

MINUTES
CHEATHAM COUNTY LEGISLATIVE BODY
REGULAR SESSION
December 17, 2012

BE IT THEREFORE REMEMBERED, That the Cheatham County Legislative Body met in the General Sessions Courtroom, Ashland City, Tennessee, on December 17, 2012 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 HEDGEPATH

PUBLIC FORUM: Chairman, Mr. John Haines opened Public Forum at 7:02 P.M.

Mr. James Cripps, 3070 Petway Road, Ashland City, Tennessee, spoke in opposition of the Red River Project and asked the Commission for an office for the Veterans Service Officer.

Public Forum closed at 7:05 P.M.

THE MEETING WAS CALLED TO ORDER by Sheriff Mr. John Holder at 7:05 P.M.

Invocation was offered by County Mayor Mr. David McCullough.

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

Motion was made by Ms. Ann Jarreau, seconded by Mr. Walter Weakley to approve the Agenda for the December 17, 2012 Legislative Body Meeting.

Motion approved by voice vote. See Resolution 2.

Motion was made by Mr. John Paul Wood, seconded by Mr. Walter Weakley to approve the minutes from the November 19, 2012 commission meeting.

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.

Motion was made by Mr. Donnie Jordan, seconded by Mr. Walter Weakley for a fifteen minute recess at 7:10 P.M for the purpose of discussing the Mooningham case in closed session with County Attorney Mr. Alan Johnson.

Motion approved by voice vote. See Resolution 4.

Chairman Mr. John Haines reconvened the Legislative Body at 7:42 P.M.

County Mayor Mr. David McCullough moved Animal Control to the County Mayor’s Segment for the purpose of certificate presentations.

Animal Control Mr. Thomas Jordi stated that reports are included in the packet. Mr. Jordi gave a report on “Operation Broken Chain” and invited questions.

County Mayor Mr. David McCullough presented Mr. Scotlund Haisley and the volunteers of Animal Rescue Corps, Noah’s Ark Society and Tennessee State Trooper Bryant Campbell with a certificate in appreciation for the help given during “Operation Broken Chain”.

Mr. Haisley commended Cheatham County on being a “Courageous” County that was making efforts to stop animal violence.

County Mayor Mr. David McCullough recommended the Planning and Zoning Committee keep all resolutions in one volume in an effort to eliminate disarray.

County Mayor Mr. David McCullough stated the Work Force Essential factsheet was included in the packet.

County Mayor Mr. David McCullough stated the Magnolia/Oak Bridge Boys Home was presented a cease and desist due to the zoning violations on the property where the home was operating.

County Mayor Mr. David McCullough reported the Cheatham County School board would like to surplus the Old 8th District school building to The Cheatham County Government. The Mayor asked the Commission to consider and examine the possibility of accepting this offer.

County Mayor Mr. David McCullough recommended motion was made by Mr. John Paul Wood, seconded by Ms. Doris Sanders to create an Ethics Committee with the following members:

John Paul Wood Betty Ramsey Rob Myers
Teresa Gupton Clyde White

After discussion, motion failed by roll call vote 1 Yes 9 No 0 Absent 2 Pass

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

County Mayor Mr. David McCullough stated he would submit the vote into the State Bureau of Ethics and Campaign Finance Department because we are in violation of Cheatham County's ethics ordinance.

Motion was made by Mr. Donnie Jordan, seconded by Mr. Dale McCarver to hold a workshop with County Attorney Mr. Alan Johnson to educate the commission on Ethics.

Motion approved by roll call vote 11 Yes 1 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	No	Jimmy Hedgepath	Yes

County Coroner Dr. Robert E. Rhea recommended, motion was made by Mr. Donnie Jordan, seconded by Ms. Betty Ramsey to appoint EMS Director Mr. Danny Schaeffer as Medical Investigator for Cheatham County.

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

County Mayor Mr. David McCullough recommended, motion was made by Mr. Rob Myers, seconded by Mr. John Paul Wood to appoint Mr. Tim Binkley to the 911 Board for a term beginning January 1, 2013 and ending December 31, 2016.

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

County Mayor Mr. David McCullough recommended, motion was made by Mr. Donnie Jordan, seconded by Mr. Walter Weakley to appoint Mr. David Bybee to the Planning and Zoning Commission for a term beginning January 1, 2013 and ending December 31, 2016.

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

County Mayor Mr. David McCullough recommended motion was made by Ms. Ann Jarreau, seconded by Mr. John Paul Wood to reappoint Mr. John Werne and Mr. Tom Cullen to the Planning and Zoning Commission for a term beginning January 1, 2013 and ending December 31, 2016.

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

County Mayor Mr. David McCullough recommended motion was made by Mr. Walter Weakley, seconded by Mr. Jimmy Hedgepath to reappoint Mr. Jerry Hamlin and Mr. Eric Lockert to the Cheatham County Water/WasteWater Committee for a term beginning January 1, 2013 and ending December 31, 2015.

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

County Mayor Mr. David McCullough reported that the lights at the New Hope exit are expected to be installed by the end of the week.

Human Resource Director Mr. Clyde White stated the construction work at the Tucker Empson Building is completed.

BUILDING COMMISSIONER – MR. CHRIS ATKINS: Building Commissioner Mr. Chris Atkins stated the reports are in the packet. Mr. Atkins invited questions.

DIRECTOR OF ACCOUNTS – MS. TARA PATTERSON: Ms. Tara Patterson was not present County Mayor Mr. David McCullough presented resolutions.

The Budget Committee recommended, motion was made by Mr. Donnie Jordan, seconded by Mr. John Paul Wood to authorize an increase in billing rates for the Emergency Management Service. The increase will be effective January 1, 2013.

