

**MINUTES OF THE DICKSON COUNTY COMMISSION**

**APRIL 18, 2011**

The Dickson County Commission met April 18, 2011 for the regular monthly meeting in the Dickson County Courthouse in Charlotte, Tennessee at 7:00 P.M. County Mayor Bob Rial, presiding and leading the flag salute. Commissioner J.B. Smith led the devotion.

Roll call conducted by Luanne Greer, County Clerk.

**Present:** Randy Simpkins                      Robert Wetterau  
              Shane Chandler                     J.B. Smith  
              James C. Dawson                   Benny Spencer  
              Carl Buckner                        B. Kyle Sanders  
              Tony Adams                         Buford Reed  
              Linda Hayes                         Randy Hogin

**Absent:**            None

A motion by Commissioner Buford Reed, second by Commissioner Carl Buckner to accept and approve the March 21, 2011 regular County Commission minutes passed by a unanimous aye voice vote.

**“Public Hearing”**

1. Royce Stokes-1100 Rocks Church Road, Dickson, Tennessee 37055. **Tax Map 94**, part of **Parcel 38.00**. Amend **Article V, Section 5.020** of the Zoning Map of Dickson County, Tennessee, a portion of parcel, consisting of **1.61** acres of a 73.5 acre parcel, from **A-1** (Agricultural) to **C-1** (Rural Center) receiving an approval of 11-0 by the planning commission. No one to speak for or against this amendment.

**Appointments:**

1. Board of Sanitation-County Mayor Bob Rial.  
Appointments to the Board of Sanitation with staggered terms.

- 1. Ken Nafe                      One year term
- 2. Mary Littleton                Two year term
- 3. Jason Epley                    Three year term

Motion by Commissioner Buford Reed, second by Commissioner Benny Spencer to approve the above listed appointments to the Board of Sanitation passed by a unanimous aye voice vote.

**RESOLUTIONS:**

**04-2011-01**

**RESOLUTION TO AUTHORIZE AMENDMENT TO COUNTY BUDGET TO APPROPRIATE ADDITIONAL FUNDS TO THE COUNTY'S SOLID WASTE/SANITATION SPECIAL REVENUE FUND FROM THE COUNTY'S GENERAL FUND.**

This Resolution is to authorize an amendment to the County Budget to appropriate additional funds to the County's Solid Waste/Sanitation Special Revenue Fund from the County's General Fund. This Resolution authorizes and directs that the sum of One Hundred Thousand Dollars (\$100,000.00) be transferred from the County's General Fund to the current year budget for the County's Solid Waste/Sanitation Special Revenue Fund to be used for the payment of litigation fees and expert costs incurred in the pending landfill litigation. Motion by Commissioner Robert Wetterau, second by Commissioner Buford Reed to amend the Landfill Budget for litigation expense One Hundred Thousand Dollars (\$100,000.00) passed by a unanimous aye voice vote.

**04-2011-02**

**RESOLUTION TO AUTHORIZE CERTAIN AMENDMENTS TO THE BUDGET ESTABLISHED FOR THE COUNTY'S GENERAL FUND (FUND #101)**

This Resolution is to authorize certain amendments to the budget established for the County's General Fund (Fund #101) pertaining to **Account Code 51800** for County Buildings and **Account Code 55130** for Ambulance Service. Motion by Commissioner Robert Wetterau, second by Commissioner Carl Buckner to authorize certain amendments to the budget established for the County's General Fund (Fund #101) passed by a unanimous aye voice vote.

**04-2011-03**

**RESOLUTION TO APPROVE THE SETTLEMENT OF ANNE SULLIVAN VS COUNTY OF DICKSON ET. AL.**

This Resolution is to approve the settlement of Anne Sullivan, Case No. **3:08-cv-00321** reaching a proposed agreement to settle all claims, both present and future. The City of Dickson and the County of Dickson to remit to Anne Sullivan the sum of Twenty Thousand Dollars (\$20,000.00) with the City of Dickson paying Twenty (20%) and the County of Dickson paying Eighty (80%) at the appropriate time. In exchange, Anne Sullivan shall provide a full release and dismissal with prejudice of the case Anne Sullivan vs. County of Dickson et. al., Case No. **3:08-cv-00321**. Motion by Commissioner Buford Reed, second by Commissioner Benny Spencer to approve settlement for Anne Sullivan passed by a unanimous aye voice vote.

04-2011-04

**RESOLUTION TO APPROVE THE SETTLEMENT OF ROBERT SULLIVAN AND HILDA SULLIVAN VS. COUNTY OF DICKSON ET. AL.**

This Resolution is to approve the settlement of Robert Sullivan and Hilda Sullivan vs. the County of Dickson et al. Case No. **3:08-cv-00321** reaching a proposed agreement resolving all claims present and future and for the dismissal with prejudice of action. Remittance to Robert Sullivan and Hilda Sullivan the sum of Two Hundred Thousand Dollars (\$200,000.00) with the City of Dickson paying (20%) and the County of Dickson paying (80%). The City of Dickson is to advance the entire amount with the County of Dickson, within twelve (12) months of final passage of the Ordinance/Resolution, to reimburse to the City of Dickson, the County's share of the settlement, which is Eighty (80%). In exchange Robert Sullivan and Hilda Sullivan shall provide a full release and dismissal with prejudice of Case No. **3:08-cv-00321** and for a lease of designated property owned by Robert Sullivan and Hilda Sullivan to the County of Dickson. Motion by Commissioner Buford Reed, second by Commissioner Benny Spencer to approve the settlement for Robert Sullivan and Hilda Sullivan passed by a unanimous aye voice vote.

