
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
JANUARY 22, 2024**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on January 22, 2024, 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 N. Hyde. Also present were the County Clerk Carolyn Templeton, Law Director Eric Sitler and Staff Attorney Steve Weiner, and the following Commissioners to wit:

Jerry Becker
Robert Brown III
Terri Boyt
Shannon Burgdorf
Dr. Mary Genung
Benjamin Harris
Mark Harrison
Merrol N. Hyde

Deborah Holmes
Tim Jones
David Klein
Dillon Lamberth
Jeremy Mansfield
Chrissi Miller
Terry Moss
Kevin Pomeroy

Darrell Rogers
Don Schmit
Matthew Shoaf
Danny Sullivan
Dr. Jamie Teachenor
Terry Wright
J. Wes Wynne

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Chief Deputy Eric Craddock. Chairman Merrol Hyde noted that with twenty-three members seated, a simple majority would be by thirteen votes; and that matters requiring a two-thirds vote would be by sixteen votes during this session. County Mayor John Isbell and Commissioner Ring were not present.

The Invocation was led by Commissioner Danny Sullivan.

The Pledge of Allegiance was led by the County Clerk, Carolyn Templeton.

APPROVAL OF AGENDA

Chairman Hyde recognized Commissioner Shoaf who requested to add clarification of language regarding Resolution 2307-11 under the Budget Committee report as item six.

Commissioner Mansfield called for a point of order to state that according to Robert's Rules it would require two thirds vote to discharge from committee to add this item to the agenda. Chairman Hyde agreed.

Commissioner Shoaf called for a point of clarification to ask if it is considered removed from committee since he attempted to place this item on a special-called meeting with the Budget Committee, meeting was canceled due to emergent weather thus removing it from committee. Chairman Hyde consulted with Law Director Eric Sitler who clarified since the resolution has already been through committee it would need a majority vote to add to the agenda with it being a clarification.

Commissioner Mansfield called a point of information and stated it didn't pass through committee, it did not get voted on in Committee because it was not on an agenda and the reason there was a special-called Budget Committee meeting.

Law Director Eric Sitler stated if it is being brought as a committee item then it would need two thirds vote, since Resolution 2307-11 has already been before the Commission, if being brought forward for clarification purposes then a majority vote is needed to add to the agenda. Chairman Hyde ruled a majority vote is needed to add to the agenda.

Chairman Hyde recognized Commissioner Burgdorf who moved to be added for consideration for appointment to the Library Board under the Committee on Committees report. Commissioner Lamberth seconded the motion.

Commissioner Becker called a point of information to ask Clerk Templeton about the live stream. Mrs. Templeton stated the system shows it is streaming, however it is not streaming.

Chairman Hyde called for a vote for the clarification of language for Resolution 2307-11 to be added to the agenda.

The electronic vote to add clarification language for Resolution 2307-11 to the agenda was recorded in the following manner:

Clarify Resolution
2307-11

1/22/2024 7:14:08 PM

YES - 15		NO - 8		ABS - 0	
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)					
Becker 21	- Y	Boyt 13	- Y	Brown 17	- Y
Burgdorf 19	- Y	Genung 9	- N	Harris 10	- Y
Harrison 3	- Y	Holmes 12	- N	Hyde 20	- Y
Jones 23	- N	Klein 6	- N	Lamberth 4	- Y
Mansfield 16	- N	Miller 24	- N	Moss 1	- Y
Pomeroy 11	- Y	Ring 8	- NP	Rogers 5	- Y
Schmit 18	- Y	Shoaf 22	- Y	Sullivan 7	- Y
Teachenor 14	- N	Wright 2	- N	Wynne 15	- Y

Chairman Hyde declared the motion to clarify language for Resolution 2307-11 approved by the body and added as item six under the Budget Committee report.

Chairman Hyde called for a vote to add the nomination of Commissioner Burgdorf to the Library Board to the agenda.

The electronic vote to add the nomination to the agenda was recorded in the following manner:

Nomination of Comm.
Burgdorf to Library
Board

1/22/2024 7:15:36 PM

YES - 15		NO - 8		ABS - 0	
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)					
Becker 21	- Y	Boyt 13	- Y	Brown 17	- N
Burgdorf 19	- Y	Genung 9	- Y	Harris 10	- Y
Harrison 3	- Y	Holmes 12	- N	Hyde 20	- Y
Jones 23	- N	Klein 6	- N	Lamberth 4	- Y
Mansfield 16	- N	Miller 24	- N	Moss 1	- Y
Pomeroy 11	- Y	Ring 8	- NP	Rogers 5	- Y
Schmit 18	- N	Shoaf 22	- Y	Sullivan 7	- Y
Teachenor 14	- N	Wright 2	- Y	Wynne 15	- Y

Chairman Hyde declared the motion failed to carry by the necessary two thirds vote.

Commissioner Becker called for a point of clarification to ask why it required two thirds vote. Chairman Hyde explained Law Director Eric Sitler stated it would need two thirds vote because it is still in committee and would need to be discharged from committee. Chairman Hyde agreed. Mr. Sitler said the ruling can be challenged and would require a majority vote.

Commissioner Becker moved, seconded by Commissioner Pomeroy to challenge the ruling of the Chairman that it would require two thirds vote to add the nomination to the agenda.

Chairman Mansfield called for a point of clarification to state a two thirds vote is required to challenge the ruling of the Chairman not a majority vote.

