

BE IT REMEMBERED that the Hickman County Legislative Body met in regular called session, on this 23 rd day of March, 2009 at the Justice Center in Centerville, Tn. Mark McFarlin Chairman, Randel Totty, County Clerk, presided. Present were Mickey Bunn, Keith Nash, Steve Hethcote, Danny Clark, Lloyd Mangrum, Charles Booker, Lynette Harris, Ricky Murray, Jim Rice, Wayne Richey, James Hassell, Billy Blackwell, Robert Capps, Michael Thomasson, Ronnie Sullivan, Robert Atkinson, Ronald Gammons were present. Frankye Ward, Kenneth Underhill and Shirley Mayberry were absent. {18 present 3 absent}.

AGENDA

Motion was made by Mickey Bunn and seconded by Ronald Gammons to accept the agenda.

Commissioner Frankye Ward entered the meeting at 7:10.

AMEND

Motion was made by Mickey Bunn and seconded by Ronald Gammons to amend the agenda to discuss taking action on bid for the early warning storm sirens between section G & H in the agenda.

AGENDA AS AMENDED

Motion was made by Mickey Bunn and seconded by Ronald Gammons to approve the agenda as amended. Motion was passed by voice vote.

*The Hickman County Legislative Body shall meet in regular session at 7:00 p.m., on Monday, March 23, 2009 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*  
*Public Hearing*

6:30 p.m. Special Zoning Change

AGENDA  
March 2009  
7:00 P.M.

- (A) Call to Order Chairman
- (B) Roll Call by County Clerk
- (C) Prayer and Pledge of Allegiance
- (D) Approval of Minutes
- (E) Adoption of Minutes from the February, 2009 Meeting
- (F) Resolutions for Special Recognitions, Memorials, etc.
- (G) Elections, Appointments and Confirmations, Speakers
- (H) Committee/Board Report
  - (1) County Building/ADA
  - (2) H.C. Adm. Oversight
  - (3) Planning Commission
  - (4) Beer Board
  - (5) Board of Zoning Appeals
  - (6) AFT Appeals Board
  - (7) Finance Committee
  - (8) Budget Committee
  - (9) EMS Committee
  - (10) Hospital Foundation Board
  - (11) Sheriff Jail Committee
  - (12) Jail Over Site Committee
  - (13) Recreation Tourism Committee
  - (14) Solid Waste Committee
  - (15) Animal Control
  - (16) Garage Committee
  - (17) Other Committee Reports
- (I) Unfinished Business
  - (1) 09-11 Regarding Animal Control
- (J) New Business
  - (1) 09-04 Special Recognition/Sheriff
  - (2) 09-05 Special Recognition/Sheriff
  - (3) 09-06 Special Recognition/Sheriff
  - (4) 09-07 Amend Adequate Facilities Tax
  - (5) 09-08 Regarding Zoning Regulations
  - (6) 09-12 Regarding Zoning
  - (7) 09-13 Regarding Appraisal Cycle
- (K) Announcements and Statements
  - (1) Presentation on Roll Call Voting
- (L) Adjournment

Respectfully submitted:  
Mark McFarlin  
Chairman, Legislative Body

NOTARY PUBLIC

Motion was made by Lloyd Mangrum and seconded by Charles Booker to accept the following applicants for Notary Public for the State of Tennessee: Debra Coley, Rita Elaine Grimes, Nina J. Hayes, Connie G. Luna, Frances McMeen, Dana Dotson Nicholson and David A Riggs Jr. Upon roll call vote 19 commissioners voted yes. Kenneth Underhill and Shirley Mayberry were absent { 19 yes 2 absent}. Motion passed.

BIDS FOR EARLY WARNING SYSTEM

Motion was made by James Hassell and seconded by Mickey Bunn to accept the bids for the early warning system from Sentry Siren model 15V if the state of Tennessee approves. If the state will not approve, the commissioners will revert back to model 10V, also re-approval of the County Mayor for matching funds of the grant. Upon roll call vote 19 commissioners voted yes. Kenneth Underhill and Shirley Mayberry were absent {19 yes 2 absent}. Motion passed

FINANCE REPORT

Motion was made by Steve Hethcote and seconded by Wayne Richey to approve the Finance Report for February 2009. Upon roll call vote 19 commissioners voted yes. Kenneth Underhill and Shirley Mayberry were absent { 19 yes 2 absent}. Motion passed.

