

AGENDA
WEAKLEY COUNTY LEGISLATIVE BODY REGULAR MEETING
JANUARY 16, 2001

CALL TO ORDER - 7:00 p.m.

INVOCATION

PLEDGE TO THE FLAG

ROLL CALL

APPROVAL OF MINUTES OF NOVEMBER 20, 2000 MEETING

SPECIAL RECOGNITION:

Martin Middle School Cheerleaders Second National Title at the NCA Cheerleading Competition
Weakley County School Board

Tracy Salmon, Tennessee Volunteer Hero

ELECTIONS, APPOINTMENTS AND CONFIRMATIONS:

Election of County Attorney

Election of County Commissioner in District 3 to fill the vacancy due to the death of Vernon Dun

Appointment of Person to Serve on the Weakley County Industrial Board to Fill the Vacancy due to the death of Gene Caudle of Greenfield. Term to expire July 2005.

Re-Appointment of Denton Bell to serve as Weakley County Agricultural Association Trustee for a 2-Year Term.

Appointment and Re-Appointment of Weakley County Agricultural Extension Committee

Appointment of Person to Serve on the Weakley County Municipal Electric Board to fill the Vacancy due to the death of Gene Caudle of Greenfield. Term to expire July 2004.

REPORTS:

Trustee's Report

General Fund Report

Highway Dept. Report

School Dept. Report

Solid Waste Report

Capital Projects Committee Report - Jimmy Westbrook, Chairman

Finance, Ways and Means Committee Report - Dick Phebus, Chairman

Financial Management Committee Report - Roger Stewart, Chairman

Health, Education and Welfare Committee Report - John Salmon, Chairman

Legislative Committee Report - Jack Vincent, Chairman

Personnel Committee Report - John Salmon, Chairman

Public Safety Committee Report - Kevin McAlpin, Chairman

Public Works Committee Report - George Broussard, Chairman

Veterans Service Officer Report - Dave Bradley, Officer

Nursing Home Committee Report - Mac Buckley, Chairman

Agricultural Extension Service Report - Jeff Lannom, Extension Agent

UNFINISHED BUSINESS:

NEW BUSINESS:

Resolution No. 2001-24 - Resolution Authorizing Budget Amendments to the General Fund

Resolution No. 2001-25 - Resolution Authorizing Budget Amendments to the General Fund

Resolution No. 2001-26 - Resolution Authorizing the Appointment of Chase Manhattan Trust Company National Assn. as Successor Service Provider for the Weakley County School Bonds.

Resolution No. 2001-27 - General Purpose School Resolution

Resolution No. 2001-28 - Resolution Authorizing Budget Amendments to the General Fund

Resolution No. 2001-29 - Resolution Authorizing a County Maintenance Road List for 2001

Resolution No. 2001-30 - Resolution Authorizing Budget Amendments to the General Fund - Trustee

Resolution No. 2001-31 - General Fund Resolution - Law Library Reserves

Resolution No. 2001-32 - Resolution Acknowledging, Encouraging and Supporting the Counties of Lake, Obion and Dyer in their efforts for the Development and Permanent Establishment of the Port and Harbor Facility at Cates Landing.

Resolution No. 2001-33 - Resolution Authorizing the Execution of an Easement to the City of Greenfield, Tennessee.

Resolution No. 2001-34 - Resolution Authorizing Lease of Space in Old Health Dept. Building

Resolution No. 2001-35 - General Purpose School Resolution

Miscellaneous announcements and statements

Election of Notaries Public

ADJOURNMENT

WEAKLEY COUNTY LEGISLATIVE BODY MEETING

JANUARY 16, 2001

The Weakley County Legislative Body met on January 16, 2001, 7:00 p.m. in the County Commission room in the Weakley County Courthouse.

County Executive Ron Gifford called the meeting to order.

Commissioner Jack Vincent gave the invocation.

All members present gave the pledge to the Flag.

Roll call was taken by the County Clerk, Pat Scarbrough, with 18 members present and Sam Sinclair was absent.

County Executive Gifford ask if there was any additions or corrections to the November 20, 2000 minutes. A motion was made by Commissioner Owen to accept the minutes and Commissioner Page placed a second. A voice vote was taken with the ayes carrying and none opposed. The November 20, 2000 minutes are approved.

