

OCTOBER 17, 2005

BE IT REMEMBERED, that the Hickman County Legislative Body met in regular called session, this 17th day of October, 2005, at the Justice Center in Centerville, Tennessee. Brad Leeper, Chairman, and Randel Totty, County Clerk, presided.

The following County Commissioners were present:

Susan Sullivan, Ricky Tidwell, Gerald Rochelle, Ronnie Holt, Charles Booker, Frankye Ward, Steve Hethcote, Jodi Bates, Mickey Bunn, Charley List, Danny Clark, Robert Capps, Ronny George, James Hassell, Wayne Richey, Willie Powers, Mark McFarlin, Lynette Harris, and Brad Leeper. Nathaniel Bates and Shirley Mayberry were absent. (19 Present; 2 Absent).

AGENDA

Motion was made by Mickey Bunn and seconded by Charley List to approve the following agenda. Motion passed by voice vote.

The Hickman County Legislative Body shall meet in regular session at 7:00 p.m., on Monday, October 17, 2005, at the Hickman County Justice Center. This meeting is open to the public, and a tentative agenda is presented below. Persons requiring special assistance should contact the County Mayor's Office at 931-729-2492 at least 48 hours prior to the meeting.

AGENDA

- (A) Call to order by Chairman
- (B) Prayer and Pledge of Allegiance
- (C) Roll Call by County Clerk

PUBLIC HEARING ON PLANNING

- (D) Approval of Agenda
- (E) Adoption of Minutes from the September 19, 2005, Meeting
- (F) Elections/Appointment/Guest Speakers/Quarterly Reports
 - (1) Notaries
 - (2) Elections and/or Appointments
 - (3) Guest Speaker (if any)
 - (4) Quarterly Reports
- (G) Committee/Board Reports:
 - (1) Vision 21 Board
 - (2) Chamber of Commerce
 - (3) Finance Committee
 - (4) Solid Waste Committee
 - (5) County Building/ADA Committee
 - (6) Beer Board
 - (7) Planning Commission
 - (8) AFT Appeals Board
 - (9) EMS Committee
 - (10) Hospital Foundation Board
 - (11) Sheriff Jail Committee
 - (12) Jail Over Site Committee
 - (13) Recreation Tourism Committee
 - (14) Adult Establishment Committee
 - (15) Nominating Committee
 - (16) Other Committee/Board Reports (if any)
- (H) Old Business
 - (1) Sheriff Request for Additional Officers (tabled 9-19-05)
- (I) New Business
 - (1) 05-40 Amendment to County Zoning Resolution
 - (2) 05-41 Regarding County Growth Plan
- (J) Announcements (if any)
- (K) Adjournment

Brad Leeper, Chairman, Legislative Body

MINUTES

Motion was made by Steve Hethcote and seconded by Charley List to approve the minutes from the September 19, 2005 meeting. Motion passed by voice vote.

NOTARY PUBLIC

Motion was made by Mickey Bunn and seconded by Jodi Bates to approve the following applicants for a Notary Public Commission from the State of Tennessee: Karen C. Armstrong, John W. Blade, Charles Delbridge, Christy A. Gilley, Larry D. Riley, and Lisa Shepard. Motion passed by voice vote. ***No Notary Bonds.

COMMITTEE APPOINTMENTS

A list of appointees follows the approved motions.

Motion was made by Mark McFarlin and seconded by Steve Hethcote to appoint the Safety Committee. Motion passed by voice vote.

Motion was made by Mark McFarlin and seconded by James Hassell to appoint the Salary & Benefits Committee. Motion passed by voice vote.

Motion by Mark McFarlin, seconded by Mickey Bunn to appoint the Recreation & Tourism Committee. Motion voice passed.

Motion by Mark McFarlin, seconded by James Hassell to appoint the Sheriff & Jail Committee. Motion voice passed.

Motion by Mark McFarlin, seconded by James Hassell to appoint the County Buildings Committee. Motion voice passed.

Motion by Mark McFarlin, seconded by Mickey Bunn to appoint the Cable TV Committee. Motion voice passed.

Motion by Mark McFarlin, seconded by Steve Hethcote to appoint the Solid Waste Committee. Motion voice passed.

Motion by Mark McFarlin, seconded by Mickey Bunn to appoint the Emergency Services Committee. Motion voice passed.

Motion by Mark McFarlin, seconded by Charley List to appoint the Adult Establishment Committee. Motion voice passed.

Motion by Mark McFarlin, seconded by Jodi Bates to appoint the Economic Development/Vision 21 Committee. Motion voice passed.

Motion by Mark McFarlin, seconded by James Hassell to appoint the Jail Oversight Committee. Motion voice passed.

