

**MINUTES**  
**CHEATHAM COUNTY LEGISLATIVE BODY**  
**REGULAR SESSION**  
**February 22, 2016**

BE IT THEREFORE REMEMBERED, That the Cheatham County Legislative Body met in the General Sessions Courtroom, Ashland City, Tennessee, on February 22, 2016 in Regular Session. Chairman Mr. Donnie Jordan and County Clerk Ms. Teresa Gupton presided. County Attorney Mr. Michael Bligh attended.

COUNTY COMMISSIONERS

BETTY RAMSEY	DONNIE JORDAN
GARY BINKLEY	WALTER WEAKLEY
ANN JARREAU	DIANA PIKE LOVELL
TIM WILLIAMSON	EUGENE O. EVANS, SR.
DALE MCCARVER	SHANON PICKARD
CONNIE MAYO	JIMMY HEDGEPATH

PUBLIC FORUM: Chairman Mr. Donnie Jordan opened Public Forum at 7:07 P.M.

Ms. Misty Keenan, Director of Cheatham County Chamber of Commerce, spoke regarding the importance and awareness of Cheatham County Tourism.

Several spoke regarding the dog training business Calm K9 that is located in their residential neighborhood on Country View Road in Chapmansboro. The neighbors spoke in opposition of this business because of the nuisance and lack of security. The issue is currently in Court but the neighbors are requesting the County to shut it down until the Judge makes a ruling.

Public Forum closed at 7:45 P.M.

PUBLIC HEARING: Chairman Mr. Donnie Jordan opened Public Hearing at 7:45 P.M.

The following was advertised to be heard:

1. Amend Sprinkler Resolution to Include Townhouses
2. Adoption of 2012 International Building Codes

*No one spoke for or against these changes*

Public Hearing closed at 7:46 P.M.

THE MEETING WAS CALLED TO ORDER by Sheriff Mr. Mike Breedlove at 7:46 P.M.

Invocation was offered by Mr. Ronnie Barron.

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

Betty Ramsey	Present	Donnie Jordan	Present
Gary Binkley	Present	Walter Weakley	Present
Ann Jarreau	Present	Diana Pike Lovell	Present
Tim Williamson	Present	Eugene O. Evans, Sr.	Absent
Dale McCarver	Present	Shanon Pickard	Present
Connie Mayo	Present	Jimmy Hedgepath	Present

Motion was made by Mr. Gary Binkley, seconded by Ms. Diana Lovell to approve the Agenda for the February 22, 2016 Legislative Body Meeting.

Motion approved by voice vote 1 Absent. See Resolution 2.

Motion was made by Mr. Tim Williamson, seconded by Ms. Diana Lovell to approve the Minutes for the January 25, 2016 Legislative Body Meeting.

Motion approved by voice vote 1 Absent. See Resolution 3.

#### UNFINISHED BUSINESS

Chairman Mr. Donnie Jordan presented a Special Recognition to Candice Beasley.

VFW Post Commander Mr. Harold Hodges, Chairman, Mr. Donnie Jordan and Mr. Walter Weakley presented a Special Recognition to Candice Beasley.

Sheriff, Mr. Mike Breedlove, Chairman, Mr. Donnie Jordan and Mr. Shanon Pickard presented a Special Recognition to Trooper Mr. Donald Lee Binkley.

#### NEW BUSINESS

COUNTY MAYOR- MR. DAVID MCCULLOUGH: The Federal Emergency Management Agency (FEMA) account balance is \$121,601.32.

Motion was made by Mr. Gary Binkley, seconded by Ms. Connie Mayo to approve the THDA Home Grant Program.

Ms. Cindy Raymond explained that applicants must own the home and must have low to moderate income to qualify for this Grant.

Motion approved by voice vote 1 Absent. See Resolution 4.

Motion was made by Ms. Connie Mayo, seconded by Mr. Gary Binkley to approve the appointment of Mr. Chris Cherry to replace Eric Tummins on the Emergency Communication Board for a term beginning March 1, 2016 and ending December 31, 2018.

Motion approved by voice vote 1 Absent. See Resolution 5.

Motion was made by Ms. Connie Mayo, seconded by Mr. Shannon Pickard to approve the 457 (b) State of Tennessee Employee Deferred Compensation Plan.

