
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
FEBRUARY 28, 2011**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, February 28, 2011, in the Commission Chambers of the Sumner County Administration Building in Gallatin, Tennessee at 7:00 p.m. Present and presiding was the Chairman Merrol Hyde. Also present were the County Clerk Bill Kemp and County Law Director Leah Dennen and the following Commissioners to wit:

Mike Akins	Ben Harris	Baker Ring
Paul Decker	Chris Hughes	David Satterfield
Paul D. Freels	Merrol N. Hyde	Jo Skidmore
Frank E. Freels	David Kimbrough	Jerry F. Stone
Billy Geminden	Trisha LeMarbre	Paige Brown Strong
Paul Goode	Joe C. Matthews	Moe Taylor
Steve Graves	Kirk Moser	Jim Vaughn
Michael Guthrie		Shawn Utley

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Sonny Weatherford. Chairman Hyde noted that with twenty-three members seated, a simple majority would be by thirteen votes; and that matters requiring a two-thirds vote would be by sixteen votes during this session. Commissioner Bob Pospisil was not present for the meeting.

The Invocation was led by James Gill, Pastor of the Liberty Baptist Church.

The Pledge of Allegiance was led by the County Clerk, Bill Kemp.

APPROVAL OF AGENDA

Without objection, Chairman Hyde moved the tax refunds under Budget Committee from the Consent Agenda; added a matter regarding salary increases to the Budget Committee; and noted an executive session at the heel of the agenda. Commissioner Kimbrough requested the removal of Resolution 1102-11 from the Consent Agenda and placement under Budget Committee. Chairman Hyde announced a meeting of the Economic Feasibility Study Committee after the Commission meeting.

Commissioner Skidmore moved, and was duly seconded by Commissioner Matthews, to adopt the agenda with the additions and changes. The Commission approved the agenda as amended by unanimous voice vote of the body.

APPROVAL OF MINUTES

The minutes for the meeting of this body held on January 24, 2011, and recorded in the office of the Clerk, Bill Kemp, were approved by voice vote after Commissioner Frank Freels made the motion, seconded by Commissioner Graves. Commissioner Utley abstained from the vote.

RECOGNITION OF THE PUBLIC

Chairman Hyde opened the floor to allow the public to speak concerning any matter on the agenda.

The following citizens spoke in favor of Resolution 1102-1, a bond fund appropriation for school athletic facilities:

Jim Carr of 209 Vintage Circle in Hendersonville requested the Commission to appropriate the bond funds for a soccer and track facility at Merrol Hyde Magnet School.

Karl Wagnon of 129 Hunters Lane in Hendersonville spoke on behalf of Beech High School, requesting passage of 1102-01.

Charles Hagood of 225 South Thompson Lane in Goodlettsville spoke in favor of the improvements at Beech High School.

Regan Manayan of 1002 Pintail Place in Hendersonville spoke in favor of new facilities for Merrol Hyde Magnet School.

Wes Reade of 888 Lakeshore Drive in Gallatin stated that all young people need an accessible, functional and safe outdoor facility.

Jimmy Paul of 109 Cedar Ridge Lane in Hendersonville spoke on behalf of funding the bond issue for Merrol Hyde Magnet School.

John Evans of 155 Cumberland Drive in Hendersonville stated that the Board of Education is being circumvented in the process of spending bond funds for athletic facilities.

Don Long, Chairman of the Sumner County Board of Education, read a letter from him written on behalf of the Board of Education. He stated that the Board unanimously voted to formally ask that the Commission delay a vote on the second reading of 1102-01 and to send a request to them for a Board approved list of the greatest needs and best use of the remaining 2010 bond funds.

Mahailiah Hughes of 142 Duncan Street in Gallatin, Sumner County Circuit Court Clerk, explained why she gave her employees salary increases as a result of her chief deputy and administrative assistant retiring.

Richard W. Hutcherson of 125 Biggs Road in Cottontown stated his interest in being elected to fill the vacancy of Constable in the Twelfth District.

With no one else wishing to speak, recognition of the public was closed.

REPORT OF THE CHAIR

Commissioner Skidmore introduced the following resolution and moved for approval. The motion was seconded by Commissioner Paul Freels.

**A RESOLUTION HONORING THE HENDERSONVILLE
CHRISTIAN ACADEMY VARISTY FOOTBALL TEAM**

WHEREAS, the Hendersonville Christian Academy Varsity football team, led by Coach Don Karns and his outstanding coaching staff, have won the 2010 Tennessee Association of Christian Schools State Football Championship after retaining a season record of ten wins; and

WHEREAS, the Hendersonville Christian Academy Varsity football team played with pride and spirit and through their diligent efforts have brought honor to themselves, their school and Sumner County by their outstanding performance and dedicated efforts; and

WHEREAS, the coaches, the manager and the players have demonstrated the success brought about by hard work and shown by their outstanding efforts how to be an inspiration to others.

