

WEAKLEY COUNTY LEGISLATIVE BODY MEETING

SEPTEMBER 15, 2008

The Weakley County Legislative Body met in Regular Session on September 15, 2008 at 5:30 p.m. in the County Commission Room at the Weakley County Courthouse. Chairman Dick Phebus called the meeting to order.

County Mayor, Houston Patrick gave the invocation.

All members present gave the Pledge of Allegiance to the Flag.

County Clerk, Pat Scarbrough, called the Roll with all 18 members present.

Chairman Phebus welcomed Commissioner Bell to the County Legislative Body.

Chairman Phebus called for a motion to approve the July 28, 2008 Regular Meeting Minutes. Commissioner Buckley made the Motion and Commissioner Westbrook made a Motion to show that the Reports be changed from approved to accepted as filed, Commissioner Vincent placed a second to Commissioner Westbrook's Motion. A voice vote was taken and the ayes carried. Commissioner Taylor placed a second to the Motion to approve the minutes of the July 28, 2008, with the above noted change. Discussion was called and a voice vote was taken, the ayes carried with none opposed. The Minutes from the July 28, 2008 Meeting were approved.

ELECTIONS, APPOINTMENTS & CONFIRMATIONS:

The first item was the Election of the Chairman. Commissioner Westbrook, at the unanimous recommendation of the Rules Committee, nominated Commissioner Dick Phebus and Commissioner Taylor placed a second to the nomination. County Clerk Scarbrough called the Roll with 17 ayes and one pass. Chairman Phebus was elected to serve as Chairman of the Weakley County Legislative Body Meeting.

The next item was the Election of Chairman Pro Tempore, Commissioner Westbrook, at the recommendation of the Rules Committee, nominated Commissioner Mac Buckley and Commissioner McAlpin placed a second to the nomination. County Clerk Scarbrough called the Roll with 17 ayes and one pass. Commissioner Buckley was elected to serve as Chairman Pro Tempore of the Weakley County Legislative Body Meeting.

The next item was the appointments of the Weakley County Board of Commissioner's Committee Members. Commissioner Westbrook commented that the Rules Committee met and recommended the appointments to the various Committees, these recommendations were in each of the member's packet for their review prior to the

Meeting. Commissioner Westbrook made the Motion and Commissioner McAlpin placed a second to the Motion. A voice vote was taken and the appointments were approved.

RESOLUTION NO. 2009-04: Resolution to Adopt Rules Regulating the Procedures of the Board of County Commissioners of Weakley County, TN.

Chairman Phebus commented that the Rules Committee considered changes in the Rules and that it would be appropriate at this time to consider Resolution No. 2009-04. Commissioner Westbrook commented that the Rules Committee met and noted that the only change to the Rules is on Page 5 and 6 concerning election and filing vacancies (Rules 7-8). Commissioner Westbrook made the Motion to approve Resolution No. 2009-04 and Commissioner Salmon placed a second to the Motion. Discussion was called and the question. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The Motion carried.

The next item on the agenda was the appointment of the Emergency Management Officer. County Mayor Patrick recommended Jamison Peevyhouse for a one-year term ending September 30, 2009. Commissioner Rich made the Motion for the appointment and Commissioner Jones placed a second to the Motion. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The Motion to appoint Jamison Peevyhouse as Emergency Management Officer carried.

The next appointment was for two members to the Everett Stewart Regional Airport Board. Shawn Francisco, Director of Finance, and Wayne McCreight were recommended for two-year terms. Commissioner Westbrook made the motion and Commissioner Buckley placed a second to the Motion. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. Motion to approve Shawn Francisco and Wayne McCreight to two years terms ending August 31, 2010 on the Everett Stewart Regional Airport Board carried.

The next appointment was for County Coroner. County Mayor Patrick recommended Rick Workman for County Coroner for a one-year term ending August 31, 2009 and Commissioner Salmon made the Motion for the appointment. Commissioner Rook placed a second to the Motion. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The Motion to appoint Rick Workman as County Coroner for a one-year term carried.

The next appointment was for the County Medical Examiner. County Mayor Patrick recommended Dr. Walter Fletcher for a one-year term expiring August 31, 2009. Commissioner Farmer made the Motion and Commissioner Taylor placed the Second to the Motion. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The Motion to appoint Dr. Walter Fletcher to a one-year term was confirmed.

The last item under appointments were the Election of Notaries Public. Commissioner Wright made the Motion and Commissioner Overton placed a second to the Motion. County Clerk Scarbrough called the roll with 18 ayes and none opposed the List of Notaries Public were approved.

REPORTS:

The Financial Reports, Veterans Report, WCMES Report, the Agricultural Extension Reports, and Committee Reports were included in the Packets. Chairman Phebus called for any Committee Reports that needed to be made. Commissioner Westbrook made comments concerning the new structure for the WCMES building that is now under construction. He commented on the old building in down town Martin that is 60 years old being functionally, if not structurally obsolete. The Committee will be proposing to do something we haven't done since the system was bought. We are going to have to borrow a little money. The second thing that Commissioner Westbrook mentioned that the TVA is raising electric rates about 20 percent. Issues that are coming down the line with TVA are mandates that we will be billed on demand, meters will be read electronically several times a day to establish demand, the rates will not only be based on the balance you use, but based on when you use it. Commissioner Westbrook commented that he would be happy to answer questions anyone had concerning these issues.