Motion approved by voice vote 1 Absent. See Resolution 6.

BUILDING DEPARTMENT – MR. FRANKLIN WILKINSON: Building Commissioner Mr. Franklin Wilkinson presented, motion was made by Ms. Diana Lovell, seconded by Ms. Connie Mayo to approve the resolution subjecting townhouses to mandatory Sprinkler Requirements.

Motion approved by roll call vote 9 Yes 2 No 1 Absent. See Resolution 7.

Betty Ramsey	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	No
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Absent
Dale McCarver	Yes	Shanon Pickard	Yes
Connie Mayo	Yes	Jimmy Hedgepath	No

Building Commissioner Mr. Franklin Wilkinson presented, motion was made by Mr. Gary Binkley, seconded by Ms Diana Lovell to adopt the 2012 International Building Codes.

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 8.

Betty Ramsey	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Absent	Eugene O. Evans, Sr.	Absent
Dale McCarver	Yes	Shanon Pickard	Yes
Connie Mayo	Yes	Jimmy Hedgepath	Yes

DIRECTOR OF ACCOUNTS- MS. TARA PATTERSON: Budget Committee Recommended, motion was made by Mr. Walter Weakley, seconded by Mr. Gary Binkley to authorize the following budget amendments for the General Purpose School Fund:

<i>Regular Instruction Program</i>	<i>\$ 3,840.00</i>
<i>Maintenance of Plant</i>	<i>\$ 4,088.00</i>

*Funding Source: Grant Funds*  
*Budget Vote: 4 Yes 0 No 1 Absent*  
*Education Vote: 5 Yes 0 No 1 Absent*

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 9.

Betty Ramsey	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Absent	Eugene O. Evans, Sr.	Absent
Dale McCarver	Yes	Shanon Pickard	Yes
Connie Mayo	Yes	Jimmy Hedgepath	Yes

Motion was made by Ms. Diana Lovell, Seconded by Mr. Gary Binkley to authorize the following budget amendment for the General Purpose School Fund:

*Office of the Principal*                      \$66,000.00  
*Court Settlement payout*

*Funding Source: schools undesignated fund balance*  
*Education Vote: 4 Yes 1 No 1 Absent Not to recommend approval of Transfer*

Motion and Second were withdrawn.

After discussion, motion was made by Mr. Gary Binkley, seconded by Mr. Shanon Pickard to request the County Attorney to investigate Dr. Tim Webb, acting Director of Schools at the time of the incidents, to see if he was negligent and could be held accountable for the monies if the County filed a Civil Suit.

Mr. Gary Binkley called for Question.

Motion approved by roll call vote 9 Yes 0 No 2 Absent 1Conflict. See Resolution 10.

Betty Ramsey	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Absent	Eugene O. Evans, Sr.	Absent
Dale McCarver	©	Shanon Pickard	Yes
Connie Mayo	Yes	Jimmy Hedgepath	Yes

© I have a conflict of interest in the proposal about to be voted. However, I declare that my argument and my vote answer only to my conscience and to my obligation to my constituents and the citizens this body represents.

Motion was made by Mr. Gary Binkley, seconded by Ms. Connie Mayo to approve a non binding resolution recommending the School Board to look at ways to pay all Court Settlement payouts within existing budget without using the fund balance.

Director of Schools Mr. Stan Curtis confirmed the School was receiving an estimate of \$60,000.00 from a rebate on Insurance.

Motion approved by roll call vote 9 Yes 0 No 2 Absent 1Conflict. See Resolution 11.

Betty Ramsey	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Absent	Eugene O. Evans, Sr.	Absent
Dale McCarver	©	Shanon Pickard	Yes
Connie Mayo	Yes	Jimmy Hedgepath	Yes

© I have a conflict of interest in the proposal about to be voted. However, I declare that my argument and my vote answer only to my conscience and to my obligation to my constituents and the citizens this body represents.