NOW THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body does hereby congratulate and commend the Hendersonville Christian Academy Varsity football team for their award winning, record-breaking, outstanding season; and

BE IT FURTHER RESOLVED that this resolution shall be spread on the minutes of this body and the Clerk is to furnish a copy of this resolution to the Hendersonville Christian Academy Varsity football team and Coach Don Karns.

Chairman Hyde declared the certificate of recognition approved unanimously.

Commissioner Graves introduced the following resolution and moved for approval. The motion was seconded by Commissioner Frank Freels.

**A RESOLUTION HONORING
MR. HENRY ROBERSON**

WHEREAS, Mr. Henry Roberson has retired after accumulating over thirty-five years of service with the Sumner County Highway Department during which time he gave countless hours of service to the citizens of Sumner County; and

WHEREAS, Mr. Henry Roberson and his wife, Frances, have been married for fifty years, have three children and upon retirement, Mr. Roberson is eager to go back to farming; and

WHEREAS, it is appropriate that Mr. Roberson be recognized for his diligent service and dedication to the citizens of Sumner County as well as his positive contribution to the lives of countless people during his tenure.

NOW, THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body does hereby express its appreciation and gratitude for the many years of service and dedication of Mr. Henry Roberson and this body urges all the citizens of Sumner County to acknowledge the hard work and efforts made by Mr. Henry Roberson to Sumner County; and

BE IT FURTHER RESOLVED that this resolution shall be spread upon the minutes of this body and the Clerk is to furnish a copy of this resolution to Mr. Henry Roberson.

Chairman Hyde declared the certificate of recognition approved unanimously.

Commissioner Vaughn introduced the following resolution and moved for approval. The motion was seconded by Commissioner Matthews.

**A RESOLUTION HONORING
EMERGENCY MEDICAL SERVICES**

WHEREAS, Sumner County Emergency Services "S.C.E.M.S." lead by Director Keith Douglas were recently honored as the Ambulance Service of the year and the recipient of the prestigious Bob Thomas ALS Service Award; and

WHEREAS, S.C.E.M.S., has pioneered procedures to save lives, limit injuries, provide greater emergency education, increase public awareness and promote safety in order to supply life saving efforts to the citizens and visitors of our county; and

WHEREAS, S.C.E.M.S. is congratulated for receipt of this award and all personnel are to be commended for their diligent work, as well as exceptional skill and accomplishments which have helped to make our county a safer place to live; and

WHEREAS, through the ongoing innovation and dedication of S.C.E.M.S., future generations will be greatly benefited.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011 that this body does hereby congratulate and commend the entire staff of S.C.E.M.S. as well as Director Keith Douglas for their outstanding achievements and ask all citizens to thank members of the S.C.E.M.S. for their continuing lifesaving work; and

BE IT FURTHER RESOLVED that this resolution is to be read and entered on the minutes of this body so as to make it a permanent part of the records of this body and the Clerk is hereby directed to furnish a copy of this resolution to Sumner County Emergency Medical Services and Director Keith Douglas.

Chairman Hyde declared the certificate of recognition approved unanimously.

Commissioner Moser introduced the following resolution and moved for approval. The motion was seconded by Commissioner Stone.

**1102-01 A RESOLUTION APPROPRIATING \$572,000.00 FROM THE
2010 BOND FUNDS FOR VARIOUS COUNTY PROJECTS AND
DIRECTING THE COMMENCEMENT OF SAME**

BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 28th day of February, 2011 that this body does hereby appropriate \$572,000.00 from the 2010 Bond Funds for the following projects:

(1) \$300,000.00 for repair, replacement or renovation of the Beech High School gym bleachers, football field light poles, access road completion and athletic facility work; and

- (2) \$30,000 for Station Camp High School soccer field lights; and
 - (3) \$242,000.00 for Merrol Hyde Magnet School soccer and track facility.
-

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	N
Utle	Y	Graves	Y	Satterfield	N
F. Freels	Y	Matthews	N	Harris	Y
Ring	N	Brown Strong	N	Vaughn	Y
LeMarbre	N	Moser	Y	Decker	Y
Hyde	Y	Hughes	N	Kimbrough	N
Goode	N	Skidmore	Y	P. Freels	Y
Stone	Y	Guthrie	N		

SECOND Yes: 13 No: 10 Abs: 0 08:15 PM

Chairman Hyde declared the resolution approved by the body on the second and final reading.

