

BENTON COUNTY COMMISSIONERS MEETING

FEBRUARY 19, 2019

BE IT REMEMBERED THAT ON FEBRUARY 19, 2019, THAT THE BENTON COUNTY COMMISSIONERS MET IN REGULAR SESSION AT THE BENTON COUNTY COURTHOUSE @ 6:00 PM.

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. Approval of Minutes (VV)
9. Report of Public Utilities (VV)
10. Tennessee Rehabilitation Center Quarterly Report (VV)
11. Resolution approving the Benton County Mitigation Plan for all Hazards in the county (20190219-01) (VV)
12. Resolution requesting that our 75th District Representative go to the Tennessee Department of Revenue on behalf of the county legislative body and request all documentation on all companies paying a severance tax here in Benton County (20190219-02) (VV)
13. Resolution making appointments to the Parks & Recreation Board (20190219-03) (VV)
14. Resolution making appointments to the Benton County Solid Waste Board (20190219-04) (VV)
15. Resolution making appointments to the TRRD Board (20190219-05) (VV)
16. Resolution making appointments to the Industrial Board (20190219-06) (VV)
17. Resolution appointing Don Patton to the Highway Committee to replace Doug Vickers (20190219-07) (VV)
18. Resolution budgeting funds in the amount of \$12,071.43 within the sheriff's department budget (20190219-08) (VV)
19. Resolution budgeting funds in the amount of \$4,513.68 within the library budget (20190219-09) (VV)
20. Resolution budgeting funds in the amount of \$3,690.00 within the animal shelter budget (20190219-10) (VV)
21. Resolution budgeting funds in the amount of \$5,603.72 within the county mayor's budget in order to pay the outstanding Barrett Group invoice (20190219-11) (VV)
22. Resolution budgeting funds in the amount of \$1,320.00 within the schools budget (20190219-12) (VV)

- 23. Resolution appropriating funds in the amount of \$12,000 from the Unassigned Fund Balance within the County General Fund for county building maintenance (20190219-13) (RCV)
- 24. Resolution appropriating funds in the amount of \$100.00 from the Unassigned Fund Balance within the County General Fund and budgeting to the liability account Unemployment (20190219-14) (RVC)
- 25. Resolution appropriating funds in the amount of \$40,000 from the Unassigned Fund Balance within Fund 171 – Capital Projects to pay for the sheriff a patrol car (20190219-15) (RCV)
- 26. Resolution appropriating funds in the amount of \$60,000 from the schools Unassigned Fund Balance (20190219-16) (RCV)
- 27. Resolution appropriating funds in the amount of \$46,000 from the schools Unassigned Fund Balance (20190219-17) (RCV)
- 28. Resolution appropriating funds in the amount \$995.00 from the Unassigned Fund Balance within the County General Fund in order to pay for a pauper burial (20190219-18) (RCV)
- 29. Resolution appropriating funds in the amount of \$7,522.60 from the Unassigned Fund Balance within the County General Fund in order to fund the new Animal Control Officer position (20190219-19) (RCV)
- 30. Resolution appropriating funds in the amount of \$2,899.12 from the Unassigned Fund Balance within the County General Fund in order to pay for two county employee’s step raises (20190219-20) (RCV)
- 31. Appointing Notaries (VV)
- 32. Any Other Business
- 33. Adjourn (VV)

Opening of meeting was by Sheriff Kenny Christopher.

Invocation was led by Ashley Travis, Executive Administrator, Mayor’s Office and Pledge of Allegiance was led by Don Patton, Commissioner, 1st District.

ROLL CALL BY WANDA MALIN AND DEPUTY CLERK BEVERLY BEAL



MEMBERS PRESENT: COMMISSIONERS ABSENT – DAYNA FERGUSON, NORMAN FRAZIER, DOUG VICKERS, DARRELL HICKS, RONNIE HOPPER, ANGIE HERN

DIST. 2	KENNETH MILLER	ROCKY PRESSON	
DIST. 3	KYLEAH DYE	GARY FURR	
DIST. 4	SONNY HALL	PHIL MELTON	
DIST. 5	RACHELLE HILL	BILL KEE	ROSANNE WARD
DIST. 6	MARY POWERS		
DIST. 1	DON PATTON	WARD PLANT	



ANNOUNCING OF QUORUM by Chairman Ward Plant.

