

**MINUTES**  
**CHEATHAM COUNTY LEGISLATIVE BODY**  
**REGULAR SESSION**  
**September 17, 2012**

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

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

Mr. Wayne Reed, Chairman of CEO Forum for Cheatham Vision spoke in support of the Red River Preserve Project. He encouraged the Commission to move forward with the economic feasibility study of the Red River Preserve Project.

Mr. Gary Scott, Kingston Springs, spoke on behalf of the Kingston Springs business community supporting the feasibility study of the Red River Preserve Project.

Dr. Charles Hendricks, Pleasant View, Tennessee, spoke in favor of the Red River Preserve Project. He feels the feasibility study for this project would bring more jobs to the county making Cheatham County a better place to live.

Ms. Valerie Drier, Ashland City, Tennessee, a property / business owner in Cheatham County spoke in favor of the Red River Preserve Project feasibility study. Ms. Drier urged the commission to move forward with the study with due diligence in bettering the economic development of Cheatham County for future generations.

Mr. James Cripps, President of the United States Veteran Alliance of Ashland City, Tennessee, Stated last month he came before the commission to give thanks to the mayor and commission for approving the creation and funding of a Veteran Affairs Officer. Mr. Cripps read aloud Resolution 13 from the August 2012 meeting regarding the Veteran Affairs Advisory Internal Committee. Mr. Cripps questioned the difference of the Mayor's written recommendations vs. The Veterans Affairs Internal Advisory Committee, which was approved by the Cheatham County Legislative Body.

Mr. Cripps also spoke against the Red River Preserve Project.

Mr. Chris Williams, Pleasant View, Tennessee, spoke against the Red River Preserve Project. He stated as a citizen he could not support such a study without the submission of a business plan.

Mr. Barry Mayo, Third District, spoke against the Red River Preserve Project. Mr. Mayo stated Pleasant View already has infrastructure in place. He suggested money be invested in our on County rather than Robertson County.

Ms. Lillian Perry, Second District, stated she has been an employee of the Cheatham County Trustee's office since 1985. Ms. Perry was concerned that step raises/ longevity pay has yet to be granted to employees. Ms. Perry stated elected officials had already received their pay increase and she asked the Commission to approve a tax anticipation note to deliver pay increases to County employees.

Public Forum closed 7:24 P.M.

**PUBLIC HEARING: Chairman, Mr. John Haines opened public hearing at 7:24.**

Cheatham County Building Commissioner, Mr. Chris Atkins announced the following was advertised to be heard:

Ms. JoAnn Mayo requesting a zone change from R-1 to C-2 on 1 acre of property in order to build a mini storage unit facility. Property is located at 1926 Bearwallow Rd, Ashland City, Tennessee, Map 50 Parcel 27. The property is in the 1<sup>st</sup> voting district and is not in a flood area.

- *Ms. Lynn Simmons, Bandy Rd, spoke against the zone change. Ms. Simmons stated the following reasons; the facility would be an eye-sore, the zone change would be a gateway to future commercial development, property values would decrease, storage facilities tend to attract crime and late night traffic which in return will affect the quietness and enjoyment of neighboring residential homes.*
- *Ms. Tammy Hamilton, Bandy Rd spoke against the zone change stating she was often home alone and has a concern for her safety, citing mini- storages units tend to attract crime. Ms. Hamilton also stated her concern for high traffic volume in a residential neighborhood.*
- *Mr. Shaun Van Bergen, Bandy Rd, spoke against the zone change. He expressed his concern with increase traffic and increase crime. Mr. Van Bergen stated there was a possible chemical threat due to inappropriate contents stored. He stated he was not opposed to growth in our county. However, this property was not the place to locate such a business as mini storages.*
- *Ms. Joann Mayo, property owner of 1926 Bearwallow Rd stated she owns other storage units within the county and has not had problems with misuse.*

**PUBLIC HEARING CLOSED 7:34 P.M.**

THE MEETING WAS CALLED TO ORDER by Sheriff John Holder at 7:34 P.M.

Invocation was offered by the Mr. Ronnie Barron.

Cheatham County Clerk Ms. Teresa Gupton called the roll. There being eleven (11) Commissioners present and one (1) Commissioner absent, Chairman Mr. John Haines declared a Quorum. See Resolution 1.

Motion was made by Ms. Ann Jarreau, seconded by Mr. Jimmy Hedgepath to approve the Agenda for the September 17, 2012 Regular Session Legislative Body Meeting.  
See Resolution 2.

