

WEAKLEY COUNTY LEGISLATIVE BODY REGULAR MEETING
SEPTEMBER 17, 2018

The Weakley County Legislative Body Regular Meeting was called to order at 5:30 p.m. by County Mayor Bynum in the Weakley County Commission Room.

Road Supervisor Charles Ross gave the invocation.

All members present gave the Pledge of Allegiance to the Flag.

County Clerk Hughey called the Roll. Answering present were Commissioner Doster, Commissioner Dunlap, Commissioner Owen, Commissioner Hudson, Commissioner Pope, Commissioner Usery, Commissioner Eddings, Commissioner Nanney, Commissioner Taylor, Commissioner Fortner, Commissioner Bell, Commissioner Overton, Commissioner Hawks, Commissioner VanCleave, Commissioner Donaldson, Commissioner Vincent, Commissioner Essary and Commissioner Westbrook. All 18 members answered present.

County Mayor Bynum called for a motion to approve the minutes from the July 26, 2018 meeting. Commissioner Donaldson made the motion and Commissioner Usery placed a second. There were not any additions, deletions, or corrections. A voice vote was taken and the ayes have it with none opposed. The minutes from the July 26, 2018 meeting were approved.

COMMUNICATION TO COMMISSION:

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

Next was the Year End Financial Reports from Fee Collection Offices. Commissioner Eddings made a motion to accept the reports as filed and Commissioner Owen placed a second. A voice vote was taken and the ayes have it with none opposed. The Year-End Financial Reports from the Fee Collection Offices were accepted as filed.

Next was the Veterans Service Report. Commissioner Fortner made the motion to accept as filed and Commissioner Hawks placed a second. A voice vote was taken and the ayes have it with none opposed. The Veterans Service Report was accepted as filed.

The UT Ag Extension Report to Stakeholders was next. Commissioner Usery made the motion to accept as filed and Commissioner Eddings placed a second. A voice vote was taken and the ayes have it with none opposed. The UT Ag Extension Report to Stakeholders was accepted as filed.

MESSAGE FROM COUNTY MAYOR:

County Mayor Bynum commented that the Commissioners should have received an email and that anyone planning to attend the TCSA Fall Conference in Chattanooga October 24 – October 26 needs to contact Erica to get registered if you have not all ready signed up.

Also before each Commissioner is a copy of the Budget Book for you to take home and review. If there are any questions, please let us know.

County Mayor Bynum commented if you did not sign your oath of office, please contact Erica. These need to be signed and filed with the Clerk's office. If anyone took theirs home, we need those back so they can also be filed in the Clerk's office.

REPORTS OF SPECIAL AND STANDING COMMITTEES:

None.

SPECIAL RECOGNITION:

None.

ELECTIONS, APPOINTMENTS AND CONFIRMATIONS:

First was the Election of Chairman. Chairman Pro-Tempore Hawks took the Chair. Chairman Pro-Tempore Hawks opened the floor for nominations. It was the Rules Committee recommendation to elect County Mayor Bynum as Chairman. Commissioner Pope made the motion to elect County Mayor Bynum as Chairman and Commissioner Westbrook placed a second. There were not any other recommendations and a voice vote was taken. The ayes have it with none opposed. County Mayor Bynum was elected Chairman.

County Mayor Bynum took back over the Chair and called for the Rules Committee's recommendation for Chairman Pro-Tempore. The Rules Committee recommended Commissioner Hawks. Commissioner Owen made the motion and Commissioner Donaldson placed a second. There were not any other recommendations and a voice vote was taken. The ayes have it with none opposed. Commissioner Hawks was elected Chairman Pro-Tempore.

Next was the appointment of Weakley County Board of Commissioners Committee Members. The list recommended by the Rules Committee was included in the packet. Commissioner Owen made the Motion and Commissioner Overton placed a second. Discussion was called and Commissioner Hawks was recognized. Commissioner Hawks

commented that the commissioner's committee appointment passed the Rules Committee by a vote of four to three with two members absent.

Discussion was called. Commissioner Hawks was recognized. Commissioner Hawks, Chairman of the Rules Committee, commented that this did not pass the Rules Committee unanimously with a vote of four to three and two members absent. Commissioner Hawks went on to comment that he opposed this presentation and he had presented a list that he felt was fair. Commissioner Hawks commented on some of the history of the political parties in the commission through the years and discussed political strategies in the commission that are in existence now. Commissioner Hawks commented that he did not have the list he presented at the Rules Committee, but Commissioner Doster had a list that he presented to each of the Commissioners.

Commissioner Donaldson commented that the committee members were not Commissioner Hawks recommendations and Commissioner Owen commented that he thought there were only two changes. Commissioner Doster commented that he thought the commission should vote no on this list of committee members.

