

MINUTES
CHEATHAM COUNTY LEGISLATIVE BODY
REGULAR SESSION
July 18, 2016

BE IT THEREFORE REMEMBERED, That the Cheatham County Legislative Body met in the General Sessions Courtroom, Ashland City, Tennessee, on July 18, 2016 in Regular Session. Chairman Mr. Donnie Jordan and County Clerk Ms. Teresa Gupton presided. County Mayor Mr. David McCullough and 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 7:00 P.M.

Ms. Misty Keenan, Executive Director of Chamber of Commerce, commended the Commission for their support. Ms. Keenan invited everyone to attend the Mayor's Back to School Bash on Saturday, August 6th at 9:00 A.M.

Ms. Sandra Gregory, 4th district, stated the "Cruise In's" were successful and invited everyone to attend the next "Cruise In", scheduled August 5th at River Bluff Park.

Mr. James Cripps, 5th district, National President of the United States Veterans Alliance, read a letter to all Commissioners stating his credentials and accomplishments.

Mr. Carl Cothorn, 5th district, spoke in favor of Mr. James Cripps and his integrity.

Ms. Susan Dietch, 2nd district, spoke in favor of Mr. James Cripps and his integrity.

Public Forum closed at 7:17 P.M.

PUBLIC HEARING: Chairman Mr. Donnie Jordan opened Public Hearing at 7:17 P.M.

The following was advertised to be heard:

1. Michael Bejma, representing the Wayne Morris Estate, requesting a Rezone from Agriculture to R-1 for 2 acres. Property is located at 1712 Mosley Ferry Rd., Pleasant View, TN; Map 12 Parcel 24. Property is in the 4th voting district and is not in a Special Flood Hazard area.

Mr. Michael Bejma explained his uncle passed away and this request was needed to settle his estate.

Public Hearing closed at 7:20 P.M.

THE MEETING WAS CALLED TO ORDER by Sheriff Mr. Mike Breedlove at 7:20 P.M.

Invocation was offered by Mr. Ronnie Barron.

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

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

Motion was made by Ms. Diana Lovell, seconded by Mr. Gary Binkley to approve the Agenda for the July 18, 2016 Legislative Body Meeting by adding the following:

*A.O. Smith presentation under the County Mayor's segment
Discussion of Fire Marshall under Unfinished Business
2 Contracts under County Attorney segment
Jennie Lynn Peters to Notaries
General Purpose Schools Budget under Budget
3 items under Emergency Services
And by striking item 2 under Building Commissioner*

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

Motion was made by Mr. Gary Binkley, seconded by Ms. Diana Lovell to approve the Minutes for the June 27, 2016 Legislative Body Meeting with the following correction:

Capital Improvements - Mr. Gary Binkley stated they did meet and all items discussed were already addressed.

Motion approved by voice vote 2 Absent. See Resolution 3.

Motion was made by Ms. Diana Lovell, seconded by Mr. Shanon Pickard to approve as amended the minutes for the June 27, 2016 Legislative Body Meeting.

Motion approved by voice vote 2 Absent. See Resolution 4.

COMMENTS FROM ELECTED OFFICIALS

County Mayor, Mr. David McCullough stated Mr. James Atkins passed away. Visitation will be held on Friday and the funeral will be on Saturday at the Cheatham County Funeral Home.

Chairman, Mr. Donnie Jordan stated Mr. Alton Denney's daughter passed away and to remember this family in our prayers.

UNFINISHED BUSINESS

County Mayor, Mr. David McCullough and Chairman, Mr. Donnie Jordan presented a Special Recognition to Marie Johnson Pickett.

County Mayor Mr. David McCullough stated the Fire Marshall did a walk through and stated the only repair still needed was an access door in the Sheriff’s Office to use in case of an emergency. Mayor McCullough stated this repair was estimated at \$4,600.00; however the funds are not available to purchase this door. Mr. Gary Binkley recommended the issue be brought to the Capital Improvements Meeting to be resolved.

NEW BUSINESS

COUNTY MAYOR- MR. DAVID MCCULLOUGH: The Federal Emergency Management Agency (FEMA) account balance is \$105,381.32.