Motion was by Ms. Ann Jarreau, seconded by Mr. John Paul Wood to approve the Minutes as amended from the August 20, 2012 Regular Session Legislative Body Meeting.  
See Resolution 3.

Mr. Walter Weakly requested the following correction to be made:

- *Minutes on page 1, paragraph 3 should read Mr. Barry Mayo.*

#### COMMENTS FROM ELECTED OFFICIALS

Cheatham County Mayor Mr. David McCullough stated The Legislative Body had the right to pass a tax anticipation note for the purpose of giving county employee's their yearly step raise and longevity pay. County Mayor Mr. McCullough offered to walk the Commission through the process

Cheatham County Mayor Mr. David McCullough stated after speaking with CTAS officials on several occasions it was recommended that the Mayor's Office manage the Veterans Service Officer Position in order keep politics from evolving.

#### UNFINISHED BUSINESS

Cheatham County Mayor Mr. David McCullough and the County Commission presented a Special Recognition to the Cheatham County Long Term Recovery Committee to commemorate their organization and contribution in the restoration and relief for the victims of the May 2010 floods.

Cheatham County Mayor Mr. David McCullough, Cheatham County Commission, and Mr. Ronnie Barron presented Mr. Paul Carter with a Proclamation from the State of Tennessee as well as a Special Recognition on behalf of Cheatham County for his services as a Bee Keeper and Hive Inspector. In January 2000, Mr. Carter started The Cheatham County Bee Keepers Group. As leader and founder of this organization, Mr. Carter has encouraged and assisted many in bee keeping in Cheatham County.

#### NEW BUSINESS

Cheatham County Clerk Ms. Teresa Gupton opened the floor for nominations for the purpose of electing a Chairperson for the Legislative Body for a term beginning September 1, 2012 and ending August 31, 2013.

- Mr. Donnie Jordan nominated Mr. John Haines
  - Mr. John Paul Wood nominated Mr. Donnie Jordan
- \*Mr. Donnie Jordan respectfully declined\**

➤ Mr. John Paul Wood nominated County Mayor Mr. David McCullough

Ms. Ann Jarreau motioned for nominations to cease.

Mr. John Haines elected Chairperson by roll call vote 9 Haines, 2 McCullough, 1 Absent. See Resolution 4.

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

Cheatham County Clerk Ms. Teresa Gupton asked for nominations for the purpose of electing a Chairperson Pro Tem for the Legislative Body for a term beginning September 1, 2012 through August 31, 2013.

Chairman Mr. John Haines nominated Mr. Donnie Jordan for Chairperson Pro Tem.

Mr. Rob Myers made motion for nominations to cease.

Mr. Donnie Jordan was elected Chairman Pro Tem by acclamation for the Legislative Body for a term beginning September 1, 2012 and ending August 31, 2013. See Resolution 5.

Chairman Mr. John Haines read into the minutes for public record the Surety Bonds for the following Cheatham County Elected Officials:

<i>Mr. Carl Roy Cothren</i>	<i>Road Superintendent</i>	<i>\$100,000.00</i>
<i>Ms. Betty Gail Balthrop</i>	<i>Property Assessor</i>	<i>\$ 50,000.00</i>

Chairman Mr. John Haines read into the minutes for public record the Designation of Interim Successor for the Cheatham County Highway Department; Ms. Andrea Fox.

COUNTY MAYOR- MR. DAVID MCCULLOUGH: County Mayor Mr. David McCullough read the following into the minutes for public records:

*A Proclamation On Behalf Of The People Of Cheatham County, Tennessee*

*WHEREAS, it is importance that our community maintains a strong library system to promote literacy and reading among our citizens; and*

*WHEREAS, it is similarly important that our county recognize the rich history of our families; and*

*WHEREAS, it is also fitting that the county pay tribute to its many citizens who have faithfully served our country in the military; and*

*WHEREAS, the event, “ Exploring Our Stories”, will be held on Saturday October 13, 2012 from 10:00 a.m. - 2:00 p.m. at the Cheatham County Public Library and Cheatham County Museum; and*

*WHEREAS, the event will give our citizens the opportunities to explore our libraries and discover the wonder of books, e-books, and audio books, hear stories, sign up for a library card, use the public access computers; and*

*WHEREAS, the Cheatham County Historical & Genealogical Association Office will be assisting citizens researching ancestry*

*NOW, THEREFORE, I, David McCullough, County Mayor of Cheatham County, Tennessee, do hereby proclaim October 13, 2012 as: “Exploring Our Stories” Day.*

County Mayor Mr. David McCullough stated the Work Force Essentials handout was included in the packet. The unemployment rate was up from last month.

