

MINUTES
CHEATHAM COUNTY LEGISLATIVE BODY
REGULAR SESSION
September 17, 2018

BE IT THEREFORE REMEMBERED, That the Cheatham County Legislative Body met in the General Sessions Courtroom, Ashland City, Tennessee, on September 17, 2018 in Regular Session. Chairman Mr. Donnie Jordan and County Clerk Ms. Teresa Gupton presided. County Mayor Mr. Kerry McCarver and County Attorney Mr. Michael Bligh attended.

COUNTY COMMISSIONERS

DAVID ANDERSON	DONNIE JORDAN
GARY BINKLEY	WALTER WEAKLEY
ANN JARREAU	DIANA PIKE LOVELL
TIM WILLIAMSON	EUGENE O. EVANS, SR.
CHRIS GILMORE	ED GREER
CONNIE MAYO	RANDY LILES

PUBLIC FORUM: Chairman Mr. Donnie Jordan opened Public Forum at 6:03P.M.

Public Forum closed at 6:05 P.M.

THE MEETING WAS CALLED TO ORDER by Sheriff Mr. Mike Breedlove at 6:05 P.M.

Invocation was offered by Mr. Ronnie Barron.

County Clerk Ms. Teresa Gupton called the roll. There being Twelve Commissioners present, Chairman, Mr. Donnie Jordan declared a Quorum. See Resolution 1.

David Anderson	Present	Donnie Jordan	Present
Gary Binkley	Present	Walter Weakley	Present
Ann Jarreau	Present	Diana Pike Lovell	Present
Tim Williamson	Present	Eugene O. Evans, Sr.	Present
Chris Gilmore	Present	Ed Greer	Present
Connie Mayo	Present	Randy Liles	Present

County Clerk, Ms. Teresa Gupton assumed the Chair.

County Clerk Ms. Teresa Gupton asked for nominations for the purpose of electing a Chairperson for the Legislative Body for Fiscal Year September 1, 2018 through August 31, 2019.

Motion was made by Ms. Diana Lovell, seconded by Mr. Gary Binkley to nominate Mr. Donnie Jordan as Chairman of the County Legislative Body.

Ms. Connie Mayo and Mr. Walter Weakley called for nominations to cease.

Motion approved by voice vote. See Resolution 2.

Chairman Mr. Donnie Jordan assumed the Chair.

Chairman Mr. Donnie Jordan asked for nominations for the purpose of electing a Pro Tem for the Legislative Body for Fiscal Year September 1, 2018 through August 31, 2019.

Motion was made by Mr. Gary Binkley, seconded by Mr. David Anderson to nominate Mr. Tim Williamson as Pro Tem of the County Legislative Body.

Ms. Connie Mayo and Mr. Walter Weakley called for all nominations to cease.

Motion approved by voice vote. See Resolution 3.

Motion was made by Mr. Walter Weakley, seconded by Ms. Diana Lovell to approve the Agenda for the September 17, 2018 Legislative Body Meeting by removing item 1 from the Building Commissioners section and adding discussion of amending Resolution 3 from July 9, 2018.

Motion approved by voice vote. See Resolution 4.

Motion was made by Ms. Diana Lovell, seconded by Mr. Tim Williamson to approve the Minutes from the August 20, 2018 Regular Session Legislative Body Meeting.

Motion approved by voice vote 4 Abstain. See Resolution 5.

COMMENTS FROM ELECTED OFFICIALS

5th District School Board Member, Mr. John Louallen stated he was elected Chairman of the School Board and he looked forward to working with the Commission.

Mr. Randy Liles and Mr. David Anderson thanked everyone for being welcomed.

UNFINISHED BUSINESS

County Mayor, Mr. Kerry McCarver, Mr. Donnie Jordan, Ms. Diana Lovell and Mr. Eugene O. Evans, Sr. presented a Memorial to the family of Mr. Dave Curtis.

County Mayor, Mr. Kerry McCarver, Mr. Donnie Jordan, Ms. Diana Lovell and Mr. Eugene O. Evans, Sr. presented a Special Recognition to Mr. Vic Scoggin.

