

November 23, 2009

BE IT REMEMBERED that the Hickman County Legislative Body met in regular called session, on this 23rd day of November, 2009 at the Justice Center in Centerville, Tn. Ronnie Sullivan Chairman, Andrea Totty, County Clerk, Presided. Present were Mickey Bunn, Steve Hethcote, Danny Clark, Lloyd Mangrum, Charles Booker, Ricky Murray, Jim Rice, Wayne Richey, Kenneth Underhill, James Hassell, Robert Capps, Michael Thomasson, Ronald Gammons, Frankye Ward, Billy Blackwell, Keith Nash, Mark McFarlin, Robert Atkinson and Shirley Mayberry were present. { 20 Present }.

### AGENDA

Motion was made by Danny Clark and seconded by Steve Hethcote to approve the agenda. Motion was passed by voice vote.

*The Hickman County Legislative Body shall meet in regular session at 7:00 p.m., on November 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.*

AGENDA  
November 23, 2009  
7:00 P.M.

- A) Call to Order
- B) Roll Call by County Clerk
- C) Prayer – Ron Gammons  
Pledge of Allegiance – Ron Gammons
- D) Approval of Agenda
- E) Adoption of Minutes from the October 26, and November 5, 2009 Meetings
- F) Resolutions for Special Recognitions, Memorials
- G) Elections, Appointments, Confirmations and Public Hearing Matters:
  - 1) Election of District One County Commissioner
  - 2) Notaries
  - 3) Appointments to Emergency Communications Board
  - 4) Public Hearing Matters
- H) Committee/Board Reports/County Officials Quarterly Reports:
  - 1) County Building/ADA/Adm. Oversight Committee
  - 2) Solid Waste Committee
  - 3) Planning Commission
  - 4) Board of Zoning Appeals
  - 5) AFT Appeals Board
  - 6) Finance Committee
  - 7) Budget Committee
  - 8) EMS Committee
  - 9) Hospital Foundation Board
  - 10) Sheriff/Jail Committee
  - 11) Salary/Benefits Committee
  - 12) Recreation/Tourism Committee
  - 13) Helipad Committee
  - 14) Other Committee Reports *Beer Board*
- I) Unfinished Business:
- J) New Business:
  - 1) Resolution No. 09-48 – Authorizing Contracts for Mental Health Evaluations
  - 2) Resolution No. 09-49 – Authorizing a CDBG Application for an E.O.C.
  - 3) Resolution No. 09-50 – Supporting Senate Bill 0872 (delaying Voter Confidence Act)
  - 4) Donation of Vehicle to Pinewood Volunteer Fire Department
- K) Announcements and Statements
- L) Adjournment

Respectfully Submitted:

Ronnie Sullivan  
Legislative Body Chairman

Quarterly (April, July, Oct., Jan.) – Chamber, Vision21 and County Official's Reports  
Ag Pavilion

### MINUTES

Motion was made by Keith Nash and seconded by Mark McFarlin to accept the minutes from October 26, 2009, November 5, 2009, and November 16, 2009.

### AMEND

- Ⓢ Motion was made by Keith Nash and Mark McFarlin to accept the minutes on October 26, 2009 and November 5, 2009 minutes and to postponed November 16, 2009 minutes in order to resubmit them at the December county meeting. *Motion passed by voice vote*

NOMINATION FOR COUNTY COMMISSIONER DISTRICT #1

Billy Blackwell nominated Melvin Sanders for County Commissioner in the first district. Wayne Richey nominated Brad Leeper for county commissioner in the first district.

NOMINATIONS CEASE

Motion was made by Ronald Gammons and seconded by Mark McFarlin to cease nominations for county commissioner first district. Motion passed by voice vote.

