

WEAKLEY COUNTY LEGISLATIVE BODY MEETING
JUNE 30, 2014

The Weakley County Legislative Body met in Regular Session on June 30, 2014 in the County Commission Room. Chairman Westbrook called the meeting to order at 5:30 p.m.

Commissioner Stewart 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, Commissioner Rich, was absent.

Chairman Westbrook called for a Motion to approve the Minutes from the May 22, 2014 meeting. Commissioner Fortner made a Motion and Commissioner Sinclair placed a second. There were not any additions, deletions, or corrections and a voice vote was taken, the ayes have it with none opposed. The Minutes from the May 22, 2014 meeting were approved.

COMMUNICATIONS TO COMMISSION:

The Financial Reports were included in the packets. Commissioner Stewart made a Motion and a second was placed by Commissioner Overton to accept the reports as filed. A voice vote was taken and the ayes have it with none opposed. The reports were accepted as filed.

MESSAGE FROM COUNTY MAYOR:

None.

REPORTS OF SPECIAL AND STANDING COMMITTEES:

None.

ELECTIONS, APPOINTMENTS AND CONFIRMATIONS:

The re-appointment of (2) Emergency Communications Board Members, Mark Stafford and Jeff Washburn for a four-year term ending June 30, 2018, was next on the agenda. County Mayor Patrick recommended and made the Motion for Mark Stafford and Jeff Washburn. Commissioner Salmon placed a second. A voice vote was taken and the ayes have it with none opposed. The re-appointment of Mark Stafford and Jeff Washburn were confirmed.

The appointment of County Medical Examiner was next on the agenda. County Mayor Patrick recommended Dr. Walter Fletcher and made the Motion for the appointment. Commissioner Fortner placed a second. The appointment will be for the year ending August 31, 2015. The Rules Committee passed this appointment 8 to 0 with one absent. A voice vote was taken and the ayes have it with none opposed. The appointment was confirmed.

Commissioner Stewart made a Motion to combine the appointment of Coroner, re-appointment of the Ethics Board Members and the appointment of one member to the Health and Safety Standards Board. These all passed the Rules Committee 8 to 0 with one absent. Commissioner Jones placed a second to combine. A voice vote was taken and the ayes have it.

County Mayor Patrick made a Motion and Commissioner Fortner placed a second to appoint Rick Workman as County Coroner with a term ending August 31, 2015, to appoint Commissioner Taylor, Commissioner Salmon, Commissioner Medling, Commissioner Fortner, Commissioner Owen and Commissioner Wright for a term ending August 31, 2015 to the Weakley County Ethics Board, and to appoint Roger VanCleave to the Health and Safety Standards Board with a term ending June 30, 2018. County Clerk Scarbrough called the Roll with 17 ayes and one absent. The appointments were confirmed.

A Motion was made to appoint Terry Oliver and Johnny Vincent to the Weakley County Electric Board with the term ending June 30, 2018 by Commissioner Westbrook and a second was placed by Commissioner Owen. These appointments passed the Rules Committee 8 to 0 with one absent. A voice vote was taken and the ayes have it with none opposed. The appointments were confirmed.

Next was the election of notaries public. Commissioner Fortner made a motion and Commissioner Wright placed a second. A voice vote was taken and the ayes have it with none opposed. The Notaries Public List was approved.

OLD BUSINESS:

None.

NEW BUSINESS:

The approval of Director of Schools, Randy Frazier Official Bond, with a term beginning July 1, 2014 and ending June 30, 2015 was placed on the floor for discussion. Commissioner Sinclair made a motion and Commissioner Wright placed a second. A voice vote was taken and the ayes have it with none opposed. The Official Bond of Randy Frazier was approved.

RESOLUTION NO. 2014-34: Resolution of Support for the Hardy M. Graham Stadium Renovation Project and to Provide Financial Support for the Project from Weakley County. *Sponsored By Commissioners Stewart and Overton.*

Commissioner Overton made a Motion and Commissioner Wright placed a second. Discussion was called and Commissioner Fortner asked for clarification on the terms of how it will be funded. Chairman Westbrook commented that the first \$36,336 is coming from the Alcohol Beverage Tax for mixed drink tax from Dresden, Martin and Gleason that were in arrears. This money will be used to fund the first year. Commissioner Fortner asked for clarification on paragraph seven, it states spread out over the next several years. Can this be changed to spell out how many years? Chairman Westbrook commented that it was a maximum of five years and a minimum of one year. Commissioner Fortner made a Motion to amend the Resolution to state over a period of four years and to deduct 36,336 for the first year from the 150,000 and divide the rest by 3 payments. Commissioner Hawks placed a second to the Motion to amend. There was more discussion and Commissioner Stewart commented that it was discussed in Finance Ways and Means to fund over a five-year period. Commissioner Fortner made a Motion to change his amendment to what the Finance Ways and Means Committee recommended. The Motion was to amend the Resolution to read to spread over the next five years, \$36,336 the first year, \$23,664 the next year and \$30,000 the last three years. A vote was taken on the Resolution as amended and the ayes have it. Question was called and County Clerk Scarbrough called the Roll with 17 ayes and one absent. The Resolution as amended was adopted.