Motion by Mark McFarlin, seconded by Jodi Bates to appoint the Budget Committee, and to amend by replacing Susan Sullivan with Charley List. Motion, as amended, passed by voice vote.

Motion by Mark McFarlin, seconded by Susan Sullivan to appoint the AFT (Adequate Facilities Tax) Board. Motion voice passed.

Motion by Mark McFarlin, seconded by Mickey Bunn to appoint the Beer Board. Motion voice passed.

Motion by Mark McFarlin, seconded by Steve Hethcote to appoint the Finance Committee. Motion voice passed.

Motion by Mark McFarlin, seconded by Mickey Bunn to appoint the Health Foundation Committee. Motion was made by Lynette Harris and seconded by Mickey Bunn to amend, to keep Betty Holland on the Health Foundation Committee. Motion, as amended, passed by voice vote.

Motion by Mark McFarlin, seconded by Mickey Bunn to appoint the Planning Committee. Motion voice passed.

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Standing Committees

For approval by the Legislative Body on October 17, 2005

Safety Committee

Mark McFarlin
Susan Sullivan
Rickey Tidwell

Salary & Benefits

Nathaniel Bates
Danny Clark
Ronnie George

Recreation/Tourism

Danny Clark
Shirley Mayberry
Willie Powers
James Hassell
Ronnie George

Sheriff/Jail Committee

Danny Clark
Ronnie George
James Hassell
Willie Powers
Frankye Ward

County Buildings

Ronnie George
James Hassell
Brad Leeper
Charley List
Wayne Ritchey

Economic Development

Charles Booker
Mickey Bunn
Charles List
Wayne Ritchey
Shirley Mayberry

Jail Oversight Committee

Jim Rice
Steve Hethcote
Wayne Ritchey
James Hassell
Randall Ward
Frankye Ward
Willie Powers

Budget Committee

Lynette Harris
Mickey Bunn
Danny Clark
Brad Leeper
Mark McFarlin
Charlie List
Willie Powers

AFT Board

Steve Hethcote
Brad Leeper
Mark McFarlin
Wayne Ritchey
Ricky Tidwell

Cable TV

Danny Clark
Robert Capps
Shirley Mayberry

AG/Extension

Jodi Bates
Brad Leeper
Steve Hethcote

Solid Waste

Jodi Bates
Mark McFarlin
Willie Powers
Wayne Ritchey
Susan Sullivan

Emergency Services

Mickey Bunn
James Hassell
Willie Powers
Susan Sullivan
Frankye Ward

Adult Establishments

Ronnie George
Danny Clark
Ronnie Holt
Charles Booker
Ricky Tidwell

Beer Board

Nathaniel Bates
Charles Booker
James Hassell
Steve Hethcote
Ronnie Holt

Finance Committee

Willie Powers
Wayne Ritchey
Brad Leeper
Mark McFarlin
Steve Gregory
Eddie Cook
Jerry Nash

Health Foundation

Lynette Harris
Mickey Bunn
Charles Booker
Brad Leeper
Steve Hethcote
Jack Keller
Betty Holland

Planning Commission

Danny Rochelle District 1
Robert Mitchell District 2
Kenneth Hulan District 3
Paul Myatt District 4
Mark Bentley District 5
Polly Dyer District 6
Phillip Jacobs District 7

Ronnie George
James Hassell
Danny Clark

Vacancy

for Mayor's appointment

QUARTERLY REPORTS

Motion was made by Steve Hethcote and seconded by Mickey Bunn to approve the Quarterly Reports from County Officials. Motion passed by voice vote.

BUDGET AMENDMENTS

Motion was made by Lynette Harris and seconded by Mark McFarlin to approve the following Budget Amendments 06-007 through 06-011. Upon roll call vote, 15 commissioners voted "Yes." Ricky Tidwell, Charles Booker, Robert Capps, and Willie Powers voted "No." Nathaniel Bates and Shirley Mayberry were absent. (15 Yes; 4 No; 2 Absent). Motion passed.

