

MINUTES
CHEATHAM COUNTY LEGISLATIVE BODY
REGULAR SESSION
April 18, 2011

BE IT THEREFORE REMEMBERED, That the Cheatham County Legislative Body met in the General Sessions Courtroom, Ashland City, Tennessee, on April 18, 2011 in Regular Session. Chairman, County Mayor Mr. David McCullough and County Clerk Ms. Teresa Gupton presided. County Attorney Mr. Bill Herbert 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 HEDGEPATH

PUBLIC FORUM: Chairman, County Mayor Mr. David McCullough opened Public Forum at 7:00 P.M.

Public forum closed 7:03 P.M.

THE MEETING WAS CALLED TO ORDER by Sheriff John Holder at 7:03 P.M.

Invocation was offered by Mr. John Haines.

County Clerk Ms. Teresa Gupton called the roll. There being twelve Commissioners present, Chairman, County Mayor Mr. David McCullough declared a Quorum. See Resolution 1.

Motion was made by Mr. Walter Weakley, seconded by Mr. John Paul Wood to approve the Agenda for the April 18, 2011 Legislative Body Meeting.

Motion approved by voice vote. See Resolution 2.

Motion was made by Ms. Ann Jarreau, seconded by Mr. David Davidson to approve the minutes from the March 21, 2011 Regular Session Legislative Body Meeting.

Motion approved by voice vote. See Resolution 3.

COMMENTS FROM ELECTED OFFICIALS

Mr. Walter Weakley read a letter from Attorney Mr. Bill Wilkinson regarding the allegation of conflict of interest, resulting from Mr. Walter Weakley's son receiving the contract on the land purchased by the County from A.O. Smith. Mr. Walter Weakley stated that Mr. Bill Wilkinson

confirmed that it was not a conflict of interest. Mr. Walter Weakley stated he would not be receiving any monies or compensation for the contract or work that Mr. Weakley will put forth on the land.

NEW BUSINESS

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

Chairman, County Mayor Mr. David McCullough presented, motion was made by Ms. Ann Jarreau, seconded by Mr. Rob Myers to approve Mr. Patrick McClanahan for the Water/Waste Water Committee for a term beginning April 18, 2011 and ending December 31, 2013.

Motion approved by voice vote. See Resolution 4.

Chairman, County Mayor Mr. David McCullough recognized Landfill Director Mr. Mike Mangrum for achieving certification as Tennessee State Landfill Operator.

Chairman, County Mayor Mr. David McCullough presented County Clerk Ms. Teresa Gupton the 2011 Cheatham County EMS Employee Policy Manual to be filed in the Clerk's Office.

DIRECTOR OF ACCOUNTS – MS. TARA PATTERSON: The Budget Committee recommended, motion was made by Ms. Ann Jarreau, seconded by Ms. Doris Sanders to approve the following budget amendments for the Highway/Road Fund:

Highway and Bridge Maintenance

<i>131-39000</i>	<i>Fund Balance</i>	<i>\$439,770.00</i>	
<i>131-62000-339</i>	<i>Other Contracted Services</i>		<i>\$439,770.00</i>

Amendment to provide funds for the repair of roads under the State Aid Program

Funding Source: Highway Fund Balance

Budget Vote: 4 Yes 0 No 1 Absent

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 5.

Betty Ramsey	Yes	Donnie Jordan	Yes
Doris Sanders	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	David Davidson	Yes
Rob Myers	Yes	LuAnn Engelman	Yes
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 approve the following budget amendment for the Solid Waste Fund:

Landfill Operation and Maintenance

116-55732-790	Other Equipment	\$12,850.00	
116-55754-322	Evaluation & Testing		\$12,850.00

Amendment to provide funds to implement a study & plan concerning methane gas issues

Funding Source: Unused Other Equipment Funds

Budget Vote: 4Yes 0 No 1 Absent

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

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

The Budget Committee recommended, motion was made by Mr. David Davidson, seconded by Mr. John Paul Wood to approve the following budget amendments for the County General Fund:

