

MINUTES
CHEATHAM COUNTY LEGISLATIVE BODY
REGULAR SESSION
June 20, 2011

BE IT THEREFORE REMEMBERED, That the Cheatham County Legislative Body met in the General Sessions Courtroom, Ashland City, Tennessee, on June 20, 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 7:01 P.M.

THE MEETING WAS CALLED TO ORDER by Sheriff John Holder at 7:01 P.M.

Invocation was offered by Mr. Donnie Jordan.

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. John Paul Wood, seconded by Mr. Walter Weakley to approve the Agenda for the June 20, 2011 Legislative Body Meeting.

Motion approved by voice vote. See Resolution 2.

Motion was made by Mr. David Davidson, seconded by Ms. Ann Jarreau to approve the minutes from the May 16, 2011 Regular Session Legislative Body Meeting.

Motion approved by voice vote. See Resolution 3.

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 introduced Animal Control Director Ms. Karen Josephson who spoke concerning the new business hours for Animal Control. The new hours are from 10:30 until 2:30 Monday thru Saturday, closed on Wednesday and Sunday.

Chairman, County Mayor Mr. David McCullough recommended motion was made by Mr. David Davidson, seconded by Ms. LuAnn Engelman to re-appoint Mr. Frank Luppe to the Water/Waste Water Committee for a term beginning June 20, 2011, and ending December 31, 2013 and to appoint Mr. James Atkins to the Water/Waste Water Committee for a term beginning June 20, 2011, and ending December 31, 2013.

Motion approved by voice vote. See Resolution 4.

Chairman, County Mayor Mr. David McCullough recommended motion was made by Mr. Rob Myers, seconded by Ms. Ann Jarreau to re-appoint Mr. Keith Seagraves to the Parks and Recreation Board for a term beginning June 20, 2011 and ending May 31, 2015 and to re-appoint Mr. Mike Clanton to the Parks and Recreation Board for a term beginning June 20, 2011 and ending May 31, 2016.

Motion approved by voice vote. See Resolution 5.

Chairman, County Mayor Mr. David McCullough recommended motion was made by Mr. John Paul Wood, seconded by Mr. Dale McCarver to re-appoint Mr. Brian Biggs to the 911 Board for a term beginning June 20, 2011 and ending December 31, 2013.

Motion approved by voice vote. See Resolution 6.

Chairman, County Mayor Mr. David McCullough presented, motion was made by Mr. David Davidson, seconded by Ms. Ann Jarreau to approve a Litter Grant between the State of Tennessee Department of Transportation and Cheatham County.

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

Chairman, County Mayor Mr. David McCullough presented, motion was made by Mr. Rob Myers, seconded by Mr. Dale McCarver to establish a Redistricting Committee with the following members:

<i>John Paul Wood (District 3)</i>	<i>Donnie Jordan (District 4)</i>	<i>David Davidson (District 5)</i>
<i>Doris Sanders (District 1)</i>	<i>John Haines (District 6)</i>	<i>Ann Jarreau (District 2)</i>
<i>Bill Herbert, IV</i>	<i>Sandy Cherry</i>	<i>Dr. Tim Webb</i>

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

Commissioner Mr. Jimmy Hedgepath introduced Director of Landfill Mr. Mike Mangrum who spoke concerning an ongoing problem with residents and their household waste. Mr. Mangrum recommended the Commission establish a resolution limiting the number of bags of household waste to be accepted daily without fees; motion was made by Mr. David Davidson, seconded by Mr. Jimmy Hedgepath to redirect this issue to Calendar and Rules Committee.

Motion approved by voice vote. See Resolution 9.

