

WEAKLEY COUNTY LEGISLATIVE BODY MEETING

SEPTEMBER 19, 2005

The Weakley County Legislative Body met in Regular Session on September 19, 2005 at 5:30 p.m. in the County Commission Room of the Weakley County Courthouse. Chairman Dick Phebus called the meeting to order.

Commissioner Wright 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, Kevin McAlpin absent. Commissioner McAlpin answered present on the first voice vote.

Chairman Phebus called for a motion to approve the minutes for the July 25, 2005 meeting. Commissioner Owen made a motion to approve the minutes and Commissioner Jones placed a second to the motion. There was not any discussion or comments on the July 25, 2005 minutes. There was a voice vote taken, and the ayes carried with none opposed. The Minutes of the July 25, 2005 meeting was approved.

SPECIAL RECOGNITION:

Commissioner Stewart made a motion to suspend the Rules and to place Resolution No. 2006-13 to the head of the Agenda. Commissioner Buckley placed a second to the motion. Discussion was called and a voice vote was taken. The ayes carried and the rules were suspended and Resolution No. 2006-13 was moved to the head of the Agenda.

RESOLUTION NO. 2006-13: Resolution To Honor And Congratulate The Greenfield 11-12 Year Old Boys Baseball Team on Their Outstanding 2005 Season.

Chairman Phebus read Resolution No. 2006-13 into the Minutes. Chairman Phebus directed the Clerk, upon passage of this Resolution, to send certified copies of this Resolution to Jeff Crouse and all the other Coaches of this team. Chairman Phebus called for a motion to place the Resolution on the Floor, Commissioner Stewart made the motion, and Commissioner Page placed a second to the Motion. A voice vote was taken, and the ayes carried with none opposed. The Resolution was approved. At this time, Commissioner Stewart and Commissioner Page presented certificates to each member of the team.

Chairman Phebus recognized Commissioner Westbrook, Chairman of the Rules Committee. Commissioner Westbrook commented that the Rules Committee met and unanimously recommended electing Richard Phebus as Chairman of the Weakley County Legislative Body. At this time Commissioner Mac Buckley, Chairman Pro Tempore, took the floor, and Commissioner Westbrook made a motion to nominate Commissioner Phebus as Chairman of the Weakley County Legislative Body. Commissioner Hunt placed a second to the Motion. Chairman Pro Tempore Buckley called for any other nominations for Chairman, there being none, a voice vote was taken and the ayes carried with none opposed. The Motion carried and Commissioner Phebus was approved as Chairman of the Weakley County Legislative Body. Chairman Phebus thanked the Commission for the confidence they had placed in him and commented on how much he appreciated this vote of confidence.

Chairman Phebus took back the Chair and called for nominations for Chairman Pro Tempore. Commissioner Westbrook commented that the Rules Committee

had met and they unanimously nominated Mac Buckley as Chairman Pro Tempore. Commissioner Westbrook made a Motion to nominate Commissioner Buckley Chairman Pro Tempore and Commissioner Sinclair placed a second to the motion. Chairman Phebus called for any other nominations, and there being none a voice vote was taken with the ayes carrying and none was opposed. Commissioner Buckley was approved as Chairman Pro Tempore.

Chairman Phebus recognized Commissioner Westbrook, Chairman of the Rules Committee. Commissioner Westbrook commented that each of the Commission members had before them a copy of the recommended Committees and the members of each Committee. Commissioner Westbrook commented that to his knowledge there were not any changes made from the previous years Committees. Commissioner Westbrook made a motion to nominate these members to serve on these committees as listed and also the Weakley County Service Officer and the County Safety Officer. Commissioner Stewart placed a second to the motion. Discussion was called and a voice vote was taken with the ayes carrying and none was opposed. The committees, Service Officer and Safety Director were approved as listed, and the motion carried.

Commissioner Westbrook was recognized and commented that the Rules Committee had met and recommended some minor changes. There was not any change to dates, times, compensation or order of business or when the Commission meets. The first change recommended by the Rules Committee was on page 9, Rule 8, Line B6. The Rules Committee recommends that the duties of the Personnel Committee be expanded to include Legislative and Intergovernmental Affairs as set out on Page Nine, Rule Eight B6. Commissioner Westbrook made a motion to make this change and Commissioner Salmon placed a second to the motion. Commissioner Phebus pointed out a spelling error on Intergovernmental Affairs and Commissioner Phebus requested that each commissioner correct this on their copies. Chairman Phebus called for discussion and there being none a voice vote was taken with the ayes carrying and none opposed, the motion carried.

