

WEAKLEY COUNTY LEGISLATIVE BODY REGULAR MEETING

July 24, 2000, 7:00 P.M.

The Weakley County Legislative Body met on July 24, 2000, 7:00 P.M. in the County Commission room at the Weakley County Courthouse.

County Executive Ron Gifford called the meeting to order.

Commissioner David Rook gave the invocation.

All members present recited pledge to the Flag.

The County Clerk, Pat Scarbrough, took Roll Call with nineteen members present and one member absent.

Commissioner Broussard made the motion to approve the June 12, 2000 minutes and was seconded by Commissioner Page. A voice vote was taken and the aye's carried.

RECOGNITION:

County Executive Gifford had Mr. Vogerty to come forward to present the bronze level achievement award in the Loss Control Excellence Program. Due to the efforts of Director David McAlpin and the Weakley County Safety Committee, Sheriff Mike Wilson, Neva Thomas, Steve Ramsey, Beth Forrester, Bob Melton, Mary Moubray and Kermit Hopper; Weakley County was one of four counties to achieve the first level of certification for counties managing and developing their own safety program.

REPORTS:

The Trustee's Report, General Fund Report, Highway Department Report, School Department Report, and Solid Waste Report was included in each packet.

Jimmy Westbrook, Chairman, gave the Capital Projects Committee Report. He reported that all capital projects were moving along quite well, most of which are operating under budget. The Courthouse renovation should be finished by September 30, 2000 and is also operating within budget. Money is in the budget to make needed repairs to the Election Commission Office. This has all been accomplished without any increase in property taxes.

Roger Stewart, Chairman, gave the Financial Management Committee Report. This committee met and discussed among other things the Service Station budget, and the lightning damage done to the service station computer.

Chairman Dick Phebus gave the Financial Ways and Means Committee Report. The Committee met for several weeks and the final product was felt to be in the best interest of the citizens of Weakley County. Any questions would be welcomed.

The Health, Education and Welfare Committee Report was presented by John Salmon, Chairman. The school board meetings were reviewed and also the other groups covered by this committee. Chairman Salmon will welcome any questions on this committee's report.

Jack Vincent, Chairman, gave the Legislative Committee Report. They met concerning the letter received at the last meeting on the continued enforcement of regional regulations for Martin.

John Salmon, Chairman, gave the Personnel Committee Report. The committee met twice to work on completion of changes in the personnel handbook and took several presentations on salary increases. The committee recommended a thirty-five cent per hour increase for all employees, with the exception of certified school department employees. Any questions should be addressed to Chairman Salmon.

Chairman Kevin McAlpin reported the Public Safety Committee had not met since the last commission meeting.

The Public Works Committee chaired by George Broussard met and will answer any questions anyone might have.

Chairman Mac Buckley gave the Nursing Home Committee Report. The committee met twice and the report is included in each of the packets. Any questions should be directed to the administrator, Ms Snider. At this time Commissioner Westbrook requested a financial report, list of assets and liabilities. Chairman Buckley stated he would have the report to him by the end of the week.

Veteran's Service Officer Dave Bradley gave his Veteran's Service Officer's Report.

County Executive Gifford added to the agenda the Committee on the Poor Report chaired by Commissioner Phebus. This committee met twice and recommended that the land deeded to the committee on the poor of Weakley County be surveyed to determine the correct amount of acres. Approximately 30 acres would be set aside where the Nursing Home is located and the rest sold. The Committee feels that the revenue generated by selling the property and having it placed on the tax rolls would bring in more revenue than the rent of approximately \$4,000 per year.

Commissioner Buckley made a motion to approve the reports with a second by Commissioner Farmer. The County Clerk took a roll call vote with a vote of 19 ayes and one absent. Motion carried the reports are approved.

UNFINISHED BUSINESS:

Affirmation of City of Martin's request to have the authority to enforce Regional Regulations with Martin's Urban Growth Boundary. Motion by Commissioner Wright to affirm and a second by Commissioner Hunt. There being no discussion the question was called for, the County Clerk called the roll with a vote of 19 ayes and one absent. Affirmation confirmed.

NEW BUSINESS:

Prior to the beginning of the meeting, two ladies from Dayton Tennessee presented a resolution on the importance of the Ten Commandments and the wish to go on record in support of this Document and defend our rights to its display. The Rules, Regulations Procedures call for a resolution to go before the appropriate committee. There being no contest with the Weakley County Commission, County Executive Gifford turned the floor over to Jean Griffin to present the resolution. County Executive Gifford stated there were two routes that he could go, the chair could refer this to committee or entertain a motion to suspend the rules. A motion was made to suspend the rules by Commissioner Phebus and second by Commissioner Sinclair. Motion to suspend the rules is

not debatable. A voice vote was taken the ayes carried and the rule was unanimously suspended. The Resolution was placed on the floor with a motion by Commissioner Stewart and a second by Commissioner Phebus. There being no discussion, the question was called, a voice vote was taken the aye's carried unanimously; the resolution, 07-24-2000 Special, is adopted.

Motion to approve Gene Caudle to the appointment of WCMES Board Member was made by Commissioner Stewart and seconded by Commissioner Page. Voice vote was taken the ayes carried unanimously. The nomination is confirmed. Commissioner Phebus called for the rule on nominations for a position should be by a roll call vote. County Attorney, Bill Neese confirmed that Rule 7C calls for a roll call vote. At this time the County Clerk called the roll with 19 ayes and one absent. The nomination is confirmed.

