

WEAKLEY COUNTY LEGISLATIVE BODY REGULAR MEETING  
MARCH 16, 2015

The Weakley County Legislative Body Meeting met in Regular Session on March 16, 2015 in the County Commission Room. County Mayor Bynum called the meeting to order at 5:30 p.m.

Commissioner Vincent gave the invocation.

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

County Clerk Hughey call the Roll with 17 members present and one member, Commissioner Hawks, was absent.

County Mayor Bynum called for a motion to approve the January 27, 2015 Weakley County Legislative Body Meeting Minutes. Commissioner Fortner made the motion and Commissioner Hudson placed the second. There were not any additions, deletions or corrections to the January 27, 2015 minutes. A voice vote was taken and the ayes have it with none opposed. The minutes from the January 27, 2015 meeting were approved.

**COMMUNICATION TO COMMISSION:**

The Financial Reports were included in the packets. County Mayor Bynum called for a Motion to accept the reports as filed. Commissioner Jones made a motion and Commissioner Usery placed a second. A voice vote was taken and the ayes have it with none opposed. The Financial Reports were accepted as filed.

The Veterans Service Report and the Ag Service Report were next on the agenda. Commissioner Wright made a motion to accept them as filed and Commissioner Donald Doster placed the second. A voice vote was taken and the ayes have it with none opposed. The reports were accepted as filed.

**MESSAGE FROM COUNTY MAYOR:**

County Mayor Bynum commented that the state recently released unemployment numbers from January. Weakley County's jobless rate was 8.5 percent; Weakley County had the lowest rate among nine counties in Northwest Tennessee. The bad news is the rate for Weakley County is two percent higher than the state average.

There will be an annual hazardous waste disposal event April 11 from 8:00 a.m. till noon at the Highway Department.

The Weakley County Chamber's annual President's Banquet will be April 21<sup>st</sup> at 6:00 p.m.

The Weakley County Legislative Luncheon was rescheduled for March 27, 2015 at 12 noon at the Boling University Center.

The 47<sup>th</sup> U T Martin's annual rodeo is April 9 through the 11<sup>th</sup>.

There have been questions regarding the lawsuit against the Election Commission. County Attorney Whitledge commented that if no other motions are filed with the U.S. Supreme Court before the April 28 deadline, the federal lawsuit filed against the Weakley County Election Commission and its Republican members would be effectively resolved.

Commissioner Owen commented that the county has won everywhere this has been heard and we have been out approximately \$50,000 at this point and County Attorney Whitledge commented that there is not any way to recover these fees that she is aware of.

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

None.

#### **SPECIAL RECOGNITION:**

None.

#### **ELECTIONS, APPOINTMENTS AND CONFIRMATIONS:**

The Election of Notaries Public was next on the Agenda. Commissioner Fortner made a motion to approve and Commissioner Dennis Doster placed a second. A voice vote was taken and the ayes have it with none opposed. The list of Notaries Public was approved.

#### **OLD BUSINESS:**

None.

**RESOLUTION NO. 2015-23:** Resolution Governing the Use of the County Right-of-Way in Weakley County. *Sponsored by Commissioners Owen and Vincent.*

Commissioner Fortner made a motion and Commissioner Overton placed a second. Commissioner Westbrook gave the Public Works and Safety Committee Report and the Resolution passed this committee 8 for and one absent.

Commissioner Donaldson moved to table and commented that he was not prepared to vote on this resolution tonight. Commissioner Westbrook commented that it would be two months before the commission would meet and that there is a sense of urgency to pass a resolution because a major utility company is attempting to have a bill passed at the state level that would hold counties financially liable for cutting phone lines in the

right-of-way. There was discussion by Commissioner Fortner that the intent of the resolution is to make sure the Road Supervisor and County know where new utilities are being installed. Commissioner Pope commented that the County is taking a pro-active stance with this Resolution. Commissioner Owen commented that there has been a lot of work on this Resolution. By requiring a permit, the exact location and depth of the lines must be specified, this would help the County Highway Department to prevent cutting through lines accidentally.

The discussion continued and Trustee, Marci Floyd, questioned how the permit would be enforced. The Trustee would collect for the permit and the County Road Supervisor, Charles Ross, would verify the permit.

Commissioner Taylor commented that the Commission could recess and give the Commissioners time to look at the Resolution.

Commissioner Westbrook made a Motion to recess after the completion of the other business on the agenda and to reconvene at the call of the Chairperson. Commissioner Taylor placed a second to the motion. A voice vote was taken and the ayes have it with none opposed. Chairperson, County Mayor Bynum, commented that the Commissioners have five days to suggest any changes to the resolution.