Commissioner Westbrook commented that there were some other changes to be made on C-1 on the same page. The second paragraph makes the Financial Management Committee the liaison with the County Attorney on legal matters in which the County government may from time to time become involved. The Chairman of the Financial Management Committee shall confer with the County Attorney about such matters and convene the full committee when he deems it necessary. The Financial Management Committee shall recommend a person to serve as County Attorney at the regular January meeting of the Commission.

Commissioner Westbrook commented that C-4 on page 10 be completely re-written to reflect the current status of putting five members on the Weakley County Joint Economic and Development Board. Members of the Board representing the County must be full time residents of the County; nominated by the Health, Education and Economic Development Committee of the Commission and approved by a majority of the Board of County Commission at the regular June meeting of each odd numbered year. Members shall serve staggered terms of four (4) years. Three (3) members shall be appointed in June 2007 and two (2) members shall be appointed in June 2009. Therefore, C-4 is new and completely re-written.

Commissioner Westbrook commented that there was a clerical change that e, f, g, etc. be changed and re-lettered on Page Ten. Commissioner Westbrook made a motion to make these changes as noted above and Commissioner Jones placed a second to the motion. Discussion was called and a voice vote was taken with the ayes carrying and none was opposed. The Rules are changed and adopted as noted in the motion.

ELECTIONS, APPOINTMENTS AND CONFIRMATIONS:

The first appointment was the Weakley County Library Appointment. Thomas L Moore Jr. of Dresden was nominated to be re-appointed to a three-year term beginning July 1, 2005. Chairman Phebus called for a motion for this re-appointment and Commissioner Sinclair made the motion. Commissioner Rich placed a second to the motion and discussion was called. The County Clerk called the roll with 18 ayes and none were opposed. Thomas L Moore, Jr. was re-appointed to the Weakley County Library Board.

The second appointment to the Weakley County Library Board was for Mace Jett, Jr. to replace Barbara Trentham whose term has expired. Commissioner Buckley made a motion to place this appointment on the floor and Commissioner Gardner placed the second. Discussion was called and the County Clerk called the Roll with 18 ayes and none opposed. Mr. Mace Jett, Jr. was appointed to a three-year term beginning July 1, 2005.

ELECTION OF NOTARIES PUBLIC:

A motion was made by Commissioner Owen to approve the Notaries Public List and Commissioner Gardner placed the second to the motion. Discussion was called and a clarification was made on the Cottage Grove School. Commissioner Rook clarified this and he commented that this is a private school now. A roll call vote was taken with 18 ayes and none opposed, the notaries public list was approved.

REPORTS:

Chairman Phebus called for any committee reports, Barbara Virgin was recognized, and she commented on the Tennessee Scholars Program and invited the Commission members to a reception on Tuesday September 27, 2005 from 4:30 p.m. to 6:00 p.m. The Weakley County Chamber of Commerce Board of Directors and the Board of Director of Schools are looking forward to this event and request your RSVP by Thursday, September 22, 2005 for this informative event.

Chairman Phebus recognized Jeff Lannom, Agricultural Extension Service Agent and he commented that each member had received a copy of his report by mail and he would be happy to answer any questions the Commission might have.

Chairman Phebus commented that the Trustee's Report, General Fund Report, Highway Department Report, School Department Report, Solid Waste Report, and Annual Financial Reports of the Fee Offices were included in the packets. Chairman Phebus called for a motion to approve the reports as filed and Commissioner Jones made the motion and Commissioner Salmon placed a second to the motion. Discussion was called and Commissioner Westbrook commented that the reports be accepted as presented. A voice vote was taken and the ayes carried with none opposed. The reports were accepted as filed.

UNFINISHED BUSINESS:

There was none.

NEW BUSINESS:

RESOLUTION NO. 2006-04: General Fund Resolution – Office of Aging.

Commissioner Westbrook gave the committee report from Health, Education and Economic Development. This resolution passed his committee 6 to zero. Chairman Phebus gave the Finance Ways and Means Report and this passed he

committee unanimously. Commissioner Gardner made a motion to place the Resolution on the Floor and Commissioner Vincent placed the second. Discussion was called and the question. The County Clerk called the Roll with 18 ayes and none opposed the motion carried.

RESOLUTION NO. 2006-05: General Purpose School Resolution.

Commissioner Westbrook gave the Health, Education and Economic Development Report and this Resolution passed his committee unanimously. The Resolution also passed the Finance Ways and Means Committee unanimously. Commissioner Hunt made a motion to place the Resolution on the Floor and Commissioner Wright placed a second to the motion. Discussion was called and the question. The County Clerk called the Roll with 18 ayes and none opposed the motion carried.