Chairman Hyde directed the Clerk to read the following notice into the record:

**NOTICE OF SPECIAL ELECTION FOR THE OFFICE OF CONSTABLE
FOR THE TWELFTH DISTRICT**

Pursuant to the Tennessee Constitution as well as the pertinent Tennessee Code Annotated Sections, notice is hereby given that on **Monday, February 28, 2011, at approximately 7:00 p.m.** (local time), the Sumner County Board of County Commissioners shall assemble in the Commission Chambers of the Sumner County Administration Building, 355 North Belvedere Drive, Gallatin, Sumner County, Tennessee, with respect to filling the vacancy in the **Office of Constable for the 12th District** created by the death of Dean Davis.

This special election will be held during the regular meeting of this Body on the aforesaid date.

Voters of Sumner County are invited to submit names for consideration of appointments to this office. Persons interested in the position are asked to submit a resume or qualifications to the Office of the County Clerk, Sumner County Tennessee, 37066 by Monday, **February 28, 2011, 12:00 Noon** (local time) or attend the aforesaid 7:00 pm meeting and express interest to a member of the Sumner County Legislative Body.

The position must be filled according to all applicable state statutes, rules and regulations.

Anyone having an interest, desiring to comment or ask questions concerning the above referenced issue is invited to attend this meeting.

Chairman Hyde noted that the candidate for the position of Constable, is an Auxiliary Deputy Sheriff and, therefore, may be disqualified from holding the office. Upon motion of Commissioner Frank Freels, seconded by Commissioner Utle, the Commission voted to defer the matter one month to enable the County Law Director to research the matter.

REPORT FROM COUNTY OFFICIALS

By motion of Commissioner Harris, seconded by Commissioner Ring, the commissioners approved unanimously the filing as received of the following reports:

County Investments, County General Fund, County Debt Service Fund, County Highway Fund, County Capital Outlay Fund, School General Purpose Fund, School Federal Projects Fund, School Food Service Fund, Employee Health Insurance Trust Fund, Employee Dental Insurance Trust Fund, Casualty Insurance Trust Fund, County Trustee Funds, Special Reports: County Dental Insurance Claim Payments, County Health Insurance Claim Payments, County Property Tax Collections, County EMS Billing/Collections/Balances, County Sales Tax Collections, County Wheel Tax Collections, County Tax Rates/Property Values and County School Loan Program Rates. Approval of the filing of these records does not certify to the accuracy of the documents.

LIST OF NOTARIES PUBLIC

TIM ABSHIRE	DONNA HARTLEY LUCAS
ERIC N AGNOS	BRIGITTE LUDWIG
PENNY ALLISON	PHYLLIS R MANTLO
D HOPE BACCHUS	SHEILA MCCORD
SHERRI L BLAKE	PATRICIA A MOORE
CHERYL L BROWN	TIM MURPHY
SUSAN E BYRUM	SUSAN J NIZNIK
SHEILA F CAPLEY	CINDY D OVERSTREET
JUDY CRUNK	WENDY PASCH
GERI DENHERTOG	THERESIA C REID
HEIDI DRURY	LAURA L RUDDELL
KENNETH L ENSLEY	AMY R SALYERS
DELORES FARRELL	DAVID A SANDERS
LETITIA MICHELLE FIELDEN	PAT SCHMIDT
DIANA FORESTER	CYNTHIA W SHARP
JOE FREEMAN	A NICOLE SLAUGHTER
TAMMY GOAD	JOSHUA ALLEN SMART
STACEY B GRAVES	BEVERLY M STOVALL
BETTY GRAVES	WANDA L STULTZ
MARLA R GUINN	BETSYE D THOMAS
A HAMPTON	HOLLY THRASHER
TRACIE D HANNAGAN	ATLANTIS MAHOGANY VAUGHN
JOYCE HITCHCOCK	CHRISTINA M WANTZ
MELODY P HOLLOWAY	HENRY J WEBB
AMY HUTCHISON	JULIE A WHITAKER
GINA E HUTSON	MARK A WILLIAMS
PEGGY HYMAN	HEATHER WILLIS
JANEL L JOHNSON	FAYE WISEMAN
RITA J KIRBY	JENNY K WITHERS
DEBORAH J KRETZ	SUSANNAH WOOD
JACLYN S LAZENBY	JEFFORY LOWE

Chairman Hyde introduced the following resolution:

1102-NOT

**A RESOLUTION TO APPROVE AND ACCEPT
APPLICATIONS FOR NOTARY PUBLIC POSITIONS AND
PERSONAL SURETY GUARANTORS**

WHEREAS, according to the law of the State of Tennessee, an individual must apply for the office of notary public in the county of residence, or of their principal place of business; and

WHEREAS, state statute requires personal sureties making bonds for Notaries publics to be approved by the Sumner County Commission; and

WHEREAS, said applicant must be approved by the County Commission assembled; and

WHEREAS, Bill Kemp, Sumner County Clerk, has certified according to the records of his office that the persons named on the attached listing labeled “SUMNER COUNTY NOTARY PUBLIC APPLICATIONS and SURETY GUARANTORS” have duly applied for the positions so sought; and

BE IT FURTHER RESOLVED THAT THIS TAKE EFFECT FROM AND AFTER PASSAGE.