SPECIAL RECOGNITION:

County Executive Gifford gave special recognition to the Martin Middle School Cheerleaders. Martin Middle School Cheerleaders won the National title as first place in the nation at the NCAA Cheerleading competition, this was the second time that they have won first place and they also have placed second in this competition. Faye Holmes, Principal of Martin Middle School, and Fran Spears, sponsor, both have done an excellent job in supporting these young ladies. Martin Middle School Cheerleaders where unable to attend due to Homecoming at their school.

County Executive Gifford also gave recognition to the Weakley County Board of Education, which has won School Board of the year across the State. This is quite an honor for Weakley County. County Executive recognized the members of the School Board that was present and asked that they all stand for special recognition by the Weakley County Commission.

Recognition was also given to a Weakley County native, Tracy Salmon, son of Commissioner John Salmon, who has won the Title of Tennessee Volunteer Hero. This also is a statewide competition.

There being no other recognition to be given the Commission moved to the next item on the agenda.

ELECTIONS, APPOINTMENTS AND CONFIRMATIONS:

The first item is the election of the County Attorney. The Chair opened the floor for nominees for the position of Weakley County Attorney. Commissioner Stewart nominated the Law Firm of Neese, Herron and Miller-Herron to serve as County Attorney. There being no other nominations a second was made by Commissioner Broussard. A voice vote was taken and the ayes carried, none opposed. The Law Firm of Neese, Herron and Miller-Herron was elected. Attorney Neese thanked the Commission for the confidence placed in his Law Firm and stated that he was enjoying this job. At this time County Executive Gifford asked the County Clerk, Pat Scarbrough, to come forward and swear in the County Attorney, Bill Neese.

The next item on the agenda was the election of the County Commissioner for District 3, to fill the vacancy created by the death of Commissioner Vernon Dunn. The Chair opened the floor for nominations for District 3 Commissioner. Commissioner Owen nominated Wendell Verdell and Commissioner Vincent made a second to the nomination. There being no other nominations a voice vote was taken the ayes carried with none opposed. County Clerk Scarbrough gave the Oath of Office to Wendell Verdell for the position of County Commissioner in District 3.

The next item was the appointment for a person to serve on the Weakley County Industrial Board to fill the vacancy due to the death of Gene Caudle of Greenfield, this term will expire July 2005. A letter of nomination was before each member to nominate Don Garner of Greenfield, a motion was made by Commissioner Stewart to confirm and was seconded by Commissioner Page. A voice vote was taken with the ayes carrying and none opposed.

Next on the agenda was the re-appointment of Denton Bell to serve as the Weakley County Agricultural Association Trustee for a two year term, a letter of nomination was before each member and Commissioner Wright made the motion to confirm and was seconded by Commissioner Salmon. A voice vote was taken, the ayes carried, none opposed.

Next was the appointment and re-appointment of the Weakley County Agricultural Extension Committee consisting of Ms. Susan Waterfield, land owner in Sidonia, David Oliver farmer in Gleason, and Jack Vincent as County Commissioner. A motion to confirm these appointments was made by Commissioner Buckley and seconded by Commissioner Farmer. A voice vote was taken with the ayes carrying and none opposed. The appointments are confirmed.

The appointment of a person to serve on the Weakley County Municipal Electric Board, vacated by the death of Gene Caudle of Greenfield was next on the agenda. This term will expire July 2004. A nomination was made by Commissioner Stewart for Mr. Joe Porter of Greenfield to fill this unexpired term. There being no other nominations a second was made by Commissioner Page. A voice vote was taken and the ayes carried with none opposed.

The Chair recognized Commissioner Phebus. Commissioner Phebus stated that there were vacancies on the Committee on Rules, Public Safety, and Capitol Projects created by the death of Vernon Dunn. Commissioner Phebus recommended that Commissioner Verdell fill the vacancy on Public Safety in Vernon Dunn's position. The Personnel Committee place Commissioner Verdell in the position of Commissioner Owen; and on the Capitol Projects Committee, Commissioner Owens take Vernon Dunn's position and also the position in Committee on Rules be filled by Commissioner Owen. Commissioner Phebus made a motion and Commissioner Broussard made a second. A voice vote was taken and the ayes carried with none opposed.

REPORTS:

The Trustee's Report, General Fund Report, Highway Department Report, the School Department Report and the Solid Waste Report were included in the packet mailed to the commission members, also listed were the standing committees of the Weakley County Commission. County Executive Gifford called for any Chairman of the Standing Committees to report, there being none at the time County Executive Gifford moved to the Veteran's Service Report, a copy of which was before each member, Mr. Bradley gave a short report and asked for any questions. Next on the agenda was the Nursing Home Committee Report, which was also before the members, there being none the next item on the agenda was called. The Agricultural Extension Service Report was also

included for the members. Mr. Lannom stated that he did not have any other information to add to his report and would be glad to answer any questions. County Executive Gifford called for discussion on any of the reports. The Chairman entertained a motion to approve, motion was made by Commissioner Buckley and seconded by Commissioner Farmer. The County Clerk called the roll with 17 ayes 2 nays and one absent. The record shows the reports are approved.

