

AGENDA
COUNTY COMMISSION REGULAR MEETING
MAY 17, 2004

CALL TO ORDER - 6:00 p.m.

INVOCATION

PLEDGE TO THE FLAG

ROLL CALL

APPROVAL OF THE MINUTES OF THE MARCH 15, 2004 COUNTY COMMISSION MEETING

SPECIAL RECOGNITION:

ELECTIONS, APPOINTMENTS AND CONFIRMATIONS:

Appointment of a member to the Weakley County Library Board

REPORTS:

Trustee's Report

General Fund Report

Highway Dept. Report

School Dept. Report

Solid Waste Report

Finance, Ways and Means Committee Report - Dick Phebus, Chairman

Financial Management Committee Report - Roger Stewart, Chairman

Health, Education and Welfare Committee Report - Jimmy Westbrook, Chairman

Personnel Committee Report - John Salmon, Chairman

Public Safety Committee Report - Tommy Hunt, Chairman

Public Works Committee Report - David Rook, Chairman

Nursing Home Committee Report - Mac Buckley, Chairman/David McBride, Administrator

Agricultural Extension Service Report - Jeff Lannom, Extension Director and Agent

Chamber of Commerce Report - Suzie German, Executive Director

UNFINISHED BUSINESS:

NEW BUSINESS:

Resolution No. 2004-29 - General Purpose School Resolution

Resolution No. 2004-30 - Federal Projects Resolution

Resolution No. 2004-31 - General Fund Resolution - Clerk and Master

Resolution No. 2004-32 - Resolution Recognizing that Methamphetamine is one of the Most Widely Used Illicit Drugs and Asking for more strict Penalties on the Manufacturing and Distribution of this Substance.

Resolution No. 2004-33 - Resolution to Increase the Revenue and Distribute as Needed to the Expenditure Line.

Miscellaneous announcements and statements

Election of Notaries Public

ADJOURNMENT

WEAKLEY COUNTY LEGISLATIVE BODY MEETING

MAY 17, 2004

The Weakley County Legislative Body met in regular session on May 17, 2004 at the Weakley County Commission Room. County Mayor Ron Gifford called the meeting to order at 6:00 p.m.

Commissioner Buckley gave the invocation.

All members present gave the Pledge to the Flag.

County Clerk, Pat Scarbrough, called the roll with 15 members present and three members; Tommy Hunt, Sam Sinclair and Kevin McAlpin were absent.

County Mayor Gifford called for any corrections or additions to the March 15, 2004 meeting minutes. There being none the County Mayor called for a motion to approve and Commissioner Salmon made the motion and Commissioner Vincent placed a second. A voice vote was taken with the ayes carrying; the March 15, 2004 minutes were approved.

SPECIAL RECOGNITION:

Commissioner Phebus was recognized and he commended Commissioner James Westbrook for being named the Weakley County Person of the Year by the Weakley County Chamber of Commerce.

ELECTIONS, APPOINTMENTS AND CONFIRMATIONS:

The commission had before them a letter of recommendation for the appointment of Mrs. Shirley Alexander to the Weakley County Library Board replacing Laurie Pritchett whose term had expired. County Mayor Gifford called for a motion to confirm and Commissioner Rich made the motion and Commissioner Rook placed a second. A voice vote was taken and the ayes carried. The appointment of Mrs. Shirley Alexander to the Weakley County Library Board was confirmed.

REPORTS:

Each of the commission members received in their Packets the Trustee's Report, General Fund Report, Highway Department Report, School Department Report and the Solid Waste Report. The County Mayor called for any questions on these reports, there being none the County Mayor called for any standing committee reports.

The commission also received the Agricultural Extension Service Report and the Weakley County Chamber of Commerce Report as well. There was not a report from the Nursing Home Committee.

Commissioner Jones made a motion to accept the Reports and Commissioner Gardner placed a second. The County Clerk called the Roll with 15 ayes and three absent. The Reports were accepted.

UNFINISHED BUSINESS:

There was not any unfinished business to come before the Commission and the County Mayor moved to the next item on the Agenda.

RESOLUTION NO. 2004-29: General Purpose School Resolution.

The County Mayor called for the Health Education and Welfare Committee Report. Commissioner Westbrook commented that this Resolution passed his committee six to none. Commissioner Phebus gave the Finance Ways and Means Committee Report and this Resolution passed his Committee unanimously. Commissioner Buckley made a motion to place the Resolution on the floor and Commissioner Jones placed a second. Discussion was called and the question. County Clerk Scarbrough called the Roll with 15 ayes and three absent. The Motion carried.

RESOLUTION NO. 2004-30: Federal Projects Resolution.

Commissioner Westbrook gave the Health, Education and Welfare Committee Report. This resolution passed his Committee six to none. Commissioner Phebus gave the Finance Ways and Means Committee Report and the resolution passed his Committee six to none. Commissioner Wright made a motion to place the Resolution on the floor and Commissioner Baltz placed a second. Discussion was called and the question. County Clerk Scarbrough called the Roll with 15 ayes and three absent. The Motion carried.

RESOLUTION NO. 2004-31: General Fund Resolution – Clerk and Master.

Commissioner Vincent gave the Public Safety Committee Report and this Resolution passed his Committee five to none. Commissioner Phebus gave the Finance Ways and Means Report and this Resolution also passed his Committee six to none. Commissioner Salmon made a motion to place the Resolution on the Floor and Commissioner Page placed a second. Discussion was called and the question. County Clerk Scarbrough called the Roll with 15 ayes and three absent. The motion carried.