Special Election of a School Board Member for District 7 nominations was opened. Commissioner Wright nominated Mr. Steve VanTrease. Commissioner Overton seconded the nomination for Mr. VanTrease. No other nominations being made, Chairman of the School Board, Gordon Morris, requested the floor to endorse this nomination by the school board. Motion made to cease the nomination by Commissioner Westbrook and to go to the question. The County Clerk called the roll with 19 ayes and one absent. Steve VanTrease was unanimously elected District 7 School Board Member. County Clerk, Pat Scarbrough, gave the Oath of Office.

The appointment of members to the Weakley County Emergency Communications Board of Directors was next on the agenda. County Executive Gifford recommended that Richard Phebus and John Salmon be reappointed to this board, and that Don Teal be appointed to the board. A motion was made by Commissioner Rook, and seconded by Commissioner Vincent. A roll call vote was taken by the County Clerk with 19 ayes and one absent. The nominations are confirmed.

The first Resolution of the New Year was Resolution No. 2001-01 concerning levying an additional litigation tax in Weakley County. Motion was made by Commissioner Stewart to place on the floor for discussion and a second by Commissioner Salmon. Commissioner Phebus stated that this resolution was an integral part of the overall budget. The proceeds from this tax have been placed in the Debt Service Fund to free up funds to be moved to the General Revenue Fund. Commissioner Castleman requested the amount of additional revenue that would be generated from this resolution, Commissioner Westbrook stated that it would be \$52,772.00 for an eleven-month period. Commissioner Broussard called for the question. Roll call vote was taken by the County Clerk, the motion carried with 19 ayes and one absent.

The second Resolution, No. 2001-02, was for making appropriations for the Various Funds, Departments Institutions, Offices and Agencies of Weakley County for the Fiscal Year beginning July 1, 2000 and ending June 30, 2001. A motion was made by Commissioner Phebus and seconded by Commissioner Buckley, Discussion was called for, there being none, the question was called for and the County Clerk called the roll with 19 ayes and one absent. The motion carried.

Resolution No. 2001-03, was for fixing the Tax Levy for Weakley County for the Fiscal Year beginning July 1, 2000 and ending June 30, 2001. A motion was made by Commissioner Stewart to place this on the floor and seconded by Commissioner Salmon. There was not any discussion on this resolution and the question was called for. The County Clerk took a roll call vote, with 19 ayes, one absent and the motion carried.

Resolution No. 2001-04 concerning making appropriations to Non-Profit Charitable Organizations for the fiscal year beginning July 1, 2000 and ending June 30, 2001. Commissioner Parham made the motion to place on the floor and was seconded by Commissioner Page. There being no discussion, question was called for and a roll call vote was taken by the County Clerk with 19 ayes and one absent. The motion carried.

Resolution No. 2001-05 in regards to the sale of Nursing Home Property was placed on the floor for discussion with a motion by Commissioner Boussard and seconded by Commissioner Phebus. After much discussion on the value of the property and various other aspects concerning this sale, i.e., surveys, how the funds would be used. Commissioner Stewart made a motion to amend the fourth paragraph and insert to read (after public auction) that it be sold in parcels or as a whole to maximize return to the public. Commissioner Phebus made a second to the amendment. Commissioner McAlpin discussed that more revenue over the long run would be brought into the County by selling the land in parcels. County Attorney, Bill Neese, called for a point of order. The legal issue shows that this commission has the authority by statute to designate excess or surplus property in the order that it is sold. The statute by designation has to be an adequate description of the property being sold. Upon completion of the survey, what would be exactly shown on the 30 acres and on the 100 acres. There are various ways to approach this, leave to the discretion of the surveyor, or appoint a committee to approve the breakdown between the 30 and 100 acres. Question was called for on the amendment, a voice vote was taken with 18 ayes, one nay and one absent. The amendment is passed the ayes have the motion. Commissioner Westbrook moved to table the amended resolution, Commissioner Buckley seconded the motion. Roll call vote was taken to survey the property, the Nursing Home Committee and the Committee on the Poor would work together to establish these lines and the cost would be paid out of the farm account. The Director of Finance would be in charge of hiring the surveyor. After more discussion on the resolution the question was called. A roll call vote was taken by the County Clerk, with 19 ayes and one absent. The motion carried. Resolution No 2001-05 was tabled.

The last item on the agenda was Resolution No 2001-06 to transfer self-insurance interest to the Debt Service Fund. Motion was made by Commissioner Stewart and seconded by Commissioner Phebus. Discussion was called for, there being none the question was called for and a roll call vote was taken by the County Clerk with 17 ayes two nays and one absent. The motion carried.

No further new business came before the Commission and the County Executive, Ron Gifford moved forward to the Trustee's Report. Commissioner Westbrook moved to relieve the Trustee for collections of \$63,795.92 due to errors insolvent and double assessment and for delinquent taxes filed with the Clerk and Master in the amount of \$95,285.94 as provided by section 67-5-1903, T.C.A. Trustee, Donald Doster, was requested to attach an affidavit stating the facts set out to relieve taxes. Commissioner Sinclair seconded the motion. There was not any discussion on the motion and the question was called for. A roll call vote was taken by the County Clerk with 19 ayes and one absent. The motion carried. The Trustee is relieved of taxes upon attaching requested affidavit.

The County Executive, Ron Gifford, called for miscellaneous announcements and statements. The Tennessee County Commissioner Associations will be meeting 6:30 P.M. on August 29, 2000 at the Paris Landing State Park and will be recognizing any commissioners with twenty or more years of service.

The Notary Public list was approved by the commission with a motion by Commissioner Broussard and seconded by Commissioner Vincent. A voice vote

was taken with the ayes carrying and none opposed. The Notary Public List was approved.

Commissioner Vincent made the motion to adjourn and was seconded by Commissioner Broussard. A voice vote was taken with the ayes carrying, the meeting was adjourned at 8:12 P.M.

ATTEST:

PAT SCARBROUGH, COUNTY CLERK