

MINUTES OF THE DICKSON COUNTY COMMISSION

September 15, 2014

The Dickson County Commission met September 15, 2014 at 7:00 p.m. for the regular monthly meeting in the Dickson County Courthouse in Charlotte, Tennessee. Chairman Bob Rial presiding and leading in the flag salute. Commissioner Tony Adams leading in the devotional.

Roll Call: County Clerk, Luanne Greer

Present: Randy Simpkins Jeff Eby
Shane Chandler Kelly Weatherspoon
Benny Spencer B. Kyle Sanders
Tony Adams Linda Hayes
Randy Hogin

Absent: James C. Dawson Carl Buckner
Buford Reed

Motion by Commissioner Randy Simpkins, second by Commissioner B. Kyle Sanders to accept and approve the August 18, 2014 County Commission minutes passed by a unanimous aye voice vote.

“Public Hearing:”

1. Rezoning request from Chris and Jerry Work (DBA Work Media) to rezone **3031 Hwy 46 South, Dickson, Tennessee, Tax Map 135, 21.05** consisting of **2.9** acres from **A-1** Agricultural to **C-2** Commercial. Planning Commission recommends approval. No one in attendance to speak for or against. Motion by Commissioner Benny Spencer, second by Commissioner B. Kyle Sanders to move this request to the **October 20, 2014** regular session meeting passed by a unanimous aye voice vote.

Committee Reports: None

Appointments:

1. Motion by Commissioner Tony Adams, second by Commissioner Shane Chandler to approve the appointment of Mr. Rick Smotherman to the District **9** Planning & Zoning Commission passed by a unanimous aye voice vote.

RESOLUTIONS:

09-2014-01

RESOLUTION IN MEMORY AND HONOR OF COUNTY COMMISSIONER J B SMITH.

The legislative body for Dickson County, Tennessee remembers and honors Joe Byrns "JB" Smith who died on **March 18, 2014** while serving as a member of this body. During his Three (3) terms on the County Commission, Commissioner Smith worked diligently to address the needs of his District, and always sought to do what he believed to be in the best interest of the citizens of Dickson County. The Clerk is directed to enter this Resolution upon the books and records of the County to be preserved as an acknowledgement of this remembrance and honor of Commissioner JB Smith. Motion by Commissioner Linda Hayes, second by Commissioner Randy Simpkins to approve this remembrance and honor of Commissioner JB Smith passed by a unanimous roll call vote.

09-2014-02

RESOLUTION TO APPROVE TERMS OF AGREED ORDER.

This Resolution is to approve the Terms of Agreed Order. The Dickson County Sheriff's Office terminated the employment of Mr. James Chester Akers for inappropriate sexual contact involving a minor child that occurred many years prior to his employment with the Sheriff's Office. Mr. Akers sought review of the termination by appealing to the Dickson County Sheriff's Civil Service Board for reinstatement. The Board determined, in part, it did not constitute a basis for termination and directed that he be reinstated with back pay as an employee of the Sheriff's Office. The Sheriff's Office appealed the decision to the Circuit Court whereas the Circuit Court upholding the decision of the Board. In an effort to limit additional costs associated with pursuing this action, the Sheriff's Office has reached an agreement to settle the Akers lawsuit referred to as the Agreed Order to include a lump sum payment of Forty Five Thousand Dollars (**\$45,000.00**) to Mr. James Chester Akers, and a voluntary resignation of Mr. Akers as an employee of the Dickson County Sheriff's Office. Motion by Commissioner Randy Simpkins, second by Commissioner Benny Spencer to approve the Terms of Agreed Order passed by a **7** aye and **2** no voice votes by Commissioner Linda Hayes and Commissioner Randy Hogin.

New Business:

1. Motion by Commissioner Randy Simpkins, second by Commissioner B. Kyle Sanders to approve the **4th** Quarterly Financial Reports ending **June 30, 2014** all school funds passed by a unanimous aye voice vote.
2. Motion by Commissioner Tony Adams, second by Commissioner Benny Spencer to approve the **4th** Quarterly Financial Reports all funds, except schools ending **June 30, 2014** passed by a unanimous aye voice vote.
3. Motion by Commissioner Benny Spencer, second by Commissioner Shane Chandler to approve all Officials Bonds passed by a unanimous aye voice vote.
4. Pinnacle Data Systems moved to the October "Work Sessions" meeting for further discussion.

Motion by Commissioner Randy Simpkins, second by Commissioner Tony Adams to suspend the rules and go out of regular session passed by a unanimous aye voice vote.

1. Motion by Commissioner Randy Simpkins, second by Commissioner Benny Spencer to approve the payment to Mr. James Chester Akers as per the Term of Agreement Order passed a **7** aye and **2** no vote with Commissioner Linda Hayes and Commissioner Randy Hogin issuing the no votes.

Motion by Commissioner Shane Chandler, second by Commissioner Randy Simpkins to return to regular session passed by a unanimous aye voice vote.

Discussion Items: None

Unfinished Business: None

Approval of Notaries:

The following Notary applications were submitted by County Clerk, Luanne Greer for approval:

Courtney Nichole Allen	Beverly Jean Coleman
Rebecca Michelle Sutton	Regina Pullen Swaner

Motion by Commissioner B. Kyle Sanders, second by Commissioner Shane Chandler to approve the above listed Notary applications passed by a unanimous aye voice vote.

Announcements:

1. The next County Commission regular session meeting will be on **Monday, October 20, 2014 @ 7:00 p.m.** in the County Commission Chamber, Dickson County Courthouse, 4 Court Square, Dickson, Tennessee.

Motion and second by all in attendance to adjourn at **7:17 p.m.** passed by a unanimous aye voice vote.

Respectfully submitted,

County Clerk, Luanne Greer

Chairman, County Mayor Bob Rial