UNFINISHED BUSINESS:

There was not any unfinished business to come before the commission.

NEW BUSINESS:

RESOLUTION NO. 2001-24:

County Executive Gifford called for Committee reports from Financial Management and Financial Ways and Means. Commissioner Stewart gave the Financial Management Report, upon reviewing the number and tabulations of the payroll department, and that of the County Attorney, it was this committees recommendation that the commission fill the comp time of Dennis Ellis. Commissioner Phebus gave the Finance, Ways and Means report and recommended the comp time, plus benefits be taken out of undesignated fund balances in the general fund. This was approved unanimously by the members of this committee. County Executive called for a motion to place this resolution on the floor. Commissioner Stewart made a motion and Commissioner Parham placed a second. Discussion was called for, there being none, question was called and a roll call vote was taken by the County Clerk, with 16 ayes, 3 nays and one absent, motion carried.

RESOLUTION NO. 2001-25:

The Chairman called for a committee report from the Health, Education, and Welfare Committee. Commissioner Salmon stated it passed this committee unanimously and a report was called for from the Finance, Ways and Means Committee, Commissioner Phebus stated it also passed his committee unanimously. Motion to place on the floor was made by Commissioner Salmon and Commissioner Page made the second. Discussion was called for and Commissioner Vincent questioned the number of autopsies performed, County Executive Gifford gave an explanation to Commissioner Vincent question. The State requires autopsies in cases of questionable death etc. and the county is required to pay for these autopsies. Commissioner Westbrook also stated that the rates have doubled this year. Question was called for and roll call vote was taken by the County Clerk with 19 ayes and one absent, the motion carried.

RESOLUTION NO. 2001-26:

The committee report by Finance, Ways and Means, was given by Commissioner Phebus and they approved this resolution. Motion was called for the County Executive and Commissioner Stewart made the motion. Commissioner Page made a second to the motion. Discussion was called and there being none the question was called and the County Clerk called the roll with 19 ayes and one absent. The motion passed the Commission.

RESOLUTION NO. 2001-27:

The County Executive called for the Committee Report from Health, Education and Welfare. Commissioner Salmon stated it passed his committee unanimously and Commissioner Phebus gave the Finance, Ways and Means report and it also passed his committee unanimously. Motion to place on the floor was made by

Commissioner Buckley and Commissioner Verdell made a second to the motion. Discussion was called, there being none, question was called and the County Clerk called the roll with 19 ayes and one absent, the motion passed.

RESOLUTION NO. 2001-28:

A committee report from Public Safety was given by Commissioner McAlpin and it passed his committee unanimously. Commissioner Phebus gave the Finance, Ways and Means report and it also passed his committee unanimously. Motion to place on the floor was made by Commissioner Hunt and a second was made by Commissioner McAlpin. Discussion was called for and question. Roll call vote was taken by the County Clerk with 19 ayes and one absent, the motion carried.

RESOLUTION NO. 2001-29:

The County Executive called for Commissioner Broussard to give the Public Works Report, Commissioner Broussard was not present at this meeting and Commissioner Rook stated that it did pass this committee. This resolution also passed the Road Board. Motion to place this on the floor was made by Commissioner Farmer and a second was made by Commissioner Castleman. Discussion was called and there being none the question was called. The County Clerk called the roll with 19 ayes and one absent the motion carried.

RESOLUTION NO. 2001-30:

Commissioner Phebus gave the Finance Ways and Means Report and he stated this resolution passed this committee unanimously. Motion was made by Commissioner Phebus to place this resolution on the floor and was seconded by Commissioner Hunt. Discussion was called for and there being none the Chairman moved to the question and the County Clerk called the roll with 19 ayes and one absent, the motion carried.

RESOLUTION NO. 2001-31:

Commissioner Phebus gave the Finance, Ways and Means Report and stated it passed his committee unanimously and Commissioner Phebus made a motion to approve and a second was made by Commissioner Westbrook. Discussion was called, there being none, the Chairman moved to the question. County Clerk Scarbrough called the roll with 19 ayes and one absent the motion passed.