RESOLUTION NO. 2014-35: Resolution To Adopt the Tentative Budget for the 2014-2015 FY. *Sponsored by Commissioners Jones and Owen.*

Commissioner Stewart made a motion to place on the floor for discussion and Commissioner Jones placed a second. Discussion and the question were called. County Clerk Scarbrough called the Roll with 17 ayes and one absent. The Motion was adopted.

Commissioner Owen made a Motion to combine Resolutions NO. 2014-36, 37, 38, 39, 40, 41, and 42 and Commissioner Fortner placed a second. A voice vote was taken and the ayes have it with none opposed. Resolution No. 2014-36, 37, 38, 39, 40, 41, and 42 were combined.

RESOLUTION NO. 2014-36: Resolution Authorizing Budget Amendments to the General Fund for the Fiscal Year Ending June 30, 2014. *Sponsored by Commissioners Owen and Salmon.*

RESOLUTION NO. 2014-37: Resolution Authorizing Budget Amendments to the Solid Waste Fund for the Fiscal Year Ending June 30, 2014. *Sponsored by Commissioners Stewart and Owen.*

RESOLUTION NO. 2014-38: Resolution Authorizing Budget Amendments to the Drug Control Fund for the Fiscal Year Ending June 30, 2014. *Sponsored by Commissioners Jones and Owen.*

RESOLUTION NO. 2014-39: Resolution Authorizing Budget Amendments to the Highway Fund for the Fiscal Year Ending June 30, 2014. *Sponsored By Commissioners Wright and Owen.*

RESOLUTION NO. 2014-40: Resolution Authorizing Budget Amendments to the General Purpose School Fund for the Fiscal Year Ending June 30, 2014. *Sponsored by Commissioner Stewart and Westbrook.*

RESOLUTION NO. 2014-41: Resolution Authorizing Budget Amendments to the School Nutrition Fund for the Fiscal Year Ending June 30, 2014. *Sponsored by Commissioners Stewart and Salmon.*

RESOLUTION NO. 2014-42: Resolution Authorizing Budget Amendments to the Debt Service Fund for the Fiscal Year Ending June 30, 2014. *Sponsored by Commissioners Stewart and Westbrook.*

Commissioner Stewart made a Motion to place Resolutions No. 2014-36 through 42 on the floor for discussion and Commissioner Jones placed a second. These Resolutions passed the Finance Ways and Means committee unanimously and they passed the Health Education and Economic Development committee unanimously. Commissioner Farmer commented that they passed Public Works. Discussion and the Question were called. County Clerk Scarbrough called the Roll with 17 ayes and one absent. The Resolution No 2014-36 through 42 was adopted.

RESOLUTION NO. 2014-43: Resolution to Support Amendment 1 as it will appear on the November 1, 2014 General Election Ballet. *Sponsored by Commissioners Hawks and Fortner.*

Commissioner Hawks made a Motion to place the Resolution on the Floor and Commissioner Fortner placed a second. Discussion was called and Commissioner McAlpin was recognized. He commented that he could not vote for either side of the issue on this Resolution.

Three members of the audience asked if they could speak on the Resolution. Chairman Westbrook gave Kate Stumpo, Nicole Crist and Michael Gilbert 2 and one half minutes to speak to the issue and the Commission went into recess so they could speak at 5:41 p.m.

The Commission was called back into session at 5:51 p.m. Discussion continued and Commissioner Hawks addressed why he supported this Resolution and his concern for Tennessee being a destination state for abortions. He went on to comment that the states around Tennessee have stronger abortion laws than Tennessee. Tennessee abortion laws are more liberal than Roe vs. Wade, this will not change Roe vs. Wade as a federal law. After further discussion Commissioner Taylor was recognized and he commented that the Commissioners are elected to represent the people of their district and that the people of Tennessee that are for this and the people that are against this have the opportunity to vote on this in the November General Election. He went on to say he could not vote either way for this Resolution without knowing the conscious of the people he represents in the 5th District. Commissioner Fortner made more comments and the question was called. A voice vote was taken and Commissioner Fortner called for a Roll Call vote. Chairman Westbrook commented that it would take a show of three hands to have a Roll Call vote, there being none a voice vote was taken, the ayes have it without any nay votes being cast. The Resolution was adopted.

RESOLUTION NO. 2014-44: Resolution Authorizing and Operating Transfer of Funds to the School Federal Projects Fund. *Sponsored by Commissioners Stewart and Westbrook.*

Commissioner Stewart made a motion and Commissioner Owen placed a second. Discussion was called. Commissioner Owen questioned if this is realignment. Chairman Westbrook commented that this is a cash flow deal where we are advancing from the General Purpose School Fund until the state reimburses the County. Commissioner Stewart commented that the County had received notification from the state that we would not receive funds until sometime later in the week. In order to avoid a write up in the audit we had to create another line item to fix the state's problem.

Commissioner Sinclair commented that the funds were not received in a timely manner from the state and this is a cash flow problem.

Question was called and County Clerk Scarbrough called the Roll with 17 ayes and one absent. The Motion was adopted.

COMMISSION MEMBERS' COMMENTS:

None.

Chairman Westbrook commented the next regular meeting would be held on July 28, 2014 at 5:30 p.m. in the Weakley County Commissioner Room.

Commissioner Vincent made a motion to adjourn and Commissioner Owen placed a second.

The Weakley County Legislative Body stood adjourned at 6:01 p.m.

ATTEST:

Pat Scarbrough, Weakley County Clerk