County Mayor Bynum commented that you can amend this list, but if you vote no, it will have to go back to the Rules Committee and the members on the committee will stand until a new list is approved. County Attorney Whitledge concurred with County Mayor Bynum on amending the committee members.

Commissioner Hawks made a motion to amend the committee members list and place Commissioner Doster's list on the floor for discussion. Commissioner Donaldson placed a second to the motion. A voice vote was taken and the ayes have it with none opposed. The motion to amend was approved.

County Mayor Bynum called for a vote on the committee list as presented for the amendment. A voice vote was taken and a Roll Call vote was called. County Clerk Hughey called the Roll. Voting yes were Commissioners Doster, Dunlap, Pope, Nanney, Taylor, Bell, Hawks, VanCleave, Donaldson and Essary. Voting no were Commissioners Owen, Usery, Eddings, Overton, Vincent and Westbrook. Passing were Commissioners Hudson and Fortner. The vote was 10 yes, 6 no and two passed. The amendment to the Committee Members List passed.

Back to the original motion as amended.

County Mayor Bynum called for discussion. There was none. County Clerk Hughey called the Roll voting yes were Commissioners Doster, Dunlap, Pope, Eddings, Nanney, Taylor, Bell, Hawks, VanCleave, Donaldson, and Essary. Voting no was Commissioners Owen, Usery, Overton, Vincent and Westbrook. Commissioners Hudson and Fortner passed. The vote was 11 yes, 5 no and two passed. The motion as amended passed.

Next was the appointment of a member to the Everett-Stewart Regional Airport Board for a two-year term ending August 31, 2020. County Mayor Bynum recommended re-appointing Roger Donaldson. Commissioner Doster made the motion and Commissioner Essary placed a second. A voice vote was taken and the ayes have it with none opposed. Roger Donaldson was re-appointed for a two-year term ending August 31, 2020 to the Everett-Stewart Regional Airport Board.

Next was an appointment of a member to the Weakley County Board of Public Utilities. Commissioner Westbrook was nominated to be re-appointed to the Weakley County Board of Public Utilities. Commissioner Vincent made the motion and Commissioner Overton placed a second. Commissioner VanCleave made a motion to nominate Commissioner Donaldson and Commissioner Essary placed a second. Discussion followed. This Board consists of eight members. Five property owners, one commissioner, one member from Obion County and one from Gibson County. Commissioner Hudson commented that Electric Board Members had commented that Commissioner Westbrook does an excellent job on this Board and felt this should be taken into consideration. Commissioner Hawks commented that Commissioner Eddings would have a conflict of interest and should not vote. County Mayor Bynum commented that there would not be a conflict of interest. Commissioner Westbrook commented that although the law doesn't require all districts to be represented, this would set a bad precedent, since we've had representatives from every town in the county since the 1950's.

Commissioner Fortner needed to step out of the meeting and Commissioner Owen called for a brief recess and Commission Hudson placed a second. The commission went into recess at 6:05 p.m. and came back into session at 6:07 p.m. Commissioner Hawks commented that Commissioner Fortner had been to the doctor today and just needed a moment outside of the meeting.

Question was called and County Clerk Hughey called the Roll. Voting yes for Commissioner Donaldson were Commissioners Doster, Pope, Taylor, Bell, VanCleave, Hawks, Essary and Donaldson. Voting yes for Commissioner Westbrook were Commissioners Dunlap, Owen, Hudson, Usery, Eddings, Nanney, Overton, Vincent and Westbrook. Commissioner Fortner passed and commented that he liked and respected both men and could not choose one over the other. County Clerk Hughey gave the vote of 9 yes for Commissioner Westbrook, 8 yes for Commissioner Donaldson and one pass. County Mayor Bynum noted the appointment failed for lack of a majority vote.

Next was the appointment of two members to the Weakley County Extension Committee. County Mayor Bynum recommended Commissioner Vincent to complete the unexpired term of Commissioner Wright with a term ending January 2019. Commissioner Pope made the motion and Commissioner Owen placed a second. A voice vote was taken and the ayes have it with none opposed. Commissioner Vincent was appointed to complete

the unexpired term of Commissioner Wright to the Weakley County Extension Committee ending January 2019.

Next was the Election of Notary Public. Commissioner Hudson made the motion and Commissioner Essary placed a second. A voice vote was taken and the ayes have it with none opposed. The List of Notaries Public was approved.

OLD BUSINESS:

None.

NEW BUSINESS:

The approval of the Weakley County Constable Statutory Bonds was first under new business. Commissioner Fortner made the motion to approve and Commissioner Taylor placed a second. A voice vote was taken and the ayes have it with none opposed. The Weakley County Constable Statutory Bonds were accepted and approved.