Motion was made by Ms. Diana Lovell, seconded by Mr. Gary Binkley to rescind Resolution 3 dated July 9, 2018 and to replace with an agreement in an amount not to exceed \$100,760.40 with the Pegram Fire Department to provide two or more Emergency Service Personnel.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 6.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

NEW BUSINESS

COUNTY MAYOR- MAYOR MR. KERRY MCCARVER: County Mayor, Mr. Kerry McCarver, reported the Federal Emergency Management Agency (FEMA) account balance is \$105,381.32.

County Mayor, Mr. Kerry McCarver gave an update on the Sycamore Square Property.

County Mayor, Mr. Kerry McCarver gave an update on the Sam's Creek Landfill.

County Mayor, Mr. Kerry McCarver stated when the Sycamore Square property was purchased, 8 inflatables were left from the previous owners. The County decided to donate all 8 to the school system.

County Mayor, Mr. Kerry McCarver invited questions.

DIRECTOR OF ACCOUNTS- MS. SANDRINE BATTS: Budget Committee recommended, motion was made by Ms. Diana Lovell, seconded by Mr. David Anderson to authorize the following budget amendments to the County General Fund:

Animal Control	\$10,342.56
Jail	\$370.78
Election Commission	\$45,903.00
Public Safety Projects	\$102,074.93
Local Health Center	\$36,722.37
Circuit Court	\$6,309.00
County Buildings	\$79,734.00
Cheatham County Library	\$50.00
Sheriff's Department	\$1,951.00
Rural Fire Protection	\$100,000.00
Cheatham County Library	\$2,400.00
South Cheatham library	\$467.16
South Cheatham library	\$50.00
EMS/Sheriff's Department	\$18,988.31

*Budget Vote: 3 Yes 0 No 2 Absent
Funding Source: Various*

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 7.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Budget Committee recommended, motion was made by Mr. Gary Binkley, Seconded by Ms. Diana Lovell to authorize the following budget amendment to the Solid Waste/Sanitation Fund:

Landfill Operation and Maintenance \$11,008.00

Budget Vote: 3 Yes 0 No 2 Absent
Funding Source: Solid Waste Fund Balance

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 8.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Budget Committee recommended, motion was made by Ms. Diana Lovell, Seconded by Mr. David Anderson to authorize the following budget amendment to the General Capital Projects Fund:

General Administration Projects \$13,001.46

Budget Vote: 3 Yes 0 No 2 Absent
Funding Source: Unused Note Proceeds

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 9.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Budget Committee recommended, motion was made by Ms. Diana Lovell, seconded by Mr. Eugene O. Evans, Sr. to authorize the surplus of the following county assets and receipt the proceeds of sale to County General Fund: 101-44530 (Sale of Equipment) and 101-44540 (Sale of Property):

Department: Sheriff's Department

Item: 16 ft. Double Axle Trailer
Serial Number: none found
(old inmate work detail trailer)

Item: 10 ft. Single Axle Trailer
Serial Number: none found

Misc. Equipment (to be sold in a lot):
8 Whelen bar lights
56 hand held radios w/ chargers
5 mobile radios
8 control boxes
Old gun belts
Holsters

Department: County Buildings
Tucker Empson Building
Year Built: 1945
Year Purchased by the County: 1997

Budget Vote: 3 Yes 0 No 2 Absent
Funding Source: None

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 10.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Budget Committee recommended, motion was made by Mr. Walter Weakley, seconded by Mr. Eugene O. Evans, Sr. to authorize the surplus of the following county assets and receipt proceeds of sale to Drug Fund: 122-44530 (Sale of Equipment):

Department: Sheriff's Department Drug Fund

Year/Make/ Model: 1989 BMY Truck Tractor
VIN# 10078A151
Mileage: 52,330
(Military vehicle obtained from Federal Government)

Year/Make/ Model: 2009 Freightliner Truck Tractor
VIN# 1FULATG39PAE5997
Mileage: 1,258
(Military vehicle obtained from Federal Government)

Year/Make/ Model: 1995 Stewart & Stevenson Truck Cargo
VIN# AT1587BABD
Mileage: 12,128
(Military vehicle obtained from Federal Government)

Item: Generator on single axle trailer
Serial # FZ58685

1,303 Hours
(Military vehicle obtained from Federal Government)

Year/Make/ Model: 1993 Chevrolet 1500 (red)
VIN# 1GCDC1425PE236664
Mileage: 73,410
(Seized)