DIRECTOR OF ACCOUNTS – MS. TARA PATTERSON: The Budget Committee recommended, motion was made by Mr. Donnie Jordan, seconded by Mr. David Davidson to approve the following budget amendments for the County General Fund:

<i>Accounting</i>	\$5,796.75
<i>Circuit/General Sessions</i>	\$3,595.46
<i>FEMA</i>	\$1,222.50
<i>County Clerk</i>	\$10,177.99
<i>DARE</i>	\$4,495.77
<i>Building Commission</i>	\$12,000.00
<i>Sex Offender Registration</i>	\$6,005.85
<i>Sheriff/ Jail</i>	\$11,323.00
<i>Parks & Recreation</i>	\$89,334.04
<i>Flood Control</i>	\$890,606.98
<i>Various</i>	\$141,579.75

Funding Source: Various

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. John Paul Wood, seconded by Mr. Donnie Jordan to approve the following budget amendments for the General Purpose School Fund:

<i>Insurance recovery for damages during April Storm</i>	\$29,478.00
<i>Flood recovery for bus shop</i>	\$149,546.00
<i>Energy Efficient Schools Initiative</i>	\$5,272,361.00

Donation to be used for summer program supplies

\$100.00

	<u>Transfer To</u>	<u>Transfer From</u>
71100-116 Reg. Instr.- Teachers		\$2,556.00
71100-201 Reg. Instr.- Social Security		79.00
71100-204 Reg. Instr. - Retirement		\$116.00
71100-212 Reg. Instr. - Employer Medicare		\$19.00
72215-105 Alternative Instr. - Supervisor	\$1,278.00	
72215-201 Alternative Instr. - Social Security	\$79.00	
72215-204 Alternative Instr. - Retirement	\$116.00	
72215-212 Alternative Instr. - Employer Medicare	\$19.00	
71200-116 Special Ed - Teachers		\$2,670.00
71200-201 Special Ed - Social Security		\$123.00
71200-204 Special Ed - Retirement		\$232.00
72220-105 Special Ed - Supervisor	\$2,670.00	
72220-201 Special Ed - Social security	\$123.00	
72220-204 Special Ed - Retirement	\$232.00	
72260-105 Adult Ed - Supervisor	\$1,278.00	
	<u>\$5,795.00</u>	<u>\$5,795.00</u>

Funding Source: Various

Budget Vote: 4Yes 0 No 1 Absent

Education Vote: 3Yes 0 No 2 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 recommended, motion was made by Mr. Donnie Jordan, seconded by Ms. Ann Jarreau to approve the following budget amendments for the Highway Fund:

Insurance Recovery for damage to resident's car	\$3,734.09
Insurance Recovery from May 2010 flood	\$115,054.13
Disaster Relief from May 2010 flood	\$159,865.84

Funding Source: Offsetting revenue funds

Budget Vote: 4Yes 0 No 1 Absent

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

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. Ann Jarreau, seconded by Mr. Donnie Jordan to approve the following budget amendments for the Solid Waste/Sanitation Fund:

Employee Benefits \$3,241.86

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

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

The Budget Committee recommended, motion was made by Mr. John Haines, seconded by Mr. Walter Weakley to approve the following budget amendments for the Sheriff's Drug Fund:

Transfer funds to cover overage in Trustee Commission \$3,500.00
Funds for the purchase of 2 Tahoe's for CID \$57,090.00

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

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

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 Ms. Ann Jarreau to approve the following budget amendments for the Unemployment Fund:

Additional payments to/from unemployment \$121,600.00

Funding Source: Contributions from other Funds
Budget Vote: 4 Yes 0 No 1 Absent

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

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. Walter Weakley to approve the following budget amendment for the General Debt Service Fund:

To correctly account for charges related to AO Smith property Purchase \$ 8,285.69

Funding Source: Unused interest funds

Budget Vote: 4 Yes 0 No 1 Absent

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

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 Ms. Ann Jarreau to approve the following budget amendment for the Education Debt Service Fund:

Principal on note borrowed in prior year but paid in current year *\$109,648.01*

Funding Source: Fund Balance

Budget Vote: 4 Yes 0 No 1 Absent

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

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. Rob Myers, seconded by Mr. John Paul Wood to authorize the provisions of code section 414(h) of the Internal Revenue Code for employees of a political subdivision participating in the Tennessee Consolidated Retirement System in accordance with Title 8 Section 34 through 37 of the Tennessee Code Annotated.

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 18.