APPROVAL OF THE AGENDA

Motion was made by Commissioner Dye and seconded by Commissioner Miller to approve the agenda. On a voice vote, all present voted Aye. Motion Carries.

CITIZENS FORUM

Stephen Belcher from the Census Department 2020 addressed the Commission.

COMMISSIONERS FORUM

Rocky Presson spoke about Benton County students having equal access to scholarships. Our county is economically distressed and he wants Governor Lee to be advised of the situation.

APPROVE THE PREVIOUS MONTHS MINUTES

Motion was made by Commissioner Patton and seconded by Commissioner Dye to approve January 2019 minutes. On a voice vote, all present voted Aye. Motion Carries.

APPROVAL OF THE REPORT OF PUBLIC UTILITES

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

APPROVAL OF THE TENNESSEE REHABILITATION CENTER QUARTERLY REPORT

Motion was made by Commissioner Hill and seconded by Commissioner Miller to approve the Tennessee Rehabilitation Center Quarterly Report. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTIONS

Motion was made by Commissioner Patton and seconded by Commissioner Dye to approve **RESOLUTION 0219-01**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. **20190219-01**

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: BUDGET COMMITTEE & PROPERTY COMMITTEE

WHEREAS, Benton County TN has heretofore utilized the Benton County Mitigation Plan for all Hazards in the county; and

Whereas, The Federal Emergency Management Agency has pre-approved the Plan and will give final approval upon completion of this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY LEGISLATIVE BODY OF BENTON COUNTY TENNESSEE:

Section 1: That the County of Benton hereby adopts the Benton County Mitigation Plan for all Hazards of Benton County Tennessee.

Section 2: That this Resolution shall be in full force and effect from and upon its passage approval.

Motion was made by Commissioner Patton and seconded by Commissioner Presson to approve **RESOLUTION 0219-02.**

Motion was made by Commissioner Presson and seconded by Commissioner Miller to amend **RESOLUTION 0219-02** in the first sentence to change the TCA Code from 67-6-201 to read 67-7-201. On a voice vote, all present voted Aye. Motion Carries.

Motion was made by Commissioner Dye and seconded by Commissioner Presson to approve **RESOLUTION 0219-02** as amended. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190219-02
SPONSORED BY COMMISSIONERS ROCKY PRESSON AND WARD PLANT
LEGISLATIVE REFERENCE: BUDGET COMMITTEE & HIGHWAY COMMITTEE

WHEREAS, the Severance Tax is paid from the extraction of natural resources from our ground, sand, gravel sandstone, chert limestone (Tenn. Code Annotated 67-6-201); and

WHEREAS, the Tennessee Department of Revenue collects the severance tax, all revenue collected minus the administration expenses are remitted to the county's Trustee quarterly and becomes a part of the highway departments roads fund; and

WHEREAS, there is no person or persons responsible for policing the payments or no payments of the severance tax; and

WHEREAS, the Benton County legislative body does not have the authority nor the tools in requesting information kept by the Tennessee Department of Revenue as of what companies in Benton County pay's a severance tax.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that Benton County ask from our 75th District Representative, Bruce Griffey, to go to the Tennessee Department of Revenue on behalf of the Benton County, Tennessee legislative body and request all documentation on all companies paying a severance tax within the boundaries of Benton County.

Motion was made by Commissioner Patton and seconded by Commissioner Ward to approve **RESOLUTION 0219-03.** On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190219-03
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: NONE

WHEREAS, the Parks & Recreation Board has been obsolete and inactive and the county needs to have an active board once again; and

WHEREAS, it is the Chairman's recommendation to make the appointments below:

Keith Wilson	Reappointment for a 3 year term set to expire 2/18/2022
Michael Woodard	Reappointment for a 3 year term set to expire 2/18/2022
Keleah Dye	Appointed for a 3 year term set to expire 2/18/2022
Amanda Paschall	Appointed for a 3 year term set to expire 2/18/2022
Tim Phifer	Appointed for a 3 year term set to expire 2/18/2022

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that the members listed above create the new and active Parks & Recreation Board.

