

## WEAKLEY COUNTY LEGISLATIVE BODY MEETING

MARCH 19, 2007

The Weakley County Legislative Body met in Regular Session on March 19, 2007 at 5:30 p.m. in the County Commission Room at the Weakley County Courthouse. Chairman Dick Phebus called the meeting to order.

Chairman Phebus 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 Commissioner McAlpin was absent. Commissioner McAlpin answered the Roll Call before the next item on the Agenda.

Chairman Phebus called for a Motion to approve the Minutes from the January 16, 2007 meeting. Commissioner Buckley made the Motion and Commissioner Rich placed a second to the Motion. There were not any questions or comments and a voice vote was taken with the ayes carrying. The Minutes from the January 16, 2007 meeting were approved.

Chairman Phebus made a Motion, without objection, to move Resolution No. 2007-35 to the head of the Agenda. Commissioner Stewart made the Motion, and Commissioner Wright placed a second to the Motion. A voice vote was taken and the ayes carried. Resolution No. 2007-35 was moved to the head of the Agenda.

**RESOLUTION NO. 2007-35:** Resolution To Honor And Congratulate The Westview Cheerleading Team On Their Outstanding 2007 Season

Commissioner Buckley made a Motion to place the Resolution on the Floor and Commissioner Taylor placed a second to the Motion. Chairman Phebus read the Resolution into the Minutes. County Clerk Scarbrough called the Roll with 18 ayes, the Motion Carried.

Chairman Phebus and County Mayor Patrick presented each of the members of the team with certificates in recognition of their achievement. Chairman Phebus directed County Clerk Scarbrough to send a certified copy of the Resolution to Coaches David and Maggie Byars.

### **ELECTIONS, APPOINTMENTS & CONFIRMATIONS:**

The next item on the Agenda was the election of Notaries Public. Commissioner Jones made a Motion and Commissioner Vincent place a second to the Motion. A voice vote was taken and the ayes carried, the List of Notaries Public was approved.

The next item was the re-appointment of Commissioner Earl Wright to fill the unexpired term ending June 30, 2009 on the Weakley County Agricultural Extension Committee. Commissioner Salmon made the Motion and Commissioner Farmer placed a second to the Motion. Discussion was called the County Clerk called the Roll with 17 ayes and one pass. The Re-appointment of Earl Wright was approved.

The next re-appointment was for Hugh Adams to the fill the unexpired term ending June 30, 2011 on the Weakley County Agricultural Extension Committee. Commissioner Rook made the Motion and Commissioner Stewart placed a second to the Motion. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The re-appointment of Hugh Adams was approved.

The next re-appointment was for Amy Tuck to fill the unexpired term ending June 30, 2009 on the Weakley County Agricultural Extension Committee. Commissioner Wright made the Motion and Commissioner Westbrook placed a second to the Motion. County Clerk Scarbrough took a roll call vote with 18 ayes and none opposed, the re-appointment of Amy Tuck was approved.

The next appointment was for Commissioner Eric Owen to the Weakley County Agricultural Extension Committee with the term expiring March 19, 2009. Commissioner Taylor made the Motion and Commissioner Jones placed a second the Motion. A Roll call vote was taken with 16 ayes and two passed. The appointment of Commissioner Owen was confirmed.

The next Appointments were to the Public Works Committee to serve as the Solid Waste Committee. County Mayor Patrick recommended Commissioners Rook, Sinclair, Barner, Taylor, Farmer, and Medling for this committee. Commissioner Westbrook made the Motion and Commissioner Malone placed a second to the Motion. A roll call vote was taken with 18 ayes and none opposed. The Appointments were confirmed with terms to expire as designated in the appointments.

### **REPORTS:**

The Financial Reports were presented in the packets. Chairman Phebus called for any Committee Reports that needed to be presented. The 2007 27<sup>th</sup> Judicial

District Drug Court Program Status Report as of February 10, 2007 by Judge Moore and Sheriff Wilson was included in the packets. Judge Moore gave a brief summary of the Report and went over some of the highlights of the Program. Judge Moore commented that there would be twelve people graduating from the program in May.

Chairman Phebus called for a Motion to accept the Reports as filed. Commissioner Sinclair made the Motion and Commissioner Medling placed a second to the Motion. Discussion was called and a voice vote was taken and the ayes carried. The Reports were accepted as filed.

**OLD BUSINESS:**

There was not any Old Business.

**NEW BUSINESS:**

**RESOLUTION NO. 2007-31:** Resolution Authorizing Section of Road Closure for the Weakley County Highway Department.

Commissioner Rook made a Motion to place the Resolution on the Floor and Commissioner Farmer placed a second to the Motion. Discussion was called and Commissioner Rook gave the Public Works Report with this Resolution passing his committee unanimously. Question was called and the County Clerk called the Roll with 18 ayes and none opposed. The Motion carried.

**RESOLUTION NO. 2007-32:** Resolution Authorizing Budget Amendments to the School Federal Projects Fund for the Fiscal Year Ending June 30, 2007.

Commissioner Westbrook made the Motion with Commissioner Sinclair placing a second to the Motion. Commissioner Westbrook gave the H.E.E.D Committee report and this Resolution passed his Committee six to zero. Chairman Phebus gave the Finance Ways and Means Report and this Resolution also passed his committee six to zero. Discussion and the question were called. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The Motion carried.