RECESS

Chairman Hyde called for recess at 7:20 p.m. and the meeting reconvened at 7:23 p.m.

APPROVAL OF AGENDA

Chairman Hyde ruled it will require two thirds vote at this time to challenge the ruling of the Chairman.

Commissioner Becker moved, seconded by Commissioner Wynne, to challenge the ruling of the Chairman to require two thirds vote versus majority to challenge the ruling of the Chairman. Chairman Hyde stated a "yes" vote is affirming the Chairman's ruling and a "no" vote is against the Chairman's ruling.

The electronic vote was recorded in the following manner:

Ad hoc for audio/visual

1/22/2024 7:35:23 PM

YES - 23		NO - 0		ABS - 0	
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)					
Becker 21	- Y	Boyt 13	- Y	Brown 17	- Y
Burgdorf 19	- Y	Genung 9	- Y	Harris 10	- Y
Harrison 3	- Y	Holmes 12	- Y	Hyde 20	- Y
Jones 23	- Y	Klein 6	- Y	Lamberth 4	- Y
Mansfield 16	- Y	Miller 24	- Y	Moss 1	- Y
Pomeroy 11	- Y	Ring 8	- NP	Rogers 5	- Y
Schmit 18	- Y	Shoaf 22	- Y	Sullivan 7	- Y
Teachenor 14	- Y	Wright 2	- Y	Wynne 15	- Y

Chairman Hyde declared the motion approved unanimously by the body. Chairman Hyde assigned the task to the General Operations Committee.

Chairman Hyde recognized Commissioner Harrison who moved, seconded by Commissioner Harris, to add a transfer of \$225,000.00 from the Highway Department fund balance to their payroll as item seven under the Budget Committee report. Chairman Hyde ruled the Highway Committee can address at next committee meeting and cannot be added to the agenda because it is a budgetary item.

Chairman Hyde noted removal of items three, four, and eleven under Report of Chair.

Commissioner Shoaf stated he understood that it would require two thirds vote to add Commissioner Harrison's request to the agenda. Chairman Hyde stated there would need to be a suspension of rules and would require two thirds vote.

Commissioner Harrison moved, seconded by Commissioner Wynne, to suspend the rules.

The electronic vote to suspend the rules was recorded in the following manner:

Suspend the rules

1/22/2024 7:40:44 PM

YES - 12		NO - 11		ABS - 0	
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)					
Becker 21	- Y	Boyt 13	- N	Brown 17	- N
Burgdorf 19	- N	Genung 9	- N	Harris 10	- Y
Harrison 3	- Y	Holmes 12	- N	Hyde 20	- Y
Jones 23	- N	Klein 6	- N	Lamberth 4	- Y
Mansfield 16	- N	Miller 24	- N	Moss 1	- Y
Pomeroy 11	- Y	Ring 8	- NP	Rogers 5	- N
Schmit 18	- Y	Shoaf 22	- Y	Sullivan 7	- Y
Teachenor 14	- N	Wright 2	- Y	Wynne 15	- Y

Chairman Hyde declared the motion to suspend the rules failed to carry by the necessary two thirds vote.

Chairman Hyde recognized Commissioner Rogers who moved, seconded by Commissioner Lamberth, to add two \$40,000.00 TLETA grants for the Sheriff's Department to the agenda. Commissioner Shoaf stated the requests are in Budget Committee and should require two thirds vote. Chairman Hyde agreed.

The electronic vote to add both \$40,000.00 TLETA grants to the agenda was recorded in the following manner:

Add TLETA grants to
agenda

1/22/2024 7:46:37 PM

YES - 23		NO - 0		ABS - 0	
Individual Votes (Y-Yes; N-No; A-Abstain; NV-Not Voting; NP-Not Present)					
Becker 21	- Y	Boyt 13	- Y	Brown 17	- Y
Burgdorf 19	- Y	Genung 9	- Y	Harris 10	- Y
Harrison 3	- Y	Holmes 12	- Y	Hyde 20	- Y
Jones 23	- Y	Klein 6	- Y	Lamberth 4	- Y
Mansfield 16	- Y	Miller 24	- Y	Moss 1	- Y
Pomeroy 11	- Y	Ring 8	- NP	Rogers 5	- Y
Schmit 18	- Y	Shoaf 22	- Y	Sullivan 7	- Y
Teachenor 14	- Y	Wright 2	- Y	Wynne 15	- Y

Chairman Hyde declared the motion approved unanimously by the body.

The Commission voted unanimously to approve the agenda, as amended, by voice vote of the body, upon motion by Commissioner Shoaf and seconded by Commissioner Teachenor.

RECESS

Chairman Hyde called for recess at 7:47 p.m. and the meeting reconvened at 7:55 p.m.

APPROVAL OF AGENDA

Chairman Hyde called for another vote to approve the agenda to eliminate any confusion. The Commission voted unanimously to approve the agenda, as amended, by voice vote of the body, upon motion by Commissioner Pomeroy and seconded by Commissioner Shoaf.

Chairman Hyde introduced the following items on the Consent Agenda:

CONSENT AGENDA

2401-01 DOCKETING BOARD OF EDUCATION BUDGET AMENDMENTS

TAKE NOTICE the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body does hereby docket in its records the informational Board of Education Budget Amendments, as shown on the attachments hereto.