Year/Make/ Model: 2003 Chevrolet S-10 (red)
VIN# 1GCCS194G38188275
Mileage: 123,477
(Seized)

Item: 2 Bicycles
Serial Number: none found
(Seized)

Item: 2007 Yamaha 4- Wheeler
Serial Number: none found
(Seized)

Item: Honda 50 Motorcycle
Serial Number: none found
(Seized)

Budget Vote: 3 Yes 0 No 2 Absent
Funding Source: None

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 11.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Budget Committee recommended, motion was made by Mr. Eugene O. Evans, Sr., seconded by Mr. Walter Weakley to authorize the surplus of the following county assets and receipt the proceeds of sale to Vehicle Fund: 178-44530 (Sale of Equipment):

Department: Sheriff's Department

Year/Make/ Model: 2012 Dodge Charger
VIN# 2C3DXAT3CH236942
Mileage: 92,897
(Patrol car – motor blown)

Department: Animal Control

Year/Make/ Model: 2009 Ford F-350 Ambulance
VIN# 1FDWF36R79EA94177
Mileage: 129,000

Budget Vote: 3 Yes 0 No 2 Absent
Funding Source: None

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 12.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

PUBLIC HEARING: Chairman Mr. Donnie Jordan opened Public Hearing at 6:55 P.M.

The following was advertised to be heard:

1.) Kevin Wilkinson requesting a Zone Change from C-2 to R-2. Property is located At 1156 Lakeside Drive, Ashland City, TN.: Map 65, Parcel 1 consisting of 1Acre. Property is in the 5th voting district and is in an AE Special Flood Hazard Area.

2.) The Town of Kinston Springs requesting a Zone Change from E1 to R1 for Map 91, Parcels 46 and 48.05. Properties are located at 889 Pinnacle Hill Rd., and 707 Pinnacle Hill Rd., Kingston Springs, TN. Properties are in the 6th Voting District and not in a Special Flood Hazard area.

No one spoke for or against this change.

Public Hearing closed at 6:56 P.M.

BUILDING COMMISSIONER-MR. FRANKLIN WILKINSON: Mr. Franklin Wilkinson presented, motion was made by Ms. Diana Lovell, seconded by Mr. Eugene O. Evans, Sr. to approve the zone change request for Kevin Wilkinson from C-2 to R-2. Property is located at 1156 Lakeside Drive, Ashland City, TN.; Map 65, Parcel 1. Property is in the 5th voting district and is in an AE Special Flood Hazard Area.

Planning Commission vote 5 Yes 0 No 3 Absent 1 Abstain

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 13.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Mr. Franklin Wilkinson presented, motion was made by Mr. Randy Liles, seconded by Mr. Ed Greer to approve the zone change request for the Town of Kingston Springs from E1 to R-1. Properties are located at 889 Pinnacle Hill Road and 707 Pinnacle Hill Road, Kingston Springs, TN.; Map 91, Parcels 46 and 48.05. Property is in the 6th voting district and is not a Special Flood Hazard Area.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 14.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Motion was made by Mr. Gary Binkley, seconded by Ms. Diana Lovell to amend the Cheatham County Regional Zoning Resolution regulating development within the jurisdiction of Cheatham County to minimize danger to life and property due to flooding, and to maintain eligibility for participation in the National Flood Insurance Program.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 15.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

COUNTY ATTORNEY – MR. MICHAEL BLIGH: Mr. Michael Bligh stated the Adequate Facilities Tax was lowered in July 2013 with a time clause to return to the original rate in July 2015. After further review it was discovered the time limitation was removed on July 29, 2013.

Mr. Donnie Jordan requested Mr. Gary Binkley to address increasing the adequate facility tax in the Commercial Development Committee Meeting.

County Attorney Mr. Michael Bligh presented, motion was made by Mr. Walter Weakley, seconded by Ms. Diana Lovell to approve a lease agreement between Cheatham County and the Vietnam Veterans of America Chapter #1129.

Mr. Walter Weakley read the “Cheatham County Veteran’s Memorial Park” mission statement (*A copy of the mission statement is attached.*)

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 16.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

ECONOMIC AND COMMUNITY DEVELOPMENT – MR. JEROME TERRELL: Mr. Terrell stated there were several businesses in the works that will create more jobs and revenue in the County.

