

**AGENDA**  
**REGULAR MEETING OF WEAKLEY COUNTY LEGISLATIVE BODY**  
**NOVEMBER 20, 2006**

Call to Order at 5:30 p.m.  
Invocation  
Pledge to the Flag  
Roll Call  
Approval of Minutes of September 18, 2006 Meeting

**ELECTIONS, APPOINTMENTS & CONFIRMATIONS:**

Appointment of (1) Member to the Industrial Development Board of Weakley County  
for term expiring June 30, 2007  
Appointment of (1) Member to the Industrial Development Board of Weakley County  
for term expiring June 30, 2009  
Election of Notaries Public

**REPORTS**

Financial Reports  
Committee Reports

**UNFINISHED BUSINESS:**

Approval of J. B. Coley's Constable Bond

**NEW BUSINESS:**

RESOLUTION No. 2007-12	Resolution Authorizing Budget Amendments to the School Federal Projects Fund for the Fiscal Year Ending June 30, 2007.
RESOLUTION No. 2007-13	Resolution Authorizing Budget Amendments to the General Purpose School Fund for the Fiscal Year Ending June 30, 2007.
RESOLUTION No. 2007-14	Resolution Authorizing the Lease Purchase for the Weakley County, TN Federal Projects School Fund
RESOLUTION No. 2007-15	Resolution Authorizing Budget Amendments to the Highway Fund for the Fiscal Year Ending June 30, 2007.
RESOLUTION No. 2007-16	Resolution Authorizing Budget Amendments to the General Fund for the Fiscal Year Ending June 30, 2007 – County Mayor, Election, & Aging.
RESOLUTION No. 2007-17	Resolution to Affirm Compliance with Federal Title VI Regulations
RESOLUTION No. 2007-18	Resolution Authorizing Budget Amendments to the Debt Service Fund for the Fiscal Year Ending June 30, 2007.
RESOLUTION No. 2007-19	Resolution Authorizing the Submittal of an Application to the TN Department of Economic & Community Development for TN FASTTRACK Infrastructure Development Program Funds

- RESOLUTION No. 2007-20                      Resolution Authorizing Budget Amendments to the General Fund for the Fiscal Year Ending June 30, 2007 – Sheriff & Emergency Management
- RESOLUTION No. 2007-21                      Resolution to Amend the Everett-Stewart Regional Airport Inter-Local Agreement.
- RESOLUTION No. 2007-22                      Resolution to Appropriate Funds for the Demolition of County Buildings.
- RESOLUTION No. 2007-23                      Resolution Authorizing Weakley County, TN the Issuance of Interest Bearing Capital Outlay Note, Series 2007, in an Amount Not to Exceed \$600,000, and Providing for Payment of Said Note for the Highway Fund.

Miscellaneous Statements and Announcements

ADJOURNMENT

## WEAKLEY COUNTY LEGISLATIVE BODY MEETING

NOVEMBER 20, 2006

The Weakley County Legislative Body met in Regular Session on November 20, 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 September 18, 2006 meeting. Commissioner Vincent made the Motion and Commissioner Rich placed a second to the Motion. There was a voice vote taken and the ayes carried with none opposed.

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

The first item was the Appointment of a Member to the Industrial Development Board of Weakley County for a term expiring June 30, 2007. The first recommendation was for K.K. Brown, a receptionist at Martin Medical Center, John Harris, who currently serves on the Board, recommended her. A Motion was made by Chairman Phebus and approved by Commissioner Westbrook and seconded by Commissioner Stewart. A voice vote was taken and the ayes carried with none opposed. The appointment of K.K. Brown was approved.

The next appointment to the Industrial Development Board of Weakley County for a term expiring June 30, 2009 was Dee Pritchett of Martin. Commissioner Westbrook recommended Dee Pritchett, Commissioner Vincent made the Motion to accept Dee Pritchett and Commissioner Buckley placed a second to the Motion. A Voice vote was taken and the ayes carried with none opposed. Dee Pritchett was approved for the appointment to the Industrial Development Board of Weakley County.

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

## **REPORTS:**

A Motion was made by Commissioner Owen to accept the Financial Reports as presented and Commissioner Taylor placed a second to the Motion. Discussion or any questions concerning these reports was called for and a voice vote was taken, the ayes carried with none opposed. The reports were accepted as presented.

Chairman Phebus called for any standing committee reports.

## **UNFINISHED BUSINESS:**

Commissioner Vincent made a motion to approve J.B. Coley's Constable Bond and Commissioner Westbrook placed a second to the Motion. A voice vote was taken and the ayes carried. Mr. Coley's Bond was approved. Commissioner Vincent questioned if Mr. Coley's Bond was in line with the rest of the Constables and it was noted that this was correct by County Clerk Scarbrough.

