

## WEAKLEY COUNTY LEGISLATIVE BODY MEETING

JULY 30, 2012

The Weakley County Legislative Body met in Regular Session on July 30, 2012. Chairman Westbrook called the meeting to order at 5:30 p.m.

Commissioner Hawks gave the invocation.

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

County Clerk, Pat Scarbrough called the Roll with 17 members present and one member, Commission Bynum was absent.

Chairman Westbrook called for a Motion to approve the minutes from the June 28, 2012 regular meeting. Commissioner Rich made the Motion and Commissioner Taylor placed a second to the Motion. There was not additions, deletions or corrections and a voice vote was taken, the ayes carried with none opposed. The Minutes from the June 28, 2012 meeting were approved.

### **COMMUNICATIONS TO COMMISSION:**

The Financial Reports were included in the packet. Commissioner Stewart made a Motion to accept the reports as filed. Commissioner Jones placed a second to the Motion. A voice vote was taken and the ayes carried with none opposed. The Reports were accepted as filed.

The next item was the 2010 Final Reconciliation of Tax Aggregate. Commissioner Owen moved that the Trustee be given credit in the amount of \$52,813.35 for taxes reported insolvent, for errors, double assessments and all taxes that are uncollectible because of reasons other than the failure of the trustee to collect them. Commissioner Overton placed a second to the Motion. County Clerk Scarbrough called the Roll with 17 ayes and on absent. The Motion carried.

### **MESSAGE FROM COUNTY MAYOR:**

County Mayor Patrick did not have a message at this time.

### **REPORTS OF SPECIAL & STANDING COMMITTEES:**

Finance, Ways and Means Chairman Roger Stewart commented that the property tax rate has remained the same since the 2006 tax year at an effective rate of \$2.0616. He commented that during this period improvements were made in most of the school buildings in the County, necessary repairs to the Weakley County Courthouse roof and

HVAC system were completed, and all county services were improved without a property tax increase. Commissioner Stewart commented the fund balances in all funds; especially the General Fund and Highway Fund have become dangerously low. He went on to comment that cuts have been made to the School Fund, Highway Department and to General Fund part-time help. Commissioner Stewart commented that the Finance, Ways and Means Committee recommended an 11 cents tax increase.

**SPECIAL RECOGNITION:**

Without objection Resolution No. 2013-06 was presented.

**RESOLUTION NO 2013-06:** Resolution to Congratulate the David Johnson Chorus on The Recent Recognition and Years of Goodwill Ambassadors for Weakley County. Sponsored by Commissioners Salmon and Westbrook.

Commissioner Salmon made the Motion and Chairman Westbrook placed a second to the Motion. A voice was taken and the ayes carried with none opposed the Motion carried. At this time, Chairman Westbrook requested that the County Clerk, Pat Scarbrough read the Resolution into the Minutes.

**ELECTIONS, APPOINTMENTS & CONFIRMATIONS:**

Appointment of a Greenfield resident to serve on the Weakley County Board of Public Utilities with a term expiring June 2016. Commissioner Medling nominated Andy Page and Commissioner Stewart placed a second. A voice vote was taken and the ayes carried with none opposed. The appointment was confirmed.

The next appointment was for one (1) member of the Weakley County Audit Committee with a term expiring August 31, 2015. Commissioner Taylor nominated Charles Covington and Commissioner Bell placed a second to the Motion. A voice vote was taken and the ayes carried with none opposed. The appointment was confirmed.

The next item was the Election of Notaries Public. Commissioner Wright made the Motion and Commissioner Rich placed a second. A voice vote was taken and the ayes carried with none opposed. The Notaries Public List was confirmed.

**OLD BUSINESS:**

**RESCIND RESOLUTION NO. 2012-51:** Resolution Authorizing Issuance of Interest Bearing General Obligation Capital Outlay Notes, Series 2012, in Amount Not to Exceed \$152,000 and Providing for the Payment of Said Note.

Commissioner Owen made motion and Commissioner Sinclair placed a second. Discussion was called and the Question. A voice vote was taken and the ayes carried with none opposed. The Motion carried.

**NEW BUSINESS:**

**RESOLUTION NO. 2013-01:** Resolution Making Appropriations for Various Funds, Departments, Institutions, Offices & Agencies of Weakley County, TN for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013. **Sponsored By: Commissioners Stewart and Wright.**

Commissioner Stewart made the Motion and Commissioner Jones placed a second. Discussion was called and the Finance Ways and Means Chairman Stewart commented that this passed his Committee 6 to 0. It was noted that an amendment was added in Finance Ways and Means to move \$7500 from the Capital Outlay Fund to Highway and Bridge Fund making the Highway and Bridge Maintenance \$2,389,142 and Capital Outlay \$297,382. This also passed Finance Ways and Means 6 to 0.