BUDGET AMENDMENT 09-0042

Motion was made by Ronald Gammons and seconded by Lloyd Mangrum to approve budget amendment 09-0042. Upon roll call vote 19 commissioners voted yes. Shirley Mayberry and Kenneth Underhill were absent {19 yes 2 absent}. Motion was passed.

BUDGET AMENDMENT NO. 09-0042  
HICKMAN COUNTY, TENNESSEE  
County General 101  
Date: 03-2009

Acct #	Description	Debit	Credit
34162	Reserve for Automation	\$2,000.00	
53100-719	Office Equipment		\$2,000.00
Total		\$2,000.00	\$2,000.00

Reason: Additional cost for Image Ease Scanner.

BUDGET COMMITTEE APPROVAL:

Ronald Gammons  
Chairman

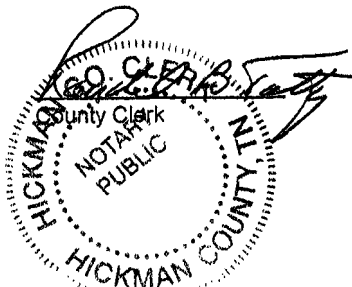
ATTEST:

Annette Elliott  
Finance Director

COUNTY LEGISLATIVE BODY APPROVAL

Mark M. Smith  
Chairman

ATTEST:



COUNTY MAYOR'S APPROVAL/DISAPPROVAL:

Steve Gregory  
Steve Gregory, County Mayor

Date: 3-24-09

BUDGET AMENDMENT 09-0043

Motion was made by Ronald Gammons and seconded by Lloyd Mangrum to approve budget amendment 09-0043. Upon roll call vote 19 commissioners voted yes. Shirley Mayberry and Kenneth Underhill were absent {19 yes 2 absent}. Motion was passed.

BUDGET AMENDMENT NO. 09-0043  
HICKMAN COUNTY, TENNESSEE  
County General 101  
Date: 03-2009

Acct #	Description	Debit	Credit
54110-196	In Service Training	\$1,000.00	
54210-599	Other Charges		\$1,000.00
Total		\$1,000.00	\$1,000.00

Reason: Payment for new policy and procedures manual.

BUDGET COMMITTEE APPROVAL:

ATTEST:

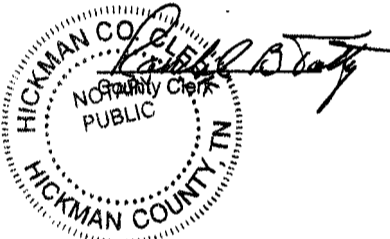
Ronald Gammons  
Chairman

Annette Elliott  
Finance Director

COUNTY LEGISLATIVE BODY APPROVAL

ATTEST:

Mal M. Frazier  
Chairman



COUNTY MAYOR'S APPROVAL/DISAPPROVAL:

Date: 3-24-09

Steve Gregory  
County Mayor

**AUTHORIZE BIDS ON CLEAN UP FROM THE STORM**

Motion was made by Mickey Bunn and seconded by Ronnie Sullivan to authorize separate bids on each of the clean-up sites from the storm. Upon roll call vote 19 commissioners voted yes. Kenneth Underhill and Shirley Mayberry were absent { 19 yes 2 absent}. Motion was passed.

**RESOLUTION 09-11 REGARDING ANIMAL CONTROL**

Resolution was moved to April meeting.

**RESOLUTION 09-04 SPECIAL RECOGNITION /SHERIFF**

Resolution 09-04 was moved to April meeting.

**RESOLUTION 09-05 SPECIAL RECOGNITION/SHERIFF**

Resolution 09-05 was moved to April meeting.

**RESOLUTION 09-06 SPECIAL RECOGNITION/ SHERIFF**

Resolution 09-06 was moved to April Meeting.

Motion was made by Keith Nash and seconded by Lloyd Mangrum to approve Resolution 09-07. Upon roll call vote x commissioners voted yes. Ronnie Sullivan voted no. Wayne Richey and Mark McFarlin Passed. Shirley Mayberry and Kenneth Underhill were absent { 16 yes 1 no 2 pass 2 absent }. Motion passed.

