

## **JANUARY 23, 2012 – HARTSVILLE/TROUSDALE COUNTY COMMISSION MEETING**

**BE IT REMEMBERED,** That the Honorable Hartsville/Trousdale County Commissioners met pursuant to adjournment with the Honorable Mark Beeler, Commission Chairman presiding and the following commissioners present to wit: Freddie Banks, Wayne Brown, Steve Burrow, James Chambers, Don Coker, Bill Fergusson, Bubba Gregory, Tammy Jackson, Richard Johnson, Mike Keisling, Clyde Mansfield, James McDonald, David Nollner, John Oliver, Mark Presley, Carol Pruitt, Phillip Taylor, Robert Thurman and Mark White.

- 1. OPEN COURT** –Sheriff Ray Russell
- 2. INVOCATION** – Phillip Taylor
- 3. PLEDGE to the AMERICAN FLAG** – Steve Burrow
- 4. ROLL CALL** – Rita Crowder
- 5. APPROVAL of MINUTES** – Minutes stand approved as distributed.
- 6. ANNOUNCEMENTS.....**
  - A.** Nollner Family Thank You – a Thank you card from the Nollner family was passed around to all of the commissioners and the court acknowledged the thank-you.
  - B.** February Work Session and Budget/Finance Meeting – Chairmain Beeler stated that the next Budget and Finance meeting would be changed to Tuesday, February 21, 2012 @ the regular time and location due to the regular scheduled day being President’s Day.
  - C.** Hartsville/Trousdale County Metropolitan Government Audit Website: [www.comptroller1.state.tn.us/ca/](http://www.comptroller1.state.tn.us/ca/) - Chairman Beeler made everyone aware of this website because this will be the only way to view our county audit.

Also, Commissioners were reminded to file their Conflict of Interest forms with the State Ethics Committee by January 31, 2012.

Chairman Beeler then announced that there are technical issues with the vetoed Personnel Policy resulting from errors on both parties, County Executive Jakie West and the Hartsville/Trousdale County Commission. He stated that according to our Charter, Mr. West only has the authority to veto an Ordinance, not Resolutions. The other problem being that the revised Personnel Policy should have been presented as an Ordinance to either replace or amend the one that is currently in use, that was passed in 2000. He stated that the Personnel Committee will need to decide if they will bring it back as a new Ordinance or as an amendment to the old one.

**7. AMENDMENTS TO AGENDA/APPROVAL of AGENDA –**

Chairman Beeler had several additions to the Agenda. They are as follows:

Item 10. I. Additions to Committee Appointments:

Add Mark White to the Emergency Services Committee

Add James Chambers Economic Development Committee

Add Wayne Brown to Law Enforcement Committee

Add to Local Planning Committee

Jerry Helm – Water & Sewer Superintendent

Dwight Jewell – Building Inspector

\_\_\_\_\_ - EMS/EMA Director (Whenever one is hired)

Item 10. J. Solid Waste Report – Richard Johnson

Item 10. A. 2. Old Business:

Update on Peggy Fisher settlement.

Item 11. A. 7. Nomination of David Harris for EMS/EMA Director

Item 11. A. 8. Hiring Freeze by Commissioner Keisling

Item 11 D. 4. Budget Amendment – County Bond Rating Contract and \$5,400 fee  
To fund process.

Motion this court remove Item 10. A. 1. from the Agenda and approve the  
Agenda as amended.

Motion by Carol Pruitt, Second by Wayne Brown

MOTION CARRIED

**8. CITIZENS' RESPONSE to AGENDA ITEMS –**

Ken Buckmaster signed in to speak.

**9. COUNTY MAYOR REPORT – Jakie West**

Co. Executive Jakie West gave an update on the 141 Project that installed guard rails, reflectors and new lines from the Wilson County line up to the red light at the Broadway and Hwy. 25 intersection. He also stated that he had attended an RPO Meeting and that Trousdale is voted #1 on the list of projects to see some construction this year. This meaning that the 141 Project should extend from Wilson County to the Trousdale County line at least two to four miles into Trousdale County.

**10. COMMITTEE REPORTS...**

**A. Budget and Finance Committee** – Committee Chairman Mark Beeler gave this report.

The committee has started reviewing the first 6 months expenditures. In regards to the Budget Amendments that would be presented on tonight's agenda, all were recommended by the committee, with the exception of the \$2,800.00 Civil War Budget Amendment. Mr. Beeler stated that the committee had taken no action on this one.

