

**MINUTES**  
**CHEATHAM COUNTY LEGISLATIVE BODY**  
**REGULAR SESSION**  
**August 20, 2012**

BE IT THEREFORE REMEMBERED, That the Cheatham County Legislative Body met in the General Sessions Courtroom, Ashland City, Tennessee, on August 20, 2012 in Regular Session. Chairman Mr. John Haines and Cheatham 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 7:05 P.M.

Mr. James Cripps, 3070 Petway Rd, Ashland City, Tennessee, expressed his gratitude toward the County Mayor and Legislative Body for coming together during last month's meeting to create the Veteran Affairs Officer position.

Mr. Gary Mayo, 4845 Thomasville Rd, Chapmansboro, Tennessee, expressed his concern for the Red River Preserve Project. Mr. Mayo stated he attended a meeting in Pleasant View, Tennessee, concerning the Red River Preserve Project; in which only the governing bodies were allowed to speak. Mr. Mayo stated this was not a wise decision in utilizing the Cheatham County taxpayer's monies. His concern stems from a large portion of the location residing in neighboring counties.

Ms. Dale Graham, 1065 Crane Court, Kingston Springs, Tennessee, requested the Cheatham County Commission to provide a more detailed agenda with specific information to be discussed during the Regular Legislative Body meetings.

Public Forum closed 7:14 P.M.

**THE MEETING WAS CALLED TO ORDER** by Sheriff John Holder at 7:14 P.M.

Invocation was offered by the County Mayor Mr. David McCullough.

Cheatham County Clerk Ms. Teresa Gupton called the roll. There being ten (10) Commissioners present and two (2) Commissioners absent, Chairman Mr. John Haines declared a Quorum.  
See Resolution 1.

Motion was made by Mr. Walter Weakly, seconded by Ms. Ann Jarreau to approve the Minutes from the July 16, 2012 Regular Session Legislative Body Meeting and to approve the Agenda for the August 20, 2012 Regular Session Legislative Body Meeting.

Mr. John Paul Wood emphasized the importance of having an improved agenda for the public. Chairman, Mr. John Haines stated the agenda would be revised prior to next month's meeting.

County Mayor Mr. David McCullough stated for clarification purposes the Budget Agenda had three items to be discussed as follows:

1. The School Budget Amendments
2. Red River Preserve Project
3. E.M.A Salary Supplement

Motion approved by voice vote. See Resolution 2.

#### COMMENTS FROM ELECTED OFFICIALS

Cheatham County Mayor Mr. David McCullough stated the New Hope Rd project was still on going and the county is working diligently toward fulfilling the commitment made to the district.

For Clarification purposes County Mayor Mr. David McCullough stated that working in government required commissioners to abide according to specific laws regulated by the State of Tennessee. He said commissioners were not allowed to meet behind closed doors or in private settings. This was the reason a public forum was not open at the workshop previously held for the Red River Preserve Project. County Mayor Mr. David McCullough assured everyone the public would have an opportunity in the future to express their concerns in a public forum setting.

#### UNFINISHED BUSINESS

Chairman, Mr. John Haines stated the Commission failed to make a motion on a resolution for the Consent Calendar during the July 16, 2012 Regular Session Meeting. The resolution is for a Special Recognition to the Cheatham County Citizens that have worked in the Long Time Recovery Association.

Motion made by Mr. Walter Weakly, second by Mr. John Paul Wood to present Special Recognition to the Cheatham County Long Term Recovery Organization.

Motion approved by voice vote. See Resolution 3.

#### 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 there will be a litter control resolution coming before the commission later that will help the county in dealing with the demolition of flood damaged properties.

He stated the Work Force Essentials handout was included in the packet. The unemployment rate was up by 1% from last month.

County Mayor Mr. David McCullough presented, motion made by Mr. James Hedgepath, second by Mr. Walter Weakly to re-appoint Mr. Lee Corlew to the Board of Commissioners for the River Road Utility District for a two year term beginning September 13, 2012.

Motion approved by voice vote. See Resolution 4.

County Mayor Mr. David McCullough presented, motion made by Mr. Dale McCarver, second by Mr. John Paul Wood to accept Mr. Danny Schaeffer as Director of Cheatham County EMS beginning September 1, 2012.

Motion approved by voice vote. See Resolution 5.

County Mayor Mr. David McCullough presented, motion made by Mr. Rob Myers, second by Ms. Ann Jarreau to support September 2012 being named Suicide Prevention Awareness Month.