RESOLUTION NO. 2006-06: Federal Projects Resolution.

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

RESOLUTION NO. 2006-07: Highway Department Resolution-Budget Amendments.

Commissioner Rook gave the Committee Report from Public Works and this passed his committee with four ayes and two absent. Chairman Phebus gave the Finance Ways and Means Report and this passed his committee unanimously. Commissioner Hunt made a motion to place the Resolution on the floor and Commissioner Rook placed a second to the motion. Discussion was called and the question. The County Clerk called the Roll with 18 ayes and none opposed. The motion carried.

RESOLUTION NO. 2006-08: Highway Department Resolution-Twin Lakes Dr. Road Addition.

Commissioner Rook gave the Public Works Committee Report and this Resolution passed his committee unanimously. In addition, it was noted that the Road Board Committee had approved this Resolution. Commissioner Rook made a motion and Commissioner Westbrook placed a second to the motion. Discussion was called and Commissioner Stewart made some comments about the signature of the County Mayor on the application for addition to the County Road System and County Mayor Gifford commented that he assumed he would sign the application and Resolution after the passage of the Resolution. The question was called. The County Clerk called the Roll with 18 for and none opposed. The motion carried.

RESOLUTION NO. 2006-09: Highway Department Resolution-Amendment.

Commissioner Rooks gave the Public Works Report and it passed his Committee unanimously. Commissioner Rook made a motion to place the Resolution on the Floor and Commissioner Gardner placed the second. Discussion was called and the question. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The motion carried.

RESOLUTION NO. 2006-10: Resolution Authorizing Acceptance of a Pavement Marking Grant For Weakley County, Tennessee For Fiscal Year Ending June 30, 2006.

Commissioner Rook gave the Public Works Report and this passed his committee with four ayes and two absent. Chairman Phebus commented that it passed the Finance Ways and Means Committee unanimously. Commissioner Rook made a motion to place the Resolution on the floor and Commissioner Jones placed the second to the motion. Discussion was called and the question. The County Clerk called the Roll with 18 ayes and none opposed. The motion carried.

RESOLUTION NO. 2006-11: Resolution To Decrease Length of Fisher Road.

Commissioner Rook gave the Public Works Report and this Resolution passed his Committee unanimously. Commissioner Rook made the motion to place the Resolution on the Floor and Commissioner Buckley placed the second. Discussion was called and the question. The County Clerk called the Roll with 18 ayes and none opposed. The motion carried.

RESOLUTION NO. 2006-12: Resolution Adopting the National Incident Management System Established by the United States Department of Homeland Security For Use By All Responders To Any Emergency, Both Natural And Manmade, Occurring In Weakley County, Tennessee.

Commissioner Vincent gave the Committee Report from Public Safety and this passed his committee with four ayes. Commissioner Hunt made a motion to place the Resolution on the Floor and Commissioner Baltz placed the second. Discussion was called and the question. The County Clerk called the Roll with 18 ayes and none opposed. The motion carried.

RESOLUTION NO. 2006-14: Resolution To Correct Scrivener's Errors In Resolution 2005-53, Resolution To Levy An Additional Countywide Motor Vehicle Tax.

Chairman Phebus commented that this passed the Finance Ways and Means Committee unanimously. Commissioner Westbrook made the motion to place the Resolution on the Floor and Commissioner Buckley placed the second. Discussion was called and the question. The County Clerk called the Roll with 17 ayes and one opposed. The motion carried.

MISCELLANEOUS ANNOUNCEMENTS AND STATEMENTS:

Commissioner Barner was recognized and he made comments on tax collections and the need to either collect them or to mark them off the books.

Commissioner Salmon was recognized. Commissioner Salmon recognized Commissioner Rook for spending several days in the last couple of weeks on the Gulf Coast helping the people out from the Hurricane. Commissioner Westbrook amended that to include Sheriff Wilson and Kim Higgs from the Sheriff's Department.

Chairman Phebus called for any other business to be brought before the Commission. Chairman Phebus commented that the next meeting would be scheduled for November 21, 2005 at 5:30 p.m. Chairman Phebus called for any conflicts with this date. There being none, the next meeting is scheduled for the third Monday in November on the 21st at 5:30 p.m.

Commissioner Stewart made a motion to adjourn and Commissioner Owen placed a second. A voice vote was taken and the Weakley County Legislative Body stood adjourned at 6:07 p.m.

ATTEST:

Pat Scarbrough, County Clerk