County Mayor Mr. David McCullough appointed Dr. Shannah Steele as Cheatham County’s Medical Director and Medical Examiner replacing Dr. Frankenfield.

A.O. Smith and Civil & Environmental Consultants, Inc. gave a presentation on the conceptual Berm to be located on Tennessee Waltz Parkway.

Attached is a copy of the Conceptual Berm Footprint

Motion was made by Mr. Shanon Pickard, seconded by Mr. Gary Binkley to take a five minute recess at 8:29 P.M.

Motion approved by voice vote 2 Absent. See Resolution 5.

Legislative Body reconvened at 8:42 P.M.

BUILDING DEPARTMENT – MR. FRANKLIN WILKINSON: Building Commissioner Mr. Franklin Wilkinson presented, motion was made by Mr. Walter Weakley, seconded by Mr. Gary Binkley to approve a zone change request for Michael Bejma, representing the Wayne Morris Estate, from Agriculture to R-1 for 2 acres. Property is located at 1712 Mosley Ferry Road, Pleasant View, TN; Map 12 Parcel 24. Property is in the 4th voting district and is not in a Special Flood Hazard area.

Planning Commission Vote: 6 Yes 0 No 3 Absent.

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 6.

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

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

Regular Instruction Program

141-39000	Unassigned Fund Balance	\$168,621.55	
141-71100-116	Teacher Pay		\$168,621.55

Amend continuing resolution expenditure for McCarver court settlement

Funding Source: General Purpose School Fund Balance
Budget Vote: 4 Yes 0 No 1 Absent
Education Vote: 3 Yes 1 No 2 Absent

Motion approved by roll call vote 6 Yes 3 No 2 Absent 1 Conflict. See Resolution 7.

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

Motion was made by Mr. Tim Williamson, Seconded by Ms. Diana Lovell to approve the 2016-17 Extended School Program (Daycare) Budget.

Budget Vote: 4 Yes 0 No 1 Absent
Education Vote: 4 Yes 0 No 2 Absent

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

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

Motion was made by Mr. Tim Williamson, seconded by Mr. Gary Binkley to approve the 2016-17 General Purpose Schools Budget.

Budget Vote: 3 Yes 1 No 1 Absent
Education Vote: 2 Yes 2 No 2 Absent

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

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

COUNTY ATTORNEY – MR. MICHAEL BLIGH: County Attorney Mr. Michael Bligh presented, motion was made by Mr. Gary Binkley, seconded by Mr. Walter Weakley to approve the Nova Copy contract.

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

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

County Attorney Mr. Michael Bligh presented, motion was made by Mr. Gary Binkley, seconded by Ms. Diana Lovell to approve the CINTAS contract.

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 11.

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

County Attorney Mr. Michael Bligh stated the Courts found Calm K-9 non-compliant with the County zoning laws. Calm K-9 then requested the Zoning Appeals Board to make an exception. The Board denied the request. As a result Calm K-9 has filed an appeal to Circuit Court. They are currently offering Zoning Appeals Board a settlement. Mr. Michael Bligh forwarded the information to the Board of Zoning Appeals if the settlement is denied the Court will hear the case on July 25th.

Mr. Gary Binkley asked County Attorney Mr. Michael Bligh to draft a Resolution amending the zoning laws by not allowing non-compliant businesses to continue to operate until Court cases are heard.

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 the County Clerk's Office Year End financial report was included in the packet and is on file in the Clerk's Office.

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

REGISTER OF DEEDS- MR. PAT SMITH: Mr. Smith stated the Register of Deeds office Year End financial report was included in the packet and is on file in the Clerk's Office. Mr. Smith invited questions.

CLERK AND MASTER- MS. PAM JENKINS: The Year End financial report was included in packet and is on file in the Clerk's Office.

ROAD SUPERINTENDENT- MR. CARL COTHERN: Mr. Cothorn stated Cheatham County is entering into contract with Tennessee Department of Transportation to pave 3.4 miles on Chapmansboro Road.