FOR INFORMATIONAL PURPOSES ONLY, NO COMMISSION ACTION TO BE TAKEN

**2401-02 A RESOLUTION APPOINTING JUDICIAL MAGISTRATES OF
SUMNER COUNTY TO FILL VACANCIES**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body hereby appoints the following individuals as Judicial Magistrates through the year 2024:

Wade Jarvis
Michael Thibault

BE IT FURTHER RESOLVED that the Judicial Magistrates shall serve through the year 2024 or until a successor is appointed.

**2401-03 A RESOLUTION APPROVING FUNDS FOR THE SHERIFF'S
OFFICE MULTI-YEAR LEASE AGREEMENT FOR GPS
MONITORING SERVICES**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024 that this body does hereby Approving Funds for Sheriff's Office Multi-Year Lease Agreement for GPS Monitoring Services as shown on the attachments hereto.

**2401-04 A RESOLUTION APPROVING THE OFFICE 365 SUBSCRIPTION
RENEWAL FOR THE FINANCE DEPARTMENT**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body does hereby approve the Office 365 Subscription Renewal for the Finance Department as shown on the attachments hereto.

**2401-05 A RESOLUTION APPROVING CYBERSECURITY
SUBSCRIPTIONS RENEWAL FOR THE INFORMATION
TECHNOLOGY DEPARTMENT**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body does hereby approve the cybersecurity subscriptions renewal for the Information Technology department as shown on the attachments hereto.

**2401-06 DOCKETING INFORMATION CONCERNING THE \$13,495
EXPENDITURE FOR THE SHERIFF'S OFFICE CID
DEPARTMENT HVAC REPLACEMENT**

TAKE NOTICE the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body does hereby docket in its records information concerning the \$13,495 expenditure for the Sheriff's Office CID Department HVAC Replacement, as shown on the attachments hereto.

**FOR INFORMATIONAL PURPOSES ONLY, NO COMMISSION ACTION
TO BE TAKEN**

**2401-07 DOCKETING INFORMATION CONCERNING THE \$16,000
EXPENDITURE FOR EMS STATION 11 HVAC REPLACEMENT**

TAKE NOTICE the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body does hereby docket in its records information concerning the \$16,000 expenditure for the EMS Station 11 HVAC Replacement, as shown on the attachments hereto.

***FOR INFORMATIONAL PURPOSES ONLY, NO COMMISSION ACTION
TO BE TAKEN***

Tax Refunds

EFC Windsong LLC	\$71.30
Wilkinson Family LP	\$107.00

Chairman Hyde declared the items on the Consent Agenda, approved unanimously by voice vote of the body upon motion by Commissioner Harrison, seconded by Commissioner Shoaf.

APPROVAL OF MINUTES

The minutes for the meeting of this body held on December 18, 2023, and recorded in the office of the Clerk, Carolyn Templeton. The December 18, 2023, minutes were approved (20-2-1) by voice vote after Commissioner Shoaf made the motion, seconded by Commissioner Harrison. Commissioners Mansfield and Miller voted against. Commissioner Teachenor abstained from the vote because he was not present at the December meeting.

RECOGNITION OF THE PUBLIC

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

Steve Graves of 139 Chipman Road, Bethpage spoke to the ARPA grant for waterlines, his concerns with the timeline approaching and the water pressure needed.

Ron Strahle of 1238 Rock Springs Road, Bethpage expressed his support for the regional waterline project and requested that \$2M out of the \$9M from the ARPA funds be earmarked for the Castalian Springs/Bethpage Utility District.

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

REPORT OF THE CHAIR

Chairman Hyde noted that the Veterans Service Officer's and Financial Statement Memo report was provided for information only.

Chairman Hyde directed Clerk Templeton to read the notice into record:

PUBLIC NOTICE/REZONING

The Sumner County Board of County Commissioners will hold a public hearing on January 22, 2024, at 7:00 P.M. in the Bethel Brown Commission Chambers of the Sumner County Administration Building, located at 355 North Belvedere Drive, Gallatin, Tennessee.

Riggs Hwy 31 W PUD-Rezoning_ Jeremy Riggs, represented by GreenLID Design - 4th Commission Voting District (Dillon Lamberth) – Applicant is seeking to rezone subject property from Rural Residential (RR) to Planned Unit Development (PUD) for the purpose of constructing and operating six mini storage buildings. Subject property is located at 4614 Hwy. 31W, Cottontown, TN 37186, Tax Map 036, Parcel 008.01, contains 2.48 acres and is zoned Rural Residential (RR).

The Sumner County Regional Planning Commission forwarded a positive recommendation related to this item on November 21, 2023.

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 attend this meeting or call 615-451-6097. Persons wishing to speak on agenda items shall sign up for public comment on the sheet provided at the meeting immediately prior to the commencement of the meeting.

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

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

Commissioner Pomeroy moved to approve the following resolution.
Commissioner Harrison seconded the motion.

2401-09 A RESOLUTION APPROVING A REQUEST FOR REZONING AND CONCEPT PLAN APPROVAL FOR RIGGS HIGHWAY 31W PLANNED UNIT DEVELOPMENT

Subject property is located at **4614 Highway 31W Cottontown TN**, is Tax Map 036 Parcel 008.01, contains 2.48 acres and is zoned Rural Residential (RR).

WHEREAS, the Sumner County Zoning Resolution establishes a process allowing property owners to seek to develop property as part of a Planned Unit Development via rezoning; and

WHEREAS, the developer has submitted a request to the County to rezone the subject property in order to allow the construction and operation of uses as depicted upon the required concept plan.