Commissioner Jones, Chairman of the Personal Committee commented that the Personal Committee recommended a 2 percent pay raise effective January 1, 2013. Commissioner Jones moved to amend the budget for a two percent across the board pay raise effective January 1, 2013 in the budget. Commissioner McAlpin placed a second to the Motion. Question was called on the Amendment. County Clerk Scarbrough called the Roll with 12 yeas, 5 nays and 1 absent.

Commissioner Hawks commented that the Election Commission Budget had been lowered from the 2008-09 budget that was 44,500 to 35,000 budget and \$28,000 in this year's budget in one of the line items. It was further noted that the Election Commission Budget was not penalized for legal fees. There was not any other discussion on the Election Budget.

Question was called on the Motion as Amended. County Clerk Scarbrough called the Roll with 14 yeas, 3 nays and one absent. The Motion was adopted.

**RESOLUTION NO. 2013-02:** Resolution Fixing the Tax Levy for Weakley County, TN for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013. **Sponsored by Commissioners Jones and Sinclair.**

Motion was made by Commissioner Wright and a Second by Commissioner Jones to place the Resolution on the floor for discussion. Commissioner McAlpin made a Motion to amend the Resolution and increase the tax rate from \$2.17 to \$2.22, Second by Commissioner Jones. Commissioner Stewart called for a point of order, and questioned

how are you going to distribute per line item per category. Chairman Westbrook commented that we would have to run it and then divide it out. Commissioner Fortner made a Motion to Recess and run the figures, there was not a second and Commissioner Fortner withdrew the Motion. The Roll was called as amended with 6 yeas, 11 nays and 1 absent. Motion as amended failed.

Commissioner Owen made a Motion to amend tax rate from \$2.17 to \$2.195 with a second from Commissioner Sinclair. Roll Call vote as amended with 11 yeas, 6 nays, and one absent. Motion as amended carried. Back to the Resolution with Motion as amended. County Clerk Scarbrough called the Roll with 12 yeas 5 nays and one absent. Motion was adopted.

**RESOLUTION NO. 2013-03:** Resolution Making Appropriations to Non-Profit Charitable Organizations for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013. Sponsored by Commissioners Salmon and Jones.

Commissioner Jones made the Motion and Commissioner Sinclair placed a second to the Motion. Discussion and the Question were called. The County Clerk, Pat Scarbrough called the Roll with 17 yeas and one absent. The Motion carried.

**RESOLUTION NO. 2013-04:** Resolution Authorizing An Increase in the Jailer's Fees of Weakley County Effective July 1, 2012. Sponsored by Commissioners Westbrook and Wright.

Commissioner Farmer made the Motion and Commissioner Taylor placed a second to the Motion. Discussion and the Question were called. The County Clerk, Pat Scarbrough called the Roll with 17 yeas and one absent. Motion carried.

**RESOLUTION NO. 2013-05:** Resolution to Authorize the Sale of Real Estate Purchased by the County at Tax Sales. Sponsored by Commissioners Salmon and Westbrook.

Commissioner Salmon made the Motion and Commissioner Bell placed a second. Discussion was called and Commissioner Hawks questioned if there would be an auction. Chairman Westbrook commented that the County is required to bid in the amount due for taxes, penalties, interest and costs at the county tax sales, if no other bidder offers the same or larger bid. This resolution authorizes the sale of several such properties in an expeditious manner as legally possible in order to return the property to tax rolls. A committee that will be composed of Weakley County Mayor Houston Patrick, and Commissioners Eric Owen, Michael Medling, John Salmon and Larry Taylor are in charge of the responsibility of placing the highest and best sale price on these properties.

Commissioner Owen called for the question and a voice vote was taken, the ayes carried with none opposed.

**COMMISSION MEMBERS' COMMENTS:**

Commissioner Hawks commented that the moving of records to the archives is coming along but that 2 units (heat & cooling) compressors are out. They are in bad need of an air conditioner. Chairman Westbrook commented that there has not been any money approved to fix these units. It was commented that bids might need to taken. This would need to go before the committee at the next meeting.

It was announced that the Weakley County Municipal Electric System would be having a surplus property sale on August 4, 2012.

It was also announced that the Annual County Commissioner Association would be meeting at the Paris Landing State Park on September 18, 2012.

The next Finance Ways and Means Committee Meeting will meet tomorrow, July 31, 2012 at 4:30 p.m. in the County Commissioner's Room. Commissioner Fortner made a Motion to recess until July 31, 2012 at 5:30 p.m. and Commissioner Vincent placed a second to the Motion. The Weakley County Legislative Body stood recessed at 6:29 p.m.

ATTEST:

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Pat Scarbrough, Weakley County Clerk