

BENTON COUNTY COMMISSIONERS MEETING

NOVEMBER 18, 2019

BE IT REMEMBERED THAT ON NOVEMBER 18, 2019, THAT THE BENTON COUNTY COMMISSIONERS MET IN REGULAR SESSION AT THE BENTON COUNTY COURTHOUSE @ 6:00 PM.

AGENDA

Opening of meeting was by Sheriff Kenny Christopher.

Invocation was led by 6th District Commissioner Darrell Hicks and Pledge of Allegiance was led by Benton County Mayor Brett Lashlee.

ROLL CALL BY COUNTY CLERK WANDA MALIN AND DEPUTY CLERK KATHY HOWE

MEMBERS PRESENT:

COMMISSIONERS ABSENT - SONNY HALL

DIST. 5	RACHELLE HILL	JANET HIGDON	ROSANNE WARD
DIST. 6	DARRELL HICKS	RONNIE HOPPER	MARY POWERS
DIST. 1	ANGIE HERN	DON PATTON	WARD PLANT (CHAIRMAN)
DIST. 2	DAYNA FERGUSON	KENNETH MILLER	ROCKY PRESSON
DIST. 3	KELEAH DYE	NORMAN FRAZIER	GARY FURR
DIST. 4		PHIL MELTON	DOUG VICKERS

AGENDA

1. Opening of Meeting by Sheriff or his appointee.
2. Invocation and Pledge of Allegiance
3. Roll Call by County Clerk or Chief Deputy
4. Announcing of Quorum by Chairman
5. Approval of Agenda (VV)
6. Citizens Forum
7. Commissioners Forum
8. County Mayor, Attorney, Finance Advisor, Invited Guest Speaker Forum, or Proclamations
9. Approval of Minutes (VV)

10. Report of Public Utilities (VV)

11. Resolution to appoint Cristy Baldwin and Chris Piersol to the Benton County Parks & Recreation board for a 3 year term set to expire on February 18, 2022. (20191118-01) (VV)

12. Resolution re-appointing both Phil Melton and Rex Wynn to the Benton County Agriculture Extension Committee for a 2 year term set to expire on October 31, 2021 (20191118-02)(VV)

13. Resolution to transfer funds in the amount of \$2,500 in order to cover IT expenses (20191118-03) (VV)

14. Resolution budgeting funds received in the amount of \$467.25 within the Sheriff's Dept. budget (20191118-04) (VV)

15. Resolution budgeting funds in the amount of \$25,001.06 within the schools budget (20191118-05) (VV)

16. Resolution appropriating funds in the amount of \$65,000 from the Unassigned Fund Balance in the Schools Fund and budgeting within the appropriate expenditure account within the schools budget (20191118-06) (RCV)

17. Resolution appropriating funds in the amount of \$110,000 from the Unassigned Fund Balance in the Schools Fund and budgeting within the appropriate expenditure account within the schools budget (20191118-07) (RCV)

18. Resolution appropriating funds from the County Clerk Reserve Account in the amount of \$660.00 and budget within the appropriate expenditure account within the County Clerk's budget (20191118-08) (RCV)

19. Resolution to both transfer and appropriate funds in the total amount of \$37,784.85 within Fund 171 – Capital Projects in order to purchase the Sheriff's Patrol Cars from last fiscal year (20191118-09) (RCV)

20. Appointing Notaries

21. Any Other Business

22. Adjourn

ANNOUNCING OF QUORUM BY: CHAIRMAN WARD PLANT

APPROVAL OF THE AGENDA

Motion was made by Commissioner Ferguson and seconded by Commissioner Powers to approve the Agenda. On a voice vote, all present voted Aye. Motion Carries

CITIZENS FORUM

Mark Florence invited everyone to an annual meeting with the County Commission and the School Board for fellowship and discussions on December 10th, 2019 at 6pm.

Road Superintendent Buck Carter invited everyone to Lower Big Sandy Road. The new bridge is complete and will be dedicated in memory of Sonny Melton. Ceremony will start at 2pm on Tuesday, November 19.