Motion approved by voice vote. See Resolution 6.

ANIMAL CONTROL- MR. THOMAS JORDI: Mr. Jordi announced the surgical room is a success as they continue to spay and neuter animals. Animal in-take is up over the last few months due to low volunteers. Mr. Jordi announced next month he will be attending a training course to become a Certified Animal Cruelty Investigator.

BUILDING COMMISSIONER- MR. CHRIS ADKINS: Mr. Adkins stated he would have a hearing based from the recommendation of Planning and Zoning come before the Commission in September 17, 2012 for the possible rezoning of property located on Bandy Rd.

DIRECTOR OF ACCOUNTS – MS. TARA PATTERSON: The Budget Committee recommended, motion was made by Mr. John Paul Wood, seconded by Mr. Donnie Jordan to authorize the following budget amendment for the General Purpose School Fund:

| <u>Capital Projects</u> |                      | <u>Transfer To</u> | <u>Transfer From</u> |
|-------------------------|----------------------|--------------------|----------------------|
| 71600 - 799             | Other Capital Outlay | \$64,108.24        |                      |
| 39900                   | Fund Balance         |                    | \$64,108.24          |
|                         |                      | <hr/>              |                      |
|                         |                      | \$ 64,108.24       | \$64,108.24          |

|  |
|--|
| <i>Use fund balance for tile repair projects at CCCHS.</i> |
|--|

*Budget Vote: 3 Yes 1 No 1 Absent*  
*Funding Source: Fund Balance*

Motion approved by roll call vote 9 Yes 1 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  | No  | 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 authorize the following budget amendment for the General Purpose Schools Fund:

| <u>Capital Projects</u> |                      | <u>Transfer To</u> | <u>Transfer From</u> |
|-------------------------|----------------------|--------------------|----------------------|
| 71600 – 799             | Other Capital Outlay | \$190,000.00       |                      |
| 39900                   | Fund Balance         |                    | \$190,000.00         |
|                         |                      | \$190,000.00       | \$190,000.00         |

*Use Fund Balance for Phase II for Beacon Technologies Audio/Visual Work at the schools: Phase II includes KSE, CCCHS, WCE, and ACE.*

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

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    |

Motion made by Mr. Donnie Jordan, second by Mr. John Paul Wood to suspend the regular rules to allow discussion for the Red River Preserve Project.

Motion approved by voice vote. See Resolution 9.

**Regular Rules Of Order Suspended at 7:34 pm.**

Mr. David Risner, Director of the Cheatham County Economic Board, requested support and approval from the commission for expenditures of \$32,500.00 to start the development process and study of the Red River Preserve Project. Mr. Risner stated these funds will be associated with attorney fees, engineering consulting, and proposed cost from utility districts. He stated the funds encompass Cheatham County’s half of the zoning overlay.

Chamber of Commerce Director Mr. Chris Neese and Attorney Mr. Michael Bly spoke in support of approving the funds in efforts to meet milestones and move forward with the Red River Preserve Project.

The Budget Committee recommended, motion made by Mr. John Paul Wood, seconded by Mr. Donnie Jordan to appropriate \$32,500 .00 from Capital Projects Fund Balance to develop a business plan /model, inter-local agreement for Red River Preserve to include engineering fees, attorney fees, zoning overlay study and contingency funds.

After much discussion, Motion failed by roll call vote 6 Yes 4 No 2 Absent.

|               |     |                |     |
|---------------|-----|----------------|-----|
| Betty Ramsey  | Yes | Donnie Jordan  | Yes |
| Doris Sanders | Yes | Walter Weakley | No  |

|                |     |                 |           |
|----------------|-----|-----------------|-----------|
| Ann Jarreau    | No  | David Davidson  | Absent    |
| Rob Myers      | Yes | LuAnn Engelman  | Absent    |
| Dale McCarver  | No  | John Haines     | Pass/ Yes |
| John Paul Wood | Yes | Jimmy Hedgepath | No        |

**Regular Session resumed at 8:25 pm.**

The Budget Committee recommended, motion made by Ms. Ann Jarreau, seconded by Mr. Donnie Jordan to approve supplementing the Emergency Management Director’s pay of up to \$6,000.00 per year for the additional duties for County -Wide Fire Chief.

- Supplement will be paid \$250.00 per month; and
- Supplement for 2012-2013 budget year will begin in January 2013.
- The funds for Fire Chief Supplement will come from fire tax collections.