**Hickman County Tennessee  
Resolution No. 09-07**

**TO REVISE AND AMEND RESOLUTION 03-36 REGARDING THE  
IMPLEMENTING OF THE HICKMAN COUNTY LAND DEVELOPMENT  
TAX**

Whereas, the General Assembly of the State of Tennessee has, by passage of Private Chapter 21 of the Private Acts of 2003, granted authority to Hickman County to levy and collect a privilege tax on new residential, industrial and commercial development in the county in order to provide that such development contributes its fair share of the cost of providing public facilities made necessary by such development; and

Whereas, the Hickman County Board of Commissioners meeting on the 31<sup>st</sup> day of July, 2003 exercised this authority and passed Resolution 03-36, implementing the Hickman County Land Development Tax; and

Whereas, Private Chapter 21 of the Private Acts of 2003, gives authority to the Hickman County Board of Commissioners to revise and amend the Hickman County Land Development Tax; and

Whereas, it now becomes necessary to exercise such authority.

Now, Therefore, Be It Resolved, by the Board of County Commissioners of Hickman County, Tennessee, meeting in regular session this 23<sup>rd</sup> day of March, 2009, that;

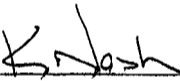
Section 1: Resolution 03-36, Section 2 shall be deleted in entirety and substituted with the following:

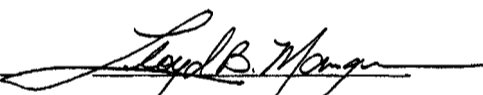
Section 2:

- (a.) The amount of tax shall be one dollar (\$1.00) per gross square foot for residential development, or a minimum tax of fifteen hundred dollars (\$1,500.00), whichever is greater.
- (b.) The amount of tax shall be twenty-five cents (\$0.25) per gross square foot for industrial development, or a minimum tax of fifteen hundred dollars (\$1,500.00), whichever is greater.
- (c.) The amount of tax shall be twenty-five cents (\$0.25) per gross square foot for commercial development, or a minimum tax of fifteen hundred dollars (\$1,500.00), whichever is greater.
- (d.) The provisions of Section 2, subparagraph c., shall not apply to any commercial development initiated for a period of twelve months starting upon March 24, 2009.

Section 2: This resolution shall take effect from and after its passage the public welfare requiring it.

Sponsors:

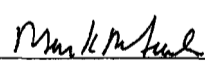
  
Keith Nash, 4<sup>th</sup> District Commissioner


  
Lloyd Mangrum, 3<sup>rd</sup> District Commissioner


Board Action: 16 Aye 1 Nay 2 Pass 2 Absent

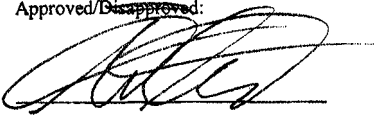
Adopted:

Attest:

  
Mark McFarlin, Chairman

  
Randy Petty, County Clerk



Approved/Disapproved:  
  
Steve Gregory, County Mayor

Date: 3-24-09

RESOLUTION 09-08 REGARDING ZONING REGULATIONS

Motion was made by Danny Clark and seconded by Jim Rice to accept Resolution 09-08. Upon roll call vote 12 commissioners voted yes. Mark McFarlin, Robert Capps, Lloyd Mangrum, Charles Booker, Ronald Gammons, Lynette Harris, Billy Blackwell voted no. Shirley Mayberry and Kenneth Underhill were absent{12 yes 7 no 2 absent}. Motion passed

HICKMAN COUNTY, TENNESSEE

RESOLUTION NO. 09 - 08

ADDING SECTION 3.200 OF THE HICKMAN COUNTY ZONING RESOLUTION, " DEVELOPMENT STANDARDS FOR MULTI-FAMILY DWELLINGS"

WHEREAS, on July 18, 2005, the Board of County Commissioners of Hickman County adopted Resolution No. 05-32 enacting a "Land Use Plan" for the unincorporated areas of the county; and

WHEREAS, said resolution consists of a document titled "Final Draft No. 2-05, Zoning Resolution for Hickman County, Tennessee" (Zoning Resolution); and