WHEREAS, the Sumner County Regional Planning Commission in regular session November 21, 2023, completed a detailed analysis of this rezoning request; and

WHEREAS, the Sumner County Regional Planning Commission forwarded a positive recommendation related to the proposed Planned Unit Development rezoning request by a vote of 3 for, 0 against; and

WHEREAS, due notice was published and a hearing held in accordance with Tennessee Code Annotated 13-7-105 and Chapter 14, Section 1414 of the Sumner County Zoning Resolution;

NOW THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body hereby approves the request to approve a rezoning for the Riggs Highway 31W Planned Unit Development for the purpose of constructing and operating six (6) ministorage buildings. Subject property is located at **4614 Highway 31W Cottontown TN**, is found at Tax Map 036 Parcels 008.01, and contains 2.48 acres.

The electronic vote for Resolution 2401-09 was recorded in the following manner:

2401-09			1/22/2024 8:14:11 PM
YES - 23	NO - 0	ABS - 0	
<i>Individual Voting Results</i>			
Becker 21 - Y	Boyt 13 - Y	Brown 17 - Y	
Burgdorf 19 - Y	Genung 9 - Y	Harris 10 - Y	
Harrison 3 - Y	Holmes 12 - Y	Hyde 20 - Y	
Jones 23 - Y	Klein 6 - Y	Lamberth 4 - Y	
Mansfield 16 - Y	Miller 24 - Y	Moss 1 - Y	
Pomeroy 11 - Y	Ring 8 - NP	Rogers 5 - Y	
Schmit 18 - Y	Shoaf 22 - Y	Sullivan 7 - Y	
Teachenor 14 - Y	Wright 2 - Y	Wynne 15 - Y	

Chairman Hyde declared Resolution 2401-09 approved by the body.

Chairman Hyde directed Clerk Templeton to read the notice into record:

PUBLIC NOTICE/REZONING

The Sumner County Board of County Commissioners will hold a public hearing on January 22, 2024, at 7:00 P.M. in the Bethel Brown Commission Chambers of the Sumner County Administration Building, located at 355 North Belvedere Drive, Gallatin, Tennessee.

Brayden Madison Broadcasting PUD – Major Plan Amendment #2 – Cristobal Picado, represented by GreenLID Design – 4th Commission Voting District (Dillon Lamberth) – Applicant is seeking a Major Plan Amendment of an existing PUD, for the purpose of updating the table of allowable uses and indicating building and parking improvements for the subject property. Subject property is located at 1625 Scotty Parker Road, Gallatin, TN 37066, is Tax Map 104, Parcel 004.01, contains 1 acre and is zoned Planned Unit Development (PUD).

The Sumner County Regional Planning Commission forwarded a Positive recommendation related to this item on November 21, 2023.

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 attend this meeting or call 615-451-6097. Persons wishing to speak on agenda items shall sign up for public comment on the sheet provided at the meeting immediately prior to the commencement of the meeting.

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

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

Commissioner Sullivan moved to approve the following resolution.
Commissioner Shoaf seconded the motion.

**2401-10 A RESOLUTION APPROVING MAJOR PLANNED UNIT
DEVELOPMENT AMENDMENT #2 FOR BRADEN MADISON
BROADCASTING PLANNED UNIT DEVELOPMENT**

Subject property is located at **1625 Scotty Parker Road, Gallatin TN, 37066**, is Tax Map 104 Parcel 004.01, contains 1 acre and is zoned Planned Unit Development (PUD).

WHEREAS, the Sumner County Zoning Resolution establishes a process allowing property owners to seek to develop property as part of a Planned Unit Development via rezoning; and

WHEREAS, Chapter 9, Section 905 of the Sumner County Zoning Resolution requires that proposed amendments to established Planned Unit Developments that are "Major" in scope must be approved by the Sumner County Commission following a recommendation by the Sumner County Regional Planning Commission in order to become effective; and

WHEREAS, this same section of the County Zoning Resolution requires that requests to add additional building square footage or to modify any development standards of an approved Planned Unit Development constitutes a "Major" Planned Unit Development amendment; and

WHEREAS, the Brayden Madison Broadcasting PUD is a Planned Unit Development that was duly approved by the County Commission in 2018, and which was subsequently amended by the County Commission on April 18, 2022; and

WHEREAS, this request is the second requested amendment to the approved Planned Unit Development; and

WHEREAS, the developer has submitted this request to the County to amend the approved plan to update the table of allowed uses and to permit the addition of building square footage and other site improvements into the Planned Unit Development; and

WHEREAS, the Sumner County Regional Planning Commission in regular session November 21, 2023, completed a detailed analysis of this rezoning request; and

WHEREAS, the Sumner County Regional Planning Commission forwarded a positive recommendation related to the Planned Unit Development amendment request by a vote of 3 for, 0 against; and

WHEREAS, due notice was published and a hearing held in accordance with Tennessee Code Annotated 13-7-105 and Chapter 14, Section 1414 of the Sumner County Zoning Resolution;

NOW THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body hereby approves Amendment #2 for the Brayden Madison Broadcasting PUD for the purpose of updating the table of allowable uses and indicating building and parking improvements for the subject property. Subject property is located at **1625 Scotty Parker Road, Gallatin TN, 37066**, is Tax Map 104 Parcel 004.01, and contains 1 acre.