County Mayor Mr. David McCullough presented for public record “A Report on Debt Obligation” (Pursuant to Tennessee Code Annotated Section 9-21-151). Copy attached.

County Mayor Mr. David McCullough stated the FEMA report had no change.

Mr. Rob Myers asked the mayor for an update on the sewer project for the New Hope Road area. Mayor Mr. David McCullough stated the project was on schedule and should be completed by spring 2013.

County Mayor Mr. David McCullough introduced the new Economic Community Development Director, Mr. Daryl Phillips. Mr. Phillips comes from Hickman County and brings many credentials with him.

ANIMAL CONTROL- MR. THOMAS JORDI: Mr. Jordi announced the surgical room at the shelter is a success.

Mr. Jordi announced he is now a Certified Animal Cruelty Investigator.

Mr. Jordi said an animal adoption event at Tractor Supply set for October 9, 2012.

Mr. Jordi informed the commission someone had trespassed on to the property and opened the gate to the horse pen, stating that placed barb-wire fencing has been placed around the area to keep out intruders.

Mr. Dale McCarver asked Mr. Jordi if the facility had cameras. Mr. Jordi stated it did not have cameras due to funding. Mr. McCarver stated the Commission would look into the implementation of cameras.

BUILDING COMMISSIONER- MR. CHRIS ADKINS: Mr. Chris Atkins announced the following was advertised to be heard:

Ms. JoAnn Mayo requesting a zone change for 1 acre from R-1 to C-2 to be able to place a mini storage unit facility on property located at 1926 Bearwallow Rd, Ashland City, Tennessee, Map 50 Parcel 27. The property is in the 1<sup>st</sup> voting district and is not in a flood area.

Cheatham County Planner Mr. Brett Smith presented his planning determinations and findings for this request. Mr. Smith stated a C-2 zone would be more restricted than a C-3 zone. The Planning and Zoning Commission denied the zone change request from R-1 to C-2, with a vote of 7 to 1.

Motion made by Ms. Doris Sanders seconded by Ms. Betty Ramsey to approve the zone change from R-1 to C-2.

Motion approved by roll call vote. 9 Yes 2 No 1 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	No
Dale McCarver	Yes	John Haines	Yes
John Paul Wood	No	Jimmy Hedgepath	Yes

DIRECTOR OF ACCOUNTS – MS. TARA PATTERSON: Cheatham County Mayor Mr. David McCullough presented the budget amendment requests in Ms. Patterson’s absence.

The Budget Committee recommended motion was made by Mr. Donnie Jordan, seconded by Mr. Dale McCarver to authorize the following budget amendment for the County General Funds.

1. *AC Library—2012-2013 MOE funds from the Town of Ashland City*
2. *Sheriff—2011-2012 ARRA Grant funds unused in prior year*
3. *Jail—June and July Commissary Sales*
4. *Election—Grant funds received in 2011-2012 budget year for voting machines in 2012-2013*
5. *New Hope Sewer Project—Sewer Project funded in 2011-2012 but started in 2012-2013*

*Budget Vote 5 yes, 0 no, 0 absent, Funding Source: Various*

Motion approved by roll call vote 11 Yes 0 No 1 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	Yes
Dale McCarver	Yes	John Haines	Yes
John Paul Wood	Yes	Jimmy Hedgepath	Yes

ECONOMIC COMMUNITY & DEVELOPMENT- MR. DARYL PHILIPS:

Mr. Phillips introduced himself to the Commission saying he began working in Economic Community Development in 1996. Mr. Phillips stated he is looking forward to working for Cheatham County.

## STANDING COMMITTEES

BEER BOARD- Ms. LuAnn Engleman stated a meeting is scheduled for October 6, 2012.

EDUCATION – Mr. John Paul Wood - did not meet.

EMERGENCY SERVICES- Mr. Donnie Jordan – did not meet.

CAPITAL IMPROVEMENTS- Mr. Rob Myers stated the committee met prior to the Commission meeting. They discussed cameras for the jail. The committee tabled it for thirty days (30) in order to get more information from the sheriff’s department and vendor.

Capital Improvements recommended, motion made by Mr. Rob Myers seconded by Ms. LuAnn Engelman to renew and discuss the feasibility study for the Red River Preserve Project and to appropriate \$32,500.00 from the Capital Projects Fund Balance to develop a business plan/model, inter-local agreement for Red River Preserve to include engineering fees, attorney fees, a zoning overlay study, and contingency funds.