## **NEW BUSINESS:**

Without objection, Chairman Phebus moved Resolution 2007-21 to the front of the Agenda.

**RESOLUTION NO. 2007-21:** Resolution to Amend the Everett-Stewart Regional Airport Inter-Local Agreement.

Commissioner Westbrook took this opportunity to recognize Dr. Chris Gooch, Chairman of the Everett-Stewart Airport Board, Ralph Puckett, Chairman of the Obion County Commission and his wife, Mrs. Puckett. Commissioner Westbrook made a Motion to adopt Resolution No. 2007-21 and Commissioner Owen placed a second to the motion. Discussion was called and Commissioner Westbrook commented that the Weakley County Commission ratified this Resolution in the September 2006 Meeting, since that time Obion County has ratified the Agreement. Three changes have been made to the agreement. Number one, Weakley County passed the agreement with the Airport Board responsible for all leases of the farmland, Obion County passed the agreement with the Obion County Agricultural Committee to be responsible for negotiating the lease of the tillable property surrounding the airport actually owned by Everett-Stewart instead of the Airport Board taking on the responsibility. Number two, deleted the sentence that the duration of the agreement is perpetual. Number three, neither party can withdraw from the agreement until all financial responsibilities have been met, this was not included in Weakley County's agreement. Commissioner Farmer made comments concerning who uses the Airport and Commissioner Barner had comments concerning the lease price per

acre. There being no other discussion the question was called. County Clerk Scarbrough called the Roll with 18 ayes and none opposed. The Resolution was ratified the second time and the Commission approved this motion. The Clerk was directed to send certified copies of this Resolution to the Obion County Mayor. The start up date will be December 1, 2006 as noted by Chairman Puckett of Obion County.

**RESOLUTION NO. 2007-12:** Resolution Authorizing Budget Amendments to the School Federal Projects Fund for the Fiscal Year Ending June 30, 2007.

Commissioner Westbrook of the Health, Education, and Economic Development Committee gave the Committee Report. This passed his Committee unanimously. Chairman Phebus gave the Finance Ways and Means Report and it also passed his Committee unanimously. Commissioner Taylor made the Motion and Commissioner Jones placed a second. Discussion was call and the question. County Clerk Scarbrough called the Roll with 17 ayes and one abstained. The Motion carried.

Chairman Phebus made a request to combine Resolution No. 2007-13, 14, 15, 16, 18 and 20, since all of these Resolutions pertain to budget amendments and to his knowledge they all passed their respective committees unanimously. Chairman Phebus made the Motion to combine these Resolutions and Commissioner Sinclair placed a second to the Motion. A voice vote was taken and the ayes carried with none opposed. The motion to combine Resolution No. 2007-13, 14, 15 16, 18 and 20 was approved.

**RESOLUTION NO. 2007-13:** Resolution Authorizing Budget Amendments to the School Federal Projects Fund for the Fiscal Year Ending June 30, 2007.

**RESOLUTION NO. 2007-14:** Resolution Authorizing the Lease Purchase for the Weakley County, TN Federal Projects School Fund.

**RESOLUTION NO. 2007-15:** Resolution Authorizing Budget Amendments to the Highway Fund for the Fiscal Year Ending June 30, 2007.

**RESOLUTION NO. 2007-16:** Resolution Authorizing Budget Amendments to the General Fund for the Fiscal Year Ending June 20, 2007 – County Mayor, Election, & Aging.

**RESOLUTION NO. 2007-18:** Resolution Authorizing Budget Amendments to the Debt Service Fund for the Fiscal Year Ending June 30, 2007.

**RESOLUTION NO. 2007-20:** Resolution Authorizing Budget Amendments to the General Fund for the Fiscal Year Ending June 30, 2007 – Sheriff & Emergency Management.

Chairman Phebus called for a Motion to place Resolution No. 2007-13, 14, 15, 16, 18, and 20 on the floor. Commissioner Buckley made the Motion and Commissioner Jones placed a second to the Motion. Discussion was called and the question. County Clerk Scarbrough called the Roll with 17 ayes and one abstained. The Motion was adopted.

**RESOLUTION NO. 2007-17:** Resolution to Affirm Compliance with Federal Title VI Regulations.

Commissioner Westbrook gave the Health, Education, and Economic Development Committee Report and this Resolution passed his committee 6 to zero. Commissioner Stewart made a Motion to place the Resolution on the floor and Commissioner Medling placed a second to the Motion. Discussion was called and the question. County Clerk Scarbrough called the Roll with 18 ayes. The motion carried.

**RESOLUTION NO. 2007-19:** Resolution Authorizing the Submittal of an Application to the TN Department of Economic & Community Development for TN FASTTRACK Infrastructure Development Program Funds.