04-2011-05

**RESOLUTION TO ADOPT AND IMPLEMENT NEPOTISM AND EMPLOYEE DATING POLICY FOR COUNTY GOVERNMENT.**

This Resolution is to adopt and implement a nepotism and employee dating policy for the County Government. The goal is to avoid creating or perpetuating circumstances in which the possibility of favoritism, conflicts of interests, or impairment of efficient operations may occur within county government. Motion by Commissioner Robert Wetterau, second by Commissioner Carl Buckner to adopt and implement nepotism and employee dating policy for county government approved by a unanimous aye voice vote.

04-2011-06

**RESOLUTION TO AMEND ARTICLE V, SECTION 5.020 OF THE ZONING RESOLUTION OF DICKSON COUNTY AND OFFICIAL ZONING MAP OF DICKSON COUNTY, TENNESSEE, BY AMENDING A PORTION OF ONE PARCEL, CONSISTING OF 5.5 ACRES OF A 10.76 ACRE PARCEL, FROM A-1 (AGRICULTURAL DISTRICT) TO M-1 (GENERAL INDUSTRIAL) ZONING DISTRICT.**

This Resolution is to amend Article V, Section 5.020 of the zoning resolution of Dickson County and the Official Zoning Map of Dickson County by amending a portion of one parcel, consisting of 5.5 acres of a 10.76 acre parcel, from A-1 to M-1. Motion by Commissioner Buford Reed, second by Commissioner Shane Chandler to amend above resolution passed by a unanimous aye voice vote.

04-2011-07

**RESOLUTION TO AUTHORIZE COUNTY MAYOR AND/OR PURCHASING AGENT TO ENTER INTO A LANDFILL DISPOSAL CONTRACT WITH WASTE MANAGEMENT.**

This Resolution is to authorize the County Mayor and/or Purchasing Agent to enter into a Landfill Disposal contract with Waste Management. This Resolution is to request a proposal for Five (5) years with Two (2) five (5) year renewal options. Motion by Commissioner Buford Reed, second by Commissioner Tony Adams to authorize County Mayor and/or Purchasing Agent to enter into a Landfill Disposal contract with Waste Management passed by a unanimous aye voice vote.

**Zoning Requests:**

1. Rezoning request “**Second and Final Reading**” from **A-1** to **M-1** property located at 2785 Highway 47 North, White Bluff, Tennessee owned by James C. Dawson. Motion by Commissioner Robert Wetterau, second by Commissioner Benny Spencer to approve the “**Second & Final Reading**” rezoning request passed by an 8 aye, 2 nay an 2 abstain roll call vote.

**Other Business:**

1. Ratify action of Industrial Development Board on loans to Metrican. Motion by Commissioner Robert Wetterau, second by Commissioner Buford Reed to ratify action of the Industrial Board on loans to Metrican passed by a unanimous aye voice vote.

Motion by Commissioner Buford Reed, second by Commissioner Shane Chandler to suspend rules passed by a unanimous aye voice vote.

1. Discussion regarding low bid on waste/trash disposal fee adjustment waved. Motion by Commissioner Buford Reed, second by Commissioner Tony Adams Passed by a unanimous aye voice vote.

Motion by Commissioner Buford Reed, second by Commissioner Carl Buckner to return to regular session passed by a unanimous aye voice vote.

**Approval of Notaries:**

The following applications were submitted by the County Clerk, Luanne Greer, for consideration:

Betsy Ann Grove	Recommended by Commissioner Buford L. Reed
Lisa Clinton	Recommended by Commissioner Carl B. Buckner
Sherrie Gail Turbeville	Recommended by Commissioner B. Kyle Sanders
Piper Lorie Smith	Recommended by Commissioner Tony Adams
Donna L. Whitesell	Recommended by Commissioner James C. Dawson
Ashlee M. Golden	Recommended by Commissioner James C. Dawson

Motion by Commissioner Robert Wetterau, second by Commissioner B. Kyle Sanders to approve above listed Notaries passed by a unanimous aye voice vote.

**Announcements:**

1. Next regular County Commission Session will be on **May 16, 2011 @ 7:00 P.M.** in the County Commission Chamber, Dickson County Courthouse, 4 Courthouse Square, Charlotte, Tennessee 37036.

2. Next “Work Sessions” meeting will be **May 2, 2011 @ 7:00 P.M.**

3. Budget meeting will be **May 2, 2011 @ 6:00 P.M.**

**Adjournment: 7:40 P.M.**

Motion by Commissioner Robert Wetterau, second by Commissioner Buford Reed to adjourn passed by a unanimous aye voice vote.

Respectfully submitted,

---

**Luanne Greer, County Clerk**

---

**Bob Rial, County Commission Chairman**