VOTE FOR COUNTY COMMISSIONER

Steve Hethcote, Robert Capps, Charles Booker, Ronald Gammons, Ricky Murray, Billy Blackwell, Kenneth Underhill, Michael Thomasson, Robert Atkinson, Keith Nash and Mark McFarlin voted for Melvin Sanders. Danny Clark, Lloyd Mangrum, Jim Rice, Wayne Richey, Shirley Mayberry, James Hassell, Frankye Ward, Mickey Bunn and Ronnie Sullivan voted for Brad Leeper. {11 Sanders 9 Leeper}

NOTARY

Motion was made by Lloyd Mangrum and seconded by Ronald Gammons to accept the following applicants for Notary Public for the State of Tennessee: Cissy Williams, Charmaine A Harlow, Linda McCrory and Barbara A Toone. Motion passed by voice vote.

SURETY BOND

Motion was made by Shirley Mayberry and seconded by James Hassell to accept Annette Elliott surety bond. Upon roll call vote 21 commissioners voted yes {21 yes}. Motion passed.

ETHICS COMMITTEE NOMINEES

County Mayor Steve Gregory nominated Robert Atkinson, Steve Hethcote, Mickey Bunn, Jerry Barnes and Linda Gossett to ethics committee. Motion was passed by voice vote

ETHICS COMMITTEE

Motion was made by Kenneth Underhill and seconded by Mark McFarlin to accept Robert Atkinson, Steve Hethcote, Mickey Bunn, Jerry Barnes and Linda Gossett for the nomination for Ethics Committee. Motion passed by voice vote.

FINANCIAL REPORT

Motion was made by Steve Hethcote and seconded by Danny Clark to approve the financial report. Upon roll call vote 21 commissioners voted yes. {21 yes}. Motion passed.

Motion was made by Keith Nash and seconded by Lloyd Mangrum to accept budget amendment 10-009, 10-0011 and 10-0012. Upon roll call vote 21 commissioners voted yes { 21 yes }. Motion passed.

BUDGET AMENDMENT NO. 10-0009  
HICKMAN COUNTY, TENNESSEE  
County General 101  
Date: 11-2009

Acct #	Description	Debit	Credit
52500-719	Office Equipment	\$557.00	
52500-508	Surety Bond		\$257.00
52500-196	In Service Training		\$300.00
Total		\$557.00	\$557.00

Reason: Needs money for bond and training.

BUDGET COMMITTEE APPROVAL:

Keith Nash  
Chairman

ATTEST:

Annette Elliott  
Finance Director

COUNTY LEGISLATIVE BODY APPROVAL

Ron W. Sullivan  
Chairman

ATTEST:

Andrea Jolly  
County Clerk

COUNTY MAYOR'S APPROVAL/DISAPPROVAL:

Steve Gregory  
Steve Gregory, County Mayor

Date: 11-24-09

BUDGET AMENDMENT NO. 10-0011  
HICKMAN COUNTY, TENNESSEE  
County General 101  
Date: 11-2009

Acct #	Description	Debit	Credit
47590-H1N1	Other Fed. Thru State	\$69,700.00	
55190-189-H1N1	Other salaries & wages		\$12,500.00
55190-201-H1N1	Social Security		\$5,000.00
55190-168-H1N1	Temporary Personal		\$49,200.00
55190-499-H1N1	Other Supplies & Material		\$2,000.00
55190-355-H1N1	Travel		\$1,000.00
Total		\$69,700.00	\$69,700.00

Reason: H1N1 Grant.

BUDGET COMMITTEE APPROVAL:

Keith Nash  
Chairman

ATTEST:

Annette Elliott  
Finance Director

COUNTY LEGISLATIVE BODY APPROVAL

Ron W. Sullivan  
Chairman

ATTEST:

Andrea Jolly  
County Clerk

COUNTY MAYOR'S APPROVAL/DISAPPROVAL:

Steve Gregory  
Steve Gregory, County Mayor

Date: 11-24-09

Acct #	Description	Debit	Credit
53300-435	Office Supplies	\$850.00	
53300-355	Travel		\$850.00
Total		\$850.00	\$850.00

Reason: More money needed for judges conferences.