Budget Committee recommended, motion was made by Mr. Shanon Pickard, seconded by Ms. Diana Lovell to authorize the following budget amendments for the County General Fund:

<i>Water Wastewater Board</i>	\$211,004.00
<i>Sheriff's Department</i>	\$ 2,215.78
<i>Animal Control</i>	\$ 9,504.76
<i>County Clerk</i>	\$ 11,899.33
<i>Jail</i>	\$ 40,671.10
<i>South Cheatham Library</i>	\$ 50.00

*Funding Source: Various*  
*Budget Vote: 4 Yes 0 No 1 Absent*

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 12.

Betty Ramsey	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Absent	Eugene O. Evans, Sr.	Absent
Dale McCarver	Yes	Shanon Pickard	Yes
Connie Mayo	Yes	Jimmy Hedgepath	Yes

Budget Committee Recommended, motion was made by Mr. Walter Weakley, seconded by Mr. Gary Binkley to approve a list of County assets surplus.

*Funding Source: None*  
*Budget Vote: 4 Yes 0 No 1 Absent*

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 13.

Betty Ramsey	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Absent	Eugene O. Evans, Sr.	Absent
Dale McCarver	Yes	Shanon Pickard	Yes
Connie Mayo	Yes	Jimmy Hedgepath	Yes

ECONOMIC & COMMUNITY DEVELOPMENT – MR. DARRYL PHILLIPS – The sales tax report was included in packet.

OTHER COUNTY OFFICIALS

COUNTY CLERK – MS. TERESA GUPTON: Ms. Gupton stated Business License are issued in the Clerk's Office and reported to the Tennessee Department of Revenue. Ms. Gupton stated Business Licenses are issued for collection of taxes on gross receipts. Ms. Gupton stated

Cheatham County did have a noise ordinance and if anyone was interested in obtaining a copy they could do so through the Clerk's Office.

COUNTY TRUSTEE – MS. DOT JONES: The Trustee's Month to Date January 2016 Report was included in the packet.

ROAD SUPERINTENDENT – MR. CARL COTHERN: Mr. Cothorn wanted the Commission to be aware that the Roads Department was entering into a contract to resurface the pavement at Cheatham Dam. Mr. Cothorn stated he would have a copy of the contract for all Commissioners at the next Commission Meeting. Mr. Cothorn extended his gratitude for everyone's help over the years and announced that he would be retiring in the upcoming year.

SHERIFF – MR. MIKE BREEDLOVE: Sheriff Mr. Breedlove gave a report on the Sheriff's Office. Mr. Breedlove stated Court days were becoming more challenging because of lack of personnel and space. Sheriff Breedlove stated there was a need to restore a Work Release Board.

### COUNTY SERVICES

UT EXTENSION- MR. RONNIE BARRON: Mr. Barron gave a report on the Extension Highlights that were included in the packet. Mr. Barron announced the Fruit Tree/Fruit Vine pruning demonstration on Saturday March 5, 2016 from 10 A.M. – 12 P.M. Mr. Barron presented the 2015 Annual Soil Conservation Report that was included in the packet.

SCHOOL BOARD – School Board Member, Ms. Kimberly Messer stated the new School Board does take the responsibility of the actions taken by the previous Director and Board and they will strive to make sure this does not happen again. Ms. Messer apologized to Ms. McCarthy and all others affected by this. Ms. Messer stated she and the other members were committed to doing the right thing and want to keep communication open.

COUNTY ATTORNEY – MR. MICHAEL BLIGH: County Attorney recommended, motion was made by Mr. Gary Binkley, seconded by Ms. Diana Lovell to approve the contract with Greater Nashville Regional Council.

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 14.

Betty Ramsey	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Absent	Eugene O. Evans, Sr.	Absent
Dale McCarver	Yes	Shanon Pickard	Yes
Connie Mayo	Yes	Jimmy Hedgepath	Yes

County Attorney recommended, motion was made by Mr. Jimmy Hedgepath, seconded by Mr. Walter Weakley to approve the letter drafted by County Attorney to Commissioner Robert Martineau, Jr. with Tennessee Department of Environment & Conservation in regards to the Narrows of the Harpeth Road.

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 15.

