

## DICKSON COUNTY COMMISSION MINUTES

SEPTEMBER 19, 2011

The Dickson County Commission met September 19, 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 Tony Adams led the devotion.

Roll Call conducted by Luanne Greer, County Clerk.

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

**Absent:** Benny Spencer

A motion by Commissioner Buford Reed, second by Commissioner Carl Buckner to accept and approve the August 15, 2011 minutes passed by a unanimous aye voice vote.

### **Committee**

#### **Reports:**

1. Redistricting Plan-County Mayor Bob Rial  
Committee met and they will be presenting a Resolution for a vote.

#### **“Public Hearing”**

1. Resolution to amend **Article VII, Section 7.020** of the Zoning Resolution of Dickson County to get definition of the words Act, Breakaway Wall and Floor. No one to speak for or against amendment to the Zoning change.

#### **Appointments:**

1. Constable-3<sup>rd</sup> District.  
Motion by Commissioner Carl Buckner to nominate Mr. Jim Cantlon.  
Motion failed for a lack of a second.

Motion by Commissioner Wetterau to nominate Mr. Scotty Harrell, second by Commissioner James C. Dawson. Mr. Scotty Harrell elected as the 3<sup>rd</sup> District Constable by a 10 aye, 1 nay voice vote with Commissioner Carl Buckner submitting the nay vote.

**RESOLUTIONS:**

**09-2011-01**

**RESOLUTION TO REQUEST THAT THE BRIDGE ON HIGHWAY 48 NORTH IN CHARLOTTE, TENNESSEE, THAT CROSSES OVER WATER STREET, BE DESIGNATED AS THE “LIEUTENANT COLONEL MALCOLM GLENN HICKS MEMORIAL BRIDGE”.**

This Resolution is to request that the bridge on Highway 48 North in Charlotte, Tennessee, that crosses over Water Street, be designated as the “Lieutenant Colonel Malcolm Glenn Hicks Memorial Bridge.” Motion by Commissioner Randy Simpkins, second by Commissioner Shane Chandler to designate the bridge on Highway 48 North in Charlotte, Tennessee, that crosses over Water Street, as the “Lieutenant Colonel Malcolm Glenn Hicks Memorial Bridge” passed by a unanimous aye voice vote.

**09-2011-02**

**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**). Motion by Commissioner Buford Reed, 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.

**09-2011-03**

**RESOLUTION TO AMEND ARTICLE VII, SECTION 7.020 OF THE ZONING RESOLUTION OF DICKSON COUNTY, TO WIT:**

This resolution is to amend **Article VII, Section 7.020** of the Zoning Resolution of Dickson County, to wit: to regulate the types of activities permitted within its county jurisdiction, maintain eligibility in the National Flood Insurance Program (NFIP) definitions of “Act”, means the statutes authorizing the National Flood Insurance Program that are incorporated in **42 U.S.C. 4001-4128**. “Breakaway Wall” means a wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces, without causing damage to the elevated portion of the building or supporting foundation system. “Floor” means the top surface of an enclosed area in a building (including Basement), ie., and top slab in concrete slab construction or top of wood flooring in wood frame construction. The term does not include the floor of a garage used solely for parking vehicles. Motion by Commissioner Robert Wetterau, second by Commissioner B. Kyle Sanders to amend **Article VII, Section 7.020** of the Zoning Resolution of Dickson County passed by a unanimous aye voice vote.

**09-2011-04**

**RESOLUTION TO AUTHORIZE AMENDMENT TO THE COUNTY’S BUDGET TO TRANSFER TWENTY FOUR THOUSAND SIX HUNDRED FIFTY SIX DOLLARS AND NINETY CENTS (\$24,656.90) FROM FUND #122 TO THE SHERIFF’S BUDGET FOR THE PURCHASE OF A MOTORCYCLE.**

This resolution is to authorize an amendment to the County’s Budget to transfer Twenty Four Thousand Six Hundred Fifty Six Dollars and Ninety Cents (\$24,656.90) from **Fund #122** to the Sheriff’s Budget to purchase a **2012** Harley Davidson FLHTP Electra-Glide Police Motorcycle equipped with an anti-lock braking system, a Whelen emergency equipment package and including a Thirty Six (36) month unlimited mileage pre-paid maintenance plan. Motion by Commissioner J.B. Smith, second by Commissioner Randy Simpkins to authorize the transfer of \$24,656.90 from **Fund #122** to the Sheriff’s Budget for the purchase of a **2012** Harley Davidson Police Motorcycle passed by a 7 aye, 4 nay voice vote. Commissioner James C. Dawson, Commissioner Buford Reed, Commissioner Linda Hayes, and Commissioner Randy Hogin voicing the nay votes.

