

June 28, 2010

BE IT REMEMBERED that the Hickman County Legislative Body met in regular called session, on this 28th day of June, 2010 at the Justice Center in Centerville, Tn. Ronnie Sullivan Chairman, Tracy Wright, County Clerk, Presided. Present were Steve Hethcote, Danny Clark, Lloyd Mangrum, Charles Booker, Melvin Sanders Sr, Ricky Murray, Jim Rice, James Hassell, Robert Capps, Michael Thomasson, Robert Atkinson, Ronald Gammons, Frankye Ward, Keith Nash, Wayne Richey, and Mark McFarlin were present. Billy Blackwell, Shirley Mayberry, Kenneth Underhill and Mickey Bunn were absent. {17 Present 4 Absent}.

AGENDA

Motion was made by Michael Wayne Thomasson and seconded by Ronald Gammons to approve the agenda. Motion passed by voice vote.

The Hickman County Legislative Body shall meet in regular session at 7:00 p.m., on June 28, 2010 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.

10-30 Regarding Tn Clean Energy/Public Chapter 529

AGENDA June 28, 2010 7:00 P.M.

- (A) Call to Order
- (B) Roll Call by County Clerk
- (C) Prayer/Pledge of Allegiance
- (D) Approval of Agenda
- (E) Adoption of Minutes from the May 24, 2010 Meeting
Adoption of Minutes from the June 7, 2010 Meeting
Adoption of Minutes from the June 21, 2010 Meeting
- (F) Resolutions for Special Recognitions, Memorials
- (G) Elections, Appointments and Confirmations, Speakers
Public Hearing Matters
 - (1) Election to fill Vacancy/ County Clerk
 - (2) Notaries
 - (3) 10-30 Regarding Chapter 529/Tn Clean Energy
 - (4) Debt Analysis Presentation/Marty Spears/CTAS
- (H) Committee/Board Reports
 - (1) County Building/ADA/Adm. Oversight
 - (2) Solid Waste
 - (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) Salary/Benefits
 - (13) Recreation Tourism Committee
 - (14) Helipad Committee
 - (15) Special Industrial Board Oversight Committee
 - (16) Other Committee Reports
- (I) Unfinished Business
(Tabled to be on Docket in June from 5/24/2010)
 - (1) 10-21 Regarding Pub. Chapter 529/Tn Clean energy/"opt out"
 - (2) 10-22 Regarding Participation Chapter 529/2006 Internat. Res.
 - (3) 10-23 Regarding Not to Participate/Chapter 529/Sub. Cont. Bld. Inspector/effective 10-1-2010
- (J) New Business
 - (1) 10-32 Regarding Flood/Allow Assessor of Property to Act
 - (2) 10-33 Regarding Litter Grant
 - (3) 10-34 Regarding Helping Hands/Transfer of Property
- (K) Announcements and Statements
- (L) Adjournment

Respectfully submitted:

Ronnie Sullivan

MINUTES MAY 24,2010

Motion was made by Mark McFarlin and seconded by Ronald Gammons to approve minutes from May 24, 2010. Motion passed by voice vote.

MINUTES FROM SPECIAL CALLED MEETING JUNE 7,2010

Motion was made by Ronald Gammons and seconded by Steve Hethcote to approve minutes from June 7, 2010 as changed. Motion passed by voice vote.

MINUTES FROM SPECIAL CALLED MEETING JUNE 21,2010

Motion was made by Mark McFarlin and seconded by Michael Thomasson to approve minutes from June 21, 2010. Motion passed by voice vote.

NOMINATIONS FOR VACANCY OF COUNTY CLERK

Michael Thomasson nominated Hickman County Clerk's Chief Deputy Tracy Wright to resume the County Clerks position for remainder of the term.

CEASE NOMINATIONS

Motion was made by Danny Clark and seconded by Frankye Ward to cease nominations . Upon roll call vote 17 yes. Shirley Mayberry, Billy Blackwell, Kenneth Underhill and Mickey Bunn were absent. {17 yes 4 absent}

THE CLERKS COMPENSATION RATE BEGIN WHEN COUNTY CLERK FROM
THE DAY OFFICE WAS TAKEN UNTIL THE END OF TERM

Motion was made by Wayne Richey and seconded by Ronald Gammons to compensate the County Clerks compensation rate to begin from the day office was taken until the end of term. Motion passed by voice vote.

NOTARY

Motion was made by Steve Hethcote and seconded by Ronald Gammons to accept the following applicants for Notary Public for the State of Tennessee: Donna Mathis, Shirley L. Cochran and Stephanie Powers. Motion passed by voice vote.

RESOLUTION 10-30 REGARDING CHAPTER 529/TN CLEAN ENERGY

Motion was made by Robert Atkinson and seconded by James Hassell to accept Resolution 10-30. Upon roll call vote 17 commissioners voted yes. Shirley Mayberry, Mickey Bunn, Billy Blackwell and Kenneth Underhill were absent {17 yes 4 absent}. Motion passed.

