

AGENDA
REGULAR MEETING OF WEAKLEY COUNTY LEGISLATIVE BODY
SEPTEMBER 18, 2006

Call to Order at 5:30 p.m.
Invocation
Pledge to the Flag
Roll Call
Approval of Minutes of July 31, 2006 Meeting

ELECTIONS, APPOINTMENTS & CONFIRMATIONS:

Election of Chairman
Election of Chairman Pro-Tempore
Appointment of Weakley County Board of Commissioners Committee Members
Appointment of Emergency Management Officer
Appointment of (2) Members to the Weakley County Emergency Communication Board
Election of Notaries Public

REPORTS

Financial Reports
Committee Reports

UNFINISHED BUSINESSS:

NEW BUSINESSS:

RESOLUTION No. 2007-05	Resolution to Adopt Rules Regulating the Procedures of the Board of County Commissioners of Weakley County, TN.
RESOLUTION No. 2007-06	Resolution to Authorize an Actuarial Study to Determine the Liability Associated with Allowing Certain Group 1 Sheriffs of the TCRS to Cover Certain Service Rendered by Such Members of Said System in Provisions Applicable to Group 2 Members of Said System in Accordance with TCA §8-34:37.
RESOLUTION No. 2007-07	Resolution to Approve The Everett-Stewart Airport Inter-Local Agreement between Weakley and Obion Counties.
Appointment of Members to The Everett-Stewart Airport Board	
RESOLUTION No. 2007-08	Resolution Authorizing Budget Amendments to the School Federal Projects Fund for the Fiscal Year Ending June 30, 2007.
RESOLUTION No. 2007-09	Resolution to Approve Weakley County Officials Statutory Bonds for County Public Officials.
RESOLUTION No. 2007-10	Resolution Authorizing Budget Amendments to the General Purpose School Fund for the Fiscal Year Ending June 30, 2007.
RESOLUTION No. 2007-11	Resolution to Remove the Law Enforcement Powers of the Office of Constable in Weakley County.

Miscellaneous Statements and Announcements

ADJOURNMENT

WEAKLEY COUNTY LEGISLATIVE BODY MEETING

SEPTEMBER 18, 2006

The Weakley County Legislative Body met in Regular Session on September 18, 2006, 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 all 18 members present.

Chairman Phebus called for a Motion to approve the Minutes from the July 31, 2006 meeting. Commissioner Vincent made the Motion and Commissioner Jones placed a second to the Motion. There was a voice vote taken and the ayes carried with none opposed. The minutes of the July 31, 2006 meeting were approved.

ELECTIONS, APPOINTMENTS AND CONFIRMATIONS:

The first item under elections, appointments, and confirmations was the election of the Chairman. Chairman Phebus vacated the Chair and Chairman Pro-Tempore Buckley assumed the Chair. Chairman Pro-Tempore Buckley called for nominations for Chairman of the Weakley County Legislative Body. Commissioner Stewart nominated Commissioner Phebus and Commissioner Taylor placed a second to the motion. There were not any other nominations, a voice vote was taken, and the ayes carried with none opposed. Commissioner Phebus was elected as Chairman of the Weakley County Legislative Body.

Chairman Phebus assumed the Chair and called for nominations for Chairman Pro-Tempore. Commissioner Salmon nominated Commissioner Buckley and Commissioner Farmer placed a second the motion. A voice vote was taken and the ayes carried with none opposed. Commissioner Buckley was elected as Chairman Pro-Tempore.

The next item under Elections, Appointments, and Confirmations was the appointments of the Weakley County Board of Commissioners Committee Members. Commissioner Westbrook gave the Rules Committee recommendations and made a motion that the appointments to the various committees be approved as presented and Commissioner Jones placed a second to the Motion. Discussion was called and the question. The County

Clerk, Pat Scarbrough called the Roll with 17 ayes and 1 nay. Motion carried and the Committee members were approved as presented.

The next item was the Appointment of the Emergency Management Director. Chairman Phebus commented that the County Mayor, Houston Patrick has made the recommendation to appointment Mark Seat as Emergency Management Director for a period of one year. Commissioner Stewart made the Motion to place the nomination on the floor and Commissioner Jones placed a second to the Motion. Discussion was called and Commissioner Rook questioned why the appointment was for one year. Chairman Phebus clarified that this was the law. Question was called, a voice vote was taken, and the ayes carried with none opposed. Mark Seat was appointed to a one-year term as the Weakley County Emergency Management Director.