Upon motion of Commissioner Skidmore, seconded by Commissioner Akins, voting was recorded in the following manner:

Akins	Y	Taylor	A	Geminden	Y
Utle	Y	Satterfield	Y	F. Freels	Y
Matthews	A	Harris	Y	Ring	Y
Brown Strong	Y	Vaughn	Y	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	A
Guthrie	Y				

1102-NOTARY Yes: 19 No: 0 Abs: 3 08:18 PM

Chairman Hyde declared the election of Notaries Public by the body.

COMMITTEE ON COMMITTEES

Commissioner Stone reported that Commissioner Steve Graves wished to serve another term on the Agricultural Extension Service. Upon motion of Commissioner Stone, seconded by Commissioner Goode, the committee voted to re-appoint Commissioner Graves to another term.

Upon motion of Commissioner Stone, seconded by Commissioner Matthews, the Commission voted to re-appoint Thomas Neal to serve a two-year term on the Sumner County Highway Commission.

Commissioner Stone announced the County Executive’s recommendation of Shawn Fennell to represent the northern end of the County on the Sumner County Planning Commission. Upon motion of Commissioner Stone to approve, seconded by Commissioner Goode, the Commission voted electronically in the following manner:

Appoint Shawn Fennell to the Planning Commission.

Akins	N	Taylor	N	Geminden	N
Utle	N	Satterfield	N	Matthews	Y
Harris	Y	Ring	Y	Brown Strong	Y
Vaughn	Y	LeMarbre	Y	Moser	Y
Decker	Y	Hyde	A	Hughes	Y
Kimbrough	Y	Goode	Y	Skidmore	N
P. Freels	N	Stone	A	Guthrie	Y

PLANNING Yes: 12 No: 7 Abs: 2 08:27 PM

Chairman Hyde declared no election to the Planning Commission. Commissioner Paul Freels changed his voted from abstain to no, reflected in the above-stated vote.

Commissioner Stone announced the County Executive’s recommendation of Commissioner Joe Matthews to serve on the Sumner County Planning Commission. Upon motion of Commissioner Stone, seconded by Commissioner Taylor, the Commission voted to appoint Commissioner Matthews. Commissioner Matthews abstained from the vote.

HIGHWAY COMMISSION

There was no report from the Highway Commission.

EDUCATION COMMITTEE

There was no report from the Education Committee.

GENERAL OPERATIONS COMMITTEE

Commissioner Hughes introduced the following resolution and moved for approval. The motion was seconded by Commissioner Harris.

1102-02 A RESOLUTION DECLARING THE STRUCTURE KNOWN AS THE OLD SCHOOL BUS GARAGE AS SURPLUS AND OFFERING DONATION OF SAME TO THE CITY OF GALLATIN FOR USE AS A CITY FACILITY WITH ALL APPROPRIATE SITE CLEAN UP TO BE PERFORMED BY THE CITY OF GALLATIN AFTER THE STRUCTURE REMOVAL WITH BUILDING REMOVAL BY JUNE 1, 2011

WHEREAS, the facility known as the Old School Bus Garage (“Structure”) is no longer in use and is now surplus county property; and

WHEREAS, the Structure must be removed from its present location and upon removal, the site where the Structure was located, must be cleaned and returned to an appropriate condition; and

WHEREAS, the City of Gallatin is in need of a structure for use by city services and in exchange for performing the appropriate removal of the Structure and the cleanup of the site where the Structure is located, the County will donate this surplus property to the City of Gallatin.

THEREFORE, BE IT RESOLVED BY the Sumner County Board of County Commissioners, meeting in regular session on this the 28th day of February, 2011 that this body does hereby declare the facility known as the Old School Bus Garage as surplus; and

BE IT FURTHER RESOLVED that this body does hereby donate this surplus structure to the City of Gallatin for use as a city facility with all appropriate site clean up to be performed by the City of Gallatin after the structure removal; and

BE IT FURTHER RESOLVED that the City shall complete this removal of the building by June 1, 2011 or this offer shall be withdrawn and no longer available to the city and cleanup be completed by the end of 2011.