Election Commissioner Mark Ward spoke about a petition against the 6M Bond Issue. He handed out a Debt Management Policy to the commissioners that was passed by the Commissioner in November 2011. Mr. Ward stated he was not against all the bond projects; he was against the way they were proposed. He also stated that the Bond Issue should go on the ballot for the County Citizens to vote on and more discussion and research should be done.

Mr. R.C.Mcgrady stated that he thought Mark Ward was saying to follow the law.

Mr. Dwayne Fowler says he supports the petition against the bond issue. He has gathered signatures from around the county for the petition.

COMMISSIONERS FORUM

Commissioner Ferguson invited everyone to a meeting on December 6th and 8:00 am at the First Methodist Church for an Economic Community Development Meeting. Guest speaker will be William Fruth (President of Policom).

Commissioner Ward said that no business that happens in the meetings is being posted on the front page of the Camden Chronicle for the people to see and read about. She stated that maybe Mr. Richardson should be contacted about this issue.

Motion was made by Commissioner Ferguson and seconded by Commissioner Miller to recess for a 10-minute break. On a voice vote, all present voted Aye. Motion Carries.

COUNTY MAYOR, ATTORNEY, FINANCE ADVISOR, INVITED GUEST SPEAKER FORUM, OR PROCLAMATIONS

Sheriff Christopher said he was having water heater issues at the jail and that some need replacing. The cost is upward of \$7,000 for 2 new heaters. He also voiced concerns about the bullet proof safety vests the officers wear and upgrades could be necessary.

Mayor Lashlee addressed concerns about the bond issue. Mayor Lashlee suggests that the Commission rescind last month's resolutions 16 & 17. He also says that he feels we have informed the public and prepped the Commissioners for this Bond. He stated that the Commissioners have been well informed. He also stated that the Bond issue WAS in the newspaper several times. Mayor Lashlee says he is committed to seeing that we follow thru with this financial plan. Furthermore, he stated that he thought the City of Camden would benefit from the Bond and was asking for a 50% commitment from them.

Mayor Lashlee presented a Proclamation honoring Mr. Horace Bell.

PROCLAMATION

Benton County Office of the Mayor

SPONSORED BY THE MAYOR AND COMMISSIONER KELEAH DYE, 3RD DISTRICT

**PROCLAMATION FROM THE OFFICE OF THE COUNTY MAYOR TO HONOR AND
RECOGNIZE MR. HORACE BELL, WHO HAS BECOME ILL AND OF DECLINING
HEALTH, AND WHO WAS A REGULAR ATTENDEE OF BENTON COUNTY
GOVERNMENT MEETINGS AND WHOSE ABSENCE IS RESPECTFULLY FELT.**

WHEREAS, Mr. Horace Bell of 6376 Point Mason Road Big Sandy, TN is a resident of the 6th District of Benton County; and

WHEREAS, Mr. Bell is a Military Veteran of our county and has not only defended his country, but has worked tirelessly to make our county and his local community to improve our citizens quality of life; and

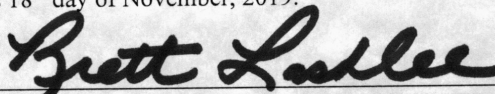
WHEREAS, Mr. Bell has volunteered both at the Benton County Ball Park and Big Sandy City Park by helping in the construction, mowing and prepping of the ball fields, working concession stands all to help provide our youth with recreational activities. Mr. Bell has volunteered in the past at the Benton County Animal Shelter and is very active and volunteers to help with all the activities at the Big Sandy Senior Citizen's Center and the VFW of Big Sandy; and

WHEREAS, Mr. Bell has always been an active participant and attendee at Benton County government meetings and events and expressed his concerns and ideas to officials all in a good-faith effort to improve our county and our communities; and

WHEREAS, In a past effort to benefit Benton County citizens, Mr. Bell personally contacted trucking companies that cut and hauled pulpwood out of Benton County and notified them that we had a pulpwood tax in place and thereby assisted in the collection of \$4,000 in one month which was equivalent to the total that had been collected annually; and,

NOW, THEREFORE, I, Brett Lashlee, Mayor of Benton County, on behalf of the entire County Commission and our citizens, do hereby proclaim this proclamation honoring Mr. Horace Bell for his dedication to Benton County and its citizens.