BUDGET AMENDMENT NO. 06-007
HICKMAN COUNTY, TENNESSEE
SOLID WASTE 207

Acct #	Description	Debit	Credit
55710-336	Maint. & Repair Equip.		\$390.96
44520	Insurance Recovery	\$390.96	
		\$390.96	\$390.96

Reason: Lightning Damage to Scales

FINANCE COMMITTEE APPROVAL:

Lynette Harris
Chairman

ATTEST:

Betty Holland
Finance Director

COUNTY LEGISLATIVE BODY APPROVAL

Mark McFarlin
Chairman

ATTEST:

Randall Betty
County Clerk

BUDGET AMENDMENT NO. 06-008
HICKMAN COUNTY, TENNESSEE
HIGHWAY DEPARTMENT FUND 131

Acct #	Description	Debit	Credit
39000	Fund Balance	\$15,750.00	
61000-191	Board & Committee Member Fees		\$15,750.00
		\$15,750.00	\$15,750.00

Reason: Raise Hwy. Commissioners Pay

FINANCE COMMITTEE APPROVAL:

Lynette Harris
Chairman

ATTEST:

Betty Holland
Finance Director

COUNTY LEGISLATIVE BODY APPROVAL

Mark McFarlin
Chairman

ATTEST:

Randall Betty
County Clerk

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BUDGET AMENDMENT NO. 06-009
HICKMAN COUNTY, TENNESSEE
Hickman County General Purpose School Fund 141

Acct #	Description	Debit	Credit
46590	Revenue	\$53,916.00	
73400-163	Assistants		\$11,958.00
73400-204	Retirement		\$1,132.00
73400-207	Medical Insurance		\$520.00
73400-355	Travel		\$2,000.00
73400-432	Library Books		\$1,000.00
73400-429	Instruction supplies		\$33,000.00
73400-499	Other Supplies & Material		\$22,891.00
73400-116	Teachers	\$10,390.00	
73400-189	Other Salaries & Wages	\$3,000.00	
73400-201	Social Security	\$195.00	
73400-399	Other Contracted Service	\$3,000.00	
73400-599	Other Charges	\$2,000.00	
Total:		\$72,501.00	\$72,501.00

Justification: Pre-K was announced in August. These are additional funds from the State which were allocated to our School System. The required local amount is being met through in-kind contributions. No local funding is required.

FINANCE COMMITTEE APPROVAL:

Lynette Harris
Chairman

ATTEST:

Betty Holland
Finance Director

COUNTY LEGISLATIVE BODY APPROVAL

Brad Leeper
Chairman

ATTEST:

Randel B. Totty
County Clerk

Budget Amendment # 06-010

HICKMAN COUNTY, TENNESSEE
BUDGET AMENDMENTS

		DEBIT	CREDIT
MISCELLANEOUS GENERAL FUND AMENDMENTS:			
(Homeland Security/Civil Defense)			
101-46290	Other Public Safety Grants	\$ 200,214.00	
101-39000	Undesignated Fund Balance		\$ 200,214.00
101-39000	Undesignated Fund Balance	\$ 200,214.00	
101-54410-499	Other Supplies and Materials		\$ 200,214.00
		\$ 400,428.00	\$ 400,428.00

REQUESTED BY: Terry Cloud, EMA Director REASON: Various Grant Awards

FINANCE COMMITTEE APPROVAL:

Lynette Harris
Lynette Harris, Chairman

ATTEST:

Betty Holland
Betty Holland, Finance Director

DATE: 10-17-05

COUNTY COMMISSION ADOPTION:

Brad Leeper
Brad Leeper, Chairman

ATTEST:

Randel B. Totty
Randel Totty, County Clerk

DATE: 10-17-05

COUNTY MAYOR'S APPROVAL/DISAPPROVAL:

Budget Amendment # 06-011

HICKMAN COUNTY, TENNESSEE
BUDGET AMENDMENTS

		<u>DEBIT</u>	<u>CREDIT</u>
MISCELLANEOUS GENERAL FUND AMENDMENTS:			
(Rescue Squad)			
101-44520	Insurance Recovery	\$ 4162.25	
101-44520	Insurance Recovery	\$ 1,648.11	
101-39000	Undesignated Fund Balance		\$ 5,810.36
101-39000	Undesignated Fund Balance	\$ 5,810.36	
101-54420-338	Maintenance & Repair Services - Vehicles		\$ 5,810.36
		\$ 11,620.72	\$ 11,620.72

REQUESTED BY: Steve Gregory, County Mayor REASON: Insurance Recovery

FINANCE COMMITTEE APPROVAL:

ATTEST:



Lynette Harris, Chairman


Betty Holland, Finance Director

DATE: 10-17-05

COUNTY COMMISSION ADOPTION:

ATTEST:


Brad Leeper, Chairman


Randel Totty, County Clerk

DATE: 10-17-05

COUNTY MAYOR'S APPROVAL/DISAPPROVAL:

Steve Gregory, County Mayor

DATE: _____

FINANCE REPORT

Motion was made by Lynette Harris and seconded by Charley List to approve the Finance Report for September, 2005. Motion passed by voice vote.