Sheriff

101-46210	Law Enforcement Training Program	\$18,000.00	
101-54110-189	Other Salaries and Wages		\$18,000.00

Amendment to book receipt and expense of Officers' Training Program funds

Jail

101-43370	Telephone Commissions	\$10,000.00	
101-54210-790	Other Equipment		\$10,000.00

Phone commission revenue to purchase video cameras for jail

Animal Control

101-44570	Animal Cont Donations	\$5,000.00	
101-55210-401	Animal Food		\$4,000.00
101-55210-451	Uniforms		\$1,000.00

Transfer donations to operations to purchase animal food & supplies and employee uniforms

Funding Source: Various

Budget Vote: 5 Yes 0 No 0 Absent

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

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

The Budget Committee recommended, motion was made by Mr. John Paul Wood, seconded by Ms. Ann Jarruea to approve the following budget amendments for the General Purpose Schools and Cafeteria Fund:

		<u>Revenue</u>	<u>Appropriations</u>
49700	Insurance Recovery	\$26,586.00	
72710-338	Transportation - Maint & Repair Vehicles		\$26,586.00
		\$26,586.00	\$26,586.00
<i>Insurance recovery from bus accidents, vandalism and third party damages</i>			
49700	Insurance Recovery	\$3,691.00	
72620-338	Maintenance - Maint & Repair Vehicles		\$3,691.00
		\$3,691.00	\$3,691.00
<i>Insurance recovery for maintenance vehicle accident</i>			
46511	Basic Education Program	\$22,000.00	
72310-210	Unemployment Compensation		\$22,000.00
		\$22,000.00	\$22,000.00
<i>Additional BEP funds from State</i>			
49700	Insurance Recovery	\$458,228.00	
71100-429	Instructional Supplies and Materials		\$62,022.00
71100-449	Textbooks		\$34,734.00
71100-499	Other Supplies and Materials		\$833.00
71200-429	Special ED- Instructional Supplies & Mat.		\$43,103.00
71200-725	Special ED- Equipment		\$12,364.00
72120-413	Health Services- Drugs & Medical Supplies		\$1,354.00
72120-499	Health Services- Other Supplies & Materials		\$114.00
72120-735	Health Services- Health Equipment		\$1,350.00
72130-499	Other Student Support- Other Supplies		\$3,115.00
72210-432	Library Books		\$134,223.00
72210-499	Other Supplies and Materials		\$2,430.00
72210-790	Other Equipment		\$2,615.00
72220-499	Special ED- Other Supplies & Materials		\$4,181.00
72220-725	Special ED- Equipment		\$1,260.00
72410-399	Office of the Principal - Other Contracted Ser.		\$1,900.00
72410-435	Office of the Principal - Office Supplies		\$1,635.00
72410-499	Office of the Principal - Other Supplies		\$1,730.00
72410-790	Office of the Principal - Other Equipment		\$22,479.00
72610-410	Custodial Supplies		\$9,544.00
72620-399	Maintenance - Other Contracted Services		\$150.00
72620-418	Maintenance - Equipment & Machinery Parts		\$6,102.00
72620-426	Maintenance - General Construction Materials		\$18,539.00
72620-499	Maintenance - Other Supplies & Materials		\$1,263.00
72620-717	Maintenance - Maintenance Equipment		\$5,895.00
72620-790	Maintenance - Other Equipment		\$41,227.00
73300-422	Community Services - Food Supplies		\$1,200.00

73300-499	Community Services - Other Supplies		\$26,376.00
73300-790	Community Services - Other Equipment		\$16,490.00
		<hr/>	
		\$458,228.00	\$458,228.00

Insurance Proceeds from flood

76100-799	Capital Outlay		\$244,268.00
71100-722	Regular Instruction Equip	\$234,037.00	
72210-432	Library Books	\$10,231.00	
		<hr/>	
		\$244,268.00	\$244,268.00