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 Haines, seconded by Mr. John Paul Wood to approve the following tax levy setting the tax rate for the Fiscal Year beginning July 1, 2011 and ending June 30, 2012:

County General	1.12
Roads	.075
Education Debt Service	.295
General Debt Service	.03
Solid Waste/Sanitation	.11
General Purpose Schools	1.145
Capital Projects	.000
Capital Projects – Vehicles	.005
Total	<hr/> 2.780

Budget Vote: 5 Yes 0 No 0 Absent

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 19.

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. Dale McCarver to approve the various funds, departments, institutions, offices and agencies of Cheatham County, Tennessee for the fiscal year beginning July 1, 2011 and ending June 30, 2012 and approving the funding of non-profit charitable organizations in accordance with TCA 5-9-109.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 20.

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 authorize reserving 4.5¢ in the County General Fund for the 2011-2012 budget year and transferring it to County General Fund Balance at year end to increase the Fund Balance. Additionally, for the 2012-2013 budget year the 4.5¢ will be transferred to the General Debt Service Fund via the tax levy, to be designated for the Red River Preserve Project.

Funding Source: Revenue Collections

Budget Vote: 4 Yes 0 No 1 Absent

After discussion, motion was made by Ms. Ann Jarreau, seconded by Mr. Rob Myers to amend the resolution authorizing the 4.5¢ in the County General Fund for the Red River Preserve Project to read: Authorize reserving 4.5¢ in the County General Fund for the 2011-2012 budget year and transferring it to County General Fund Balance at year end to increase the Fund Balance. Additionally, for the 2012-2013 budget year the 4.5¢ will be transferred to the General Debt Service Fund via the tax levy, to be designated for the Infrastructure on Highway 41-A in Cheatham County.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 22.

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

Original motion approved as amended to authorize reserving 4.5¢ in the County General Fund for the 2011-2012 budget year and transferring it to County General Fund Balance at year end to increase the Fund Balance. Additionally, for the 2012-2013 budget year the 4.5¢ will be transferred to the General Debt Service Fund via the tax levy, to be designated for the Infrastructure on Highway 41-A in Cheatham County.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 21.

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. Rob Myers for the County to pay an increase from 60/40 to 70/30 for family insurance coverage for County employees effective January 1, 2012.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 23.

© 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

© 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.

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

Mr. James Fenton presented, motion was made by Mr. John Paul Wood, seconded by Mr. David Davidson to affirm compliance with Federal Title VI Regulations.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 24.

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. David Davidson, seconded by Mr. Rob Myers to approve the Joint Economic and Community Development updated strategic plan.

Motion approved by voice vote. See Resolution 25.

STANDING COMMITTEES

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

EDUCATION – Mr. John Paul Wood stated they did meet. Mr. Wood stated that the School Board is meeting June 21, 2011 at 5:45 P.M. to discuss the school budget.

EMERGENCY SERVICES- Mr. John Paul Wood stated they did meet. The Board is looking at proposal for future plans with emergency services.

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

CALENDAR, RULES AND NOMINATING – Mr. Dale McCarver stated they did not meet. Mr. McCarver invited everyone to attend the next meeting on July 7th at 6 P.M. in the Emergency Operations Center Room.

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

CONSTRUCTION OVERSIGHT – Mr. John Haines stated they had several projects in the works.

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

<i>James M. Butner</i>	<i>Tiffany Holder</i>	<i>Esther Fink</i>
<i>Wayne B. Fink</i>	<i>Tonya Glass</i>	<i>Shirley A. Jones</i>
<i>Audrey Patrick</i>	<i>Tim M. Ray</i>	<i>Shawn E. Rider</i>
<i>Lawrence Suiter</i>		

Motion approved by voice vote. See Resolution 26.

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

<i>Memorial</i>	<i>To the family of Ms. Leona Gibbs</i>
<i>Memorial</i>	<i>To the family of Mr. James Robert “Bobby” Mayo</i>
<i>Memorial</i>	<i>To the family of Ms. Carmine Pardue</i>
<i>Special Recognition</i>	<i>To Ms. Nancy Rucker</i>
<i>Special Recognition</i>	<i>To Ms. Kaye Avrit</i>

Motion approved by voice vote. See Resolution 27. (Individual Resolutions will be 28 and 32).

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

Motion approved by voice vote. See Resolution 33.

