STATE OF TENNESSEE

COUNTY OF ROBERTSON

TERM JULY 18, 2016 REGULAR SESSION

Be it remembered that the Board of Commissioners of Robertson County, Tennessee met in open public session at the Robertson County Juvenile Courtroom in Springfield, Tennessee on the 18th day of July 2016 at 7:00 PM.

County Mayor Howard R. Bradley, called the meeting to order. County Clerk Susan K. Atchley, was present also.

The invocation was given by Mike Davis, Director of Schools. The pledge to the flag followed.

A roll call was taken and the following County Commissioners were present to-wit: Adcock, Baggett, Bowens, Brown, Couts, Dorris, Dugger, Eden, Ellis, Farmer, Glover, Gregory, Haley, Hogan, Jackson, Bill Moore, Stacy Moore, Roberts, Stroud, Stubblefield, Vogle and Wilson. Commissioners Hoover and Spears were absent.

MINUTES OF PREVIOUS MEETING

On motion by Commissioner Roberts and second by Commissioner Gregory, the minutes of the previous meeting were approved treated same as read, made a matter of record, and filed. The motion was approved by voice vote.

COMMUNICATIONS FROM COUNTY MAYOR

Mayor Bradley announced early voting is taken place at the Robertson County Office Building until July 30, 2016, he encouraged all to vote. Bradley announced the 8th Annual Back to School Bash, will be held on July 30, 2016 from 9:00AM-12:00PM at Springfield Middle School. He asked for volunteer for this event.

REPORTS

The following reports were received, filed and approved by voice vote on motion by Commissioner Haley and second by Commissioner Baggett: Highway, EMS, Solid Waste, Trustee, Fire, Veteran Service, Emergency Management Agency, Animal Control, Planning and Zoning, Inmate Expense and Financial.

ELECTIONS AND APPOINTMENTS

Nominations for the following positions to be considered for approval at this session of the County Commission:

E911 Board
Jim F. Ring II to replace Jimmy Ayers

Commissioner Vogle made motion to approve and second by Commissioner Wilson. Motion approved by voice vote.

REZONING RESOLUTIONS PUBLIC HEARING

A public hearing was held. Commissioner Vogle made motion to make William B. Elliott a member of this body and second by Commissioner Couts. Motion approved by voice vote. Elliott told of the expense occurred during the rezoning of said property, due to spring water being the only source of water, the cost of running water lines and the purchase of two tap was $12,000 for property owned by his family since 1807. Commissioner Vogle asked the Commission to look into this matter. Bob Hoge, County Planner, told Pleasant View Water District was the only Water Department that charged the customer for this service. At this the public hearing was closed.

REZONING RESOLUTIONS

REZONE WILLIAM B. ELLIOTT PROPERTY

Resolution number 071816055 to rezone William B. Elliott property from"AG-2" (Agricultural/Residential) to "RP-80" (Rural Preservation) was approved on motion by Commissioner Brown and second by Commissioner Eden. Motion was approved by roll call vote. (Resolution and Roll Call included)

NEW RESOLUTIONS

ADOPT STATUTORY CHANGES FOR STATE JUDICIAL COMMISSIONER STATUTE

Resolution number 071816056 a resolution to adopt statutory changes to the state Judicial Commissioner statute was presented Commissioner Glover made motion to approve and second by Commissioner Hogan. Motion was approved by roll call vote. (Resolution and Roll Call included)

DECLARE SURPLUS PROPERTY (Sheriff)

Resolution number 071816057 a resolution to declare surplus property for the Sheriff's Department was presented. Commissioner Glover made motion to approve and second by Commissioner S. Moore. Motion was approved by roll call vote. (Resolution and Roll Call included)

OLD BUSINESS

NEW BUSINESS

Mayor Bradley announced that a Public Hearing for the budget year ending June 30, 2017 for Robertson County, Tennessee would be held in the Juvenile Court room of Robertson County Office Building August 9, 2016 at 7PM and the budget would be presented at the August 15, 2016 County Commission Meeting. Bradley asked the Commissioners to decide which committees they would like to serve on for the remainder of the tenure for this body.