**RESOLUTION NO. 2015-27:** Resolution to Request Unclaimed Balances of Accounts from State of TN. *Sponsored by Commissioners Dennis Doster and Donaldson.*

Commissioner Taylor made the motion and Commissioner Wright placed a second. This resolution passed the Finance Ways and Means Committee 8 to 0 with one absent. A voice vote was taken and the ayes have it with none opposed. The Motion carried.

**RESOLUTION NO. 2015-28:** Resolution Authorizing Budget Amendments to the General Purpose School Fund for the Fiscal Year Ending June 30, 2015. *Sponsored by Commissioners Westbrook and Usery.*

Commissioner Donald Doster made a motion and Commissioner VanCleave placed a second. This passed the Health, Education and Economic Development Committee 9 to 0 and the Finance Ways and Means 8 to 0 with one absent. Discussion and the question were called and County Clerk Hughey called the Roll with 17 ayes and one absent. The motion carried.

**RESOLUTION NO. 2015-29:** Resolution Authorizing Budget Amendments to the Drug Control Fund for the Fiscal Year Ending June 30, 2015. *Sponsored by Commissioners Bynum and Vincent.*

Commissioner Fortner made the motion and Commissioner Chandler placed the second. This passed the Public Safety and Works Committee 8 to 0 with one absent and passed the Finance Ways and Means Committee 8 to 0 with one absent. Discussion and the question were called. County Clerk Hughey called the Roll with 17 ayes and one absent. The motion carried.

**RESOLUTION NO. 2015-30:** Resolution Authorizing Submission and Acceptance for Litter and Trash Collection Grant from TDOT. *Sponsored by Commissioners Usery and Jones.*

Commissioner Taylor made a motion and Commissioner Fortner placed a second. This resolution passed the Public Safety and Works Committee 8 to 0 with one absent and it passed the Finance Ways and Means Committee 8 to 0 with one absent. Discussion and the question were called and a voice vote was taken. The ayes have it with none opposed. The motion carried.

**RESOLUTION NO. 2015-31:** Resolution Authorizing Budget Amendments to the Solid Waste Fund for the Fiscal Year Ending June 30, 2015. *Sponsored by Commissioners Donaldson and Taylor.*

Commissioner Usery made the motion and Commissioner Donald Doster placed a second. The resolution passed the Public Safety and Works Committee 8 to 0 with one absent. The resolution also passed Finance Ways and Means 8 to 0 with one absent. Discussion and the question were called. County Clerk Hughey called the roll with 17 ayes and one absent. The motion carried.

**RESOLUTION NO. 2015-32:** Resolution Authorizing Budget Amendments to the General Fund for the Fiscal Year Ending June 30, 2015. *Sponsored by: Commissioners Donaldson and Taylor*

Commissioner Dennis Doster made the motion and Commissioner Donald Doster placed a second. This resolution passed Finance Ways and Means 8 to 0 with one absent. Discussion and the question were called. County Clerk Hughey called the roll with 16 ayes, one pass and one absent. The motion carried.

Next was to Approve Fiscal Strength and Efficient Government Fiscal Confirmation Letter for Three Star Program Requirements for Weakley County Chamber of Commerce.

Commissioner Overton made the motion and Commissioner Pope placed a second. Discussion was called and there was none. A voice vote was taken and the ayes have it with none opposed. The motion carried.

**COMMISSIONER MEMBERS' COMMENTS:**

Commissioner Fortner purposed that a Resolution be drafted for the County Mayor to appoint a Chaplin on a yearly basis to minister to the Commission and the County in general. Commissioner Fortner made the motion and Commissioner Hudson placed a second. Discussion was called. A voice vote was taken and the ayes have it with none opposed. The motion carried and the Resolution will be drafted for the next regular meeting.

Commissioner Pope announced that the Fiddlestick Extravaganza in Greenfield will be held April 15-18<sup>th</sup> and everyone is invited to attend. The rides are all free.

Commissioner Donaldson commented that the Latham Volunteer Fire Department was having problems due to road signs disappearing. Commissioner Overton commented that this was also a problem with the 911 Board.

Commissioner Fortner commented that the Commission had received a written audit for the county and complimented the office holders and County for a fine audit. Commissioner Wright seconded the good audit.

The next regular meeting will be held on May 18, 2015 at 5:30 p.m.

A motion to recess and reconvene at the call of the Chairperson was made by Commissioner Westbrook and Commissioner Pope placed a second.

The County Commission stood recessed at 6:05 p.m. to reconvene at the call of the Chairperson.

ATTEST:

---

Kim Hughey, Weakley County Clerk