BUDGET COMMITTEE APPROVAL:

[Signature]  
 Chairman

ATTEST:


[Signature]  
 Finance Director

COUNTY LEGISLATIVE BODY APPROVAL

[Signature]  
 Chairman

ATTEST:

[Signature]  
 County Clerk



COUNTY MAYOR'S APPROVAL/DISAPPROVAL:

[Signature]  
 Steve Gregory, County Mayor

Date: 11-24-09

BUDGET AMENDMENT 10-0013

Motion was made by Keith Nash and seconded by Lloyd Mangrum to accept budget amendment 10-013. Upon roll call vote 21 commissioners voted yes { 21yes }. Motion passed.

Acct #	Description	Debit	Credit
44170	Misc. Refunds	\$2,500.00	
55310-316	Mental Health Center Contributions		\$2,500.00
Total		\$2,500.00	\$2,500.00

Reason: Contribution to Centerstone for Imates recommended by Budget Committee (see Nov. 10th minutes).

BUDGET COMMITTEE APPROVAL:

[Signature]  
 Chairman

ATTEST:


[Signature]  
 Finance Director

COUNTY LEGISLATIVE BODY APPROVAL

[Signature]  
 Chairman

ATTEST:

[Signature]  
 County Clerk



COUNTY MAYOR'S APPROVAL/DISAPPROVAL:

[Signature]  
 Steve Gregory, County Mayor

Date: 11-24-09

RESOLUTION 09-48 AUTHORIZING CONTRACTS FOR MENTAL HEALTH EVALUATIONS

Motion was made by Jim Rice and seconded by Michael Thomasson to approve Resolution 09-48.

AMEND

Motion was made Ronald Gammons and seconded by Lloyd Mangrum to change the dates on Resolution 09-48. Motion passed by voice vote.

RESOLUTION 09-48 AS AMENDED

Motion was made by Jim Rice and seconded by Michael Thomasson to approve Resolution as amended. Upon roll call vote 21 commissioners voted yes {21 yes}. Motion passed.

HICKMAN COUNTY, TENNESSEE

RESOLUTION NO. 09-48

**AUTHORIZING CONTRACTS FOR COURT ORDERED MENTAL HEALTH EVALUATIONS AND TREATMENT SERVICES**

**WHEREAS**, Section 45, Public Chapter 531, Public Acts of 2009, designated that counties are responsible for the cost of court-ordered outpatient and inpatient mental health evaluations and treatment ordered by General Sessions, Circuit and Criminal Courts under Title 33, Chapter 7, Part 3, Tennessee Code Annotated, for criminal defendants charged with misdemeanors only; and

**WHEREAS**, last year, under the authority of a decision rendered by the Tennessee Court of Appeals, the state stopped paying any of the costs for court-ordered inpatient evaluations of juveniles; and

**WHEREAS**, these two factors potentially place an additional burden upon the already stretched budget of our county, and the need exists to lower our potential exposure; and

**WHEREAS**, in order to reduce such exposure, the Board off County Commissioners is desirous of entering into various contracts with the Tennessee Department of Mental Health and Developmental Disabilities to provide these services – in the event they are ordered – at a reduced rate;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of Hickman County, Tennessee, assembled in regular session this 23<sup>rd</sup> day of ~~November~~ 2009, that:

**SECTION 1:** The County Mayor is hereby authorized and directed to execute two contracts with the Tennessee Department of Mental Health and Developmental Disabilities; one for "Payment for Mental Health Evaluations and Treatment Services for Criminal Defendants Charged with Misdemeanors Only" and one for "Payment for Inpatient Juvenile Court-Ordered Mental Health Evaluations" (as attached).

**SECTION 2:** Funds for these contracted services, if required, shall be appropriated by the Board of County Commissioners as needed.

