sullivan - NP	G Rhodes - N	J Becker - N	
J Foster - Y	J Mansfield - N	J Nipper - NP	
L Hinton - N	L Schell - N	L Tinsley - N	
M Guthrie - N	M Hyde - N	P Goode - Y	
S Graves - N	S Tucker - Y	T Wright - N	

Chairman Langford declared the reappointment of Ronnie Fox to the Library Board failed to carry.

Commissioner Goode announced the appointment to the Equalization Board was deferred.

Commissioner Goode announced the following reappointment to the Regional Planning Commission and moved for approval; seconded by Commissioner Geminden.

- Jim Williams, reappoint

Chairman Langford declared the reappointment of Jim Williams to the Regional Planning Commission approved (19-1-0) by voice vote of the body. Commissioner Mansfield voted against.

### EDUCATION COMMITTEE

There was no report from the Education Committee.

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### EMERGENCY SERVICES COMMITTEE

There was no report from the Emergency Services Committee.

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### GENERAL OPERATIONS COMMITTEE

Commissioner Schell announced new speakers were added to the back of the chamber and two new monitors to hopefully be installed before next month's meeting.

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### HIGHWAY COMMITTEE

There was no report from the Highway Committee.

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### LEGISLATIVE COMMITTEE

Commissioner Ring introduced the following resolution and moved for approval; seconded by Commissioner Stewart.

**2207-03 A RESOLUTION DECLINING TO RAISE THE LOCAL OPTION SALES TAX PURSUANT TO THE PORTLAND ORDINANCE REQUEST**

**WHEREAS**, the city of Portland has passed an ordinance seeking to raise the sales and use tax in the city of Portland from 2.25% to 2.75% and have requested a referendum to approve the ordinance; and

**WHEREAS**, by state statute, if a city passes an ordinance to increase local option sales tax above the county rate, the city ordinance must be suspended for forty days in order to allow the county legislative body to consider a similar increase which if passed would suspend the city ordinance; and

**WHEREAS**, this body, having been properly notified of the actions of the city of Portland must act first to express its desire to consider this increase for Sumner County.

**THEREFORE, BE IT RESOLVED**, by the Sumner County Commissioners meeting in regular session on this the 18<sup>th</sup> day of July 2022 that this body declines to seek a county wide increase of the local option sales and use tax; and

**BE IT FURTHER RESOLVED**, that the Law Director is to provide a copy of this resolution to the city of Portland and any other appropriate authorities.

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Chairman Langford declared Resolution 2207-03 approved (19-1-0) by voice vote of the body. Commissioner Geminden voted against.

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Commissioner Ring introduced the following resolution and moved for approval; seconded by Commissioner Stewart.

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**2207-07 A RESOLUTION ANNOUNCING THE RETIREMENT OF THE SUMNER COUNTY LAW DIRECTOR AND DESIGNATION OF A PATH FOR CONTINUITY TO HANDLE MATTERS PERFORMED BY THE OFFICE OF THE LAW DIRECTOR**

**WHEREAS**, Law Director, Leah May Dennen (“Dennen”) has announced that after almost 27 years with Sumner County; and almost 18 years as Law Director, she plans to retire August 19, 2022, and

**WHEREAS**, it is in the best interest of Sumner County that a path be designed that would provide continuity, stability and limit the interruption of legal services to the county, its officials, departments and citizens; and

**WHEREAS**, there are several active matters that are nearing trial or conclusion and the most prudent action would be for Dennen to continue to oversee the conclusion of these matters along with any expert, outside legal assistance or advisor that is presently involved with the matters; and

**WHEREAS**, the staff of the Law Director’s office (“Staff”) is experienced and well trained to handle the day to day workings of the office from the handling of abandoned bodies to committee organization, public notices, resolution drafting, tax inquiries, public records requests and countless other matters and therefore should remain employed to organize and provide orderly transition of the workload of the Law Director’s Office; and

**WHEREAS**, Dennen should be engaged to provide transition services to the County and new legal staff hired by the new Sumner County Commission and County Mayor.

**THEREFORE, BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session in this the 18<sup>th</sup> day of July 2022, that this body does negotiate and agree to the following Exit Agreement (“Agreement”) with Dennen in order to act in the best interest of the County, staff, elected officials, departments and citizens; and

**BE IT FURTHER RESOLVED** that even though Dennen has twenty-eight months left on her term and contract, she has chosen to retire and forgo the salary and benefits to be paid to her; however, Dennen understands the need to do what is in the best interest of the county as it relates to ongoing litigation, historical knowledge, uncompleted projects and the ethical standards of a lawyer and she and this body agree to the following terms are set forth below:

A. Dennen’s last day in the county offices shall be Friday, August 19, 2022, but she shall continue until December 31, 2022 to answer calls and correspondence from county officials and to assist with the training of a new law director; and

B. Dennen shall continue to supervise, oversee necessary legal decisions, shepherd ongoing items to conclusion or resolution and participate in litigation and/or pending claims filed on or before August 19, 2022 until the matter(s) reach conclusion or she can ethically and in the best interest of the county seek to withdraw from the matter; and

C. All matters pending as of August 19, 2022 and before, which have already been assigned, where necessary, to outside counsel or independent

experts, shall remain with that outside third party until conclusion as such would be in the best interest of the County.

