

AGENDA

WEAKLEY COUNTY LEGISLATIVE BODY  
REGULAR MEETING - JULY 31, 2001

CALL TO ORDER - 7:00 p.m.

INVOCATION

PLEDGE TO THE FLAG

ROLL CALL

APPROVAL OF JUNE 25, 2001 MEETING MINUTES

RECOGNITION:

Awarding Combat Medal to Veteran Carlton Farrar

REPORTS:

Trustee's Report

General Fund Report

Highway Dept. Report

School Dept. Report

Solid Waste Report

Capital Projects Committee - Jimmy Westbrook, Chairman

Rules Committee - Jimmy Westbrook, Chairman

Finance, Ways and Means Committee - Dick Phebus, Chairman

Financial Management Committee - Roger Stewart, Chairman

Health, Education and Welfare Committee - John Salmon, Chairman

Personnel Committee - John Salmon, Chairman

Public Safety Committee - Kevin McAlpin, Chairman

Public Works Committee - George Broussard, Chairman

Nursing Home Committee - Mac Buckley, Chairman

Veterans Service Officer's Report - Dave Bradley, Director

Quarterly TEMA/FEMA Report - David McAlpin, EMA Director

Final Reconciliation of 1999 Tax Aggregate - Donald Doster, Trustee

Agricultural Extension Service Report - Jeff Lannom, Extension Agent & Leader

UNFINISHED BUSINESS:

NEW BUSINESS:

Weakley County Industrial Board Appointments

Appointment of Members to Weakley County Emergency Communications Board of Directors

Resolution No. 2002-01 - Resolution Making Appropriations for the Various Funds, Departments, Institutions, Offices and Agencies of Weakley County for the Fiscal Year Beginning July 1, 2001 and Ending June 30, 2002.

Resolution No. 2002-02 - Resolution Fixing the Tax Levy for Weakley County for the Fiscal Year Beginning July 1, 2001 and Ending June 30, 2002.

Resolution No. 2002-03 - Resolution Making Appropriations to Non-Profit Charitable Organizations for the Fiscal Year Beginning July 1, 2001 and Ending June 30, 2002.

Resolution No. 2002-04 - Lease Purchase Special Education Bus

Resolution No. 2002-05 - Methodist Health Care

Miscellaneous announcements and statements:

TCCA 2001 Fall Regional Meeting - August 30, 2001 - Paris Landing State Park 6:30 p.m.

Election of Notaries Public

ADJOURNMENT

## WEAKLEY COUNTY LEGISLATIVE BODY MEETING

JULY 31, 2001

The Weakley County Legislative Body met on July 31, 2001, 7:00 p.m. in the County Commission Room at the Weakley County Courthouse.

County Executive Ron Gifford called the meeting to order.

Commissioner Andy Page gave the invocation.

All members present gave the pledge to the Flag.

County Clerk Pat Scarbrough took roll call with 20 members present and none was absent.

County Executive Gifford ask if there was any additions or corrections to the June 25, 2001 minutes. Commissioner Westbrook made a motion to correct under new business, page two, the appointment to the Weakley County Electric System to reflect J. V. Henry and not J. B. Henry. Also Commissioner Westbrook made a motion that the letter of Mr. McCadams not be attached to the minutes and be deleted from the file. Commissioner Sinclair made a second to the motion. A voice vote was taken with the ayes carrying and none was opposed, the attachment is deleted from the minutes. A motion was made by Commission Buckley to approve the minutes with the above mentioned deletion and Commission Broussard placed a second. A voice vote was taken, the ayes carried and none was opposed. The June 25, 2001 minutes were approved.

### RECOGNITION:

County Executive Gifford gave a brief summary of Veteran Carlton R. Farrar military and combat record and then ask Mr. and Mrs. Farrar to come forward and be presented with his medals. Veteran Officer Dave Bradley noted that when Mr. Farrar was discharged from the Army he was rated at 100 percent disability, through the years his percentage was lowed to 20 percent service connected. It took Veteran Officer Bradley approximately two and one-half years to have Mr. Farrar reinstated to 100 percent service connected disability, with compensation from the V A on the two and one-half years it took to get his 100 percent disability reinstated. Veteran Officer Bradley presented Mr. Farrar with the American Campaign Ribbon, Victory World War II Medal, Army Good Conduct Medal, Belgium Fourragere, Combat Infantry Badge, European African Middle Eastern Campaign Medal with three service stars and the Bronze Star Medal.