Correctly reflect insurance proceeds in original budget to proper ext. Code

49700	Insurance Proceeds	\$27,476.00	
73100-336	Maintenance and Repair Services-Equip		\$333.00
73100-421	Food Preparation Supplies		\$1,622.00
73100-435	Office Supplies		\$2,867.00
73100-451	Uniforms		\$5,495.00
73100-710	Food Service Equipment		\$17,159.00
		<hr/>	
		\$27,476.00	\$27,476.00

Insurance proceeds from the flood

Funding Source: Various

Education Vote: 5 Yes 0 No 0 Absent

Budget Vote: 4Yes 0 No 1 Absent

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

Betty Ramsey	Yes	Donnie Jordan	Yes
Doris Sanders	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	David Davidson	Yes
Rob Myers	Yes	LuAnn Engelman	Yes
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 Haines to approve a Capital Outlay Note for the repair and/or replacement of roofs for the following: Board Annex Building, Pegram Elementary School, CCCHS Vocational Building, and CCCHS Math Pod in the amount of \$168,421.00.

Funding Source: Note Proceeds

Education Vote: 5 Yes 0 No 0 Absent

Budget Vote: 5 Yes 0 No 0 Absent

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

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

The Budget Committee recommended, motion was made by Ms. Doris Sanders, seconded by Mr. Rob Myers to approve compensation of County Delinquent Tax Attorney.

Funding Source: Clerk & Master Legal Fees
Budget Vote: 4 Yes 0 No 1 Absent

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

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

The Budget Committee recommended, motion was made by Mr. David Davidson, seconded by Ms. Ann Jarreau to approve the policy for collection and write-off of Cheatham EMS Patient Accounts.

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

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

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

The Budget Committee presented, motion was made by Mr. John Paul Wood, seconded by Ms. LuAnn Engelman to approve a fire tax contract and corresponding tax rate:

<i>Ashland City Rural</i>	<i>\$.2193</i>
<i>New Hope (Old 8th District)</i>	<i>\$.1673</i>
<i>Henrietta</i>	<i>\$.1673</i>
<i>Pleasant View Rural</i>	<i>\$.2193</i>
<i>Two Rivers</i>	<i>\$.1673</i>

*Funding Source: Fire Tax Collections
Budget Vote 5 Yes 0 No 0 Absent*

Mr. Donnie Jordan stated that the only way to completely fix the problem is by creating another fire district. Mr. Donnie Jordan did not support the issue of two different fire districts having the same service and ISO rating and one is paying more taxes.

With permission of the full Commission, Chairman, County Mayor Mr. David McCullough spoke regarding the implementation of a County Fire Tax, stating that after July 1, 2011, The Ashland City Fire Department will no longer provide services outside of Ashland City limits. Chairman, County Mayor Mr. David McCullough stated that the County has examined every option and that after July 1st homeowners will be without insurance. Mayor McCullough stated that these contracts assure continued emergency services. Chairman, County Mayor Mr. David McCullough asked the full commission for their support in passing the fire tax.

After Discussion, motion failed by roll call vote 5 Yes 7 No 0 Absent.

Betty Ramsey	No	Donnie Jordan	No
Doris Sanders	No	Walter Weakley	No
Ann Jarreau	No	David Davidson	No
Rob Myers	Yes	LuAnn Engelman	Yes
Dale McCarver	No	John Haines	Yes
John Paul Wood	Yes	Jimmy Hedgepath	Yes

The Budget Committee presented an Option to approve a one (1) year fire tax contracts and corresponding tax rate and work toward a fee based funding:

<i>Ashland City Rural</i>	<i>\$.2193</i>
<i>New Hope (Old 8th District)</i>	<i>\$.1673</i>
<i>Henrietta</i>	<i>\$.1673</i>
<i>Pleasant View Rural</i>	<i>\$.2193</i>
<i>Two Rivers</i>	<i>\$.1673</i>

*Funding Source: Fire Tax Collections
Budget Vote 5 Yes 0 No 0 Absent*

Recommendation failed for lack of motion.