Chairman Hyde declared Resolution 2401-10 approved unanimously by voice vote of the body.

Chairman Hyde directed Clerk Templeton to read the notice into record:

PUBLIC NOTICE/REZONING

The Sumner County Board of County Commissioners will hold a public hearing on January 22, 2024, at 7:00 P.M. in the Bethel Brown Commission Chambers of the Sumner County Administration Building, located at 355 North Belvedere Drive, Gallatin, Tennessee.

Heavenly Garage Doors PUD – Rezoning – Tim Carnes, represented by GreenLID Design – 7th Commission Voting District (Danny Sullivan) – Applicant is seeking to rezone subject property from Rural Residential (RR) to Planned Unit Development (PUD) for the purpose of constructing and operating a warehouse for materials and satellite office for a garage door company. Subject property is located at 1973 Hwy 109N, Gallatin, TN 37066, is Tax Map 092, Parcel 007.01, contains 6.7 acres and is zoned Rural Residential (RR).

The Sumner County Regional Planning Commission forwarded a Negative recommendation related to is item on November 21, 2023. 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 attend this meeting or call 615-451-6097. Persons wishing to speak on agenda items shall sign up for public comment on the sheet provided at the meeting immediately prior to the commencement of the meeting.

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

Wade Lyles of 2048 Scotty Parker Road, Gallatin spoke to his concerns about water run-off from the site. He stated his opposition until the water run-off is addressed.

Tim Carnes of 1009 Shoreside Drive, Hendersonville, property owner explained it will be warehouse space; retail office to remain in Hendersonville.

Andy Leath of GreenLID Design explained the site plan will address the water run-off. The plan will be completed after rezoning.

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

Commissioner Teachenor asked Director of Development Services Josh Suddath why there was a negative recommendation from the Planning Commission.

Mr. Suddath explained during discussion there were questions and concerns about septic availability, drainage issues and water availability. He recommended sending it back to the Planning Commission since issues have been addressed since the last meeting. He also explained if denied there is an eighteen-month waiting period before it can be reconsidered.

Commissioner Sullivan moved, seconded by Commissioner Shoaf, to defer back to the Planning Commission.

Chairman Hyde declared the motion to defer Resolution 2401-11 back to the Planning Commission approved unanimously by voice vote of the body.

Chairman Hyde introduced the following resolution:

**2401-12 A RESOLUTION RENAMING THE SUMNER COUNTY
DEVELOPMENT SERVICES DEPARTMENT THE SUMNER
COUNTY PLANNING AND ENGINEERING DEPARTMENT**

WHEREAS, the ambiguous nature of the Development Services Department's existing name may sometimes cause confusion among members of the community; and

WHEREAS, changing the Departmental name to the Planning and Engineering Department will better describe and reflect the highly technical activities, roles and responsibilities of said department; and

WHEREAS, the Sumner County Regional Planning Commission in regular session November 21, 2023, recommended that the Sumner County Development Services name be changed to the Sumner County Planning and Engineering Department;

NOW THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024 that this body hereby changes the name of the Sumner County Development Services Department to the Sumner County Planning and Engineering Department;

AND BE IT FURTHER RESOLVED that all departments across County government shall take whatever actions are necessary to ensure that this new departmental name is consistently and uniformly utilized across all webpages, letterheads, labels, reports, forms, business cards, etc.

Commissioner Mansfield moved to approve the resolution; seconded by Commissioner Miller.

Chairman Hyde declared Resolution 2401-12 approved unanimously by voice vote of the body.

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 Hyde introduced the following resolution:

2401-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, Carolyn Templeton, 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.**

AMIEE ANDERSON
SALOME AZNAR HERNANDEZ
AMY JO BARBERA
SAMANTHA F BARNETT
JACKIE BARTLETT
JAIME E BEGLEY
STEPHANIE BOIANO
KATHY A BROWN
GENNIE M CAMPBELL
JENNIFER CANALES
TRACEY CASE
RYAN CLAXTON
BETH COOPER
WILLIAM A CURTIS
MARK A DAVIS
TODD H. DRAPER

SUSAN M JOHNSON
KATHRYN KILLEBREW
VICTORIA S KIM
KINA RENEE LONG
FRANKIE A MATTHEWS
BREANA MOORE
KEVIN M MORENCY
REBECCA C MORENCY
ROLAND MUMFORD
PAYTON NICHOLS
ELIZABETH PACHCIARZ
KENNETH WAYNE PARKER
MARY JANE PAYNE
LENORE POSKEVICH
ELEANOR PULEO
DAVID A REED

JAMES C DUNN
MELINDA C EVANS
RYAN FUTCH
KATHERINE GALE
KRISTIN D GATTIS
KERRI GRAVES
CAELY GREENE
SAMMY GRIFFIN
GARY A HAIN
NANCY E HANEY
STACY E HAROLD
MARY LEE HEAD
ANGIE HEDBERG
JIM HUFFMAN
MELINDA M JACKSON
LISA A JOHNSON

WANDA J RICE
KIRA RITTMAN
KARLEIGH SCHMIDT
LEXIA M. SCOTT
REGINA N SCRUGGS
WILLIAM SHELTON
KIMBERLY N SMITH
WADE C STALEY
ELIZABETH H STALEY
JEREMY TAYLOR
DORLINE M TAYLOR
ELIZABETH A VANDEGEJUCHTE
HANNAH WEST
KATELYN WILKERSON
CHELSEY WILSON

Commissioner Boyt left the meeting due to family illness and is noted as not present for remaining votes taken.

