

MINUTES
CHEATHAM COUNTY LEGISLATIVE BODY
REGULAR SESSION
February 25, 2013

BE IT THEREFORE REMEMBERED, That the Cheatham County Legislative Body met in the General Sessions Courtroom, Ashland City, Tennessee, on February 25, 2013 in Regular Session. Chairman Mr. John Haines and County Clerk Ms. Teresa Gupton presided. County Mayor Mr. David McCullough and County Attorney Mr. Alan Johnson attended.

COUNTY COMMISSIONERS

BETTY RAMSEY	DONNIE JORDAN
DORIS SANDERS	WALTER WEAKLEY
ANN JARREAU	DAVID DAVIDSON
ROB MYERS	LUANN ENGELMAN
DALE MCCARVER	JOHN HAINES
JOHN PAUL WOOD	JIMMY HEDGEPTH

PUBLIC FORUM: Chairman, Mr. John Haines opened Public Forum at 7:00 P.M.

Public Forum closed at 7:01 P.M.

PUBLIC HEARING: Chairman, Mr. John Haines opened the Public Hearing at 7:02 P.M.

The following was advertised to be heard:

Mr. Bert Bomas is requesting to rezone the C-2 portion of parcel to Agriculture to match existing Agriculture zoning of the rest of the parcel in order to convert existing structure to a dwelling. Property is located at 582 Chapmansboro Rd., Ashland City, TN., map 48 parcel 9.01. Property is in the 4th voting district and is in the AE flood area.

No one spoke for or against this change.

Public Hearing closed at 7:04 P.M.

THE MEETING WAS CALLED TO ORDER by Sheriff Mr. John Holder at 7:04 P.M.

Invocation was offered by Chairman Mr. John Haines.

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

Motion was made by Mr. Donnie Jordan, seconded by Mr. Walter Weakley to approve the Agenda for the February 25, 2013 Legislative Body Meeting.

Motion approved by voice vote. See Resolution 2.

Motion was made by Ms. Ann Jarreau, seconded by Ms. Doris Sanders to approve the minutes from the January 28, 2013 commission meeting.

Motion approved by voice vote. See Resolution 3.

Motion was made by Mr. John Paul Wood, seconded by Ms. Ann Jarreau to approve the minutes from the February 4, 2013 special called commission meeting.

Motion approved by voice vote. See Resolution 4.

NEW BUSINESS

COUNTY MAYOR- MR. DAVID MCCULLOUGH: County Mayor Mr. David McCullough reported the Federal Emergency Management Agency (FEMA) account balance was \$121,601.32.

County Mayor Mr. David McCullough stated the Work Force Essential factsheet was included in the packet the unemployment rate is at 6.5%.

County Mayor Mr. David McCullough invited questions.

ANIMAL CONTROL – MR. THOMAS JORDI: The 2012 Animal Control Statistics report is included in the packet. Mr. Jordi invited questions.

BUILDING COMMISSIONER – MR. CHRIS ATKINS: Building Commissioner Mr. Chris Atkins presented motion was made by Mr. Rob Myers, seconded by Mr. Donnie Jordan to approve a zone change for Mr. Bert Bomas from C-2 to Agriculture to match existing Agriculture zoning of the rest of the parcel. Property is located at 582 Chapmansboro Rd., Ashland City, TN.

Planning Commission Vote: 6 Yes 0 No 3 Absent

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 5.

Betty Ramsey	Yes	Donnie Jordan	Yes
Doris Sanders	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	David Davidson	Absent
Rob Myers	Yes	LuAnn Engelman	Absent
Dale McCarver	Yes	John Haines	Yes
John Paul Wood	Yes	Jimmy Hedgepath	Yes

DIRECTOR OF ACCOUNTS – MS. TARA PATTERSON: The Budget Committee recommended, motion was made by Mr. John Paul Wood, seconded by Mr. Walter Weakley to authorize a job title change from Juvenile Probation Officer to Probation Department Supervisor.