The Approval of the Fiscal Strength and Efficient Government Fiscal Confirmation Letter for Three Star Program Requirements for Weakley County Chamber of Commerce was next on the agenda. Commissioner Overton made the motion and Commissioner Doster placed a second. A voice vote was taken and the ayes have it with none opposed. The Three Star Program Requirements for Weakley County Chamber of Commerce were approved and entered as part of the minutes.

RESOLUTION NO. 2019-06: Resolution Authorizing a Road Addition for the Weakley County Highway Department for the Fiscal Year Ending June 30, 2019. (Previously Passed Unanimously Before the Public Works Committee) *Sponsored By Commissioners Owen and Overton.*

Commissioner Westbrook made the motion and Commissioner Doster placed a second. Commissioner Westbrook commented that a clerical error needs to be corrected from the first sentence after whereas the Weakley County Public (~~strike out Safety and~~) Works Committee. Discussion and the question were called. A voice vote was taken and the ayes have it with none opposed. The motion carried.

RESOLUTION NO. 2019-07: A Resolution to Adopt Rules Regulating the Procedures of the Board of County Commissioners of Weakley County, Tennessee (Previously Passed the Rules Committee) *Sponsored By Commissioners Westbrook and Owen.*

Motion was made by Commissioner Donaldson and a second was placed by Commissioner Fortner.

Discussion followed. Commissioner Fortner questioned how it is set in the Rules to serve on the Rules Committee. County Mayor Bynum commented that it is not set in the Rules. The Rules Committee makes recommendations at the September Meeting and by the approval of the County Commission.

Commissioner Donaldson commented that the original Rules Committee was set at a one-year term and the wording was changed to four-years. Commissioner Donaldson made a motion to amend Rule 9-A in the Rules Committee first sentence to strike the four year term and insert a one year term. Commissioner Bell placed a second to the amendment. Commissioner Donaldson commented that the reason why he made the amendment to have a one year term was to give everyone the opportunity to request to be on the committee and not be locked out.

Commissioner Hawks commented that if the Commission went with the four-year term, the census will be coming up in 2020 and the Rules Committee will be drawing the lines based on the census for re-districting if there are changes to be made.

Commissioner Westbrook commented the Rules Committee would be the one to make the recommendation to the full commission.

Commissioner Fortner commented that if the Rules Committee is not formed by seniority or the Commissioner with the most votes in the District, then he commented he did not see an order to the Rules Committee. He commented if any Committee had an order it should be the Rules Committee.

Commissioner Owen had comments and felt that you should be able to swap the members out or pull them off the committee, especially if another commissioner wanted to serve on the committee.

Commissioner Doster, Commissioner Westbrook and Commissioner Fortner continued with other comments on how the Rules Committee should be set up.

Commissioner Taylor called for the question. County Clerk Hughey called the Roll with 14 yes and 4 no (Commissioners Owen, Overton, Vincent and Westbrook voting no). The amendment was approved.

Back to the original resolution with the amendment. County Mayor Bynum commented that in the Rules Committee meeting the words Highway Commission was struck out, since it no longer exists. Under the County Attorney was referenced he and him and it was amended from him to "him/her" from he to "he/she".

Commissioner Taylor was recognized and he commented that the Rules Committee established the Financial Management Committee as a standing committee.

Commissioner Taylor commented that there were other committees created by the state statute and that was the Audit Committee listed under other committees.

Question was called.

A voice vote was taken and the ayes have it with none opposed. The Motion was approved.

COMMISSION MEMBERS' COMMENTS:

Commissioner Hawks was recognized. He commented that he wished the Commission was more informed on the Economic Development Board. He commented that it is too late now, but he understood there were 60 applications and he questioned how you could hire someone who had not finished his/her college degree for the position. Commissioner Hawks commented that he would like for the County Commission in the future to be more informed on the decisions made by the Economic Development Board.

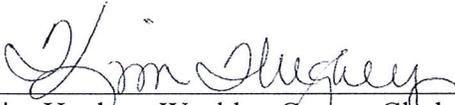
Commissioner Fortner was recognized and commented that he had always been treated with respect and not anyone had a personal agenda. He commented he would hate to see the commission let partisanship separate and keep the commission from doing what is best for the county.

Commissioner Westbrook announced that on October 21st Weakley County will be 195 years old.

The next Regular Meeting will be on Monday, November 19, 2018 at 5:30 p.m.

Commissioner Donaldson made a motion to adjourn and a second was placed by Commissioner Eddings. The Weakley County Legislative Body Regular Meeting stood adjourned at 6:24 p.m.

ATTEST:



Kim Hughey, Weakley County Clerk