Upon motion of Commissioner Shoaf, seconded by Commissioner Rogers, the electronic vote was recorded in the following manner:

2401-NOT

1/22/2024 8:29:58 PM

YES - 22

NO - 0

ABS - 0

Individual Voting Results

Becker 21 - Y	Boyt 13 - NP	Brown 17 - Y
Burgdorf 19 - Y	Genung 9 - Y	Harris 10 - Y
Harrison 3 - Y	Holmes 12 - Y	Hyde 20 - Y
Jones 23 - Y	Klein 6 - Y	Lamberth 4 - Y
Mansfield 16 - Y	Miller 24 - Y	Moss 1 - Y
Pomeroy 11 - Y	Ring 8 - NP	Rogers 5 - Y
Schmit 18 - Y	Shoaf 22 - Y	Sullivan 7 - Y
Teachenor 14 - Y	Wright 2 - Y	Wynne 15 - Y

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

HEALTH AND EMERGENCY SERVICES COMMITTEE

There was no report from the Health and Emergency Services Committee.

EDUCATION COMMITTEE

There was no report from the Education Committee.

GENERAL OPERATIONS COMMITTEE

Commissioner Klein introduced the following resolution and moved for approval;
seconded by Commissioner Schmit:

2401-13 A RESOLUTION DECLARING FOUR (4) MISSING CPR MACHINES AS SURPLUS PROPERTY

WHEREAS four (4) CPR machines were sent out for repair to Resuscitation International (RI) by the EMS department at a date uncertain; and

WHEREAS Resuscitation International ceased operations on August 13, 2021; and

WHEREAS Resuscitation International did not return the four (4) CPR machines; and

WHEREAS such machines are no longer recoverable.

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body hereby declares the four (4) missing CPR machines from EMS as surplus property.

The electronic vote for Resolution 2401-13 was recorded in the following manner:

2401-13				1/22/2024 8:35:24 PM	
YES - 22		NO - 0		ABS - 0	
Individual Voting Results					
Becker 21	- Y	Boyt 13	- NP	Brown 17	- Y
Burgdorf 19	- Y	Genung 9	- Y	Harris 10	- Y
Harrison 3	- Y	Holmes 12	- Y	Hyde 20	- Y
Jones 23	- Y	Klein 6	- Y	Lamberth 4	- Y
Mansfield 16	- Y	Miller 24	- Y	Moss 1	- Y
Pomeroy 11	- Y	Ring 8	- NP	Rogers 5	- Y
Schmit 18	- Y	Shoaf 22	- Y	Sullivan 7	- Y
Teachenor 14	- Y	Wright 2	- Y	Wynne 15	- Y

Chairman Hyde declared Resolution 2401-13 approved by the body.

HIGHWAY COMMITTEE

Commissioner Teachenor introduced the following resolutions and moved to group and approve; seconded by Commissioner Pomeroy:

2401-14 A RESOLUTION APPROVING THE COUNTY ROAD LIST AND ANNUAL CHANGE LIST

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body hereby approves the County Road List and Annual Change List attached hereto.

2401-15 A RESOLUTION ACCEPTING LUXBOROUGH DRIVE IN SOMERSET DOWNS SUBDIVISION PHASE 7 AS A COUNTY ROAD

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body hereby accepts Luxborough Drive in Somerset Down Subdivision Phase 7 as a County Road, as shown on the attachments herewith; and

BE IT FURTHER RESOLVED that said road be added to the official Road List.

2401-16 A RESOLUTION ACCEPTING JOHN T. ALEXANDER BOULEVARD, VAN CONDER PLACE AND JAMES GOURLEY ROAD IN THE RETREAT AT NORMAN FARMS SUBDIVISION AS COUNTY ROADS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body hereby accepts John T. Alexander Boulevard, Van Conder Place and James Gourley Road in The Retreat at Norman Farms Subdivision as County Roads, as shown on the attachments herewith; and

BE IT FURTHER RESOLVED that said roads be added to the official Road List.

The electronic vote for Resolutions 2401-14, 2401-15 and 2401-16 was recorded in the following manner:

2401-14, 2401-15 & 2401-16			1/22/2024 8:36:26 PM
YES - 19	NO - 3	ABS - 0	
Individual Voting Results			
Becker 21 - N	Boyt 13 - NP	Brown 17 - Y	
Burgdorf 19 - Y	Genung 9 - Y	Harris 10 - Y	
Harrison 3 - Y	Holmes 12 - Y	Hyde 20 - Y	
Jones 23 - Y	Klein 6 - Y	Lamberth 4 - Y	
Mansfield 16 - N	Miller 24 - N	Moss 1 - Y	
Pomeroy 11 - Y	Ring 8 - NP	Rogers 5 - Y	
Schmit 18 - Y	Shoaf 22 - Y	Sullivan 7 - Y	
Teachenor 14 - Y	Wright 2 - Y	Wynne 15 - Y	

Chairman Hyde declared Resolutions 2401-14, 2401-15 and 2401-16 approved by the body.

COMMITTEE ON COMMITTEES

There was no report from Committee on Committees.

LEGISLATIVE COMMITTEE

There was no report from the Legislative Committee.