The following were elected to the office of Notary Public on motion of Commissioner Bowens and second by Commissioner S. Moore: Vanessa Faye Atkins, Melissa Bilyeu, Beverley A. Drewry, Beth M. Felts, Kimberly Grenier, Annie B. Hayes, Betsy C. Hollingsworth, Ray K. Howell, Linda Lawing, Violet Nicole Mantlow, Sherry McClenney, Erin E. Penny, Gina L. Robichaux, Crystal Cecelia Royal, Teresa D. Smith, Melissa Williams and George R. Woods.

There being no further business, the meeting adjourned on motion by Commissioner Vogle and second by Commissioner Wilson. Motion approved by voice vote.

Howard R. Bradley County Mayor

Susan K. Atchley, County Clerk

Date and Time of New Session: 7_18_2016 7_02_56 PM

Beginning Roll Call for New Session:

Chair Bradley is	present	
Adcock is	present	
Baggett is	present	
Bowens is	present	
Brown is	present	
Couts is	present	
Dorris is	present	
Dugger is	present	
Eden is	present	
Ellis is	present	
Farmer is	present	
Glover is	present	
Gregory is	present	
Haley is	present	
Hogan is	present	
Hoover is		Absent
Jackson is	present	
B. Moore is	present	
S. Moore is	present	
Roberts is	present	
Spears is		Absent
Stroud is	present	
Stubblefield is	present	
Vogle is	present	
Wilson is	present	

Number of Voters PRESENT for Roll Call: 23
Number of Voters ABSENT for Roll Call: 2

Elections and Appointments

Jim F. Ring II to replace Jimmy Ayers, who is resigning from E-911 Board

Resolution No. #071816055

A RESOLUTION TO REZONE A TRACT OF LAND FROM AG-2 to RP-80

Mr. William B. Elliott

WHEREAS, Mr. William B. Elliott requests to rezone ***1.84*** **acres** of land located on Elliott Road, 14th Civil District (7th Voting District), for residential development, and,

WHEREAS, the Robertson County Planning Commission has evaluated and recommends approval of this request;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION OF ROBERTSON COUNTY, TENNESSEE that **1.84 acres** of land owned by **William B. Elliott** is hereby rezoned from **AG-2 to RP-80** and the Robertson County Zoning Atlas shall be so designated, said property described as follows:

BEGINNING AT A 1/2" IRON PIN SET IN THE NORTHWESTERLY RIGHT OF WAY LINE OF ELLIOTT ROAD (30' R/W), SAID PIN LYING SOUTH 54°45'30" EAST A DISTANCE OF 9.41 FEET OF A ½" IRON PIN FOUND (ID:1708) BEING THE NORTHEAST CORNER OF THE AARON YATES PROPERTY (RB 1596, PG 272); THENCE LEAVING SAID RIGHT OF WAY LINE WITH THE NORTH LINE OF SAID YATES PROPERTY NORTH 54°45'30" WEST A DISTANCE OF 106.70 FEET TO AN IRON PIN SET; THENCE LEAVING SAID NORTH LINE ACROSS SAID PARENT TRACT AS FOLLOWS: NORTH 39°32'25" EAST A DISTANCE OF 440.01 FEET TO AN IRON PIN SET; THENCE NORTH 46°36'20" WEST A DISTANCE OF 6.16 FEET TO AN IRON PIN SET; THENCE NORTH 44°09'45" EAST A DISTANCE OF 29.50 FEET TO AN IRON PIN SET; THENCE SOUTH 42°11'54" EAST A DISTANCE OF 6.25 FEET TO AN IRON PIN SET; THENCE NORTH 47°16'29" EAST A DISTANCE OF 188.18 FEET TO AN IRON PIN SET; THENCE SOUTH 24°16'53" EAST A DISTANCE OF 133.19 FEET TO AN IRON PIN SET; THENCE SOUTH 52°20'34" WEST A DISTANCE OF 44.51 FEET TO AN IRON PIN SET; THENCE SOUTH 11°43'33" EAST A DISTANCE OF 16.77 FEET TO AN IRON PIN SET IN THE NORTHWESTERLY RIGHT OF WAY OF SAID ELLIOTT ROAD; THENCE WITH SAID NORTHWESTERLY RIGHT OF WAY LINE SOUTH 43°26'47" WEST A DISTANCE OF 196.33 FEET TO A POINT; THENCE CONTINUING WITH SAID RIGHT OF WAY LINE SOUTH 44°43'10" WEST A DISTANCE OF 340.26 FEET TO THE POINT OF BEGINNING, CONTAINING AN AREA OF 80,015 SQUARE FEET OR **1.84 ACRES.**

This resolution shall be in force immediately after its passage the public welfare demanding it.