Commissioner Vaughn moved, seconded by Commissioner Frank Freels, to amend the resolution to take out the “end of 2011”, substituting “July 1, 2011, on this date the offer shall be withdrawn and no longer available to the City”.

Chairman Hyde recognized County Executive Holt who stated that there is a lot of cleanup to do after the building is removed. Commissioner Vaughn changed his motion to state that when the building has been removed, the restoration of the property would follow. The amendment carried by unanimous voice vote.

The electronic vote on the main motion as amended was recorded in the following manner:

Akins	Y	Taylor	N	Geminden	Y
Utle	Y	F. Freels	Y	Matthews	A
Harris	Y	Ring	Y	Brown Strong	Y
Vaughn	Y	LeMarbre	Y	Moser	Y
Decker	Y	Hyde	Y	Hughes	N
Kimbrough	N	Goode	N	Skidmore	Y
P. Freels	N	Stone	N	Guthrie	Y
1102-02	Yes: 14	No: 6	Abs: 1	08:35 PM	

Chairman Hyde declared the resolution approved by the body.

Due to a direct conflict of interest, Commissioner Hughes recused himself from bringing forth the remainder of the General Operations Committee report and yielded the floor to the Vice-Chairman. Commissioner Utle introduced the following resolution and moved for approval. Commissioner Matthews seconded the motion.

1102-02 A RESOLUTION TO AUTHORIZE RETENTION OF CASSETTY ARCHITECTURE FOR THE DEVELOPMENT OF THE RENOVATION PLANS FOR THE DOUGLASS-CLARK HOUSE

BE IT RESOLVED that the historic Douglas-Clark House, site of the first courthouse in this county has been chosen as part of the greenway program; and

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body does hereby approve the retention of Cassetty Architecture to draw plans of the Douglass-Clark House renovations.

BE IT FURTHER RESOLVED that the renovation of the historic Douglass-Clark House has been approved by all local, state and federal authorities; and

BE IT FURTHER RESOLVED that after undertaking all necessary procedures to advertise, rank and recommend an architect for the project.

The resolution was approved by unanimous voice vote of the body.

EMERGENCY SERVICES COMMITTEE

There was no report from the Emergency Services Committee.

PUBLIC SERICES COMMITTEE

There was no report from the Public Services Committee.

LEGISLATIVE COMMITTEE

Commissioner Goode introduced the following resolution and moved for approval. Commissioner Taylor seconded the motion.

**1102-04 A RESOLUTION NAMING THE COUNTY BRIDGE ON
GREGORY ROAD
IN MEMORY OF DAVID WHITICKER**

WHEREAS, David Whiticker bravely served our county in Vietnam as a member of the United States Army; and

WHEREAS, David Whiticker was tragically killed upon his return to Tennessee, leaving behind two sons and a wife as well as numerous other family members and friends; and

WHEREAS, David Whiticker was a shining example of an American hero and for his efforts, this body wishes to remember him.

THEREFORE BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body hereby names the county bridge on Gregory Road in memory of David Whiticker.

Chairman Hyde declared the resolution approved by unanimous voice vote of the body.

BUDGET COMMITTEE

Commissioner Moser introduced the following resolution and moved for approval. Commissioner Skidmore seconded the motion. Commissioner Moser stated there were further adjustments to the tax refunds decreasing the amount of the refunds to a total of \$184,482.03.

The following property tax refunds were presented for approval:

PROPERTY TAX REFUNDS

- | | | |
|---|--------------------------------|--------------|
| • | Gap, Inc. | \$ 1,158.42 |
| • | High, Beth B | \$ 546.43 |
| • | Kroger Limited Partnership I | \$ 12,124.80 |
| • | Dickerson, Patricia E. | \$ 344.56 |
| • | Gossett, Vicki Lee & Ronni Lee | \$ 673.84 |
| • | Hendersonville Hospital Corp. | \$202,990.16 |

- Indian Lake Power Center, LLC \$ 36,597.70
- Inland American Hendersonville Indian Lake, LLC. \$ 11,704.48
- JHR Sumner Place Shopping Ctr. \$ 3,769.20
- Loftis, Herman etux Olivia Dale \$ 369.46
- Long, James G. etux Sadie B. \$ 530.96
- Smith, Earl Phillip & Martha Anne T. \$ 449.53
- Stoneridge Farms at the Hunt Club \$ 26,674.56
- Swatzell, David L. etux Susan K. \$ 99.10

The electronic vote was recorded in the following manner:

Akins	Y	Taylor	Y	Geminden	Y
Utle	Y	Satterfield	Y	F. Freels	Y
Matthews	Y	Harris	Y	Ring	Y
Brown Strong	Y	Vaughn	Y	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Guthrie	Y				

APPROVE Yes: 22 No: 0 Abs: 0 08:39 PM

Chairman Hyde declared the tax refunds approved by the body.