RECESS

Chairman Hyde called for recess at 8:37 p.m. and the meeting reconvened at 8:43 p.m.

Without objection, Chairman Hyde moved the Financial Management report before the Budget Committee report.

FINANCIAL MANAGEMENT

Commissioner Brown introduced the following resolutions. Commissioner Shoaf moved to group and approve; seconded by Commissioner Harris.

2401-22 A RESOLUTION FOR THE REVIEW OF COUNTY CONTRACTS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January, 2024, that this body does hereby declare it the policy of Sumner County that all contracts in the course of operations for Sumner County with a total value equal to or more than Five Thousand Dollars (\$5,000.00), where price has not been indicated, where consideration is more than Five Thousand Dollars (\$5,000.00), or when directed by a legislative body, shall be reviewed and approved by the Office of the Law Director; and

BE IT FURTHER RESOLVED that, for all contracts equal to or more than Five Thousand Dollars (\$5,000.00), the responsible department shall submit all contract documentation and any supplemental material to the Office of the Law Director; and

BE IT FURTHER RESOLVED that all contracts in the ordinary course of operations for Sumner County with a total value less than Five Thousand Dollars (\$5,000.00), except as otherwise indicated above, be approved by the individual departmental head without referral to the Office of the Law Director; and

BE IT FURTHER RESOLVED that all contracts reviewed by the departmental heads shall be reviewed and, if necessary, modified according to the following criteria:

- 1) Tennessee law shall govern in all contracts;
- 2) Judicial resolution for any disputes shall take place in the state trial courts of Sumner County, Tennessee;
- 3) Sumner County will not indemnify or hold harmless any party;
- 4) Sumner County will not pay any attorneys' fees;
- 5) Sumner County will not engage in any form of alternative dispute resolution, to include mediation, arbitration, or any like proceeding; and
- 6) Multi-year contracts shall include subject to appropriations language OR be submitted to the Budget Committee for approval.

The online purchase of sole source software from a national company is **excepted** from the afore mentioned criteria.

BE IT FURTHER RESOLVED that the department heads who review contracts attach such contracts and any supplemental material with all submittals to the Sumner County Finance Department; and

BE IT FURTHER RESOLVED that the department heads who review contracts shall certify to the Finance Department that they have reviewed the contract for the above-listed criteria and all modifications to comply with the above-listed criteria have been completed; and

BE IT FURTHER RESOLVED that if the department head cannot do the things as outlined in this resolution, that the contract will be sent to the Office of the Law Director for further review and a possible exemption mechanism, however, any "hold harmless" provision will require Commission ratification; and

BE IT FURTHER RESOLVED that Resolution 2305-10 is hereby **RESCINDED** in its entirety.

2401-23 A RESOLUTION INCREASING THE BID LIMIT TO \$25,000.00

WHEREAS the current minimum amount required for a bid is \$10,000; and

WHEREAS the current economic conditions are such that it is not economically feasible for the County to maintain such a low threshold to require bids.

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January, 2024, that when a bid is required, that the minimum bid threshold shall be \$25,000.00; and

BE IT FURTHER RESOLVED that when a purchase is between \$10,000.00 and \$24,999.99, if not exempted by statute from bidding, then, when practicable, three (3) written quotes shall be obtained and documented with the Finance Department; and

BE IT FURTHER RESOLVED that this limit applies to all aggregated like purchases during the same fiscal year.

The electronic vote for Resolutions 2401-22 and 2401-23 was recorded in the following manner:

2401-21 & 2401-22				1/22/2024 8:44:41 PM	
YES - 22		NO - 0		ABS - 0	
Individual Voting Results					
Becker 21	- Y	Boyt 13	- NP	Brown 17	- Y
Burgdorf 19	- Y	Genung 9	- Y	Harris 10	- Y
Harrison 3	- Y	Holmes 12	- Y	Hyde 20	- Y
Jones 23	- Y	Klein 6	- Y	Lamberth 4	- Y
Mansfield 16	- Y	Miller 24	- Y	Moss 1	- Y
Pomeroy 11	- Y	Ring 8	- NP	Rogers 5	- Y
Schmit 18	- Y	Shoaf 22	- Y	Sullivan 7	- Y
Teachenor 14	- Y	Wright 2	- Y	Wynne 15	- Y

Chairman Hyde declared Resolutions 2401-22 and 2401-23 approved by the body.

BUDGET COMMITTEE

Commissioner Shoaf introduced the following resolutions. Commissioner Pomeroy moved to group and approve Resolutions 2401-17 through 2401-21 and 2401-25 and 2401-26; Commissioner Rogers seconded the motion. (Items one through five and two \$40,000.00 TLETA grants added to the agenda from the floor.)

Commissioner Wynne moved to group and approve 2401-18 through 2401-21 and 2401-25 and 2401-26. The motion failed for a lack of second.

2401-17 A RESOLUTION APPROPRIATING \$34,959.00 FROM THE COUNTY GENERAL UNASSIGNED FUND BALANCE TO THE FINANCE DEPARTMENT FOR NEW PURCHASING/PAYROLL POSITION

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024 that this body does hereby appropriate \$34,959.00 from the County General Unassigned Fund Balance to the Finance Department for a New Purchasing/Payroll Position as shown on attachment hereto.