Outside counsel or independent experts shall submit their monthly invoices to the Office of Risk Management and after review by Dennen, these invoices shall be forwarded to the Finance Department for payment; and

D. Dennen shall be paid her regular salary through August 31, 2022 and remain a full-time employee. On or before August 31, 2022, Dennen shall be paid a final payment representing, her contractual salary from September 1, 2022 to December 31, 2022, but as of September 1, she shall no longer be a full-time county employee, but a retiree, eligible for any benefits due her under such status.

Until, December 31, 2022, Dennen shall continue her contractual duties set forth herein.

After discussion, Commissioner Mansfield moved, seconded by Commissioner Hyde, to amend to strike Item D to pay final payment as lump sum and change to pay month to month as needed as 1099 contractor.

The electronic vote for the amendment was recorded in the following manner:

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<b>Month to Month</b>		7/18/2022 8:19:23 PM
<b>YES - 4</b>	<b>NO - 16</b>	<b>ABS - 0</b>
<small>Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)</small>		
1st Vacant - NV	A Driver - N	B Geminden - N
B Ring - N	B Stewart - N	C Krueger - N
C Taylor - NP	Chr. Langford- N	D Dewitt - N
D Sullivan - NP	G Rhodes - N	J Becker - Y
J Foster - N	J Mansfield - Y	J Nipper - NP
L Hinton - N	L Schell - N	L Tinsley - N
M Guthrie - Y	M Hyde - Y	P Goode - N
S Graves - N	S Tucker - N	T Wright - N

Chairman Langford declared the amendment failed to carry.

After further discussion, the electronic vote for Resolution 2207-07 was recorded in the following manner:

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<b>2207-07</b>		7/18/2022 8:20:17 PM
<b>YES - 18</b>	<b>NO - 2</b>	<b>ABS - 0</b>
<small>Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)</small>		
1st Vacant - NV	A Driver - Y	B Geminden - Y
B Ring - Y	B Stewart - Y	C Krueger - Y
C Taylor - NP	Chr. Langford- Y	D Dewitt - Y
D Sullivan - NP	G Rhodes - Y	J Becker - Y
J Foster - Y	J Mansfield - N	J Nipper - NP
L Hinton - Y	L Schell - Y	L Tinsley - Y
M Guthrie - Y	M Hyde - N	P Goode - Y
S Graves - Y	S Tucker - Y	T Wright - Y

Chairman Langford declared Resolution 2207-07 approved by the body.

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### FINANCIAL MANAGEMENT

There was no report from Financial Management Committee.

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**BUDGET COMMITTEE**

Commissioner Foster introduced the following resolution and moved for approval;  
Commissioner Rhodes seconded the motion.

**2207-06 A RESOLUTION APPROPRIATING \$1,286,755.00 FOR A  
CARRYOVER PROJECT AS ORIGINALLY APPROVED ON  
NOVEMBER 15, 2021**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 18<sup>th</sup> day of July 2022, that this body does hereby appropriate \$1,286,755.00 for a carryover project as originally approved on November 15, 2021, as shown on the attachment herewith.

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Chairman Langford declared Resolution 2207-06 approved (19-1-0) by voice vote of the body. Commissioner Mansfield voted against.

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Commissioner Foster introduced the following resolution and moved for approval;  
Commissioner Ring seconded the motion.

**2207-12 A RESOLUTION TO CARRYOVER AND ADJUST THE FISCAL  
YEAR 2023 BUDGET FOR CAPITAL PROJECTS**

**BE IT RESOLVED** by the County Board of Commissioners of Sumner County, Tennessee, meeting in regular session on this 18<sup>th</sup> day of July 2022, that this body does hereby carryover and adjust the fiscal year 2023 budget for capital projects, as shown on the attachment herewith.

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Chairman Langford declared Resolution 2207-12 approved (19-1-0) by voice vote of the body. Commissioner Mansfield voted against.

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Commissioner Foster introduced the following resolution and moved for approval;  
Commissioner Stewart seconded the motion.

**2207-13 A RESOLUTION APPROPRIATING \$100,000.00 FOR A BOAT  
AND/OR A BOAT MOTOR AND TRAILER FOR THE  
EMERGENCY MANAGEMENT AGENCY**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 18<sup>h</sup> day of July 2022, that this body hereby appropriates \$100,000.00 for a boat and/or a boat motor and trailer for the Emergency Management Agency, as shown on the attachment herewith.

After discussion, Commissioner Mansfield moved, seconded by Commissioner Hyde, to amend to only appropriate \$15,000.00 to repair boat motor.