**B. Employee/Personnel Committee** – Committee Chairman Steve Burrow updated the commission on the Personnel Policy that had been approved by Resolution at the November 2011 Meeting. He stated that it had been vetoed by Co. Executive Jakie West on December 9, 2011. He noted that several Elected Officials and their employees were in attendance and were not pleased with some of the changes that been made to the Personnel Policy that had been voted on. Due to the fact that this policy should have been presented as an Ordinance instead of a Resolution, the committee would re-visit some of the issues to discuss whether to make any changes to the Policy or leave it as is. They would notify the Elected officials of the next meeting so that they could be present. The committee would decide whether to bring the Policy back as an amendment to the Ordinance currently in place or to bring this back for commission approval as a new Ordinance.

**C. Emergency Services Committee** – Committee Chairman David Nollner reported that collections for the Ambulance Service were up and Teresa Turner was doing a great job collecting these. It was also discussed to separate the EMA/EMS Director in to two separate jobs. The committee would present this to the commission and also begin a job description and search for these positions if approved by the commission.

**D. Purchasing Oversight Committee** – Committee Chairman Carol Pruitt gave this report. Mrs. Pruitt stated that the committee had met briefly and exchanged copies of the Purchasing Policy from Moore County that Mark White had obtained. Each agreed to bring forward individual recommendations for drafting a new Purchasing Policy for Trousdale County at the next meeting and then to review those ideas against the State Codes annotated for compliance.

**E. Parks and Recreation Committee** – Committee Chairman Bubba Gregory gave this report. Mr. Gregory stated that they had received \$40,000.00 from FEMA and their first project would be re-surfacing the walking track. The committee will prioritize other projects to be accomplished. The next meeting will be March 13, 2012.

**F. Local Emergency Planning Committee** – Committee Chairman Ken Buckmaster gave this report. David Harris was elected as Vice-Chairman to replace Phillip Snow. Regional Director with TEMA, Kelly Zadokus and Area Coordinator for Trousdale Co. with TEMA, David Nash were present at their meeting and gave the committee some informative information as to the direction they need to take in revising the Emergency

Operations Plan. He gave them a TEMA contact by the name of John Voss that would be able to help compile the plan. This new plan needs to be in place by the end of September 2012.

**G. Codes and Zoning Enforcement Committee** – Commission Chairman Wayne Brown gave this report. Mr. Brown stated that the committee had created a policy for refunds for Impact fees and Building Permits. If no construction has ever taken place, the customer would be able to receive a full refund on their impact fee. If no construction has ever taken place, the customer would be able to receive 75% refund of their Building Permit fee.

**H. Building Inspector Report** – Dwight Jewell

Mr. Jewell announced that RPO Coordinator, Anthonio Johnson, would hold a training session at the next Planning Commission Meeting held at the Courthouse on February 13, 2012 @ 7:00 p.m.

\* Mr. Jewell's report is attached.

**I. Consideration of Additions to Committee Appointments:**

Mark White – Emergency Services Committee

James Chambers – Economic Development Committee

Wayne Brown – Law Enforcement Committee

Local Planning Committee Appointments:

Water and Sewer Superintendent – Jerry Helm

Building Inspector – Dwight Jewell

EMS/EMA Director – To be determined at a later date

Motion this Court approve all of the Committee Appointments.

Motion by David Nollner, Second by Mark Presley

MOTION CARRIED

**J. Solid Waste Report** – Richard Johnson

Mr. Johnson stated that the committee had met prior to the County Commission Meeting. Mr. Woody Badger had discussed his need with the committee for a newer truck for the Urban Services Dept., that his current truck is 19 years old. The type of truck that he is requesting is for door to door pick up for Urban Services. He also discussed other needs for his department. Mr. Johnson stated that the Commission would hear more about this at a later date.

## 10. OLD BUSINESS...

**A. 1. Veto Consideration** - Removed from Agenda.

**2. Update on Peggy Fisher** – The County Executive's office had mailed Ms. Fisher a certified letter, which was returned unopened after approximately 3 weeks. The first check has never been cashed and it is almost time to mail the second one.

## 11. NEW BUSINESS...

### A. RESOLUTIONS:

- 1. Resolution #2012-63-264** – A Resolution Supporting the Display of the Ten Commandments.  
Motion this Court approve this Resolution #2010-63-264.  
Motion by Mark Presley, Second by Richard Johnson  
MOTION CARRIED
- 2. Resolution #2012-64-265** – A Resolution Establishing Building Permit Refund Policy.  
Motion this Court approve this Resolution #2012-64-265.  
Motion by David Nollner, Second by Robert Thurman  
MOTION CARRIED
- 3. Resolution #2012-65-266** – A Resolution Revising and Approving the Hartsville/Trousdale County Road List.  
Motion this Court approve this Resolution #2012-65-266.  
Motion by David Nollner, Second by Freddie Banks  
MOTION CARRIED
- 4. Resolution #2012-66-267** – A Resolution Revising and Approving the Hartsville/Trousdale County Road List ( to include Crestview Court).  
Motion this Court approve the Resolution #2012-66-267.  
Motion by David Nollner, Second by Bill Fergusson  
MOTION CARRIED
- 5. Resolution #2012-67-268** – A Resolution to Ask Legislative Delegation to Make the Sale of Synthetic Drugs a Felony.  
Motion this Court approve this Resolution #2012-67-268.  
Motion by Wayne Brown, Second by David Nollner  
MOTION CARRIED
- 6. Resolution #2012-68-269** – A Resolution to Establish a Debt Collection Policy for the Hartsville/Trousdale County Ambulance Service.  
Motion this Court approve this Resolution #2012-68-269.  
Motion by Wayne Brown, Second by David Nollner  
MOTION CARRIED
- 7. Nomination of David Harris for EMS/EMA Director** – David Nollner, Chairman of the Emergency Services Committee reported that they had met prior to County Court. It was discussed and recommended during their meeting to separate this position in to two positions. Jay Bowden, a consultant with Homeland Security, was at the Emergency Services