RESOLUTION NO. 2001-32:

Commissioner Vincent gave the Legislative Committee report and he stated that it passed his committee unanimously. A motion was made by Commissioner Farmer to place on the floor and Commissioner Hunt made the second. There not being any discussion, question was called and the County Clerk called the roll with 19 ayes and one absent. The motion carried. The County Clerk is directed to mail certified copies of the Resolution to Lake, Obion and Dyer Counties.

RESOLUTION NO. 2001-33:

Commissioner Westbrook gave the Capital Projects report and this resolution passed his committee unanimously. Motion to place this resolution on the floor was made by Commissioner Stewart and a second was made by Commissioner Page. Discussion was called and there being none the Chairman moved to the question. The County Clerk called the roll with 19 ayes and one absent. The motion carried.

RESOLUTION NO. 2001-34:

Commissioner Westbrook gave the Capital Projects report and stated it passed his committee four to none. Motion was made by Commissioner Page and a second was made by Commissioner Owen to place this resolution on the floor. Discussion was called, there being none the Chairman moved to the question and the County Clerk called the roll with 19 ayes and one absent the motion carried.

RESOLUTION NO. 2001-35:

Commissioner Salmon stated that this resolution did not go through the Health, Education and Welfare committee. Commissioner Phebus gave the Finance, Ways, and Means report and stated that it passed his committee. Motion to place on the floor was made by Commissioner Buckley and a second was made by Commissioner Phebus. Discussion was called, and there being none the Chair moved to the question. The County Clerk called the roll with 19 ayes and one absent. The motion carried.

RESOLUTION NO. 2001-36:

County Executive Gifford stated that he had a letter, with a resolution attached, from Tennessee County Services Association to ask the Legislature to allow legislation to authorize a local-option realty transfer tax. In order to pass this tax, it would require a two-thirds majority vote in two consecutive hearings in regular sessions for this tax to be implemented. Commissioner Westbrook made a statement concerning this resolution, he stated that he did not feel that this would ever affect our County but this legislation is needed in counties that need revenue other than from property tax. Commissioner Westbrook stated that from preliminary estimates that Weakley County is the third slowest growing county in the State of Tennessee with Haywood and Obion growing slower than Weakley County. Commissioner Westbrook made a motion to adopt this resolution and Commissioner Phebus made a second to the motion. Discussion was called for and the Chairman called for the question. The County Clerk called the roll with 18 ayes, one nay and one absent. The motion carried. The County Clerk is directed to send certified copies of the Resolution to Representative Mark Maddox, Senator Roy Herron, and The Tennessee County Services Association

MISCELLANEOUS ANNOUNCEMENTS AND STATEMENTS:

County Executive Gifford recognized Commissioner Salmon. Commissioner Salmon stated that County Government Day falls on the same date as the next regular scheduled County Commission Meeting. Commissioner Salmon made a motion that the next regular session be moved to the fourth Monday of March on the 26th day at 7:00 p.m. and Commissioner Broussard placed a second. Discussion was called and the Chairman moved to the question. A voice vote was taken with the ayes carrying and none opposed.

Commissioner Vincent, Chairman of the Legislative Committee, stated that they had been working on the growth plan for the county and cities to come together by Public Chapter 1101 and this requires that another committee be formed, the joint Economic Community Development Board. The committee is looking at the Chamber of Commerce to fill this board, since they have the qualifications to do so. Hopefully the Chamber will take this on in the March meeting, and this will be the last requirement for this Law. This law must be complied with by July 2001.

Commissioner Phebus commented on the number of resolutions adopted in this session that took money out of the fund balance in the sum of approximately

\$25,000. The Finance, Ways, and Means will be looking very closely at any request for additional funding or expenses to come out of the fund balance for the remainder of this year.

County Executive Gifford recognized Ms. Linda Plunk that made a statement concerning the Weakley County Nursing Home being leased to a private agency. Ms Plunk had a petition signed with 746 names on the petition to maintain the Weakley County Nursing by the County and not lease it to a private agency. There being no other new business the Chairman moved to the next item on the Agenda.

NOTARY PUBLIC:

A motion was made by Commissioner Broussard and Commissioner Verdell made a second to the motion. A voice vote was taken with the ayes carrying and none opposed. The Notary Public list was approved.

There being no further business to come before this commission, a motion was made to adjourn by Commissioner Broussard and a second was made by Commissioner Vincent. A voice vote was taken with the ayes carrying. The meeting adjourned at 7:53 p.m.

Attest:

Pat Scarbrough, County Clerk