The electronic vote to amend to only appropriate \$15,000.00 was recorded in the following manner:

\$15,000 Repair

7/18/2022 8:41:05 PM

<b>YES - 1</b>			<b>NO - 19</b>			<b>ABS - 0</b>		
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)								
1st Vacant	- NV	A Driver	- N	B Geminden	- N			
B Ring	- N	B Stewart	- N	C Krueger	- N			
C Taylor	- NP	Chr. Langford	- N	D Dewitt	- N			
D Sullivan	- NP	G Rhodes	- N	J Becker	- N			
J Foster	- N	J Mansfield	- Y	J Nipper	- NP			
L Hinton	- N	L Schell	- N	L Tinsley	- N			
M Guthrie	- N	M Hyde	- N	P Goode	- N			
S Graves	- N	S Tucker	- N	T Wright	- N			

Chairman Langford declared the amendment failed to carry.

After further discussion, Commissioner Hinton called for question, seconded by Commissioner Goode.

The electronic vote to call for question was recorded in the following manner:

Question Call

7/18/2022 8:40:28 PM

<b>YES - 16</b>			<b>NO - 4</b>			<b>ABS - 0</b>		
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)								
1st Vacant	- NV	A Driver	- Y	B Geminden	- Y			
B Ring	- Y	B Stewart	- Y	C Krueger	- Y			
C Taylor	- NP	Chr. Langford	- Y	D Dewitt	- Y			
D Sullivan	- NP	G Rhodes	- Y	J Becker	- N			
J Foster	- Y	J Mansfield	- N	J Nipper	- NP			
L Hinton	- Y	L Schell	- Y	L Tinsley	- Y			
M Guthrie	- Y	M Hyde	- N	P Goode	- Y			
S Graves	- Y	S Tucker	- Y	T Wright	- N			

Chairman Langford declared the call for question failed to carry.

The electronic vote for main motion was recorded in the following manner:

2207-13

7/18/2022 8:43:16 PM

<b>YES - 20</b>			<b>NO - 0</b>			<b>ABS - 0</b>		
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)								
1st Vacant	- NV	A Driver	- Y	B Geminden	- Y			
B Ring	- Y	B Stewart	- Y	C Krueger	- Y			
C Taylor	- NP	Chr. Langford	- Y	D Dewitt	- Y			
D Sullivan	- NP	G Rhodes	- Y	J Becker	- Y			
J Foster	- Y	J Mansfield	- Y	J Nipper	- NP			
L Hinton	- Y	L Schell	- Y	L Tinsley	- Y			
M Guthrie	- Y	M Hyde	- Y	P Goode	- Y			
S Graves	- Y	S Tucker	- Y	T Wright	- Y			

Chairman Langford declared Resolution 2207-13 approved by the body.

Commissioner Foster introduced the following resolution and moved for approval; Commissioner Stewart seconded the motion.

**2207-14 A RESOLUTION APPROPRIATING \$261,277.00 FOR SALARY SURVEY ADJUSTMENTS FOR VARIOUS SUMNER COUNTY OFFICES**

**BE IT RESOLVED** by the Sumner County Board of County Commissioners meeting in regular session on this the 18<sup>th</sup> day of July 2022, that this body does hereby appropriate \$261,277.00 for salary survey adjustments for various Sumner County offices, as shown on the attachment herewith.

After discussion, Commissioner Mansfield moved, seconded by Commissioner Hyde, to refer to Budget Committee for next budget cycle.

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

Refer1 7/18/2022 8:52:24 PM

<b>YES - 6</b>	<b>NO - 14</b>	<b>ABS - 0</b>
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)		
1st Vacant - NV	A Driver - N	B Geminden - N
B Ring - N	B Stewart - N	C Krueger - N
C Taylor - NP	Chr. Langford- N	D Dewitt - N
D Sullivan - NP	G Rhodes - N	J Becker - Y
J Foster - N	J Mansfield - Y	J Nipper - NP
L Hinton - N	L Schell - N	L Tinsley - Y
M Guthrie - N	M Hyde - Y	P Goode - N
S Graves - Y	S Tucker - N	T Wright - Y

Chairman Langford declared the motion to refer failed to carry.

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

2207-14 7/18/2022 8:53:01 PM

<b>YES - 15</b>	<b>NO - 5</b>	<b>ABS - 0</b>
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)		
1st Vacant - NV	A Driver - Y	B Geminden - Y
B Ring - Y	B Stewart - Y	C Krueger - Y
C Taylor - NP	Chr. Langford- Y	D Dewitt - Y
D Sullivan - NP	G Rhodes - Y	J Becker - N
J Foster - Y	J Mansfield - N	J Nipper - NP
L Hinton - Y	L Schell - Y	L Tinsley - Y
M Guthrie - Y	M Hyde - N	P Goode - Y
S Graves - N	S Tucker - Y	T Wright - N

Chairman Langford declared Resolution 2207-14 failed to pass with the necessary two third vote.

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## ADJOURNMENT

Chairman Langford declared the Commission meeting adjourned at 8:53 p.m. upon motion of Commissioner Krueger, seconded by Commissioner Hinton.

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BILL KEMP, CLERK

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SCOTT LANGFORD, CHAIRMAN

Prepared by Jennifer Mitchell

Approved on \_\_\_\_\_