Betty Ramsey	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Absent	Eugene O. Evans, Sr.	Absent
Dale McCarver	Yes	Shanon Pickard	Yes
Connie Mayo	Yes	Jimmy Hedgepath	Yes

CIRCUIT/GENERAL SESSIONS COURT CLERK – MS. JULIE HIBBS: Court Clerk recommended, motion was made by Mr. Gary Binkley, seconded by Ms. Connie Mayo to rescind Resolution 7 dated January 25, 2016 titled “To Authorize Juvenile Court To Charge, Collect and Reserve Data Processing Fees In The Amount Of \$2.00”

Motion approved by voice vote 2 Absent. See Resolution 16.

#### STANDING COMMITTEES

BEER BOARD – Ms. Diana Lovell stated they did meet. Ms. Lovell stated they met to determine the civil penalty to violators of the underage sales of beer.

EMERGENCY SERVICES – Mr. Donnie Jordan stated they did meet to discuss fire tax and the potential location of the 6<sup>th</sup> district fire hall.

CAPITAL IMPROVEMENTS – Mr. Gary Binkley stated they did meet. Mr. Binkley stated security door cards for the Tucker Empson Building were completed. There was discussion of remodeling the Election Office. Mr. Binkley requested the Mayor’s Office to acquire the price of the Commercial Property on Frey Street across from Bowmans.

RECORDS COMMITTEE- Mr. Pat Smith stated they have a scheduled meeting for Tuesday February 23<sup>rd</sup> at 3:30 in the Conference Room at the Tucker Empson Building.

CALENDAR, RULES AND NOMINATING- Mr. Dale McCarver stated they did meet.

Calendar, Rules and Nominating Committee recommended, motion was made by Mr. Dale McCarver, seconded by Mr. Gary Binkley to reappoint Mark Jarrell, David Bibee and Jim Hudson to the Industrial Development Board for a six year term beginning January 1, 2016 and ending December 31, 2021.

Motion approved by voice vote 2 Absent. See Resolution 17.

TECHNICAL COMMITTEE- Mr. Dale McCarver stated they did meet. The next Meeting will be Thursday, February 25<sup>th</sup> at 4:00 P.M. in the E.O.C. room at the Courthouse. Mr. McCarver stated that the newly scheduled meetings will be held on the 3<sup>rd</sup> Monday of every month at 4:00 P.M. in the E.O.C. room in the Courthouse.

ROAD AND BRIDGE – Mr. Walter Weakley stated they did not meet. ` `

COMMERICAL DEVELOPMENT- Mr. Gary Binkley stated they did meet. Mr. Binkley encouraged everyone to conduct the online survey for Broad Band Internet so they will be aware of the need of more services in Cheatham County.

Motion was made by Mr. Gary Binkley, seconded by Mr. Dale McCarver to authorize Lose and Associates to begin an engineering study on the 230 acre river bottom property located on Tennessee Waltz Parkway.

\*Lose and Associates are also working with the Town of Ashland City.

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 18.

Betty Ramsey	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Absent	Eugene O. Evans, Sr.	Absent
Dale McCarver	Yes	Shanon Pickard	Yes
Connie Mayo	Yes	Jimmy Hedgepath	Yes

CONSENT CALENDAR

Motion was made by Mr. Dale McCarver, seconded by Mr. Walter Weakley to approve the following applicants for Notary Public:

Notaries

<i>Dawn Atkins</i>	<i>James A. Bosworth</i>	<i>Christina L. Clark</i>
<i>Debbie K. Finch</i>	<i>Betsy Kilby</i>	<i>Doris Neil</i>
<i>Lindsey Creed Palazzi</i>	<i>Betty L. Ramsey</i>	<i>Jessica A. Russo</i>

Motion approved by voice vote 2 Absent. See Resolution 19.

ANNOUNCEMENTS AND STATEMENTS

Chairman, Mr. Donnie Jordan wanted everyone to remember Mayor Mr. David McCullough as he starts another round of Chemo and Mr. Tim Williamson as he recovers from burning his foot.

Mr. Gary Binkley stated the Commission needs to restore a Parks Committee in order to receive grants from the State.

There being no further business to discuss, motion was made by Mr. Dale McCarver, seconded by Mr. Walter Weakley to adjourn at 10:25 P.M.

Motion approved by voice vote 2 Absent. See Resolution 20.

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County Clerk

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Legislative Body Chairman