09-2011-05

**RESOLUTION TO AUTHORIZE LINE-OF-DUTY DEATH BENEFITS IN ACCORDANCE WITH THE TENNESSEE CONSOLIDATED RETIREMENT SYSTEM.**

This Resolution is to authorize Line-Of-Death benefits in accordance with the Tennessee Consolidated Retirement System. This resolution provides that if a member in service in **Group 1, 3, or 4** of the Tennessee Consolidated Retirement System dies prior to retirement and the Retirement System determines that such person's death was the natural and proximate result of an accident or was a direct result of physical violence against the member's duty, an annuity equal to one-half (1/2) the member's average final compensation shall be paid to the member's surviving spouse or surviving children. Motion by Commissioner B.Kyle Sanders, second by Commissioner Buford Reed to authorize Line-Of-Death benefits in accordance with the Tennessee Consolidated Retirement System passed by a unanimous aye voice vote.

09-2011-06

**RESOLUTION TO ADOPT A REAPPORTIONMENT/REDISTRICTING PLAN FOR THE COUNTY OF DICKSON, TENNESSEE.**

This Resolution is to adopt a reapportionment/redistricting plan for the County of Dickson, Tennessee. Dickson County has prepared a plan consistent with the provisions of Tennessee Code Annotated, **Section 5-1-111**, providing Twelve (12) members which creates Twelve (12) districts required every Ten (10) years as county legislative bodies shall change the boundaries of districts so the members represent equal populations. Motion by Commissioner Buford Reed, second by Commissioner Shane Chandler to adopt a reapportionment/Redistricting plan for the County of Dickson, Tennessee passed by a unanimous aye voice vote.

Motion by Commissioner Buford Reed, second by Commissioner James C. Dawson to approve the ratification of the County Highway Department Private Act which allows the compensation amounts to be paid to the members of the Highway Commission for each regular monthly meeting and each called meeting attended to be set by the County Legislative Body passed by a unanimous aye voice vote.

**Discussion:** None

**New  
Business:**

1. 4<sup>th</sup> Quarter Reports-Board of Education Representative.  
Motion by Commissioner Buford Reed, second by Commissioner Carl Buckner to accept and approve the 4<sup>th</sup> Quarter School Report passed by a unanimous aye voice vote.

**Unfinished  
Business:**

1. Commissioner Buford Reed brought up an idea to withhold plates or drivers license's from individuals who owe outstanding fines to the County. County Mayor Bob Rial moved this forward to the legal department for review.

**Approval of Notaries:**

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

Tabitha R. Jennette	Recommended by Commissioner Randy Simpkins
Cynthia M. Dawson	Recommended by Commissioner James Dawson
Kern W. Yager	Recommended by Commissioner Randy Hogin
Mary E. Wills	Recommended by Commissioner Buford L. Reed
Stacey L. McVoy	Recommended by Commissioner B. Kyle Sanders
Rebecca L. Perales	Recommended by Commissioner Carl Buckner
Allen Curtis Johnson	Recommended by Commissioner Randy Hogin
Kimberly B. Chisholm	Recommended by Commissioner Randy Simpkins

Motion by Commissioner Buford Reed, second by Commissioner Carl Buckner to accept and approve the applications for Notary passed by a unanimous aye voice vote.

**Announcements:**

1. Next County Commission meeting will be **October 17, 2011 at 7:00 P.M.** in the County Commission Chamber, Dickson County Courthouse Annex, 4 Court Square, Charlotte, Tennessee.
2. "Special Called Work Session" meeting for discussion and review of the Third Party Billing for Ambulance Service will be **October 3, 2011 @ 7:00 P.M.**

Motion by Commissioner Carl Buckner, second by Commissioner James C. Dawson to adjourn the regular County Commission meeting at **7:45 P.M.** passed by a unanimous aye voice vote.

Respectfully submitted,

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Luanne Greer, County Clerk

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Bob Rial, County Commission Chairman