Commissioner Moser yielded the floor to Commissioner Stone who reported to the Committee regarding salary increases given to employees in the Circuit Court Clerk’s Office. He pointed that other employees in County General did not receive raises.

Commissioner Moser introduced the following resolution and moved for approval. Commissioner Taylor seconded the motion.

1102-11 A RESOLUTION APPROPRIATING \$65,000.00 FROM PREVIOUSLY ALLOCATED FUNDS FROM THE 2010 BOND FUNDS TO THE BOARD OF EDUCATION FOR ROOF REPLACEMENT ON HENDERSONVILLE HIGH SCHOOL IRON BUNKER

BE IT RESOLVED by the Sumner County Board of County Commissioners, meeting in regular session on this the 28th day of February, 2011, that this body does hereby appropriate \$65,000.00 from previously allocated funds from the 2010 Bond Funds to the Board of Education for Roof Replacement on Hendersonville High School Iron Bunker with any additional funds from the School System General Purpose Fund Reserve.

Commissioner Kimbrough moved, seconded by Commissioner Ring, to suspend the rules to allow School Board Chairman Don Long to answer questions. The motion carried.

Mr. Long responded to questions, stating that due to delays the bid for the Iron Bunker increased to \$93,810.00. The Board of Education will fund the additional amount over the \$65,000.00, which was the original cost estimate.

Commissioner Hughes moved, seconded by Commissioner Utle, to fund the full \$93,810.00 of the cost from the 2010 Bond Issue. Chairman Hyde

recognized David Lawing, County Finance Director, who stated that after the passage of Resolution 1102-01, the remainder in the 2010 Bond Issue was \$74,345.79 with various projects incomplete.

The electronic vote on the amendment was recorded in the following manner:

Amend 1102-11 to include the full cost of repairs \$93,000.00.

Akins	N	Taylor	N	Geminden	N
UtleY	Y	Satterfield	Y	F. Freels	N
Matthews	Y	Harris	Y	Ring	N
Brown Strong	N	Vaughn	N	LeMarbre	N
Moser	N	Decker	Y	Hyde	N
Hughes	Y	Kimbrough	N	Goode	N
P. Freels	N	Stone	N	Guthrie	N

1102-11.1 Yes: 6 No: 15 Abs: 0 08:52 PM

Chairman Hyde declared the motion failed to pass.

The electronic vote on the resolution was recorded in the following manner:

Akins	N	Taylor	Y	Geminden	Y
UtleY	Y	Satterfield	Y	F. Freels	Y
Matthews	Y	Harris	Y	Ring	Y
Brown Strong	Y	Vaughn	Y	LeMarbre	Y
Moser	Y	Decker	Y	Hyde	Y
Hughes	Y	Kimbrough	Y	Goode	Y
Skidmore	Y	P. Freels	Y	Stone	Y
Guthrie	Y				

1102-11 Yes: 21 No: 1 Abs: 0 08:53 PM

Chairman Hyde declared the resolution approved by the body.

CONSENT AGENDA

Commissioner Moser introduced the following resolution and moved for approval. Commissioner Vaughn seconded the motion.

1102-05 A RESOLUTION APPROPRIATING \$187,361.00 AS PASS-THROUGH FUNDS TO VARIOUS ACCOUNTS OF THE HIGHWAY DEPARTMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011 that this body hereby appropriates \$187,361.00 as pass-through funds to various accounts within the Highway Department as shown on the attachment herewith.

1102-06 A RESOLUTION APPROPRIATING \$300.00 TO THE GALLATIN LIBRARY AS PASS-THROUGH FUNDS FROM MEMORIAL DONATIONS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February,

2011, that this body hereby appropriates \$300.00 to the Gallatin Library as pass-through funds from memorial donations as shown on the attachment herewith.

**1102-07 A RESOLUTION APPROPRIATING \$5,582.00 TO THE
GALLATIN LIBRARY FROM A LOST ACCOUNT FOR
WALTER DURHAM DONATIONS**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body hereby appropriates \$5,582.00 to the Gallatin Library from a lost account for Walter Durham donations as shown on the attachment herewith.

**1102-08 RESOLUTION APPROPRIATING \$5,000.00 FROM FUND
RESERVE
FOR INCREASED UTILITY COSTS FOR PORTLAND LIBRARY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body hereby appropriates \$5,000.00 from Fund Reserve for increased utility costs for Portland Library as shown on the attachment herewith.