The Budget Committee presented, motion was made by Mr. John Paul Wood, seconded by Mr. Rob Myers to approve a one (1) year fire tax contract and corresponding tax rate and conducting a comprehensive study on enhancing emergency services:

<i>Ashland City Rural</i>	<i>\$.2193</i>
<i>New Hope (Old 8th District)</i>	<i>\$.1673</i>
<i>Henrietta</i>	<i>\$.1673</i>
<i>Pleasant View Rural</i>	<i>\$.2193</i>
<i>Two Rivers</i>	<i>\$.1673</i>

*Funding Source: Fire Tax Collections
Budget Vote 5 Yes 0 No 0 Absent*

Motion approved by roll call vote 7 Yes 5 No 0 Absent. See Resolution 12.

Betty Ramsey	No	Donnie Jordan	No
Doris Sanders	Yes	Walter Weakley	No
Ann Jarreau	Yes	David Davidson	No
Rob Myers	Yes	LuAnn Engelman	Yes
Dale McCarver	No	John Haines	Yes
John Paul Wood	Yes	Jimmy Hedgepath	Yes

ECONOMIC & COMMUNITY DEVELOPMENT – MR. JAMES FENTON: Mr. Fenton stated the Sales Tax Report was included in the packet.

Mr. James Fenton recommended, motion was made by Mr. David Davidson, seconded by Mr. John Paul Wood to ratify continued membership of Cheatham County in the Regional Transportation Authority of Middle Tennessee.

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

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

Mr. James Fenton recommended, motion was made by Mr. Donnie Jordan, seconded by Mr. David Davidson to support Senate Bill 2100 and House Bill 2142 relative to Development Tax Act for Cheatham County.

Motion approved by voice vote. See Resolution 14.

Mr. Donnie Jordan requested Mr. James Fenton to provide a debt ratio for each County.

STANDING COMMITTEES

BEER BOARD- Mr. Walter Weakley stated they did not meet.

EDUCATION – Mr. John Paul Wood stated they did meet and the minutes will be forth coming.

EMERGENCY SERVICES- Mr. John Paul Wood stated the minutes were in the packet. Mr. Wood invited questions.

CAPITAL IMPROVEMENTS – Mr. David Davidson stated they did not meet. Mr. Davidson invited questions.

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

Mr. John Haines presented, motion was made by Mr. David Davidson, seconded by Mr. Dale McCarver to accept the members of the Construction Oversight Committee: Mr. John Haines as Chairman, Mr. Jimmy Hedgepath, Mr. David Davidson, Mr. Donnie Jordan and Mr. Rob Myers.

Motion approved by voice vote. See Resolution 15.

Mr. Dale McCarver requested that all papers be in packet and not passed out the night of the Commission Meeting.

ROAD AND BRIDGE –Mr. David Davidson stated they did not meet.

NOTARIES: Motion was made by Mr. Walter Weakley, seconded by Ms. Ann Jarreau to approve the following applicants for Notary Public Commissions:

Sharon Bosworth

Kimberly D. Brown

Robin S. McLauhlin

Motion approved by voice vote. See Resolution 16.

CONSENT CALENDAR: Motion was made by Mr. David Davidson, seconded by Mr. John Haines to approve the following recognitions:

Special Recognition

To Chrisitan Ministries Aid

Special Recognition

To Mr. Hunter Threet

Special Recognition

To the Cheatham County Community Foundation

Memorial

To the family of Mr. Allen W. Wallace

Motion approved by voice vote. See Resolution 17.(Individual Resolutions will be 18 and 21).

ANNOUNCMENTS AND STATEMENTS

Chairman, County Mayor Mr. David McCullough read a thank you letter from the family of Mr. Jimmy Noe.

Mr. John Paul Wood stated that the event naming a portion of Highway 41 A in honor of Mr. Pat Chandler was a success.

Mr. Rob Myers extended his gratitude to the Sheriff's Office and the Department of State Troopers for making the Pat Chandler event a success.

There being no further business to discuss, motion was made by Mr. David Davidson, seconded by Mr. Walter Weakley to adjourn at 8:35 P.M.

Motion approved by voice vote. See Resolution 22.