The next item was the Appointment of two members to the Weakley County Emergency Communications Board. County Mayor Patrick recommended the re-appointment of Jeff Washburn to a four-year term ending August 31, 2010. Commissioner Westbrook made a motion to approve the appointment and Commissioner Farmer place a second to the Motion. A voice vote was taken and the ayes carried with none opposed. The appointment of Jeff Washburn was confirmed.

The Second member recommended by County Mayor Patrick was Howard Ross to a four-year term ending August 31, 2010. Commissioner Wright made the motion to approve the appointment and Commissioner Owen placed a second to the Motion. Discussion was called and a voice vote was taken. The ayes carried with none opposed and Howard Ross was appointed to a four-year term to the Weakley County Emergency Communications Board.

The next item was the election of Notaries Public. Commissioner Buckley made a motion to approve the list and Commissioner Jones placed a second to the Motion. Discussion was called and a voice vote was taken. The ayes carried with none opposed. The List of Notaries Public was approved.

REPORTS:

The Trustee's Report, General Fund Report, Highway Department Report, School Department Report, Solid Waste Report, and the General Debt Service Report were included in the packets. In addition, the Financial Statements for each of the fee offices were included in the packet. Chairman Phebus called for any comments on the Reports. Commissioner Westbrook commented that the WCMES Board Annual Report was available for the Public to view and commented on some of the highlights in the Report. Commissioner Taylor made a motion to accept the Reports as filed and Commissioner Owens placed a

second to the motion. A voice vote was taken and the ayes carried with none opposed. The Reports were accepted as filed.

Chairman Phebus recognized Commissioner Westbrook and he commented that the Health, Education and Economic Development Committee and the Public Safety Committee met concerning the Old Jail. Mayor Patrick has made contact with a company to demolish the building and haul the building off. The Health, Education, and Economic Development Committee asked the Director of Finance to take bids, check on insurance and bonds, in order to demolish the building and haul it off. The Health, Education, and Economic Development Committee will report at the next meeting with their recommendation.

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

RESOLUTION NO. 2007-05: Resolution to Adopt Rules Regulating the Procedures of the Board of County Commissioners of Weakley County, TN.

Chairman Phebus called for a Motion to place the Resolution on the Floor. Commissioner Taylor made the Motion and Commissioner Buckley placed a second to the Motion. Commissioner Westbrook gave the committee report on the Resolution. Commissioner Westbrook pointed out some of the changes on Page 9, Item 3 in reference to the Weakley County Municipal Electric System Board and Item 5 concerning the Everett Stewart Regional Airport Board. Discussion was called and the question. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The Motion carried.

RESOLUTION NO. 2007-06: Resolution to Authorize an Actuarial Study to Determine the Liability Associated with Allowing Certain Group 1 Sheriffs of the TCRS to Cover Certain Service Rendered by Such Members of Said System in Provisions Applicable to Group 2 Members of Said System in Accordance with TCA 8-34:37.

Chairman Phebus called for a Motion, Commissioner Vincent made the Motion, and Commissioner Westbrook placed the second. Chairman Phebus explained that this Resolution would not cost the County anything. Discussion was called and Commissioner Taylor questioned if other county employees could be allowed this option. Chairman Phebus commented that this would be on a case-by-case basis. The question was called. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The Motion carried.

RESOLUTION NO. 2007-07: Resolution To Approve The Everett-Stewart Airport Inter-Local Agreement between Weakley and Obion Counties.

Chairman Phebus called for a motion to place this Resolution on the Floor, Commissioner Westbrook made the Motion, and Commissioner Sinclair placed a second to the Motion. Discussion was called. Commissioner Westbrook recognized that there were a couple of representatives from Obion County present. Commissioner Westbrook commented on some changes that had been made on Page 3 that clarifies that two people sign checks and it can be anyone of the three officers or the Airport Manager. It states that two out of four people can sign checks. Commissioner Westbrook went on to discuss various aspects of the Agreement. Commissioner McAlpin commented on \$35,000 for operation. Commissioner Westbrook commented that there is \$35,000 in the budget for operating expense. U.S. Congressman Tanner is helping to push through a federal grant that would pay for 90 percent of the cost of the airport expansion project, which is estimated to be as much as \$6 million for needed improvements. The question was called and the County Clerk called the Roll with 18 ayes and none opposed. The Motion for Resolution 2007-07 carried.

APPOINTMENT OF MEMBERS TO THE EVERETT-STEWART AIRPORT BOARD:

Chairman Phebus recommended the appointment of Commissioner Westbrook for a one year term, Wayne McCreight for a two year term and Director of Finance, Shawn Francisco for a two year term. Chairman Phebus made a motion to nominate Commissioner Westbrook and Commissioner Rich placed a second to the Motion. County Clerk Scarbrough called the Roll with 17 ayes and one passed. Commissioner Westbrook was approved for a one-year term.