Chairman Phebus called for a Motion to accept the Reports as filed and Commissioner Sinclair made the Motion. Commissioner Stewart placed a second to the Motion. A voice vote was taken and the ayes carried with none opposed. The Reports were accepted as filed.

OLD BUSINESS:

None.

NEW BUSINESS:

RESOLUTION NO. 2009-05: Resolution to Affirm Compliance with Federal Title VI Regulations.

Commissioner Taylor made the Motion to place the Resolution on the Floor and Commissioner Stewart placed a second to the Motion. Discussion and the question were called. The County Clerk, Pat Scarbrough, called the Roll with 18 ayes and none opposed. The Motion carried.

RESOLUTION NO. 2009-06: Resolution Authorizing Budget Amendments to the General Purpose School Fund for the Fiscal Year Ending June 30, 2009.

RESOLUTION NO. 2009-07: Resolution Authorizing Budget Amendments to the School Federal Projects Fund for the Fiscal Year Ending June 30, 2009.

RESOLUTION NO. 2009-08: Resolution Authorizing Budget Amendments to the School Federal Projects Fund for the Fiscal Year Ending June 30, 2009.

RESOLUTION NO. 2009-09: Resolution Authorizing Budget Amendments to the General Fund for the Fiscal Year Ending June 30, 2009.

Chairman Phebus called without objection that Resolution 2009-06, 2009-07, 2009-08, and 2009-09 be considered all at once, since they all deal with Budget Amendments, have been through the proper committees and have passed the respective committees unanimously. Commissioner Buckley placed a motion to consider at one time all these Resolutions and Commissioner Stewart placed a second to the Motion. Discussion was called and the question. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. Resolution No. 2009-06, 2009-07, 2009-08, and 2009-09 carried.

RESOLUTION NO. 2009-10: Resolution Authorizing Issuance of Interest Bearing General Obligation Capital Outlay Notes, in an Amount not to Exceed \$2,000,000 and Providing for the Payment of said Notes.

Commissioner Westbrook made the Motion to place the Resolution on the Floor and Commissioner Jones placed a second to the Motion. Discussion was called. Commissioner Farmer, Commissioner Medling, and Commissioner Stewart all had comments concerning the cost, what would happen to the building in Greenfield and where the trucks in the respective towns would be housed at night. Commissioner Westbrook commented that the no tax dollars are involved in the project, and the loan would be repaid from profits. Question was called and the County Clerk, Pat Scarbrough called the Roll with 17 ayes and one opposed. The Motion carried.

RESOLUTION NO. 2009-11: Resolution Declaring Certain Weakley County Municipal Electric System Property to be Surplus Property.

Commissioner Jones made the Motion and Commissioner Owen placed a second to the Motion. Discussion was called. Commissioner Rook questioned what the surplus property was and where it is located. Commissioner Westbrook commented that there are two pieces of property in Dresden that is no longer needed in view of the new construction. The office and warehouse have been appraised and will be auctioned, or sold by sealed bids. Question was called and the County Clerk, Pat Scarbrough called the Roll with 18 ayes and none opposed. The Motion carried.

MISCELLANEOUS STATEMENTS AND ANNOUNCEMENTS:

Martin Mayor Randy Brundige was recognized and presented a request to the Commission concerning a Tax Increment Financing (TIF) proposal for the construction of a Martin Industrial Development Board project in Martin, involving the development of infrastructure for a mall area. However, the project requires the approval of both the Martin City Board and the Weakley County Commission. Martin Mayor Randy Brundige handed out information concerning this development and went into a brief explanation concerning this project.

After much discussion by the Commission and Martin Mayor Randy Brundige, Chairman Phebus requested that this be referred back to the proper committees, the Finance Ways and Means Committee and to the Health Education and Economic Development committee for further study. Chairman Phebus commented that he hoped the Committees would be able to present this in the November Meeting. Commissioner Overton made a Motion to refer to the proper committees and Commissioner Vincent placed a second to the Motion. Discussion was called and a voice vote was taken, the ayes carried with one opposed.

In other announcements, Chairman Phebus announced that the next meeting would be November 17, 2008 at 5:30 p.m.

Also the County Commissioners Association will be meeting at the Paris Landing Inn on September 25, 2008. Chairman Phebus requested a count on the Commissioners that would be attending this meeting, and there were six members that stated they would attend.

Commissioner Westbrook announced that the county would be celebrating its 185th birthday on October 21, 2008.

Commissioner Vincent made a Motion to adjourn and Commissioner McAlpin placed a second to the Motion. A voice vote was taken and the ayes carried. The Weakley County Legislative Body stood adjourned at 6:22 p.m.

ATTEST:

Pat Scarbrough, Weakley County Clerk