HICKMAN COUNTY, TENNESSEE

RESOLUTION NO. 10 - 30

**RESOLUTION ALLOWING HICKMAN COUNTY TO ADOPT PUBLIC
CHAPTER No. 529, "Tennessee Clean Energy Future Act of 2009"**

WHEREAS, on June 12, 2009, the Tennessee Legislature passed Public Chapter No. 529 known as the "Tennessee Clean Energy Future Act of 2009; and

WHEREAS, this law requires the adoption and enforcement of the 2006 International Residential Code, OR, allows the county to "opt out" with a two thirds (2/3) majority vote of the legislative body;

WHEREAS, if the legislative body does not "opt out", enforcement may be conducted either by a local inspector, or, if the legislative body fails to take any action, the State of Tennessee will provide sub-contract inspectors to conduct inspections in each jurisdiction for a set fee.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Hickman County, Tennessee, assembled in regular session this 28th day of June 2010, that:

SECTION 1: The legislative body of Hickman County wishes to participate in the "Tennessee Clean Energy Future Act of 2009" and will adopt the 2006 International Residential Code (1 and 2 family dwellings) provided by the International Code Council.

SECTION 2: The legislative body will additionally adopt the 2006 International Building Code (commercial structures) and the 2006 International Fire Code to provide regulations for commercial buildings.

SECTION 3: The County will provide a local building inspector and will schedule and conduct inspections in Hickman County.

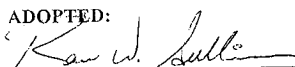
SECTION 4: This resolution shall take effect on October 1, 2010, the implementation date of the "Tennessee Clean Energy Future Act of 2009".

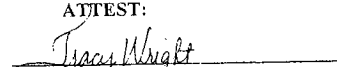
SPONSORS:


Robert Atkinson



James Hassell

BOARD ACTION: 17 Aye ___ Nay ___ Pass 4 Absent

ADOPTED:

Ronnie Sullivan, Chairman

ATTEST:

Tracy Wright, County Clerk

APPROVED/~~DISAPPROVED~~:


Steve Gregory, County Mayor

DATE: 6-29-10



FINANCE REPORT

Motion was made by Steve Hethcote and seconded by Melvin Sanders Sr. to accept the finance report for May 31, 2010. Upon roll call vote 17 commissioners voted yes. Shirley Mayberry, Mickey Bunn, Kenneth Underhill and Billy Blackwell were absent {17 yes 4 absent}. Motion was passed.

BUDGET AMENDMENT 10-0056

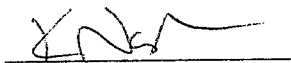
Motion was made by Keith Nash and seconded by Lloyd Mangrum to accept budget amendment 10-0056. Upon roll call 17 commissioners voted yes. Shirley Mayberry, Billy Blackwell, Kenneth Underhill and Mickey Bunn were absent {17 yes 4 absent}. Motion

BUDGET AMENDMENT NO. 10-0056
HICKMAN COUNTY, TENNESSEE
County General 101
Date: 06-2010

Acct #	Description	Debit	Credit
48610	Donation	\$60.00	
54410-599	Other Charges		\$60.00
Total		\$60.00	\$60.00

Reason: Donation for flood.

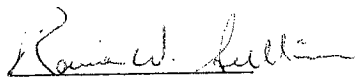
BUDGET COMMITTEE APPROVAL:


Chairman

ATTEST:

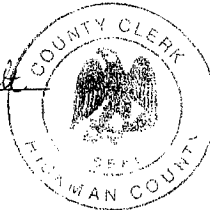

Finance Director

COUNTY LEGISLATIVE BODY APPROVAL

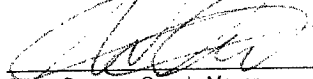

Chairman

ATTEST:


County Clerk



COUNTY MAYOR'S APPROVAL / ~~DISAPPROVAL~~:


Steve Gregory, County Mayor

Date: 6-29-10

BUDGET AMENDMENT 10-0057

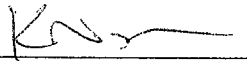
Motion was made by Keith Nash and seconded by Lloyd Mangrum to accept budget amendment 10-0057. Upon roll call vote 16 commissioners voted yes. Robert Capps voted no. Shirley Mayberry, Billy Blackwell, Kenneth Underhill and Mickey Bunn were absent {16 yes 1 no 4 absent}. Motion passed.

BUDGET AMENDMENT NO. 10-0057
HICKMAN COUNTY, TENNESSEE
County General 101
Date: 06-2010

Acct #	Description	Debit	Credit
49700 54420-316	Insurance Recovery Contributions	\$3,832.40	\$3,832.40
Total		\$3,832.40	\$3,832.40

Reason: Vehicles damaged in flood disaster.

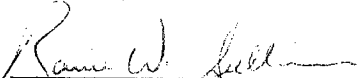
BUDGET COMMITTEE APPROVAL:


Chairman


ATTEST:

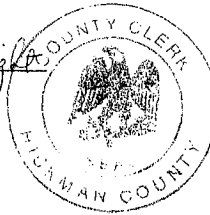

Finance Director

COUNTY LEGISLATIVE BODY APPROVAL



Chairman

ATTEST:


County Clerk



COUNTY MAYOR'S APPROVAL/DISAPPROVAL:


Steve Gregory, County Mayor

Date: 6-29-10

Motion was made by Robert Atkinson and seconded by Danny Clark to have a special called meeting on July 15,2010 at 6:30 at the Justice Center to deal with all issues concerning insurance benefits for the county employees. This will include discussions dealing with currant providers as well as any new proposals for future benefits. Motion passed by voice vote.