There being no other special recognition, the County Executive moved to the next item on the agenda.

### REPORTS:

The Trustee's Report, General Fund Report, Highway Department Report, School Department Report and the Solid Waste Report were included in the packets mailed to the Committee members. The County Executive ask if there was any standing committee members that wish to give a report from their committees. There being none, the next item was the Nursing Home Report. Mr. McBride did not have anything to report at this time. The next item was the Veteran Service Officer's Report for May and June that was given by Veteran Service Officer Bradley. Next was the quarterly TEMA/ FEMA Report by Emergency Management Director, David McAlpin. Mr. McAlpin ask if there was

any question about the report, there being none the commission proceeded to the next Report on the agenda.

Commissioner Westbrook requested that the Final Reconciliation of the 1999 Tax Aggregate be moved to the second category. County Executive Gifford ask if it should be moved to new business and Commissioner Westbrook agreed. There being no objection to moving this report to new business, it was placed on the agenda after Resolution No. 2002-05.

The next report was the Agricultural Extension Service Report. Mr. Lannom, Extension Agent mailed a copy of this report under separate cover to each of the Commissioners. Mr. Lannom stated he would be happy to answer any questions anyone might have. There being none, the Chairman called for a motion to approve the Reports, Commissioner Westbrook made a motion to acknowledge receipt of the reports and order that they be filed with the Clerk. A Second to the motion was placed by Commissioner Broussard. Discussion was called and a request was made to explain the motion made. Commissioner Westbrook stated the motion was to acknowledge receipt of the reports and that they be filed with the Clerk. Commissioner Westbrook stated he did not wish to approve reports when he did not know their content. No further discussion on the motion, the question was called and the County Clerk, Pat Scarbrough called the roll with twenty ayes and none opposed. The motion carried.

#### UNFINISHED BUSINESS:

There was not any unfinished business to come before the Commission.

#### NEW BUSINESS:

County Executive Gifford moved to the next item on the Agenda, the appointment of the Members to the Weakley County Industrial Board. The appointments were Georgia Ables, Zone 6, Dr. Tom Gallien, Zone 8 and Jim Fisher, Zone 10. Confirmation was made that these were a reappointment and that Junior Moore was the Chairman of the Board by election. Commissioner Stewart made a motion to approve these appointments and Commissioner Broussard placed the second. A voice vote was taken with the ayes carrying and none opposed. The appointments were confirmed.

County Executive Gifford moved to the next item on the agenda, the reappointment of members to the Weakley County Emergency Communications Board of Directors. The board members are John Bucy, Bob Dudley and Kim Higgs. Commissioner Owen made the motion to approve the board members and Commissioner Page placed the second. A voice vote was taken with the ayes carrying and none was opposed. The appointments were confirmed.

#### RESOLUTION NO. 2002-01:

County Executive Gifford called for the Committee Report from the Finance Ways and Means. Commissioner Phebus met a number of times in June to finalize the budget and make a recommendation to the full commission for this Budget. This committee worked in conjunction with other committees of this commission, the Finance Office and some of the committees; especially the Finance Office put in some long hours in putting this budget together. The Finance Committee met on July 27, 2001 and made final adjustments to the budget and these were mailed to each member of this commission. If any Commissioner has questions, Commissioner Phebus stated that he would try to answer them. Commissioner Phebus made a motion to approve Resolution No. 2002-01. Commissioner Stewart placed a second to the motion. Discussion was called. Commissioner Vincent called attention to the General Fund 101, Page Seven, Janitorial Services, also on Page Nine General Administration for the

County Buildings, line item 166 in the amount of \$43,000 and Custodial Supplies in the amount of \$13,000 and questioned if this tied together with the Election Commission. Commissioner Phebus stated the Election Commission requested additional funds for Janitorial Services, the request was made to maintain their own offices since they do not have regular janitorial service. The Administration for County Building is mainly for the Courthouse. Further discussion was had on maintenance and supplies. Commissioner Vincent stated that the Health Education and Welfare Committee marked out on Page Seven (line items seven through twelve) equipment in need of repair, this equipment is still functioning and did not need to be replaced. The Finance Ways and Means placed this back in the budget, the Election Commission stated that the equipment was in bad need of repair and made a request to place this back in the budget. Discussion on in house smoking problems was the reason for the request for the equipment. This is a smoke free building and is owned by the County, therefore, this should no longer be a problem. Commissioner Salmon stated that they did not recommend the additional line item for janitorial services and supplies for the election commission, since there was adequate time for the Courthouse Custodian to service the Election Commission Building. It was further stated that the Courthouse Custodian serviced the Election Commission every other day. Commissioner Phebus commented that the Election Commission felt that the services they received were not adequate.