**1102-09 A RESOLUTION APPROPRIATING \$1,131.00 FROM
E-RATE FUNDING TO DATA PROCESSING EQUIPMENT FOR THE
PORTLAND LIBRARY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body hereby appropriates \$1,131.00 in pass-through funds from E-rate Funding to Data Processing Equipment for the Portland Library as shown on the attachment herewith.

**1102-10 A RESOLUTION AUTHORIZING A MULTI-YEAR CONTRACT
BETWEEN COMCAST AND
THE OFFICE OF THE ASSESSOR OF PROPERTY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body does hereby authorize a multi-year contract between Comcast and the office of the Assessor of Property as shown on the attachment herewith.

**1102-12 A RESOLUTION APPROVING THE FISCAL YEAR 2010-2011
SUMNER COUNTY BOARD OF EDUCATION
GENERAL PURPOSE SCHOOL FUND BUDGET AS
AMENDED**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body hereby approves the 2010-2011 Sumner County Board

of Education General Purpose School Fund Budget as amended. (copy attached).

**1102-13 A RESOLUTION APPROVING THE FISCAL YEAR 2010-2011
SUMNERCOUNTY BOARD OF EDUCATION FEDERAL
PROJECTS BUDGET AS AMENDED**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011 that this body hereby approves the 2010-2011 Sumner County Board of Education Federal Projects Budget as amended. (copy attached)

**1102-14 A RESOLUTION APPROVING THE STATION CAMP
GREENWAY GRANT**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body does hereby approve the Station Camp Greenway Grant as shown on the attachments herewith.

**1102-15 A RESOLUTION APPROVING THE DOUGLASS-CLARK
HOUSE GRANT**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body does hereby approve the Douglass-Clark House Grant as shown on the attachments herewith.

**1102-16 A RESOLUTION APPROPRIATING \$17,601.00 AS
PASS-THROUGH FUNDS TO THE SHERIFF'S OFFICE**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body hereby appropriates \$17,601.00 as pass-through funds to various line items to the Sheriff's Office as shown on the attachment herewith.

**1102-17 A RESOLUTION APPROPRIATING \$850.00 AS PASS-
THROUGH FUNDS TO EMERGENCY MEDICAL
SERVICES BUDGET**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body hereby appropriates \$850.00 as pass-through funds to the Emergency Medical Services Budget as shown on the attachment herewith.

**1102-18 A RESOLUTION APPROPRIATING \$14,559.50 AS PASS-
THROUGH FUNDS TO VARIOUS ACCOUNTS OF THE SUMNER COUNTY
EMERGENCY MANAGEMENT BUDGET**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011 that this body does hereby appropriate \$14,559.50 as pass-through funds to various accounts of the Sumner County Emergency Management Budget as shown on the attachment herewith.

1102-19 A RESOLUTION APPROPRIATING \$30,000.00 AS PASS-THROUGH GRANT FUNDS TO VARIOUS ACCOUNTS OF THE SUMNER COUNTY EMERGENCY MANAGEMENT BUDGET

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011 that this body does hereby appropriate \$30,000.00 as pass-through grant funds to various accounts of the Sumner County Emergency Management Budget as shown on the attachment herewith.

1102-20 A RESOLUTION APPROPRIATING \$26,615.00 AS PASS-THROUGH FUNDS TO VARIOUS ACCOUNTS OF THE DRUG TASK FORCE BUDGET

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011, that this body hereby appropriates \$26,615.00 as pass-through funds to various accounts of the Drug Task Force Budget as shown on the attachment herewith.

1102-21 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE PORTLAND PUBLIC LIBRARY AS SURPLUS AND SALVAGE AND AUTHORIZING DISPOSAL OR SALE OF SAME PURSUANT TO EXISTING POLICIES AND PROCEDURES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011 that this body does hereby declare the items from the Portland Public Library as surplus and salvage as shown on the attachments; and

BE IT FURTHER RESOLVED, that the sale or disposal of the same is authorized pursuant to existing policies and procedures.

1102-22 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE HENDERSONVILLE LIBRARY AS SURPLUS AND AUTHORIZING DISPOSAL OR SALE OF SAME PURSUANT TO EXISTING POLICIES AND PROCEDURES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011 that this body does hereby declare the items from the Hendersonville Library as surplus or salvage as shown on the attachments; and

BE IT FURTHER RESOLVED, that the disposal or sale of the same is authorized pursuant to existing policies and procedures.