RESOLUTION 10-32 REGARDING FLOOD ALLOW ASSESSOR OF PROPERTY TO ACT

Motion was made by Steve Hethcote and seconded by Mark McFarlin to accept Resolution 10-32. Upon roll call vote 17 commissioners voted yes. Shirley Mayberry, Kenneth Underhill, Billy Blackwell and Mickey Bunn were absent. {17 yes 4 absent}.

HICKMAN COUNTY, TENNESSEE

RESOLUTION NO. 1032

RESOLUTION ALLOWING AMENDMENTS TO THE ASSESSMENT OF PROPERTY DUE TO THE FLOOD OF 2010

WHEREAS, Hickman County and the State of Tennessee General Assembly have an important interaction and relationship regarding the assessing of property, and

WHEREAS, in the legislative session just concluded, and as a result of the Flood of 2010, the General Assembly modified the assessment of property at the local level, and

WHEREAS, under SB No. 3687 and HR No. 3606, Senate Amendment 2 authorizes this change which must be approved by two-thirds of a county or municipalities governing body to authorize tax relief retroactive to January 1, 2010.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Hickman County, Tennessee, assembled in regular session the 28th of June, 2010, that:

SECTION 1: Authorizes local governments to prorate a building or improvement's assessment when it cannot be occupied for more than 30 days as a result of a disaster certified by the Federal Emergency Management Agency (FEMA), and

SECTION 2: Requires property owners to apply for property tax relief prior to September 1, 2010.

SECTION 3: This resolution requires two-thirds vote of the legislative body of the county to be effective.

SECTION 4: This resolution shall take effect immediately.

SPONSORS:

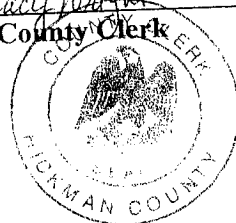
Signature of Steve Hethcote
Name
Steve Hethcote

Signature of Mark McFarlin
Name
Mark McFarlin

BOARD ACTION: 17 Aye ___ Nay ___ Pass 4 Absent

ADOPTED:
Signature of Ronnie Sullivan
Ronnie Sullivan, Chairman

ATTEST:
Signature of Tracy Wright
County Clerk



APPROVED/DISAPPROVED:

Signature of Steve Gregory
Steve Gregory, County Mayor

DATE: 6-29-10

RESOLUTION 10-33 REGARDING LITTER GRANT

Motion was made by Wayne Richey and seconded by Mark McFarlin to accept Resolution 10-33 . Upon roll call vote 16 commissioners voted yes. Keith Nash, Mickey Bunn, Shirley Mayberry, Billy Blackwell and Kenneth Underhill were absent. {16 yes 5 absent}. Motion passed.

HICKMAN COUNTY, TENNESSEE

RESOLUTION NO. 10-33

AUTHORIZING SUBMISSION OF AN APPLICATION FOR A LITTER AND TRASH COLLECTION GRANT FOR FISCAL 2011 FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION

WHEREAS, Tennessee Code Annotated, §41-2-123, provides for the Commissioner of Transportation to make grants to counties for the purpose of funding programs for the collection of litter and trash along county, state and interstate roads and highways; and

WHEREAS, the Department of Transportation has notified Hickman County that grants will be available for the 2010-2011 fiscal year which will impose certain legal obligations upon the County; and

WHEREAS, such funds could be used to supplement current efforts in Hickman County with respect to litter and trash collection along our roads and highways, and the Hickman County Legislative Body is desirous of applying for such grant funding;

NOW, THEREFORE, BE IT RESOLVED, by the Hickman County Legislative Body, meeting in regular session this 28th day of June, 2010, that:

SECTION 1: The County Mayor is hereby authorized to apply, on behalf of Hickman County, for a litter and trash collection grant for Fiscal Year 2010-2011 from the Tennessee Department of Transportation.

SECTION 2: Should the application be approved, the County Mayor is hereby further authorized to execute contracts or other necessary documents which may be required to signify acceptance of the litter and trash collection grant by Hickman County.

SECTION 3: This resolution shall take effect from and after its passage, the public welfare requiring it.

SPONSORS:

Wayne Richey Mark McFarlin

BOARD ACTION: 16 Aye ___ Nay ___ Pass 5 Absent

ADOPTED:

Ronnie W. Sullivan, Chairman

ATTEST:

Tracy Wright, Deputy County Clerk

APPROVED:

Steve Gregory, County Mayor

DISAPPROVED:

Steve Gregory, County Mayor

DATE: 6-29-10

DATE:

RESOLUTION 10-34 REGARDING HELPING HANDS TRANSFER OF PROPERTY

Motion was made by Danny Clark and seconded by Ronald Gammons to accept Resolution 10-34 be sent back to Building Committee.

ADJOURN

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