*Funding Source: Fire Tax Collections  
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    |

**STANDING COMMITTEES**

EDUCATION – Mr. John Paul Wood stated the committee had a brief meeting to discuss the school budget amendments.

EMERGENCY SERVICES- Mr. Donnie Jordan stated the committee had a brief meeting to discuss the Fire Chief supplement.

CALENDAR, RULES AND NOMINATING –Mr. Dale McCarver stated the committee met with local veterans who requested the hiring for the new Veterans Affairs Officer to reside within Cheatham County. Mr. McCarver stated the veterans requested the creation of a Veteran Affairs Committee.

Motion made by Mr. Dale McCarver, second by Mr. Walter Weakly to create a Veteran Affairs Advisory Committee.

Mr. John Paul Wood stated the Veteran Affairs Officer position would report directly to the County Mayor and therefore, there was no need for an additional committee.

County Mayor Mr. David McCullough asked the County Attorney Mr. Allen Johnson to speak regarding the formation of such committee. Attorney Mr. Allen Johnson stated there are two forms of committees.

1. A statutory committee is an authoritative body created by Legislation; Example: Beer Board.
2. An internal committee can only give advice back to the governing commission.

If such committee is created it will be an internal committee having no authority or statutory rights. The committee would only serve as advisors to the commission.

After discussion, motion approved by roll call vote 8 Yes 2 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      | No  | LuAnn Engelman  | Absent |
| Dale McCarver  | Yes | John Haines     | Yes    |
| John Paul Wood | No  | Jimmy Hedgepath | Yes    |

County Mayor Mr. David McCullough announced he would no longer take responsibility for the Veteran Affairs position. He presented the file to Chairman Mr. John Haines and welcomed him to come by his office to obtain the applications, for the Veteran Affairs Officer position.

Motion made by Mr. Dale McCarver, second by Ms. Ann Jarreau to Adopt Fireworks Regulations pursuant to T.C.A. 5-1-118 and 6-2-201 (22) and (23) as amended.

Motion approved by voice vote. See Resolution 12.

Motion made by Mr. Dale McCarver, second by Ms. Doris Sanders to Amend Litter Control Regulations and Penalties for violation of County Regulations as established by Resolution #22 passed on January 18, 1999 and Resolution #6 passed on May 17, 2012, which amended Resolution #22.

Motion approved by voice vote. See Resolution 13.

TECHNOLOGY COMMITTEE- Mr. Dale McCarver - Did not meet.

ROAD AND BRIDGE –Chairman Mr. John Haines stated the bridge at Craggie Hope Road is completed.

Sheriff Mr. John Holder stated there was an issue with semi-trucks getting stuck on Craggie Hope Rd. He said they had up to eight trucks stuck at one time on Snake Hill. Chairman John Haines and Mr. James Hedgepath agree there is a problem and the commission would look into possible clearance signage.

CONSTRUCTION OVERSIGHT- Mr. Donnie Jordan stated the roof is complete on the Ambulance Building. The project at the Tucker Empson Building is moving forward as planned.

Chairman John Haines and County Mayor Mr. David McCullough agreed additional parking will be needed to accommodate the Tucker Empson Building due to the addition of Driver License Renewal division coming to the County Clerk’s office.

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

|                          |                          |                        |
|--------------------------|--------------------------|------------------------|
| <i>James A. Bosworth</i> | <i>Jamie N. Forsythe</i> | <i>Cyndi Reeder</i>    |
| <i>Emily R. Campbell</i> | <i>Valerie Hunter</i>    | <i>Ann B. Taylor</i>   |
| <i>Teresa L. Eads</i>    | <i>Lori A. McManus</i>   | <i>Carrie L Taylor</i> |

Motion approved by voice vote. See Resolution 14.

#### ANNOUNCEMENTS AND STATEMENTS

Chairman Mr. John Haines and The Legislative Body offered their condolences to the County Mayor Mr. David McCullough and his family in the passing of his mother; Ms. Charlene Russell of Paducah, Kentucky.

The Tennessee County Commissioners Association will be holding a meeting in Springfield, Tennessee, on September 25, 2012.

Ms. Ann Jarreau and The Legislative Body extended Birthday Wishes to Mr. Donnie Jordan.

There being no further business to discuss, motion was made by Mr. Walter Weakley, seconded by Ms. Ann Jarreau to adjourn at 9:11 P.M.

Motion approved by voice vote. See Resolution 15.