RESOLUTION NO. 2004-32: Resolution Recognizing that Methamphetamine is one of the Most Widely Used Illicit Drugs and Asking for more strict Penalties on the Manufacturing and Distribution of this Substance.

Commissioner Vincent gave the Public Safety Committee Report and this Resolution passed his Committee five to none. Commissioner Westbrook gave the Health, Education and Welfare Committee Report and this Resolution passed his Committee six to none. Commissioner Vincent made a motion to place the Resolution on the floor and Commissioner Baltz placed a second. Discussion was called and the question. County Clerk Scarbrough called the Roll with 15 ayes and three absent. The Motion carried.

RESOLUTION NO. 2004-33: Resolution to Increase the Revenue and Distribute as Needed to the Expenditure Line.

Commissioner Rook gave a Committee Report from the Public Works Committee and this passed his Committee with five ayes and one absent. Commissioner Phebus gave the Finance Ways and Means Report and this Resolution passed his committee unanimously. Commissioner Phebus commented that there was an error that needs to be corrected. On the second number where it states \$50,000 under Amendment this should state Fund Balance and not Revenue. The Commission was instructed to correct their copy and strike Revenue under Account Name and write Fund Balance in its place. County Mayor Gifford stated that the record show this correction.

County Mayor Gifford called for a motion to place this Resolution on the Floor and Commissioner Stewart made the motion and Commissioner Rook placed a second to the motion. Discussion was called. Commissioner Westbrook commented that he wanted to clarify making an amendment of \$50,000 from

pipes, the cost of pipe, steel and metal pipe is going up thirty-nine percent next year, due to the increase of steel prices. Commissioner Westbrook commented that he misspoke when he said that we would take \$50,000 out of pipes next year and he commented that he should have stated that this amount would be replenished next year to bring back up to what will be determined as an acceptable amount. There being no other discussion the question was called. County Clerk Scarbrough called the Roll with 15 ayes and three absent. The Motion carried.

County Mayor Gifford called for any other New Business to come before the Commission. Commissioner Barner was recognized and there was discussion on the Taxes that was raised last year and determining what was being done on the collection of delinquent taxes in the County. County Attorney Neese commented that he had filed papers at the earliest legal time, published this in the papers, and as soon as the statutory time runs, there will be a public sale. Commissioner Westbrook commented that Commissioner Barner had discussed this matter with him and he thought that Commissioner Barner was talking about Personal Property Tax. Commissioner Barner commented that he was talking about taxes on homes. There was further discussion on Personal Property Tax and that there was delinquent personal property that the personal property owner had a sale, and never paid his delinquent taxes.

Commissioner Westbrook commented that the proper procedure on delinquent personal property tax is to file a Distress Warrant and pick the property up.

County Attorney Neese commented that the County has the same delinquent taxes year after year and in many cases, right before the sell, the taxes are paid.

MISCELLANEOUS ANNOUNCEMENTS AND STATEMENTS:

County Mayor Gifford commented that one item that was in the Commission packet was from the West Tennessee River Basin Authority giving some general information about the duties, responsibilities and work scope of the West Tennessee River Basin Authority. This was included for information purposes.

County Mayor Gifford stated that he had received this date a resignation from David McAlpin as Weakley County Emergency Management Director effective May 31, 2004 of this month, as well as a letter of resignation from Beth Forrester, Deputy Weakley County Emergency Management Director and the Safety Director.

County Mayor Gifford called for any other announcements or miscellaneous statements. A question was asked about what we would do with the Director and Assistant resigning on the same day and what was the plan for the position. County Mayor Gifford commented that the County Mayor, would appoint the Director of Emergency Management, subject to confirmation by the County Commission. The Commission will not meet until the fourth Monday in June, 2004, however, Weakley County will not go one day without an Emergency Management Director, someone will be appointed on a temporary interim basis, and at that time a nominee will be placed before the County Commission. The question was asked if an Assistant would be appointed at that time also. The County Mayor commented that this was usually left up to the Director of Emergency Management, if in deed there is an assistant director. It is possible that the funds received from TEMA might make this one full-time position, rather than two positions. This will be under study and review.

Commissioner Page questioned that it was ironic that we received resignations from both the Director and Assistant on the same day. County Mayor Gifford commented that he received two-week notices from both of them.

Commissioner Westbrook questioned how he purposed having a Director in place on June 1st, if it requires the confirmation of the Legislative Body. County Mayor Gifford commented that in an emergency situation he did not think that any commissioner here would want to go through the expense of a County Commission Meeting to confirm a nominee. County Mayor Gifford was not ready to make a nomination tonight, since he had only received the resignations this date. Commissioner Westbrook commented that there are other alternatives. County Mayor Gifford questioned what the other alternatives might be. Commissioner Westbrook commented that one would be to recess until June 1st, 2004. The County Mayor called for a motion to recess until June 1st, 2004. Commissioner Page made a motion to recess until June 1st, 2004 at 7:30 a.m. Commissioner Gardner placed a second to the motion to recess. A voice vote was taken; the ayes carried with none opposed. The Weakley County Legislative Body stands in recess at 6:25 p.m. until June 1st, 2004 at 7:30 a.m.

County Mayor Gifford called for approval of the Notary Public, and not put off this part of the Agenda until June 1st, 2004. County Mayor Gifford called for a motion to approve the Notary Public List, since the Commission had all ready recessed a motion was not forthcoming.

ATTEST:


Pat Scarborough, County Clerk