Commissioner Vincent made a motion to amend the budget, Resolution No 2002-01 to strike out in the General Fund 101- 51500, line items 328 and 712 on Page 7. Commissioner Owens placed a second to the motion to amend the budget. There was further discussion by Commissioner Phebus stating this was not a defense for the Election Commission but he wished to read a statement presented to the Finance Ways and Means Committee by Diane Cashon. She requested the line item to replace the heating and cooling unit, due to the return air that consist of smoke from other parts of the building. Commissioner Vincent stated that since the county owns the building, it is smoke free. No further discussion was had and a voice vote was taken with the ayes carrying and none opposed. Motion carried to amend.

The motion was on the floor as amended. County Executive Gifford called for any discussion. Commissioner Owen questioned on Page 31, account 51990, Dead Animal removal, the proposal brought before Health, Education and Welfare was for \$7923.00 in the budget for 2000-2001, a rate increase was presented after the budget was passed for \$9,148.00. Commissioner Owen rejected the proposed budget of \$11,434.50. Commissioner Owen made a motion to strike line item 399 and revert back to the budget of last year for \$9,148.00. Commissioner Verdell placed a second to the amendment. Discussion was called. Commissioner Phebus stated that the letter from Griffin Industries stated the Contract for 2001-2002 would be \$11,434.50. Question was called and a voice vote was taken with the ayes carrying and none was opposed. Motion was amended twice.

The original motion as amended twice was open for discussion. Commissioner Phebus made reference to a letter sent to the Finance Ways and Means Committee by the City of Martin requesting this commission to appropriate funding for the purpose of assisting the construction of a water line located outside of their urban growth area. The request includes a total of \$125,000 to be paid over a two-year period. The City of Martin gave up a part of their sales tax revenue for a period of 12 years, to help pay for the Jail. The City of Martin has asked for assistance from the County for help with this project. Commissioner Phebus made a motion to amend the budget by including this in the current fiscal 2001-2002 budget. The money would come from the fund balance. Commissioner Wright placed a second to this motion to amend. Discussion was called. There were questions about the tax base on this area, whether it would open up this area for future growth and questions about the fire-

rating etc. This would be a Rural Development Grant of about \$685,000 and the City is requesting the County to pay for twenty-five percent of the amount outside the urban growth boundaries. The City of Martin will contribute \$180,000 in local matching funds to complete the project. Question was called. A request was made to have a roll call vote on the amendment. The County Clerk called the roll with 11 ayes and 9 nays. The Motion to amend carried.

The motion as amended three times was back on the floor. Discussion was called. Commissioner Salmon had questions concerning the salary increases of 5 percent and adjustment of \$1,000 for some deputies in the Courthouse, in this budget. Explanations was given on the distribution of the salary increase, giving the Department Heads the discretion to distribute raises according to performance, skills etc. It was noted that each department should keep good records and distribute raises with caution.

Commissioner Phebus addressed the committee at the request of the University of Tennessee at Martin Athletic Department for funds to replace or repair the lights on the UTM Football field in the amount of \$200,000. The Westview High School uses this field for their games and pay \$600 to \$700 per game to use this facility. This is not a proposal to be in this budget, but the commission needs to be aware of this request. Commissioner Westbrook recommended this be deferred to the School Board for their consideration and the Capital Projects Committee if a need is requested by the School Board.

There was further discussion on the Veto of the State Budget and the affect it might have on the County budget. Commissioner Vincent had several concerns if the State Budget is vetoed.

Question was called. County Clerk Scarbrough called the roll with 17 ayes and 3 nays. The Motion carried. The budget was adopted.