Respectfully Submitted and Approved, on this 18th day of November, 2019.




BRETT LASHLEE, MAYOR, BENTON COUNTY, TENNESSEE

Commissioner Presson wants the records to reflect the he is against the motion to rescind the bond resolutions. He wants everyone to know he is against the Mayor and Mark Ward on this issue. He wants the Bond Issue to be on the ballot in March and He wants a vote!

Motion was made by Commissioner Hern and seconded by Commissioner Higdon to rescind the Bond Resolutions 20191021-16 and Resolution 20191021-17 approved in the October 2019 meeting. On a roll call vote, 11 Ayes and 6 Nays. Motion Fails.

<u>Motion to Rescind Bond Resolutions 16 & 17</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
RACHELLE HILL		X			X		
JANET HIGDON		X		X	X		
ROSANNE WARD		X			X		
DARRELL HICKS		X				X	
RONNIE HOPPER		X				X	
MARY POWERS		X				X	
ANGIE HERN		X	X		X		
DON PATTON		X			X		
DAYNA FERGUSON		X				X	
KENNETH MILLER		X			X		
ROCKY PRESSON		X				X	
KELEAH DYE		X			X		
NORMAN FRAZIER		X			X		
GARY FURR		X			X		
SONNY HALL	X						
PHIL MELTON		X			X		
DOUG VICKERS		X				X	
WARD PLANT		X			X		


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

PREVIOUS MONTHS MINUTES

Motion was made by Commissioner Ward and seconded by Commissioner Ferguson to approve October 2019 minutes. On a voice vote, all present voted Aye. Motion Carries.

APPROVAL OF THE REPORT OF PUBLIC UTILITES

Motion was made by Commissioner Ferguson and seconded by Commissioner Hern to approve the Report of Public Utilities. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTIONS

Motion was made by Commissioner Frazier and seconded by Commissioner Patton to approve **RESOLUTION 20191118-01**. On a voice vote, all present voted Aye. Motion Carries.

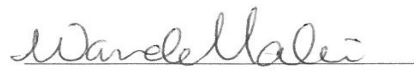
RESOLUITON NO. 20191118-01
SPONSORED BY THE BENTON COUNTY MAYOR, BRETT LASHLEE
LEGISLATIVE REFERENCE: NONE

WHEREAS, there are two vacancies on the Benton County Parks & Recreation board that need to be filled; and

WHEREAS, it is the County Mayor's recommendation to appoint both Cristy Baldwin and Chris Piersol to the Parks & Rec board for a 3 year term set to expire on February 18, 2022.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 18th Day of November 2019 that both Cristy Baldwin and Chris Piersol be appointed to the Benton County Parks & Rec board for a 3 year term set to expire on February 18, 2022.


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Patton to approve **RESOLUTION 20191118-02**. On a voice vote, all present voted Aye. Motion carries.

RESOLUITON NO. 20191118-02
SPONSORED BY THE BENTON COUNTY MAYOR, BRETT LASHLEE
LEGISLATIVE REFERENCE: NONE

WHEREAS, the Benton County Agriculture Extension Committee would like to re-appoint Commissioner Phil Melton and Rex Wynn; and

WHEREAS, it is the recommendation of both the County Mayor and the Agriculture Extension Committee members to re-appoint both Phil Melton and Rex Wynn for a 2 year term set to expire on October 31, 2021.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 18th Day of November 2019 that Phil Melton and Rex Wynn both be re-appointed to the Agriculture Extension Committee for a 2 year term set to expire October 31, 2021.


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Powers and seconded by Commissioner Patton to approve **RESOLUTION 20191118-03**. On a voice vote, all present voted Aye. Motion Carries.


RESOLUITON NO. 20191118-03
SPONSORED BY THE BENTON COUNTY MAYOR, BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Mayor requests a transfer of funds in order to increase the County's IT services; and

WHEREAS, it will be necessary to transfer funds in the amount of \$2,500 from 101.51810.715 – Other Facilities Land into 101.51300.317 – County Mayor Data Processing Services.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 18th Day of November 2019 that the funds in the amount of \$2,500 be transferred as listed above.