EXTEND LANDFILL HOURS

Motion was made by Willie Powers and seconded by Charley List to extend the hours at the Solid Waste Landfill from 7:00 a.m. to 4:30 p.m. Motion passed by voice vote.

COURTHOUSE VAULT

Motion was made by Wayne Richey and seconded by Mark McFarlin to prepare the vault area in the Courthouse basement for the Building Inspector Office; with work to be done by inmates, and the County will pay only for supplies. Motion was also to allow the TWRA Office to be used by the Tax Assessor Office. Upon roll call vote, Ronnie Holt, Charles Booker, Frankye Ward, Jodi Bates, Charley List, Danny Clark, Rommy George, Wayne Richey, Willie Powers, Mark McFarlin, Lynette Harris, and Brad Leeper voted "Yes." Susan Sullivan, Ricky Tidwell, Gerald Rochelle, Steve Hethcote, Mickey Bunn, Robert Capps, and James Hassell voted "No." Nathaniel Bates and Shirley Mayberry were absent. (12 Yes; 7 No; 2 Absent). Motion passed.

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SHERIFF'S REQUEST FOR ADDITIONAL OFFICERS

Motion was made by Frankye Ward and seconded by Charles Booker to table Sheriff Randal Ward's request for additional officers. Upon roll call vote, 19 commissioners voted "Yes." (19 Yes; 2 Abs). Motion to table passed.

**AMENDING ZONING REGULATIONS
RESOLUTION 05-40**

Motion was made by Charley List and seconded by James Hassell to approve the following Resolution 05-40, amending Hickman County's Zoning Regulations. Upon roll call vote, Ronnie Holt, Charles Booker, Frankye Ward, Steve Hethcote, Mickey Bunn, Charley List, Robert Capps, and James Hassell voted "Yes." Susan Sullivan, Ricky Tidwell, Gerald Rochelle, Jodi Bates, Danny Clark, Ronny George, Wayne Richey, Willie Powers, Mark McFarlin, Lynette Harris, and Brad Leeper voted "No." Nathaniel Bates and Shirley Mayberry were absent. (8 Yes; 11 No; 2 Absent). Motion failed.

HICKMAN COUNTY, TENNESSEE

RESOLUTION NO. 05-40

**AMENDING THE ZONING REGULATIONS
FOR HICKMAN COUNTY**

WHEREAS, a land use (zoning) plan for Hickman County, Tennessee, was adopted via Resolution No. 05-32 on July 18, 2005; and

WHEREAS, such plan provides for amendments thereto; and

WHEREAS, the Hickman County Planning Commission has recommended several such amendments; and

WHEREAS, following a public hearing on the proposed amendments, the Board of County Commissioners is desirous of adopting them;

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Hickman County, Tennessee, assembled in regular session this 17th day of October, 2005, that:

SECTION 1: The zoning resolution for Hickman County, Tennessee, as adopted on July 18, 2005, is hereby amended as follows:

- A. Article 4.041(B)(2) shall be stricken in its entirety and replaced with the wording, "Detached single-family, two-family and manufactured home (mobile home) dwellings."
- B. Article 7.090(e) shall be stricken in its entirety and replaced with the wording, "Before finally adopting any such amendment, the County Commission shall hold a public hearing thereon, at least fifteen (15) days notice of time and place of which shall be given by at least one (1) publication in a newspaper of general circulation in the County."
- C. A new section, titled Article 3.100, shall be added as follows:
 - 3.100 General Requirements for Individual Manufactured Homes Including Mobile Homes
 - A. All manufactured homes must be permitted before they are moved on site. If a manufactured home is moved on site before it is permitted, the fee may be doubled as a penalty.
 - B. All manufactured homes will require skirting. Skirting shall be of material suitable for exterior exposure and contact with the ground. Skirting shall be installed in accordance with the skirting manufacturer's installation instructions. Skirting shall be adequately secured to assure stability, to minimize vibration and susceptibility to wind damage, and to compensate for possible frost heave.
 - C. All manufactured homes needing repairs must have all repairs completed within thirty (30) working days of the date the home is permitted. If repairs are not completed, all permits issued by the Hickman County Building Commissioner will become void.
 - D. All manufactured homes must meet all applicable codes within sixty (60) days of the date of issuance of a permit. If all codes are not met, permits issued by the Hickman County Building Commissioner will become void.
 - E. If a manufactured home does not have a certification label, the interior of the home must be inspected by the Hickman County Building Commissioner in conjunction with the exterior inspection. The interior of the home will have to meet all applicable codes such as, but not limited to, smoke detectors and ingress-egress requirements.