Commissioner Westbrook gave the Health, Education, and Economic Development Committee Report and this Resolution passed his committee six to zero. Commissioner Wright, Vice Chairman, of the Finance, Ways and Means Committee, commented that it passed this committee unanimously. Commissioner Rich made a Motion to place the Resolution on the Floor and Commissioner Salmon placed a second to the Motion. Discussion was called and Commissioner Taylor had comments concerning the FASTTRACK and where it is located, Commissioner Westbrook clarified the location for Commissioner Taylor. Question was called and the County Clerk called the Roll with 18 ayes and none opposed. The Motion carried.

**RESOLUTION NO. 2007-22:** Resolution to Appropriate Funds for the Demolition of County Buildings.

Commissioner Westbrook gave the H.E.E.D committee Report and this Resolution passed his committee with four ayes and two opposed. The Resolution was amended in the Health, Education, and Economic Development Committee. Commissioner Vincent made a Motion to place Resolution No. 2007-22 on the Floor and Commissioner Westbrook placed a second to the Motion. Discussion was called and Commissioner Salmon moved to amend the

Resolution and remove the Election Building from the Resolution and Commissioner Stewart placed a second to the amendment. This would change the amount from \$64,950 to \$34,000. This would demolish the old jail down to the slab only. Commissioner McAlpin had comments concerning the Election Commission, and Commissioner Westbrook addressed these comments. Commissioner Barner questioned the number of bids received to tear down the old jail. There was only one bid received that met the specifications. Question was called and the County Clerk called the Roll with 17 ayes and one opposed. The Motion as amended carried.

**RESOLUTION NO. 2007-23:** Resolution Authorizing Weakley County, TN the Issuance of Interest Bearing Capital Outlay Note, Series 2007, in an Amount Not to Exceed \$600,000, and Providing for Payment of Said Note for the Highway Fund.

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 there was comments from Commissioner Vincent as to whether this was ongoing and if this finishes what we have going on now. Commissioner Salmon commented on a list of where the funds are going. Commissioner Rook commented that most of the projects are in progress and one more to start. Question was called and the County Clerk, Pat Scarbrough, called the Roll with 18 ayes and none opposed. The Motion carried.

#### **MISCELLANEOUS STATEMENTS AND ANNOUNCEMENTS:**

Commissioner McAlpin called for a point of order on Resolution 2007-22, and County Attorney Neese clarified this point of order. Chairman Phebus commented the amendment was to reduce the amount of \$64,950 to \$34,000. Chairman Phebus called for a Roll Call Vote. County Clerk Scarbrough called the Roll with 17 ayes and one abstained. The Resolution as amended was approved.

Chairman Phebus commented on Resolution No. 2007-23 and that there was discussion in the committees in regard to the interest rates issued on the notes. There was a request for bids and there was six different bids with the lowest bid at 4.35 percent submitted by the Tennessee County Service Loan Program for a period of three or five years. In committee this was the one that was recommended. The rates went from a high of 6.45 percent to a low of 4.35 percent. A Motion was made by Commissioner Sinclair to approve the issuance of notes and Commissioner Rook placed a second to the Motion. Discussion was called and Tennessee County Service Loan Program was the low bid and Chairman Phebus commented that the Commission would accept their proposal.

Chairman Phebus recognized Chamber of Commerce Director, Barbara Virgin, and Agricultural Extension Agent, Jeff Lannom. Mrs. Virgin thanked everyone for their cooperation and she introduced three of the youth from the leadership class.

Mr. Lannom commented that he had mailed a copy of his report to each of the commissioners and if anyone had questions, he would be happy to address them.

Commissioner Westbrook was recognized and at the joint meeting of the Personnel Committee and the Rules Committee there was discussion on the Code of Ethics of Weakley County. This is something that the Legislature had mandated that every city and county must pass a Code of Ethics governing the behavior of all members of the legislative body, all employees, elected officials of the County including all the committees etc. Commissioner Westbrook made a motion to adopt a Code of Ethics, he commented that a copy has been provided for each of the Commissioners, Commissioner Farmer commented that he would like to see a copy of the Code before the Commission proceeds any further with this. Commissioner Stewart made a motion to defer this to the next meeting and Commissioner Farmer placed a second to the motion. Commissioner Sinclair was recognized and he commented that as a matter of clarification that on page one at the bottom to add per day \$50. A voice vote was taken and the ayes carried. The Motion was deferred until the January 2007 meeting.

County Mayor Patrick was recognized and he thanked everyone for redecorating his office and invited everyone to come by and see the improvements made and the upgrades.

Chairman Phebus called for any other announcements, there was not any and Commissioner Wright made a motion to adjourn with Commissioner Rook placing a second to the Motion. The Weakley County Legislative Body stood adjourned at 6:17 p.m.

ATTEST:

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Pat Scarbrough, Clerk