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

SPONSORS:

Jim Rice                      Wayne Thomason

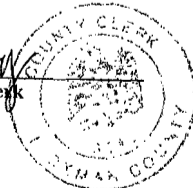
BOARD ACTION: 21 Aye         Nay         Pass         Absent

ADOPTED:

Ronnie W. Sullivan  
Ronnie Sullivan, Chairman

ATTEST:

Andrea Totty  
Andrea Totty, County Clerk



APPROVED:

Steve Gregory  
Steve Gregory, County Mayor

DISAPPROVED:

Steve Gregory, County Mayor

DATE: 11-24-09

DATE: \_\_\_\_\_

RESOLUTION 09-49 AUTHORIZING A CDBG APPLICATION FOR AN E.O.C.

Motion was made by Mickey Bunn and seconded by Frankye Ward to accept Resolution 09-49. Upon roll call vote 21 commissioners voted yes {21 yes }. Motion passed.

HICKMAN COUNTY, TENNESSEE

RESOLUTION NO. 09-49

**AUTHORIZING A GRANT APPLICATION IN COOPERATION WITH THE TOWN OF CENTERVILLE FOR THE PURPOSE OF CONSTRUCTING AN EMERGENCY OPERATIONS CENTER FOR HICKMAN COUNTY**

WHEREAS, the Tennessee Department of Economic and Community Development has Community Development Block Program Supplemental Disaster Recovery Funds to address unmet needs resulting from severe weather in the state that occurred during 2008; and

WHEREAS, Hickman County and the Town of Centerville, Tennessee are designated areas eligible for assistance under the State of Tennessee Community Development Block Grant Program Supplemental Disaster Recovery Funds; and

WHEREAS, there exists a need to construct an Emergency Operation Center which will allow emergency personnel to respond rapidly and efficiently during severe weather events; and

WHEREAS, Hickman County in cooperation with the Town of Centerville wishes to make an application for said project;

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Hickman County, Tennessee, assembled in regular session this 23<sup>rd</sup> day of ~~November~~ 2009, that:

SECTION 1: The County Mayor is hereby authorized and directed to execute and submit a joint application for funds to the Tennessee Department of Economic and Community Development in the amount of \$1,500,000.

SECTION 2: The County Mayor shall be further authorized and directed to enter into all necessary agreements to receive and administer such grant funds.

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

SPONSORS:

Mickey Bunn

Frankye Ward

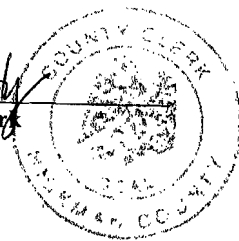
BOARD ACTION: 21 Aye      Nay      Pass      Absent

ADOPTED:

ATTEST:

Ronnie W. Sullivan  
Ronnie Sullivan, Chairman

Andrea Totty  
Andrea Totty, County Clerk



APPROVED:

DISAPPROVED:

Steve Gregory  
Steve Gregory, County Mayor

\_\_\_\_\_  
Steve Gregory, County Mayor

DATE: 11-24-09

DATE: \_\_\_\_\_

Motion was made by Mickey Bunn and seconded by Frankye Ward to approve resolution 09-50. Upon roll call vote 21 commissioners voted yes. {21 yes}.

**HICKMAN COUNTY, TENNESSEE**

**RESOLUTION NO. 09-50**

**SUPPORTING SENATE BILL 0872 WHICH WOULD DELAY  
THE IMPLEMENTATION OF THE TENNESSEE VOTER  
CONFIDENCE ACT OF 2007**

**WHEREAS**, on January 1, 2009, the Tennessee Voter Confidence Act of 2007 became effective, mandating changes in the way County Election Commissions are to conduct elections and certifying election results; and

**WHEREAS**, while good-intentioned, this Act carries a direct fiscal impact to counties which is not reimbursed or supplemented by the State of Tennessee, thereby placing an additional financial burden on counties in these tough economic times; and

**WHEREAS**, while we support the intent of this legislation and we are not necessarily opposed to the Voter Confidence Act, we are concerned of the dramatic impact it places on our budget, which is estimated be a one-time cost of \$17,000 and an annual cost of \$30,000; and

**WHEREAS**, Senate Bill 0872, introduced into the Tennessee Legislature during its 2009 session, delays implementation of the Act for two years; and