**RESOLUTION NO. 2007-33:** Resolution Authorizing Budget Amendments to the General Purpose School Fund for the Fiscal Year Ending June 30, 2007.

Commissioner Jones made a Motion to place the Resolution on the Floor and Commissioner Stewart placed a second to the Motion. Commissioner Westbrook gave the H.E.E.D. Committee Report and the Resolution passed his Committee six to zero. Chairman Phebus gave the Finance Ways and Means Report and this Resolution also passed his Committee six to zero. Discussion and the

Question were called. The County Clerk called the Roll with 18 ayes and none opposed the Motion carried.

**Resolution No. 2007-34:** Resolution to Appropriate Funds for the Demolition of County Election Commission Building.

Commissioner Taylor made a Motion to place the Resolution on the Floor and Commissioner Medling placed a second to the Motion. Discussion was called. There was a lot of discussion concerning the placement of the Election Commission if the Old Health Department is torn down. The plan was to place them in the Old Dresden Elementary School. There were questions as to why the Old Health Department was not repairable. Chairman Phebus commented that the building itself has substandard conditions, it is in need of vast amounts of renovation and rebuilding, either that, or demolition. The cost of building a new building is equal to or less than the cost of renovating the building and bringing it up to standards. Commissioner Owen commented that a couple of contractors had looked at the building for renovations, but the building was built in 1934 and it has served its purpose. Commissioner Rook questioned the amount of money involved in renovation or rebuilding.

Commissioner Westbrook made a Motion for the Commission to stand in recess for five minutes and to hear Chairman Tom Call, of the Election Commission. A voice vote was taken and the ayes carried, the Commission stood in recess for five minute.

Chairman Phebus called the Commission back into session and Discussion was called. Commissioner Sinclair questioned who the people are that are located in the Old Dresden Elementary School. Commissioner Westbrook commented that Northwest Tennessee Early Head Start is using some of the Rooms. Also the Iris Festival and David Johnson Chorus have rooms at the school, and they are using them for storage, these people could be moved, if necessary.

Question was called. The County Clerk, Pat Scarbrough, called the Roll with 13 ayes and five nays. The Resolution was adopted.

**MISCELLANEOUS STATEMENTS AND ANNOUNCEMENTS:**

Chairman Phebus commented that due to a conflict in his schedule that he would like to reschedule the May meeting from Monday May 21 to Monday, May 14, 2007 Chairman Phebus made a Motion to make the above change and Commissioner Stewart placed a second to the Motion. A voice vote was taken and the May meeting was moved to May 14, 2007. Chairman Phebus requested that the June Meeting be moved from Monday June 25 to Thursday, June 28 due to the fact that the Finance Office and Staff along with Chairman Phebus would

be at the National Conference of the Association of Governmental Accountants in Nashville on Monday through Wednesday. Commissioner Westbrook made the Motion to change the June Meeting to Thursday, June 28, 2007 and Commissioner Taylor place a second to the Motion. Discussion was called and a voice vote was taken and the ayes carried, the Meeting was moved to June 28, 2007.

Commissioner Sinclair was recognized and he addressed the Intersection at the Hyndsver Road and Highway 45 Bypass as being very unsafe. This has become a problem since Wal-Mart has moved to their new location. Due to the high rate of traffic, and since there has all ready been one fatality at this intersection; Commissioner Sinclair suggested that the City of Martin should be encouraged to install a traffic light at this location. Commissioner Sinclair noted that the Public Works Committee has agreed to submit a letter to the appropriate parties, including Senator Herron, Representative Mark Maddox and Martin officials to get this problem resolved. Commissioner Sinclair commented that this is a state road with state right-of-way within the city limits of Martin. Commissioner Sinclair encouraged the Martin representatives to talk with these people, and have a red light in place, before another fatality occurs.

Commissioner Westbrook was recognized and he made a Motion to disregard packets, and to mail out only the agenda and minutes from this date forward. Commissioner Vincent placed a second to the Motion. A voice vote was taken and the ayes carried with none opposed.

Commissioner Barner commented on the Highway Commission members and that there were not any of the members present at the last meeting. These members are still paid \$300.00 per month, whether they show up or not. He suggested that the rules should be changed so that they only get paid if they come to the meetings. Chairman Phebus commented that he would have someone to check into this situation.

Chairman Phebus commented that at this time the County Attorney has some comments and the Chairman asked that we meet in Executive Session, so all members with the exception of the County Commissioners, the County Mayor, the County Clerk, and the Finance Staff were asked to leave the Meeting Room.

At that time, the closed session proceeded and after this business was concluded, the County Commission resumed with the Agenda.

Commissioner Stewart noted to let the record show that three of the County Commissioners, Westbrook, McAlpin and Jones left this meeting prior to the finish of the County Business.

Commissioner Salmon commented that County Government Day would be April 17 and 18, 2007.

Commissioner Sinclair made a Motion to adjourn and Commissioner Rook place a second to the Motion. The Weakley County Legislative Body Meeting stood adjourned at 7:00 p.m.

ATTEST:

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Pat Scarbrough, Weakley County Clerk