*Funding Source: Unused salary funds
Budget Vote: 4 Yes 0 No 1 Absent*

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

Betty Ramsey	Yes	Donnie Jordan	Yes
Doris Sanders	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	David Davidson	Absent
Rob Myers	Yes	LuAnn Engelman	Absent
Dale McCarver	Yes	John Haines	Yes
John Paul Wood	Yes	Jimmy Hedgepath	Yes

The Budget Committee recommended, motion was made by Ms. Ann Jarreau, seconded by Ms. Doris Sanders to authorize the following budget amendments for the County General Fund:

<i>Trustee</i>	\$	1,500.00
<i>Sheriff</i>	\$	19,210.72
<i>Jail</i>	\$	2,111.89
<i>Building Commission</i>	\$	150.00

Funding Source: Various
Budget Vote: 5 Yes 0 No 0 Absent

Motion approved by roll call vote 10 Yes 0 No 2 Absent. See Resolution 7.

Betty Ramsey	Yes	Donnie Jordan	Yes
Doris Sanders	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	David Davidson	Absent
Rob Myers	Yes	LuAnn Engelman	Absent
Dale McCarver	Yes	John Haines	Yes
John Paul Wood	Yes	Jimmy Hedgepath	Yes

The Budget Committee recommended, motion was made by Ms. Ann Jarreau, seconded by Mr. John Paul Wood to authorize the following budget amendments for the Capital Projects Fund:

<i>Building Improvements</i>	\$2,500.00
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Funding Source: Capital Projects Fund Balance
Budget Vote: 4 Yes 0 No 1 Absent

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

Betty Ramsey	Yes	Donnie Jordan	Yes
Doris Sanders	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	David Davidson	Absent
Rob Myers	Yes	LuAnn Engelman	Absent
Dale McCarver	Yes	John Haines	Yes
John Paul Wood	Yes	Jimmy Hedgepath	Yes

The Budget Committee recommended, motion was made by Mr. Walter Weakley, seconded by Mr. John Paul Wood to authorize Cheatham County to dispose of certain property declared as surplus through one of the following methods: public auction, sealed bid sale, or online auction.

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 9.

Betty Ramsey	Yes	Donnie Jordan	Yes
Doris Sanders	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	David Davidson	Absent
Rob Myers	Yes	LuAnn Engelman	Absent
Dale McCarver	Yes	John Haines	Yes
John Paul Wood	Yes	Jimmy Hedgepath	Yes

The Budget Committee recommended, motion was made by Mr. Donnie Jordan, seconded by Mr. John Paul Wood to authorize increasing the hourly rate of pay for the County Attorney.

Funding Source: Budgeted Legal Fees

Budget Vote: 4 Yes 0 No 1 Absent

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

Betty Ramsey	Yes	Donnie Jordan	Yes
Doris Sanders	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	David Davidson	Absent
Rob Myers	Yes	LuAnn Engelman	Absent
Dale McCarver	Yes	John Haines	Yes
John Paul Wood	Yes	Jimmy Hedgepath	Yes

ECONOMIC AND COMMUNITY DEVELOPMENT- MR. DARYL PHILLIPS- Mr. Phillips stated the sales tax report, labor force estimates and unemployment rates for 2012, and an article on economic development and site selection reports were given to commissioners. Mr. Phillips invited questions.

STANDING COMMITTEES

BEER BOARD – Ms. Doris Sanders stated they did not meet.

EDUCATION – Mr. Donnie Jordan stated they did meet. A copy of the unapproved minutes was included in packet.

Mr. Walter Weakley stated he wanted the commission to send a request to State Representative Ms. Mary Littleton asking her to sponsor the house bill that will give the Counties an option to have the school superintendent elected.

Mr. Weakley asked the County Attorney Mr. Alan Johnson to look over the proposed resolution.

Mr. John Paul Wood suggested the request go before the Education Committee.

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

Motion was made by Mr. Donnie Jordan, seconded by Mr. Walter Weakley to accept the agreement with Dr. R. Scott Frankenfield M.D. as the EMS Medical Director.

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

Betty Ramsey	Yes	Donnie Jordan	Yes
Doris Sanders	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	David Davidson	Absent
Rob Myers	Yes	LuAnn Engelman	Absent
Dale McCarver	Yes	John Haines	Yes
John Paul Wood	Yes	Jimmy Hedgepath	Yes

CAPITAL IMPROVEMENTS – Mr. Rob Myers stated they did meet. Mr. Myers stated the committee discussed locations for seized vehicles from the Sheriff’s Office.