SHERIFF – MR. MIKE BREEDLOVE: The Year End financial report was included in the packet and is on file in the Clerk's Office. Sheriff Mr. Breedlove gave a report on the Sheriff's Office. Mr. Breedlove stated the Jail was over capacity this past weekend with 152 inmates. Sheriff Breedlove stated the inmate monitoring was available, it would be the Judge's discretion on who is eligible.

COUNTY SERVICES

UT EXTENSION- MR. RONNIE BARRON: Mr. Barron gave a report on the Extension Highlights that were included in the packet. Mr. Barron extended his gratitude to the 4-H volunteers for their help with camp and to Mr. Weakley for meeting with State Representatives to explain the programs that benefit our County through Tennessee Department of Agriculture. Mr. Barron announced the need for Fair volunteers. Mr. Barron stated the Ag Committee will meet on August 6th.

VETERANS SERVICE- MR. ROBERT COUNTER: Mr. Counter thanked the Commission for their support. Mr. Counter stated the Veterans Service Office was launching Project Enable, which is an outreach to veterans in nursing homes, shut ins and in assisted living facilities. Mr. Counter stated the booth at the Pegram 4th of July Celebration was a success. The Veterans Service Office is offering a class on benefit packages for spousal support.

STANDING COMMITTEES

BEER BOARD – Ms. Diana Lovell stated they did not meet.

EDUCATION – Mr. Tim Williamson stated they did meet. Mr. Williamson stated they discussed the Schools Budget Document for fiscal year 2016- 2017.

EMERGENCY SERVICES – Mr. Donnie Jordan stated they did meet.

Emergency Services Committee recommended, motion was made by Ms. Diana Lovell, seconded by Mr. Gary Binkley to approve \$100,000.00 for the Town of Kingston Springs to purchase a rescue pumper to replace the 1988 pumper currently in service.

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

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

Emergency Services Committee recommended, motion was made by Mr. Gary Binkley, seconded by Ms. Diana Lovell to approve \$20,625.01 for Ashland City Fire Department to purchase a demo set of extrication tools including: hydraulic cutters, spreaders and rams.

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

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

Emergency Services Committee recommended, motion was made by Ms. Diana Lovell, seconded by Mr. Gary Binkley to approve \$1,800.00 for Cheatham County Emergency Management Agency to rebuild a transmission on a 2006 Chevrolet pickup.

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

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

CAPITAL IMPROVEMENTS – Mr. Gary Binkley stated they did meet.

After Discussion, motion was made by Mr. Gary Binkley, seconded by Mr. Dale McCarver to bid out a Barscreen Trough for the Septic System for the Jail.

Funding Source: Litigation Fund

Motion failed by roll call vote 5 Yes 5 No 2 Absent

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

Motion was made by Mr. Eugene O. Evans, Sr., seconded by Ms. Diana Lovell to bid out a septic system to take across the street.

Ms. Diana Lovell withdrew her Second.

Motion was made by Mr. Eugene O. Evans, Sr., seconded by Mr. Tim Williamson to request for a proposal to determine other ways to fix the Septic issue at the Jail without pumping.

Motion failed by roll call vote 3 Yes 7 No 2 Absent

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

After discussion, motion was made by Mr. Gary Binkley, seconded by Ms. Diana Lovell to put out to bid a septic system for the Jail for (3) separate locations: 1- Courthouse 2- At the street 3- Across the street.

Mr. Gary Binkley requested the Mayor's Office get in writing from Ashland City Sewer Department that if we put this system in it will meet their criteria.

Motion approved by roll call vote 9 Yes 1 No 2 Absent. See Resolution 15.

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

Mr. Gary Binkley stated the Capital Improvements Committee recommended that the litigation fund will fund the Sewer project for the Jail.

Capital Improvements Committee recommended, motion was made by Mr. Gary Binkley, seconded by Mr. Shanon Pickard to replace the flooring at the Library in the amount of \$9,831.52.

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 16.