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Patton to approve **RESOLUTION 20191118-04**.

Motion was made by Commissioner Hern and seconded by Commissioner Miller to Amend **RESOLUTION 20191118-04** to \$150.00 total. On a voice vote, all present voted Aye. Motion Carries.

Motion was made by Commissioner Ferguson and seconded by Commissioner Miller to approve **RESOLUTION 20191118-04** as amended. On a voice vote, all present voted Aye. Motion Carries.

RESOLUITON NO. 20191118-04
SPONSORED BY THE BENTON COUNTY SHERIFF KENNY CHRISTOPHER
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Sheriff's Office has received funds in the amount of \$ 467.25 for revenues for the month of October, 2019; and

WHEREAS, it will be necessary to budget said funds in the amount of \$ 467.25 to the appropriate expenditure accounts within the Sheriff's budget.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 18th day of November 2019 that the funds in the amount of \$ 467.25 received by the Benton County Sheriff's Office for, revenues for the month of October 2019 be budgeted as follows:

DECREASE REVENUES:			
101.44170	MISCELLANEOUS REFUNDS	\$	317.25
101.43395	SEX OFFENDER REGISTRATION FEE	\$	150.00
			\$ 467.25
INCREASE EXPENDITURES:			
101.54210.507	MEDICAL CLAIMS	\$	317.25
101.54160.599	OTHER CHARGES	\$	150.00
			\$ 467.25


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson seconded by Commissioner Hern to approve **RESOLUTION 20191118-05**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20191118-05
SPONSORED BY THE BENTON COUNTY DIRECTOR OF SCHOOLS, MARK FLORENCE
RESOLUTION FOR THE BENTON COUNTY BOARD OF COMMISSIONERS
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

NOVEMBER 18, 2019


WHEREAS: The estimate of expenditures was not enough to meet the necessary expenditures for certain subsidiary items in the primary series in the School Budget;

THEREFORE: Be it resolved by the Benton County Board of Commissioners to approve the following changes within the 2019-20 budget as follows;

		<u>INCREASE</u>	
49700	Insurance Recovery		\$ 25,001.06
76100 707	Building Improvements		\$ 25,001.06

Respectfully submitted,


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Hern to approve **RESOLUTION 20191118-06**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20191118-06
SPONSORED BY THE BENTON COUNTY DIRECTOR OF SCHOOLS, MARK FLORENCE
RESOLUTION FOR THE BENTON COUNTY BOARD OF COMMISSIONERS
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

NOVEMBER 18, 2019

WHEREAS: The estimate of expenditures was not enough to meet the necessary expenditures for certain subsidiary items in the primary series in the School Budget;

THEREFORE: Be it resolved by the Benton County Board of Commissioners to approve the following changes within the 2019-20 budget as follows;

		<u>INCREASE</u>	
76100 399	Other Contracted Services		\$ 15,000.00
712	Heating & AC Equipment		<u>50,000.00</u>
			\$ 65,000.00
		<u>DECREASE</u>	
39000	Fund Balance		\$ 65,000.00

Respectfully submitted,


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Miller to approve **RESOLUTION 20191118-07.**

Motion was made by Commissioner Presson to Amend **RESOLUTION 20191118-07** to read only for the Daycare. Motion was withdrawn by Commissioner Presson.

From original Motion to approve, On a roll call vote, all present voted Aye. Motion Carries.

RESOLUITON NO. 20191118-07
SPONSORED BY THE BENTON COUNTY DIRECTOR OF SCHOOLS, MARK FLORENCE
RESOLUTION FOR THE BENTON COUNTY BOARD OF COMMISSIONERS
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

NOVEMBER 18, 2019

WHEREAS: The estimate of expenditures was not enough to meet the necessary expenditures for certain subsidiary items in the primary series in the School Budget;

THEREFORE: Be it resolved by the Benton County Board of Commissioners to approve the following changes within the 2019-20 budget as follows;

	<u>INCREASE</u>	
76100 732	Building Purchases	\$ 110,000.00
	<u>DECREASE</u>	
39000	Fund Balance	\$ 110,000.00

Respectfully submitted,


Brett Lashlee, County Mayor


Wanda Malin, County Clerk

Motion was made by Commissioner Hill and seconded by Commissioner Ferguson to approve **RESOLUTION 20191118-08.** On a roll call vote, all present voted Aye. Motion Carries.