2401-18 A RESOLUTION APPROPRIATING \$42,133.10 FROM THE COUNTY GENERAL UNASSIGNED FUND BALANCE TO THE SUMNER COUNTY EMERGENCY MANAGEMENT AGENCY FOR PURPOSES OF ANNUAL RADIO MAINTENANCE AND SOFTWARE SUPPORT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024 that this body does hereby appropriate \$42,133.10 from the County General Unassigned Fund Balance to the Sumner County Emergency Management Agency for purposes of annual radio maintenance and software support as shown on the attachments hereto.

2401-19 A RESOLUTION APPROVING THE MERAKI MULTI-YEAR LICENSE AGREEMENT FOR THE INFORMATION TECHNOLOGY DEPARTMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body does hereby approve the Meraki multi-year license agreement for the Information Technology Department, as shown on the attachments hereto.

2401-20 A RESOLUTION APPROVING THE CITRIX CONTRACT EXTENSION MULTI-YEAR LICENSE AGREEMENT FOR THE INFORMATION TECHNOLOGY DEPARTMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body does hereby approve the Citrix Contract Extension multi-year license agreement for the Information Technology Department, as shown on the attachments hereto.

2401-25 A RESOLUTION APPROVING A TLETA GRANT AND APPROPRIATING \$40,000.00 FROM SAID GRANT TO THE SHERIFF'S OFFICE BUDGET FOR THE TENNESSEE LAW ENFORCEMENT HIRING, TRAINING, AND RECRUITMENT PROGRAM

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body does hereby approve the TLETA Grant (Agency Tracking Number 33501-2448177) and appropriates \$40,000.00 for fiscal year 2024 from the said grant to the Sheriff's Office budget for the Tennessee Law Enforcement Hiring, Training, and Recruitment Program.

2401-26 A RESOLUTION APPROVING A TLETA GRANT AND APPROPRIATING \$40,000.00 FROM SAID GRANT TO THE SHERIFF'S OFFICE BUDGET FOR PURPOSES OF TUITION ASSISTANCE, TRAINING, AND PROFESSIONAL DEVELOPMENT EXPENSES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024, that this body does hereby approve the TLETA Grant (Agency Tracking Number 33501-242565) and appropriates \$40,000.00 for fiscal year 2024 from the said grant to the Sheriff's Office budget for purposes of tuition assistance, training, and professional development expenses.

After discussion, the electronic vote for Resolutions 2401-17 through 2401-21 and 2401-25 and 2401-26 was recorded in the following manner:

2401-17 through 2401-21
and 2401-25 and 2401-26

1/22/2024 8:52:08 PM

YES - 16		NO - 6		ABS - 0	
Individual Voting Results					
Becker 21	- Y	Boyt 13	- NP	Brown 17	- Y
Burgdorf 19	- Y	Genung 9	- N	Harris 10	- Y
Harrison 3	- Y	Holmes 12	- Y	Hyde 20	- Y
Jones 23	- Y	Klein 6	- N	Lamberth 4	- Y
Mansfield 16	- N	Miller 24	- N	Moss 1	- Y
Pomeroy 11	- Y	Ring 8	- NP	Rogers 5	- Y
Schmit 18	- Y	Shoaf 22	- Y	Sullivan 7	- Y
Teachenor 14	- N	Wright 2	- Y	Wynne 15	- N

Chairman Hyde declared Resolutions 2401-17 through 2401-21 and 2401-25 and 2401-26 approved by the body.

Commissioner Shoaf introduced the following resolution to clarify language in Resolution 2307-11 to specify that any stipulations placed upon the \$20,000,000.00 grant application are in no way applicable or binding to the existing \$9,000,000.00 ARPA funds previously appropriated by this body, seconded by Commissioner Harrison.

2401-24 A RESOLUTION CLARIFYING LANGUAGE IN RESOLUTION 2307-11

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 22nd day of January 2024

that this body does hereby clarify that the stipulations in Resolution 2307-11 do not apply to ARPA funds appropriated prior to the enactment of the aforementioned resolution.

Commissioner Klein moved to add an interlocal agreement. The motion failed for lack of second.

Commissioner Rogers moved, seconded by Commissioner Harrison, to call for question. Chairman Hyde ruled call for question approved by voice vote of the body. Commissioner Becker voted against.

After discussion, the electronic vote for Resolution 2401-24 was recorded in the following manner:

2401-24				1/22/2024 9:08:40 PM	
YES - 21		NO - 1		ABS - 0	
Individual Voting Results					
Becker 21	- Y	Boyt 13	- NP	Brown 17	- Y
Burgdorf 19	- Y	Genung 9	- Y	Harris 10	- Y
Harrison 3	- Y	Holmes 12	- Y	Hyde 20	- Y
Jones 23	- Y	Klein 6	- N	Lamberth 4	- Y
Mansfield 16	- Y	Miller 24	- Y	Moss 1	- Y
Pomeroy 11	- Y	Ring 8	- NP	Rogers 5	- Y
Schmit 18	- Y	Shoaf 22	- Y	Sullivan 7	- Y
Teachenor 14	- Y	Wright 2	- Y	Wynne 15	- Y

Chairman Hyde declared Resolution 2401-24 was approved by the body.

ADJOURNMENT

Chairman Hyde declared the Commission meeting adjourned at 9:09 p.m. upon motion of Commissioner Shoaf, seconded by Commissioner Pomeroy.

CAROLYN TEMPLETON, CLERK

MERROL HYDE, CHAIRMAN

Prepared by Jennifer Mitchell

Approved on _____