Mr. Terrell thanked the Commission for the amendment to the Pilot Program and stated he thought the amendment was a good move for the County.

OTHER COUNTY OFFICIALS

COUNTY TRUSTEE – MS. MARGIE JARRELL: The Trustee's Month to Date August 2018 Report was included in the packet.

CIRCUIT/GENERAL SESSIONS COURT CLERK – MS. JULIE HIBBS: The annual financial report for General Sessions and Circuit Court were included in the packet and are on file in the Clerk's Office.

SHERIFF- MR. MIKE BREEDLOVE: The August 2018 report was included in the packet. Mr. Breedlove stated they had 169 inmates currently in the Jail. Mr. Breedlove stated they were starting the interview process for the new SRO's.

DIRECTOR OF SCHOOLS-DR. CATHY BECK: Dr. Cathy Beck stated parent night was a success. Dr. Beck announced they were starting their campaign "Buy Local, Shop Cheatham!". Dr. Beck stated Ashland City Elementary was working on obtaining their certification in STEM. Dr. Beck announced a generous donation of \$10,000.00 from A.O. Smith to the Schools.

COUNTY SERVICES

UT EXTENSION – MR. RONNIE BARRON: The Extension Highlights were included in the packet. Mr. Barron stated the Ag Meeting on the 6th was a success and they were able to approve the new hire. Mr. Barron announced a plant detective class on October 2, 2018 at 6:30P.M. at the Cheatham County Library.

VETERANS SERVICE- MR. ROBERT COUNTER: The Veterans Service Office newsletter was included in the packet. Deputy Director Ms. Ware stated the Veterans Service Office will be closed October 1st and 2nd. Ms. Ware announced the Annual VFW 6181 Fish Fry at the Tucker Empson Building during the Music on Main celebration.

STANDING COMMITTEES

BEER BOARD – Ms. Lovell stated they did meet and approved a permit for Robert Dunn for the Hoedown on the Harpeth event on October 13th.

EDUCATION- Mr. Williamson stated they did not meet.

EMERGENCY SERVICES – Mr. Jordan stated they did meet a copy of the minutes were included in the packet.

CAPITAL IMPROVEMENTS – Mr. Gary Binkley stated they did meet. Motion was made by Mr. Gary Binkley, seconded by Mr. Eugene O. Evans, Sr. to approve \$79,734.00 to replace copper gutters on the Courthouse.

Funding Source: FEMA Reserve Fund Balance

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 17.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Motion was made by Ms. Diana Lovell, seconded by Mr. Gary Binkley to authorize Betty Ramsey to remain a member of the Cheatham County Beer Board.

Motion approved by voice vote. See Resolution 18.

ROAD AND BRIDGE – Mr. Walter Weakley stated they did meet. Motion was made by Mr. Walter Weakley, seconded by Mr. Gary Binkley to lower the speed limit from 40 mph to 25 mph on Cauthern Road.

Motion approved by voice vote. See Resolution 19.

COMMERCIAL DEVELOPMENT – They did not meet.

CONSENT CALENDAR

Motion was made by Mr. Walter Weakley, seconded by Ms. Diana Lovell to approve the following applicants for Notary Public:

Notaries

<i>Stephen M. Adams</i>	<i>Susan E. Boyte</i>	<i>Lindsay H. Elliott</i>
<i>M. Kevin Heffelman</i>	<i>Andrea S. Jordan</i>	<i>Brian Alan McCain</i>
<i>William B. Sloan</i>	<i>Nicholas Tibert</i>	<i>Brooke Nicole Underwood</i>
<i>Alice G. Williams</i>		

Motion approved by voice vote. See Resolution 20.

ANNOUNCEMENTS AND STATEMENTS

County Clerk, Ms. Teresa Gupton stated she put a copy of the rules regulating the procedures of the Cheatham County Commission and the Commission Packet Procedures on each Commissioners desk.

There being no further business to discuss, motion was made by Mr. Walter Weakley, seconded by Mr. Gary Binkley to adjourn at 8:33 P.M.

Motion approved by voice vote. See Resolution 21.

County Clerk

Legislative Body Chairman