RESOLUITON NO. 20191118-08
SPONSORED BY THE BENTON COUNTY MAYOR, BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the County Clerk needs to purchase two new cast iron desk title seals; and

WHEREAS, this would require the County Clerk to appropriate funds in the amount of \$660.00 from the County Clerk's title issuance fees reserve account and budget to the appropriate expenditure account within the clerk's budget.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 18th Day of November 2019 that the funds in the amount of \$660.00 be appropriated from the Reserve Account No. 101.34510 – County Clerk Data Processing and Title Fees and budget to the Expenditure Account No. 101.52500.435 – Count6y Clerk Office Supplies.


Brett Lashlee, County Mayor


Wanda Malin, County Clerk

Motion was made by Commissioner Hern and seconded by Commissioner Ferguson to approve **RESOLUTION 20191118-09**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUITON NO. 20191118-09

SPONSORED BY THE BENTON COUNTY MAYOR, BRETT LASHLEE

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Sheriff placed an order for two patrol vehicles in February and April of 2019 and therefore did not receive these vehicles before the 18-19 fiscal year ended at June 30, 2019; and

WHEREAS, the Sheriff received a \$12,000 USDA grant to help cover a portion of the cost for one of these vehicles and the remaining funds in the 2018-2019 budget in the amount of \$25,784.85 reverted to the Unassigned Fund Balance within Fund 171 – Capital Projects at fiscal year end June 30th; and

WHEREAS, it will be necessary to transfer the said grant funds in the mount of \$12,000 and to appropriate the remainder of the balance in the amount of \$25,784.85 from the Unassigned Fund Balance within Fund 171 – Capital Projects and budget to the appropriate expenditure account in order to pay for these two patrol vehicles.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 18th Day of November 2019 that the transfer and appropriation of funds be as follows:

DECREASE REVENUES:

171.39000	UNASSIGNED FUND BALANCE	\$25,784.85
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DECREASE EXPENDITURES:

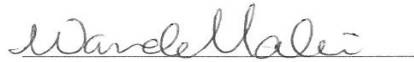
171.91110.718	GENERAL ADMIN. PROJECTS MOTOR VEHICLES	\$12,000
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INCREASE EXPENDITURES:

171.91130.718	PUBLIC SAFETY PROJECTS MOTOR VEHICLES	\$37,784.85
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Brett Lashlee, County Mayor



Wanda Malin, County Clerk

NOTARIES

Motion was made by Commissioner Higdon and seconded by Commissioner Hern to approve November 2019 Notaries. On a voice vote, all present voted Aye. Motion Carries.

RACHELLE HILL

ANY OTHER BUSINESS

Commissioner Hill asked for a motion from other Commissioners for disposal of items from the Sheriff's Department. She was informed that had to have a resolution wrote up.

Motion was made by Commissioner Frazier and seconded by Commissioner Higdon to throw away some old chairs and wood not on inventory list. On a voice vote, all present voted Aye. Motion Carries.

Commissioner Frazier wants to get rid of the Air Condition that used to be at the court house and has been moved to the Highway Dept and needs a resolution drafted.

Mayor Lashlee advised for a special called session prior to December 3rd to draft a resolution to put the bond issue on the ballet for March 3rd. Other option is to wait and put on the August 6th primary.

ADJOURNMENT

Motion was made by Commissioner Miller and seconded by Commissioner Ferguson to adjourn this meeting. Meeting was adjourned.

WANDA MALIN, COUNTY CLERK, DO CERTIFY THIS TO BE A TRUE AND COMPLETE COPY OF THE NOVEMBER 18, 2019, BENTON COUNTY COMMISSION MEETING.

BRETT LASHLEE, MAYOR

WANDA MALIN, COUNTY CLERK