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

Capital Improvements Committee recommended, motion was made by Mr. Gary Binkley, seconded by Ms. Ann Jarreau to approve \$300.00 for Creative Alarm Company to train (3) employees at the Tucker Empson Building on the door access cards.

Mr. Jimmy Hedgepath stated the trained employees needed to be Elected Officials.

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 17.

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

Capital Improvements Committee recommended, motion was made by Mr. Gary Binkley, seconded by Ms. Diana Lovell to pay Creative Alarm Company \$88.46 instead of \$600.00 for the door access cards.

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

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

Capital Improvements Committee recommended, motion was made by Mr. Gary Binkley, seconded by Mr. Shanon Pickard to approve Jason Cannon to write the specs on the Security Cameras not to exceed \$250.00.

No vote was taken.

Budget Director Ms. Tara Patterson stated that these recommendations from the Capital Improvements Committee needed to go to the Budget Committee and back to the full Commission for approval in order to transfer the monies to the appropriate accounts.

County Mayor Mr. David McCullough stated that the Commission could possibly suspend the rules of order to address these recommendations.

After Discussion, motion was made by Mr. Gary Binkley, seconded by Mr. Eugene O. Evans, Sr. to move all monies left over from last year's Capital Improvements budget that went into fund balance back to the Capital Improvements line item.

No vote was taken.

Mr. Gary Binkley stated resolutions 16-18 are to be recommendations to the Budget Committee.

Mr. Gary Binkley stated Capital Improvements recommendations to be sent to the Budget Committee should also include Countertops in the Election Office in the amount of \$1,205.00, to acquire a Construction Engineer to settle the issue at Emergency Medical Services and to look into painting the exterior of the old Jail building.

CALENDAR, RULES AND NOMINATING- Mr. Dale McCarver stated they did meet. Motion was made by Mr. Dale McCarver, seconded by Mr. Walter Weakley to appoint Mr. Pat Smith to the Regional Library Board.

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

TECHNICAL COMMITTEE- Mr. Dale McCarver stated they did not meet.

ROAD AND BRIDGE – Mr. Walter Weakley stated they did not meet. Motion was made by Mr. Walter Weakley, seconded by Mr. Jimmy Hedgepath to name the bridge over Sycamore Creek located on the Lockertsville Road “Corporal Donald Buford Hunter MIA Memorial Bridge”.

Road and Bridge Committee: 5 Yes 0 No 1 Absent
Calendar and Rules Committee: Unanimous

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

Road and Bridge Committee recommended, motion was made by Mr. Walter Weakley, seconded by Mr. Shanon Pickard to increase the mileage on Hunter Road in the 4th district from .7 miles to 1.35 miles.

Road and Bridge Committee: 5 Yes 0 No 1 Absent

Motion approved by voice vote 2 Absent. See Resolution 21.

COMMERCIAL DEVELOPMENT- Mr. Gary Binkley stated they did meet. Mr. Binkley stated A.O. Smith Company and Civil & Environmental Consultants, Inc. gave the same presentation on the Conceptual Berm to be located on Tennessee Waltz Parkway. Mr. Binkley invited questions.

Mr. Jimmy Hedgepath gave a public apology to his constituents for not being made aware to attend the meeting with Tennessee Department of Transportation.

CONSENT CALENDAR

Motion was made by Ms. Diana Lovell seconded by Mr. Eugene O. Evans, Sr. to approve the following consent calendar and applicants for Notary Public:

Consent Calendar

Special Recognition *To Emergency Services*

Notaries

<i>Daniel Acampora</i>	<i>Farzad Alinejad</i>	<i>Elizabeth Beckner</i>
<i>Michael J. Farrell</i>	<i>Teresa S. Hawkins</i>	<i>Jennie Lynn Peters</i>
<i>Margaret Malina Taylor</i>		

Motion approved by voice vote 2 Absent. See Resolution 22. (Individual Resolution 23).

There being no further business to discuss, motion was made by Mr. Dale McCarver, seconded by Mr. Shanon Pickard to adjourn at 10:57 P.M.

Motion approved by voice vote 2 Absent. See Resolution 24.

County Clerk

Legislative Body Chairman