Committee Meeting and he spoke to the advantages of having a person with management experience as opposed to having a person who is an EMT. He stated that a working EMT who also serves as a director could be pulled into too many directions and that was too much stress. Based on the outcome of the meeting, the committee felt the need to recommend to the county commission, to separate the position and not appoint a working EMT.

Motion this court separate the EMS/EMA director position in to two positions.  
Motion by Carol Pruitt, Second by Mark White

MOTION CARRIED

No action was taken to nominate David Harris for EMS/EMA Director.

The Emergency Services Committee will meet on February 8, 2012 @ 6:00 p.m. @ the Courthouse to compose the job requirements for the new positions so that they may begin the search for new director positions.

8. **Hiring Freeze Resolution** – Commissioner Mike Keisling stated that he thought there would be some nepotism before the Personnel Committee could present an Ordinance for the Personnel Policy and therefore those positions would be grandfathered in. Therefore he made the following motion:

Motion to have a Resolution to Freeze Hiring until the Personnel Committee could bring the Personnel Policy back as an Ordinance.

Motion by Mike Keisling, Second by Freddie Banks

MOTION CARRIED

## **B. Ordinances – First Reading:**

1. **Ordinance #65-2012-01** – An Ordinance to Amend Article V, Sections 5.044, 5.045 & 5.046, and Article VIII, Section 8.060 of the Zoning Resolution of Trousdale County, and to Amend Article V, section 5.061 of the Zoning Ordinance of Hartsville, Tennessee pertaining to churches.

Motion this Court approve this Ordinance #65-2012-01.

Motion by David Nollner, Second by James Chambers

MOTION CARRIED

2. **Ordinance #66-2012-02** – An Ordinance Defining the Duties and Responsibilities of Department Heads, Directors, and Supervisors Operating Within the Hartsville/Trousdale County Metropolitan Government.

Motion this Court approve this Ordinance #66-2012-02.

Motion by Mike Keisling, Second by Carol Pruitt

MOTION CARRIED

3. **Ordinance #67-2012-03** – An Ordinance to Designate the Hartsville/Trousdale County Building Inspector as the Metro Codes Enforcement Officer.

Motion this Court approve this Ordinance #67-2012-03.

Motion by David Nollner, Second by Carol Pruitt

MOTION CARRIED

- C. **COUNTY GOVERNMENT CALENDAR** – Chairman Beeler reminded the commission to notify him as they schedule meetings so that he can keep the calendar updated. He also stated the next Law Enforcement Meeting would be held February 2, 2012 @ City Hall, 7:00 p.m.

#### D. BUDGET AMENDMENTS:

1. General Services Budget Amendment - \$2,800.00 for Civil War Heritage Grant.

Motion this Court approve this Budget Amendment.

Motion by Mark Presley, Second by Bubba Gregory

**ROLL CALL, BOOK PAGE 74 – 13 AYE, 7 NAY**

MOTION CARRIED

2. General Services Budget Amendment – Ambulance Service Interim Director - \$5,000.00.

No action was taken on this Amendment.

3. Schools Budget Amendment - \$3,125.71 for Adult Education Programs

Motion this Court approve this Budget Amendment.

Motion by Steve Burrow, Second by David Nollner

MOTION CARRIED

4. County Bond Rating Contract and \$5,400. fee to fund process.

Motion this Court approve this Bond Rating Contract and the Budget Amendment for \$5,400.00 fee to fund the process.

Motion by Carol Pruitt, Second by David Nollner

**ROLL CALL, BOOK PAGE 74 – 20 AYE, 0 NAY**

**MOTION CARRIED**

**E. NOTARIES:**

Peggy J. Taylor and Cheryl Lynn Rudy applied for Notary Commissions.

Motion this Court approve these Notary applicants.

Motion by David Nollner, Second by Wayne Brown

**MOTION CARRIED**

**Motion this Court Adjourn.**

Motion by David Nollner, Second by Wayne Brown

**MOTION CARRIED**