Approved and adopted by the Board of County Commissioners.

7-18-2016
Date

Robertson County Mayor

Robertson County Clerk

9-0

Planning & Zoning

1

Brown Requested a Motion at: 7_13_49 PM
Eden Seconded the Motion at: 7_13_49 PM

RESOLUTION 071816055 A RESOLUTION TO REZONE A TRACT OF LAND FROM AGRICULTURAL/RESIDENTIAL "AG-2" to RURAL PRESERVATION DISTRICT "RP-80" Mr. William B. Elliott

Time of Vote: 7_14_50 PM
Type of Vote is Custom: 13 YEA Votes Needed to Pass
Note: Abstain Votes are NOT counted.

Chair Bradley does not vote		
Adcock voted:	Y	
Baggett voted:	Y	
Bowens voted:	Y	
Brown voted:	Y	
Couts voted:	Y	
Dorris voted:	Y	
Dugger voted:	Y	
Eden voted:	Y	
Ellis voted:	Y	
Farmer voted:	Y	
Glover voted:	Y	
Gregory voted:	Y	
Haley voted:	Y	
Hogan voted:	Y	
Hoover was		Absent
Jackson voted:	Y	
B. Moore voted:	Y	
S. Moore voted:	Y	
Roberts voted:	Y	
Spears was		Absent
Stroud voted:	Y	
Stubblefield voted:	Y	
Vogle voted:	Y	
Wilson voted:	Y	

Passed (22 Y - 0 N - 2 Absent)

RESOLUTION NO. 071816056

RESOLUTION TO ADOPT STATUTORY CHANGES TO THE STATE JUDICIAL COMMISSIONER STATUTE

WHEREAS, previously Robertson County, Tennessee had requested the Tennessee General Assembly to make certain changes in the provisions of Tennessee Code Annotated dealing with the training of Judicial Commissioners in the County; and

WHEREAS, more specifically the provisions of T.C.A 67-4-602 and T.C.A. 40 -1-111 were previously amended to allow our local General Sessions Judge to conduct his or her own training of Judicial Commissioners (rather than training conducted by State officials as required in the general statute) and to allow Robertson County to not collect the $2.00 litigation tax as provided by general State law to fund this state-wide Judicial Commissioner training program; and

WHEREAS, at the request of the current duly elected General Sessions Judge, it is the desire of the County to have this training conducted by the designated State organizations and for the County to collect and remit the $2.00 litigation tax for such purpose, and in keeping with that desire, the State General Assembly has passed and the Governor has signed into law House Bill No. 703, a copy attached hereto, which makes the above described changes, and such changes are to be applicable to Robertson County upon the later 2/3 vote approval of the Robertson County Commission of such changes;

NOW, THEREFORE, BE IT RESOLVED by the Robertson County Commission, meeting in regular session this the 18th day of July, 2016, that those provisions as set forth in the

RESOLUTION NO. 071816056

attached House Bill No. 703 are hereby approved and adopted. Further, this Resolution is effective as of the date of signature and passage by the State of Tennessee, being January 25, 2016, with the Clerk of the Court to begin collection of the designated litigation tax as soon thereafter as determined by said Clerk.

Passed this the 18th day of July, 2016, to be effective as set forth herein, the public welfare requiring it.

COUNTY COMMISSIONER

COUNTY MAYOR

ATTEST:

SUSAN K. ATCHLEY
County Clerk

State of Tennessee

House Bill No. 703

By Representatives Kumar, Lamberth, Rogers

Substituted for: Senate Bill No. 1398

By Senators Roberts, Haile

AN ACT to amend Tennessee Code Annotated, Section 40-1-111 and Section 67-4-602, relative to judicial commissioners in certain counties.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-4-602(m), is amended by deleting the subsection in its entirety.

SECTION 2. Tennessee Code Annotated, Section 40-1-111, is amended by deleting subdivision (f)(7)(B) in its entirety and redesignating the remaining subdivision appropriately.