Mr. Myers stated the Capital Improvements Committee changed the meeting time to the first Monday of the month at 5:30 P.M. in the General Session Courtroom.

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

Motion was made by Mr. Dale McCarver, seconded by Mr. Jimmy Hedgepath to approve a resolution to amend resolution 5 adopted on March 19, 2007 “To Adopt a code of Ethics for Officials and Employees of Cheatham County Government” .

Motion approved by voice vote. 1 No 2 Absent. See Resolution 12.

Mr. Dale McCarver stated the Committee has scheduled a planning meeting with the public on March 7th in the General Sessions Courtroom at 6:00 P.M.

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

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

CONSTRUCTION OVERSIGHT- Chairman Mr. John Haines stated that the Clerk’s Office renovations were in the works.

COUNTY ATTORNEY – County Mayor Mr. David McCullough stated County Attorney Mr. Alan Johnson was resigning and County Mayor Mr. McCullough commended Mr. Johnson for his service to Cheatham County.

County Attorney Mr. Alan Johnson stated it was a pleasure working for Cheatham County.

County Attorney Mr. Alan Johnson recommended the Commission go into closed session to discuss a legal issue.

The Commission went into closed session at 8:10 P.M.

Regular Session resumed at 8:25 P.M.

County Attorney Mr. Alan Johnson stated the County received a Court Order to pay the attorney fees for Mr. and Mrs. Mooningham from the legal issues concerning the use of their property that was brought before the Board of Zoning Appeals, Chancery Court and Court of Appeals.

Mr. Johnson stated he discussed settling with Mooninghams' attorney and the attorney denied any form of settlement. Therefore Mr. Johnson's recommendation is for the County to pay the fees that they have been ordered to pay.

Motion was made by Mr. Donnie Jordan, seconded by Mr. John Paul Wood to suspend regular rules of order at 8:37 P.M. for the purpose of voting on the Court Order.

Motion approved by voice vote. See Resolution 13.

County Attorney Mr. Alan Johnson recommended, motion was made by Mr. Rob Myers, seconded by Mr. Walter Weakley to make financial restitution on the court ordered amount of \$23,524.71 and to obtain a release from Mr. and Mrs. Mooningham.

Funding source: Fund Balance

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

Betty Ramsey	Yes	Donnie Jordan	Yes
Doris Sanders	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	David Davidson	Absent
Rob Myers	Yes	LuAnn Engelman	Absent
Dale McCarver	Yes	John Haines	Yes
John Paul Wood	Yes	Jimmy Hedgepath	Yes

Motion was made by Mr. Donnie Jordan, seconded by Mr. Walter Weakley to resume regular rules of order at 8:39 P.M.

Motion approved by voice vote. See Resolution 15.

NOTARIES: Motion was made by Mr. Walter Weakley, seconded by Mr. John Paul Wood to approve the following applicants for Notary Public Commission:

<i>Sally K. Andrews</i>	<i>Cynthia Boyles</i>	<i>Mary Jean Bunch</i>
<i>Kimberly R. Caldwell</i>	<i>Margarite A. Dishman</i>	<i>Deiree W. Felts</i>
<i>M. Teresa Gupton</i>	<i>C.N. Jarrell</i>	<i>Vivian Milom</i>
<i>Rhonda L. Runyon</i>	<i>Tina R. Self</i>	<i>Marion E. Stevens</i>
<i>Lisa J. Taylor</i>	<i>Brenda G. Wade</i>	

Motion approved by voice vote. See Resolution 16.

UT EXTENSION – Extension highlights included in packet.

ANNOUNCEMENTS AND STATEMENTS: Chairman Mr. John Haines read a thank you card from Ms. Patsy Andrews for the plant and visits to the funeral home.

There being no further business to discuss, motion was made by Mr. Walter Weakley, seconded by Mr. Rob Myers to adjourn at 8:45 P.M.

Motion approved by voice vote. See Resolution 17.