**1102-23 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE
GALLATIN PUBLIC LIBRARY AS SURPLUS OR SALVAGE AND
AUTHORIZING DISPOSAL OR SALE OF SAME PURSUANT TO
EXISTING
POLICIES AND PROCEDURES**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011 that this body does hereby declare the items from the Gallatin Public Library as surplus or salvage as shown on the attachments; and

BE IT FURTHER RESOLVED, that the disposal or sale of the same is authorized pursuant to existing policies and procedures.

**1102-24 A RESOLUTION DECLARING VARIOUS ITEMS FROM THE
COURTHOUSE AS SURPLUS OR SALVAGE AND AUTHORIZING
DISPOSAL OR SALE OF SAME PURSUANT TO EXISTING POLICIES
AND PROCEDURES**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011 that this body does hereby declare the items from the Courthouse as surplus or salvage as shown on the attachment; and

BE IT FURTHER RESOLVED, that the disposal or sale of the same is authorized pursuant to existing policies and procedures.

**1102-25 A RESOLUTION DECLARING ITEMS FROM EMERGENCY
MEDICAL SERVICES AS SURPLUS OR SALVAGE AND AUTHORIZING
DISPOSAL OR SALE OF SAME PURSUANT TO EXISTING POLICIES
AND PROCEDURES**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011 that this body does hereby declares various items from Emergency Medical Services as surplus or salvage and authorizes the same pursuant to state law and existing policies and procedures as shown on the attachment herewith.

**1102-26 A RESOLUTION APPROVING THE PROPOSAL OF THE
DEPARTMENT OF TRANSPORTATION
OF THE STATE OF TENNESSEE FOR
STATE ROUTE 109 (PROJECT NO. 95012222094)**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th day of February, 2011 that this body approves the attached proposal of the Department of Transportation of the State of Tennessee for State Route 109 Project No. 95012222094.

**1102-27 RESOLUTION OF SUPPORT FOR THE SAFE ROUTES TO
SCHOOL PROGRAM AND AUTHORIZING SUBMISSION OF A SAFE ROUTE
TO SCHOOL GRANT APPLICATION**

WHEREAS, the Safe Routes to School Program provides grant funds to eligible agencies to improve and enhance the safety of pedestrian and bicycle facilities and related structures that will encourage and benefit students walking and bicycling safely to school; and

WHEREAS, the Safe Routes to School Program provides grant funds to facilitate the planning, development and implementation of projects that will improve safety, reduce traffic, fuel consumption, and air pollution in the vicinity of schools; and

WHEREAS, the Tennessee Department of Transportation has requested applications from eligible agencies for the 2010 Safe Routes to School Program; and

WHEREAS, a reimbursement grant not to exceed \$250,000 is being applied for to construct sidewalk improvements for a connection from the Lower Station Camp Creek Greenway to the Station Camp Campus.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th of February, 2011, that this body does hereby support the Safe Routes to Schools Program and authorizes submission of an application for Safe Routes To School Program funds; and

BE IT FURTHER RESOLVED that the County Executive is hereby authorized to sign the application and all assurance necessary for such application

**1102-28 A RESOLUTION SUPPORTING THE
2011 THDA HOME GRANT APPLICATION**

WHEREAS, funds are available through the State of Tennessee HOME program; and

WHEREAS, Sumner County wishes to improve housing within the county for qualified citizens; and

WHEREAS, Sumner County may apply for HOME funds in an amount not to exceed \$500,000.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 28th of February, 2011, that this body does hereby support the application for HOME funds; and

BE IT FURTHER RESOLVED that the County Executive is hereby authorized to sign the application and all assurance necessary for such application.

Chairman Hyde declared the Consent Agenda approved by the body on the first and final reading.

EXECUTIVE SESSION

Chairman Hyde declared the Commission in Executive Session at 8:55 p.m. The Commission reconvened at 9:25 p.m.

Commissioner Goode moved, seconded by Commissioner Moser, to take the necessary legal action and to explore the issue in executive committee, with its members uncover the actual facts regarding extra counsel.

The electronic vote was recorded in the following manner:

Approve legal action

Akins	Y	Taylor	Y	Geminden	Y
Utle	Y	Satterfield	A	F. Freels	Y
Matthews	Y	Harris	Y	Vaughn	Y
LeMarbre	Y	Moser	Y	Decker	Y
Hyde	Y	Hughes	Y	Kimbrough	Y
Goode	Y	Skidmore	Y	P. Freels	Y
Guthrie	Y				

LEGAL Yes: 18 No: 0 Abs: 1 09:27 PM

Chairman Hyde declared the motion approved by the body.

ADJOURNMENT

Chairman Hyde declared the Commission meeting adjourned at 9:30 p.m.

BILL KEMP, CLERK

MERROL HYDE, CHAIRMAN

Prepared by Maria A. Savage

Approved on _____