Mr. Dale McCarver stated he did not think it was right to bring the Red River Preserve Project back up for renewal because the public had not been properly notified. Ms. Ann Jarreau agreed with Mr. McCarver. Mr. Haines stated the Capital Improvements Committee was open to the public and the meeting notice was posted at the Court House and Tucker-Empson Building.

After discussion, motion made by Mr. Walter Weakly, seconded by Mr. Jimmy Hedgepath to defer action on the funding of the Red River Preserve Project for thirty (30) days.

Motion Failed by roll call vote. 4 Yes 7 No 1 Absent.

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

Motion to approve and renew the feasibility study of the Red River Preserve Project by appropriating \$32,500.00 from the Capital Projects Fund Balance to develop a business plan/model, inter-local agreement for the project to include engineering fees, attorney fees, zoning overlay study and contingency funds.

Motion approved by roll call vote 7 Yes 4 No 1 Absent, See Resolution 8.

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

Mr. Rob Myers stated County Clerk Ms. Teresa Gupton came before the committee on the expansion in her office and the driver license renewal station.

CALENDAR, RULES AND NOMINATING –Mr. Dale McCarver asked County Clerk Ms. Teresa Gupton if she could give a firm deadline on when information for the Commission packet needed to be her office for timely a deliverance to Commissioners. Ms. Gupton requested information to be submitted by the 2<sup>nd</sup> Tuesday of each month by noon. County Mayor Mr. David McCullough stated the Budget Committee met on that Tuesday. Mr. Dale McCarver asked if the Mayor would speak with the Budget Committee members concerning moving the meeting to a different day in order to accommodate the packet deadline. County Clerk Ms. Gupton said the budget information could be inserted in the packet if her office received on Wednesday after the Budget Committee meeting.

Mr. John Paul Wood asked County Clerk Ms. Teresa Gupton if she was financially stable with the additional work load and changes happening in the clerk’s office. Mr. Wood asked if additional funding would be needed to accommodate the changes. County Clerk Ms. Gupton stated the office was alright at the present time; however, if financial issues developed she would bring a request for additional funds before the Budget Committee.

Chairman Mr. John Haines stated any committee changes needed to be emailed to Mr. Dale McCarver to allow updates to the calendar. Mr. Haines stated Mr. Walter Weakly will be coming on to the Construction Oversight Committee.

TECHNOLOGY COMMITTEE- Mr. Dale McCarver stated things here heating up in that committee and big things where coming in the future.

ROAD & BRIDGE- Meeting will be held the 1<sup>st</sup> Thursday of each month at 3:00 pm.

SHERIFF- Chairman Mr. John Haines asked Sheriff Mr. John Holder if he could attend a road and bridge meeting with the new Roads Superintendent, Mr. Carl Cothorn, to help in resolving traffic issues with semi-trucks on Kingston Springs Road.

CONSTRUCTION OVERSIGHT- Mr. John Haines stated he had been to the Tucker- Empson building several times and construction was going well. Mr. Haines stated he was looking into replacing light poles at some of the County schools.

COUNTY ATTORNEY- Mr. Alan Johnson invited questions.

AGRICULTURE EXTENTION- Mr. Ronnie Barron’s information was included in the packet Mr. Barron thanked the commission for its support and invited questions.

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

*Stacy M. Balthrop*  
*T. Shayne Bell*  
*Amanda L. Durham*  
*Rebecca J. Hughes*

*Emanuel J. Loreant*  
*LaTanya L. McNeal*  
*Judy M. Murphy*  
*Tracy D. Noe*

*Mary E. Robinson*  
*Andrea D. Thomason*  
*Deborah L. Tilley*  
*Ada J. Walker*

*Donna Jackson*  
*Jo L. Jones*

*Mary Jane Powers*  
*Lisa Ray*

*Linda C. Weitman*  
*Erica L. White*

Motion approved by voice vote, 1 Absent. See Resolution 9.

#### ANNOUNCEMENTS AND STATEMENTS

Chairman Mr. John Haines read a thank you card from the Les Reed Family.

Mr. Dale McCarver announced a dinner on September 25, 2012 at the Catfish House in Springfield, Tennessee, compliments of The Tennessee County Commissioner's Association. Mr. McCarver stated reservations where required and asked all commissioner's interested in attending to contact him directly to RSVP.

There being no further business to discuss, motion was made by Mr. Dale McCarver, seconded by Mr. John Paul Wood to adjourn at 9:55 P.M.

Motion approved by voice vote. See Resolution 10.