**WHEREAS**, we believe it would be in the best interest of the citizens of Hickman County for this legislation to be delayed at least two years so as to give our overall economy a chance to recover so its fiscal impact could be planned and budgeted for in a more reasonable and efficient manner;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of Hickman County, Tennessee, assembled in regular session this 23<sup>rd</sup> day of November, 2009, that:

**SECTION 1:** After reviewing the Voter Confidence Act of 2007, we believe the Act will impose a financial burden on our County by increasing costs without the assurance of producing a more error-free election. Because of this, and the fact the our county is facing dramatic cuts to its current services in our upcoming budget – a budget that cannot possibly absorb the additional cost mandated by the provision of this Act – we are in favor of delaying its implementation as provided by Senate Bill 0872 currently under consideration in the Senate of the Tennessee Legislature.

**SECTION 2:** The County Clerk is hereby authorized and directed to furnish certified copies of this resolution to State Senator Doug Jackson, Secretary of State Tre Hargett and State Coordinator of Elections Mark Goins at their offices in Nashville, Tennessee.

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

**SPONSORS:**

Mickey Bunn                      Frankye Ward


BOARD ACTION: 20 Aye 1 Nay      Pass      Absent

**ADOPTED:**

Ronnie W. Sullivan  
Ronnie Sullivan, Chairman

**ATTEST:**

Andrea Totty  
Andrea Totty, County Clerk



**APPROVED:**

Steve Gregory  
Steve Gregory, County Mayor

**DISAPPROVED:**

Steve Gregory, County Mayor

DATE: 11-24-09

DATE: \_\_\_\_\_

DONATION OF VEHICLE TO PINWOOD VOLUNTEER FIRE DEPT

Motion was made by Melvin Sanders and seconded by Lloyd Mangrum to donate a 1999 Ford Crown Victoria patrol car to the Pinewood Volunteer Fire Department. Upon roll call vote 21 commissioners voted yes {21 yes}. Motion passed.

Minute Book \_\_\_\_\_  
Page 412



Office of Hickman County Sheriff

Randal Ward - Sheriff  
Bobby Underhill - Chief Deputy  
108 College Avenue  
P.O. Box 214  
Centerville, TN 37033  
Phone (931) 729-6143  
Fax (931) 729-2491  
Email hickmansheriff@mail.com

November 18, 2009

To Whom It May Concern:

As of today, November 18, 2009, the Hickman County Sheriff's Department will be donating a 1999 Ford Crown Victoria Patrol Car to the Pinewood Volunteer Fire Department.

This vehicle is to be used as a First Responder Vehicle.

Respectfully,

*Randal Ward*  
Randal Ward  
Sheriff

MOTION TO APPROVE GIFT  
<sup>1ST</sup> *Melvin R. Sanders, Sr.*  
MELVIN R. SANDERS, SR

<sup>2ND</sup> *Lloyd Mangrum*  
LLOYD MANGRUM

APPROVAL *Ronnie W. Sullivan, Chair*  
RONNIE W. SULLIVAN, CHAIRMAN



County Clerk: *Andrea Jostiz*

INDUSTRIAL BOARD

Motion was made by Ronald Gammons and seconded by Charles Booker to remove Industrial Board from calendar as this time.

AMEND

Motion was made by Ronald Gammons and seconded by Charles Booker to amend by leaving a slot but to add no meeting. Motion passed by voice vote.

INDUSTRIAL BOARD

Motion was made by Ronald Gammons and seconded by Charles Booker approve the motion as amended. Motion passed by voice vote.

HIDDEN VALLEY LAKES CLEAN UP

Motion was made by Keith Nash and seconded by Billy Blackwell to approve the Mayors Steve Gregory's request for clean up based upon verification that our insurance can work us way through that. Upon roll call vote 18 Commissioners voted yes. Robert Capps voted no. Steve Hethcote and Charles Booker passed {18 yes 1 no 2 pass}. Motion passed.

ADJOURN

Motion was made by Lloyd Mangrum and seconded by Steve Hethcote to adjourn. Motion was passed by voice vote.