*Funding Source: None, increase in revenue
Budget Vote: 5 Yes 0 No 0 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. Doris Sanders to authorize the following budget amendments for the County General Fund:

<i>County Clerk</i>	\$	1,550.00
<i>General Sessions</i>	\$	31.53
<i>Emergency Management</i>	\$	5,350.00
<i>Jail</i>	\$	1,436.01
<i>Probation</i>	\$	2,200.00
<i>Sheriff</i>	\$	7,027.88
<i>Sheriff</i>	\$	19,210.72
<i>Employee Health Insurance</i>	\$	1,004,570.00

*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 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 Ms. Betty Ramsey to authorize the following budget amendments for the Solid Waste/Sanitation Fund:

<i>Convenience Centers</i>	\$	5,400.00
<i>Convenience Centers</i>	\$	57,311.16
<i>Employee Health Insurance</i>	\$	10,068.75

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

<i>Attendance</i>	<i>\$49,580.00</i>
<i>Vocational Education Student Support</i>	<i>\$49,580.00</i>
<i>Director of Schools</i>	<i>\$ 4,000.00</i>
<i>Office of the Principal</i>	<i>\$26,000.00</i>
<i>Fiscal Services</i>	<i>\$14,000.00</i>

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

© 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.

The Budget Committee recommended, motion was made by Mr. Donnie Jordan, seconded by Mr. Rob Myers to authorize the following budget amendment for the General Purpose School Fund:

<i>Board of Education</i>	<i>Legal Services</i>	<i>\$26,000.00</i>
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Funding Source:
Budget Vote: 5 Yes 0 No 0 Absent
Education Vote: 5 Yes 0 No 0 Absent

Motion approved by roll call vote 7 Yes 3 No 0 Absent 2 Abstain. See Resolution 15.

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

© 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 AND COMMUNITY DEVELOPMENT- MR. DARYL PHILLIPS- Mr. Phillips stated the Governor is remapping the Three Star Program due to new administrations. The County will be re-certified and recognized as soon as it is available. Mr. Phillips said the Sales Tax Report was in the packet. Mr. Phillips invited questions.

OTHER COUNTY OFFICIALS

COUNTY CLERK – Ms. Teresa Gupton stated the tentative date of receiving the Driver’s License Renewal Station equipment is January 8, 2013.

ROAD SUPERINTENDENT- MR. CARL COTHERN- Mr. Cothorn invited questions.

SHERIFF- MR. JOHN HOLDER- Sheriff Mr. John Holder wished everyone a safe and Merry Christmas.

STANDING COMMITTEES

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

EDUCATION – Mr. Donnie Jordan stated they did meet. Information discussed was outlined on the Agenda.

EMERGENCY SERVICES- Mr. Donnie Jordan stated they did not meet.

CAPITAL IMPROVEMENTS – Mr. Rob Myers stated they did meet. Mr. Myers stated the committee discussed decreasing county building fees, the Sprinkler Ordinance, Parking at the Tucker Empson Building and a new location for seized vehicles by the Sheriff’s Office.

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

Motion was made by Mr. Dale McCarver, seconded by Mr. Walter Weakley to create an Oversight Committee for the Veterans Service Officer consisting of three members.

Calendar, Rules and Nominating Vote: 4 Yes 0 No 0 Absent

Motion approved by roll call vote 11 Yes 1 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	No	Jimmy Hedgepath	Yes

Motion was made by Mr. Donnie Jordan, seconded by Mr. Walter Weakley to appoint Mr. Robert Counter as the Veterans Service Officer.

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

Motion was made by Mr. John Paul Wood, seconded by Mr. Jimmy Hedgepath to suspend regular rules of order at 9:20 P.M. for the purpose of discussing and voting on the budget for the Veterans Service Office.

Motion approved by voice vote. See Resolution 18.

Motion was made by Mr. Donnie Jordan, seconded by Mr. Walter Weakley to approve the proposed budget presented for the Veterans Service Office.

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

Motion was made by Mr. John Paul Wood, seconded by Mr. David Davidson to resume regular rules of order at 9:24 P.M.

Motion approved by voice vote. See Resolution 20.

County Mayor Mr. David McCullough stated he would discuss available space for the Veterans Service Office with the Commission Chairman Mr. John Haines.

Mr. Walter Weakley requested the commission to explore the possibilities of having the School Superintendent elected instead of appointed by the 2014 election.

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

ROAD AND BRIDGE –Mr. Walter Weakley stated they did meet. Mr. Weakley invited questions.

CONSTRUCTION OVERSIGHT- Chairman Mr. John Haines discussed several projects in the works.

NOTARIES: Motion was made by Mr. Walter Weakley, seconded by Ms. Betty Ramsey to approve the following applicants for Notary Public Commission:

*Virginia F. Anderson
Ginger C. Gupton
Cindy Williams*

*James M. Butner
Rhonda Lynne Knight*

*Elizabeth P. Frasch
Patricia Schoonover*

Motion approved by voice vote. See Resolution 21.

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

*Special Recognition
Special Recognition
Special Recognition
Special Recognition
Special Recognition
Memorial*

*To Mr. Bobby and Ms. Claytie Christy
To Mr. Scotlund Haisley
To Tennessee State Trooper Mr. Bryant Campbell
To the volunteers of Animal Rescue Corps (ARC)
To the volunteers of Noah's Ark Society (NAS)
To the family of Mr. Herbert Eugene Ivey*

Motion approved by voice vote. See Resolution 22. (Individual resolutions 23 through 28.)

ANNOUNCEMENTS AND STATEMENTS: Merry Christmas!

There being no further business to discuss, motion was made by Mr. Walter Weakley, seconded by Mr. Dale McCarver to adjourn at 9:44 P.M.

Motion approved by voice vote. See Resolution 29.