#### RESOLUTION NO 2002-02:

Fixing the tax levy for July 1, 2001 and ending June 30, 2002. Commissioner Phebus gave the Finance Ways and Means Committee Report recommending that the tax rate be set at \$2.40. However, Commissioner Phebus anticipated amending the tax rate after the motion is placed on the floor. Commission Westbrook placed a second to the Motion. Discussion was called. Commissioner Phebus made a motion to increase the tax rate .03 cents to a total of \$2.47 with .03 cents going to the County General Fund making it .59 cents with all other funds remaining the same. Commissioner Owens placed a second to the amended motion. Discussion was called. Commissioner Phebus pointed out that four motions were made to take approximately \$350,000 from the General Fund budget. There was discussion in the Finance Ways and Means Committee to increase the tax rate by .05 cents to go toward the General Fund budget, no action was taken on this increase in Finance Ways and Means. Commissioner Stewart commented that the Highway Fund was overspent \$108,000 for this year. No further discussion. A roll call vote was taken by the County Clerk, Pat Scarbrough, with 1 aye and 19 nays, amendment failed. The original motion was back on the floor. Question was called. County Clerk Scarbrough called the roll with 18 ayes and 2 nays. The original Motion carried.

#### RESOLUTION NO. 2002-03:

Making appropriations to non-profit charitable organizations for the fiscal year beginning July 1, 2001 and ending June 30, 2002. Commission Phebus gave the Finance Ways and Means Report and a motion to approve. Commissioner Broussard placed a second. Discussion was called and there being none question was called. County Clerk Scarbrough called the roll with 20 ayes and none opposed. The motion carried.

RESOLUTION NO. 2002-04:

Authorizing the lease purchase for the Weakley County, Tennessee General Purpose School Fund. This resolution passed the Health, Education and Welfare Committee and the Finance Ways and Means committees unanimously. There was a Motion by Commission Wright to place on the floor and Commissioner Buckley placed a second. Discussion was called and the question. County Clerk Scarbrough called the roll with 20 ayes and none opposed. The motion carried.

RESOLUTION NO. 2002-05:

This resolution deals with the Methodist Healthcare. The Finance Ways and Means Committee passed this resolution unanimously. County Attorney Neese gave explanation on the bond issue etc. and stated that he has been ask by the Equalization Board to recommend tabling this resolution and delay action for now. Commissioner Broussard made motion to place on the floor and Commissioner Farmer placed a second. County Executive Gifford stated that there were two choices, to defer action by not taking action or to put a Motion on the floor to table. Commissioner Broussard made a motion to place on the table. Commissioner Farmer placed a second. Commissioner Stewart moved to table the resolution and a second was placed by Commissioner Broussard. A voice vote was taken with the ayes carrying and none opposed. The motion was tabled. County Executive Gifford noted that anyone that voted to table the motion could make the motion to take it from the table at anytime.

FINAL RECONCILIATION OF 1999 TAX AGGREGATE – DONALD DOSTER, TRUSTEE:

Commissioner Westbrook moved that the Trustee be relieved of the collection of \$115,799.72 as identified on the printout the Trustee mailed out. Commissioner McAlpin placed the second and discussion was called and the question. The County Clerk, Pat Scarbrough took a roll call vote, with 20 ayes and none opposed. The Trustee is relieved of this collection.

NEW BUSINESS:

County Executive Gifford called for new business, and there was none.

MISCELLANEOUS ANNOUNCEMENTS AND STATEMENTS:

Commissioner Westbrook announced the Committee on Rules will meet on Thursday, August 9, 2001 at 12:00 noon at the School Board Office, to consider any plans for reapportionment for the County Commission, Highway Commission and the School Board.

Commissioner Phebus adjourned the Finance Ways and Means Committee Meeting that was recessed at the Public Hearing at 6:00 p.m.

County Executive Gifford announced the Tennessee County Commissioners Association will have its annual regional meeting August 30, 2001 at Paris Landing at 6:30 p.m. A roll call vote was taken for attendance purposes with 16 ayes, 3 nays and 1 passed. Commissioner Salmon will be collecting door prizes for this meeting if anyone has something they wish to donate.

NOTARY PUBLIC:

Motion by Commissioner Buckley to approve and Commissioner Parham placed a second. A voice vote was taken with the ayes carrying and none opposed.

Commissioner Westbrook suggested that the Commission recess this meeting to further review Resolution 2002-05 that was tabled. County Attorney Neese made several other statements and felt that within the next week he would have a clearer view on the resolution.

Commissioner Broussard made a motion to recess until the call of the Chair. Commissioner Stewart placed a second. Discussion was called, there being none a voice vote was taken with the ayes carrying and none opposed. This meeting was recessed at 8:37p.m.

ATTEST:

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Pat Scarbrough, County Clerk