The Second Appointment was for Wayne McCreight. Chairman Phebus made a motion and Commissioner Wright placed a second to the Motion. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. Wayne McCreight was approved for a two-year term.

The Third Appointment was for Director of Finance, Shawn Francisco. Chairman Phebus made the Motion and Commissioner Stewart placed a second to the Motion. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. Director of Finance, Shawn Francisco was approved for a two-year term.

Chairman Phebus directed the Clerk to send certified copies of the Resolution and appointments to the Obion County Mayor.

RESOLUTION NO. 2007-08: Resolution Authorizing Budget Amendments to the School Federal Projects fund for the Fiscal Year Ending June 30, 2007.

Commissioner Rook made a Motion to place the Resolution on the floor and Commissioner Stewart placed a second to the Motion. Commissioner Westbrook gave the Health, Education, and Economic Development Committee Report and the Resolution passed his committee unanimously. Chairman Phebus gave the Finance Ways and Mean Committee Report and it passed his committee unanimously. Discussion was called and the question. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The motion carried.

RESOLUTION 2007-09: Resolution to Approve Weakley County Officials Statutory Bonds for County Public Officials.

Commissioner Buckley made the motion to place the Resolution on the floor and Commissioner Vincent placed a second to the Motion. Discussion was called and it was discussed that there was one constable's bond missing. Commissioner Vincent asked for clarification on this Constable. County Clerk Scarbrough commented that the one Constable Bond missing was on J. B. Coley. Mr. Coley's bond does not expire until November 1, 2006 and he did not want to renew the bond until it runs out. Chairman Phebus commented that the commission would not meet again until the third Monday in November and that this would leave Mr. Coley without an approved Bond and unable to perform duties until the Bond has been filed and approved. County Attorney Neese was asked to comment and he did not recommend that there be a lapse in bonds. Bonds are not optional and they cannot be in office without a bond. Mr. Coley would need to get his bond in line with the rest of the Constables. Commissioner Westbrook made a motion to move this Resolution to the hill of the Agenda. Commissioner Vincent placed a second to the Motion. A voice vote was taken and the ayes carried with none opposed. The Resolution was moved the hill of the Agenda.

RESOLUTION 2007-10: 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 Taylor placed a second to the Motion. Commission Westbrook gave the H.E.E.D Committee report and this Resolution passed his committee unanimously. Chairman Phebus commented that it also passed the Finance Ways and Means Committee unanimously. Discussion and the question were called. The County Clerk called the Roll with 18 ayes and none opposed. The motion carried.

RESOLUTION 2007-11: Resolution to Remove the Law Enforcement Powers of the Office of Constable in Weakley County.

Chairman Phebus called for a Motion to place the Resolution on the Floor. There was not a Motion forthcoming. Chairman Phebus called for a Committee Report from the Public Safety committee. Commissioner Vincent commented that this committee tabled the Resolution for further investigation and consideration. Commissioner Stewart made a motion to table the Motion and Commissioner Owen placed a second to the Motion a voice vote was taken and the ayes carried with none opposed. The Resolution was tabled.

Chairman Phebus moved back to Resolution 2007-09. Commissioner Westbrook commented that the Rules called for official bonds of officers shall be transmitted to the Comptroller of the Treasurer within forty days of election or twenty days after the term of office begins. Commissioner Sinclair called for question on the motion to approve the bonds as presented. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The Motion carried.

MISCELLANEOUS STATEMENTS AND ANNOUNCEMENTS:

Chairman Phebus announced the County Commissioners Association would be having it's meeting at the Paris Landing State Park on September 28, 2006 at 6:00 o'clock. Chairman Phebus encouraged the Commissioners to attend and to contact the Finance Director's Office or the County Mayor's Office if you plan to attend.

Commissioner Vincent questioned if there needed to be a motion on the Constable issue. He stated that this bond would not be legal after November 1, 2006. County Attorney Neese commented that he would look into the legality of this bond issue. County Attorney Neese commented that he would contact C.T.A.S. and do the full research regarding this situation.

Chairman Phebus called for any other announcements.

Jeff Lannom, County Extension Officer was recognized and he recognized Beverly Shelby, U. T. Extension Office.

County Mayor Patrick recognized Mr. Howard Ross, the new appointment to the Emergency Communications Board.

Chairman Phebus called for a motion to adjourn, Commissioner Stewart made the Motion, and Commissioner Sinclair placed a second to the Motion. A voice vote was taken, the ayes carried with none opposed. The Weakley County Legislative Body adjourned at 6:25 p.m.

ATTEST:

Pat Scarbrough, County Clerk