SECTION 3. Tennessee Code Annotated, Section 40-1-111(f)(6), is amended by adding the following language to the end of the subdivision:

> Further, in any county that has previously made this election, that county may later rescind that action by a subsequent two-thirds (2/3) majority vote of its county legislative body as to allow the judicial commissioners to receive the required training through the Judicial Commissioners Association of Tennessee or the Tennessee Court Clerks Association.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: January 25, 2016

SPEAKER OF THE HOUSE OF REPRESENTATIVES

SPEAKER OF THE SENATE

GOVERNOR

Glover Requested a Motion at: 7_17_50 PM
Hogan Seconded the Motion at: 7_17_50 PM

RESOLUTION 071816056 RESOLUTION TO ADOPT STATUTORY CHANGES TO THE STATE JUDICIALCOMMISSIONER STATUTE

Time of Vote: 7_19_27 PM
Type of Vote is Custom: 13 YEA Votes Needed to Pass
Note: Abstain Votes are NOT counted.

Chair Bradley does not vote		
Adcock voted:	Y	
Baggett voted:	Y	
Bowens voted:	Y	
Brown voted:	Y	
Couts voted:	Y	
Dorris voted:	Y	
Dugger voted:	Y	
Eden voted:	Y	
Ellis voted:	Y	
Farmer voted:	Y	
Glover voted:	Y	
Gregory voted:	Y	
Haley voted:	Y	
Hogan voted:	Y	
Hoover was		Absent
Jackson voted:	Y	
B. Moore voted:	Y	
S. Moore voted:	Y	
Roberts voted:	Y	
Spears was		Absent
Stroud voted:	Y	
Stubblefield voted:	Y	
Vogle voted:	Y	
Wilson voted:	Y	

Passed (22 Y - 0 N - 2 Absent)

RESOLUTION NO. 071816057

RESOLUTION TO DECLARE SURPLUS PROPERTY

WHEREAS, Robertson County, Tennessee, is the owner of certain vehicles and equipment listed on the attached Exhibit "A"; and

WHEREAS, these automobiles and/or equipment have been used by the Robertson County Sheriff's Department, are no longer serviceable for use by the Sheriff's Department, and it is requested that the Robertson County Commission declare this property surplus as provided by Tennessee Code Annotated, and authorize the sale and/or disposing of said automobiles and equipment as set forth in the attached Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the Robertson County Commission, meeting in regular session this the 18th day of July, 2016 that the equipment above described, previously used by the Robertson County Sheriff's Department, is declared to be surplus property, and the County Mayor is hereby directed to execute a Bill of Sale or such other documents of transfer of title for said equipment.

Passed this the 18th day of July, 2016, to be effective on the date of its passage, the public welfare requiring it.

COUNTY COMMISSIONER

COUNTY MAYOR

ATTEST:

SUSAN K. ATCHLEY
County Clerk

EXHIBIT "A"

Yamaha F60 JA Engine – ID: 6C5L-1055366
Bear BJ 62-17 Trailer – 41YAB1911D2039150
G3 Jon Boat 1656CCJ – Hull ID: GEN99861F213

Glover Requested a Motion at: 7_20_38 PM
S. Moore Seconded the Motion at: 7_20_38 PM

RESOLUTION 071816057 RESOLUTION TO DECLARE SURPLUS PROPERTY (SHERIFF DEPARTMENT)

Time of Vote: 7_21_40 PM
Type of Vote is Custom: 13 YEA Votes Needed to Pass
Note: Abstain Votes are NOT counted.

Chair Bradley does not vote		
Adcock voted:	Y	
Baggett voted:	Y	
Bowens voted:	Y	
Brown voted:	Y	
Couts voted:	Y	
Dorris voted:	Y	
Dugger voted:	Y	
Eden voted:	Y	
Ellis voted:	Y	
Farmer voted:	Y	
Glover voted:	Y	
Gregory voted:	Y	
Haley voted:	Y	
Hogan voted:	Y	
Hoover was		Absent
Jackson voted:	Y	
B. Moore voted:	Y	
S. Moore voted:	Y	
Roberts voted:	Y	
Spears was		Absent
Stroud voted:	Y	
Stubblefield voted:	Y	
Vogle voted:	Y	
Wilson voted:	Y	

Passed (22 Y - 0 N - 2 Absent)