WHEREAS, the original document contained no provisions for the development and construction of multi-family dwellings; and

WHEREAS, the Hickman County Regional Planning Commission, at their meeting of January 8, 2009, voted to recommend the addition of Article III, Section 3.200, subsection 3.201 thru 3.203; and

WHEREAS, the Board of County Commissioners is desirous of adding Article III, Section 3.200, "Development Standards for Multi-family Dwellings";

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Hickman County, Tennessee, assembled in regular session this 23rd day of March 2009, that:

SECTION 1: Article III, Section 3.200, "Development of Multi-Family Dwellings" is hereby added to the Hickman County, Tennessee, Zoning Resolution.

SECTION 2: The responsibility for reviewing the final development plan and to resolve issues relating to the legality, location and the appropriateness of the plan rest with the Hickman County Regional Planning Commission.

SECTION 3: This added section will become effective on April 1, 2009.

SPONSORS:

[Signature]  
Danny Clark

[Signature]  
Jim Rice

BOARD ACTION: 12 Aye 1 Nay      Pass 2 Absent

ADOPTED:

ATTEST:

[Signature]  
Mark McFarlin, Chairman

[Signature]  
Randall B. Smith  
NOTARY PUBLIC  
HICKMAN COUNTY TN

APPROVED/DISAPPROVED:

[Signature]  
Steve Gregory, County Mayor

DATE: 3-24-09

RESOLUTION 09-12 REGARDING ZONING

Resolution was withdrawn.

RESOLUTION 09-13 REGARDING APPRAISAL CYCLE

Motion was made by Ronald Gammons and seconded by Robert Capps to accept Resolution 09-13. Upon roll call 19 commissioners voted yes. Shirley Mayberry and Kenneth Underhill were absent {19 yes 2 absent}. Motion passed.

RESOLUTION NO. 09-13

RESOLUTION AUTHORIZING  
A CONTINUOUS FIVE (5) YEAR REAPPRAISAL CYCLE

WHEREAS, Tennessee Code Annotated Section 67-5-1601 establishes a general six (6) year reappraisal for updating and equalizing property values for every county in Tennessee for property tax purposes, and

WHEREAS, a six (6) year reappraisal program consists of an on-site review of each parcel of real property over a five-year period followed by revaluation of all such property in the year following completion of the review period and includes a current value updating during the third year of the review cycle and sales ratio studies during the second and fifth years of the review cycle, and

WHEREAS, Chapter 318 of the 1997 Public Acts provides upon the approval of the assessor and upon the adoption by majority approval vote of the county legislative body, the reappraisal program may be completed by a continuous five (5) year cycle comprised of an on-site review of each real property over a four (4) year period followed by revaluation of all such property in the year following completion of the review period, and


WHEREAS, the county legislative body of Hickman County understands that by approving such a five (5) year reappraisal cycle a sales ratio study will be conducted during the second and fourth years of the review cycle and the centrally assessed properties and commercial/industrial tangible personal property will be equalized by the sales ratio adopted by the State Board of Equalization;


NOW, THEREFORE, BE IT RESOLVED by the county legislative body of Hickman County, meeting in Regular session on this the 23 day of March, 2009, that:

PURSUANT to Tennessee Code Annotated Section 67-5-1601, as amended by Chapter 318 of the 1997 Public Acts, reappraisal shall be accomplished in Hickman County by a continuous five (5) year cycle beginning January 1, 2009, comprised of an on-site review of each parcel of real property over a four (4) year period followed by revaluation of all such property for tax year 2014.


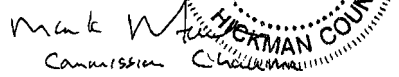
Adopted this 23<sup>rd</sup> day of March, 2009.

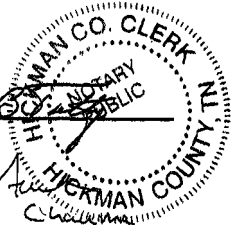
APPROVED:

  
County Mayor

  
Ronald Gammons

ATTEST:

  
County Clerk  
  
Commission Chairman



  
Robert Capps

19 Aye      2 Absent

ADJOURN

Motion was made by Lloyd Mangrum and seconded by Ronald Gammons to adjourn. Motion was passed by voice vote.