1. Certification label must be a permanent label affixed to each transportable section of each manufactured home for sale or lease. This label shall be separate and distinct from the data plate this the manufacturer is required to provide.
2. The label shall be approximately two (2) inches by four (4) inches in size and shall be permanently attached to the manufactured home by means of four (4) blind rivets, drive screws, or other means that render it difficult to remove without defacing the label. The label shall be etched on 0.32-inch thick aluminum plate. The label number shall be etched or stamped with a three- (3) letter designation that identifies the production inspection. Each label shall be marked with a six- (6) digit number that the label supplier shall furnish. The labels shall be stamped with numbers sequentially.
3. The label shall read as follows: As evidenced by this Label No. ABC 000001, the manufacturer certifies to the best of the manufacturer's knowledge and belief that this manufactured home has been inspected in accordance with the requirements of the Department of Housing and Urban Development and is constructed in conformance with the Federal manufactured home construction and safety standards in effect on date of manufacture.
4. The label shall be located at the tail-light end of each transportable section of the manufactured home approximately one (1) foot up from the floor and one (1) foot in from the road side, or as near that location on a permanent part of the exterior of the manufactured home unit as practicable. The road side is the right side of the manufactured home when one views the manufactured home from the two bar end of the manufactured home.

SECTION 2: Any previous action or resolution deemed to be in direct conflict with the provisions of this resolution are hereby repealed in so far as such conflict exists.

SECTION 3: The provisions of this resolution shall become effective upon its passage, the public welfare requiring it.

SPONSORS:

Charles Lee Jon Harold

BOARD ACTION: 8 Aye 11 Nay Pass 2 Absent

ADOPTED:

ATTEST:

Brad Leeper, Chairman

Randel Totty, County Clerk

APPROVED/DISAPPROVED:

Steve Gregory, County Mayor

Date: _____

October 17, 2005

COMPREHENSIVE GROWTH PLAN
RESOLUTION 05-41

Motion was made by James Hassell and seconded by Charley List to approve the following Resolution 05-41, authorizing the re-opening of the Comprehensive Growth Plan for Hickman County. Upon roll call vote, 15 commissioners voted "Yes." Ronnie Holt, Charles Booker, Steve Hethcote, and Robert Capps voted "No." Nathaniel Bates and Shirley Mayberry were absent. (15 Yes; 4 No; 2 Absent). Motion passed.

HICKMAN COUNTY, TENNESSEE

RESOLUTION NO. 05-41

AUTHORIZING THE RE-OPENING OF THE COMPREHENSIVE
GROWTH PLAN FOR HICKMAN COUNTY

WHEREAS, pursuant to §6-58-101 et. seq., Tennessee Code Annotated (sometimes referred to as PC-1101), Hickman County, along with all other counties in the State of Tennessee, adopted a comprehensive growth plan; and

WHEREAS, the growth plan was adopted by the Hickman County Commission on May 15, 2000 (Page 14, Minute Book 34), and pursuant to §6-58-104(d)(1), Tennessee Code Annotated, such growth plan was not to be amended for at least three years; and

WHEREAS, some residents of Hickman County now feel that, due to the county's considerable growth and other factors, the County's Comprehensive Growth Plan should be re-opened to consider possible amendments; and

WHEREAS, the members of the Hickman County Legislative Body concur and desire to re-open said growth plan;

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Hickman County, Tennessee, assembled in regular session this 17th day of October, 2005, that:

SECTION 1: The County Mayor, acting as Committee Chairman, shall, at his earliest convenience and pursuant to statute, re-establish and re-convene Hickman County's Comprehensive Growth Plan Coordinating Committee.

SECTION 2: Such committee shall consider any and all modifications and amendments to Hickman County's Comprehensive Growth Plan and make reasonable recommendations (if any) regarding such modifications and amendments to the County Commission for consideration.

SECTION 3: This resolution shall become effective upon passage, the public welfare requiring it.

SPONSORS:

James Hassell

Charley List

BOARD ACTION: 15 Aye 4 Nay Pass 2 Absent

ADOPTED:

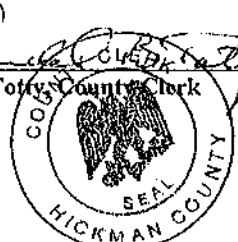
ATTEST:

Brad Leeper
Brad Leeper, Chairman

Randel Totty
Randel Totty, County Clerk

APPROVED/DISAPPROVED:

Steve Gregory
Steve Gregory, County Mayor



DATE: 10-24-05

October 17, 2005

ADJOURN

Motion was made by Willie Powers and seconded by Ronny George to adjourn this meeting. Motion voice passed.

Minutes Prepared By: Penny Stewart, Deputy County Clerk