Motion was made by Commissioner Dye and seconded by Commissioner Powers to approve **RESOLUTION 0219-04.** On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190219-04

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: NONE

WHEREAS, the Benton County Solid Waste Board has two vacancies and three spots available for reappointments; and

WHEREAS, it will be the Chairman's recommendation to appoint the following to the Solid Waste Board:

Ronnie Hopper	Appointment to fill a vacancy for a 3 year term set to expire 2/18/2022
Debbie Kyle	Appointment to fill a vacancy for a 3 year term set to expire 2/18/2022
Russell King	Reappointment for a 3 year term set to expire 2/18/2022
Cindy Wheatley	Reappointment for a 3 year term set to expire 2/18/2022
Gary Furr	Reappointment for a 3 year term set to expire 2/18/2022

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that the members listed above makeup the Benton County Solid Waste Board.

Motion was made by Commissioner Hill and seconded by Commissioner Dye to approve **RESOLUTION 0219-05.**

Motion was made by Commissioner Patton and seconded by Commissioner Miller to vote each person separately.

Keith Arnold	7 Ayes, 2 Nays, 3 Pass	FAILED
Jim Price	12 Ayes	PASSED
Mike Stockdale	12 Ayes	PASSED
Kevin Stepp	12 Ayes	PASSED
Sam Lashlee	10 Ayes, 2 Pass	PASSED

RESOLUTION 0219-05 TRRD

COMMISSIONER	ABSENT	PRESENT	ARNOLD	PRICE	STOCKDALE	STAPP	LASHLEE
DAYNA FERGUSON	X						
KENNETH MILLER		X	N	Y	Y	Y	Y
ROCKY PRESSON		X	Y	Y	Y	Y	Y
KELEAH DYE		X	Y	Y	Y	Y	Y
NORMAN FRAZIER	X						
GARY FURR		X	Y	Y	Y	Y	Y
DOUG VICKERS	X						
SONNY HALL		X	P	Y	Y	Y	P
PHIL MELTON		X	Y	Y	Y	Y	Y
RACHELLE HILL		X	Y	Y	Y	Y	Y
BILL KEE		X	P	Y	Y	Y	P
ROSANNE WARD		X	Y	Y	Y	Y	Y
DARREL HICKS	X						
RONNIE HOPPER	X						
MARY POWERS		X	Y	Y	Y	Y	Y
ANGIE HERN	X						
DON PATTON		X	N	Y	Y	Y	Y
WARD PLANT - CHAIR		X	P	Y	Y	Y	Y

RESOLUTION NO. 20190219-05

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: NONE

WHEREAS, the Benton County TRRD (Tennessee River Resort District) Board has several members up for re-appointment and one vacancy; and

WHEREAS, it is the Chairman's recommendation to make the following appointments to the TRRD Board:

Keith Arnold	Re-appointment for 3 years set to expire 2/22/2022
Jim Price	Re-appointment for 3 years set to expire 2/22/2022
Mike Stockdale	Re-appointment for 3 years set to expire 2/22/2022
Kevin Stepp	Re-appointment for 3 years set to expire 2/22/2022
Sam Lashlee	Appointed to fill a vacancy for 3 years set to expire 2/22/2022

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that the appointments listed above be made to the Benton County TRRD Board.

Motion was made by Commissioner Patton and seconded by Commissioner Hall to approve **RESOLUTION 0219-06**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190219-06

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: NONE

WHEREAS, the Benton County Industrial Board has a member who's term is about to expire; and

WHEREAS, it is the board members and Chairman's recommendation to appoint Jeff Belisle to the Industrial Board for a 3 year term set to expire on February 19, 2022.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that Jeff Belisle be re-appointed to the Benton County Industrial Board for a 3 year term set to expire on February 19, 2022.

Motion was made by Commissioner Presson and seconded by Commissioner Miller to approve **RESOLUTION 0219-07**. On a voice vote, all present voted Aye. Motion carries.

RESOLUTION NO. 20190219-07

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: CHAIRMAN WARD PLANT

WHEREAS, County Commissioner Doug Vickers was placed on the Benton County Highway Committee automatically when he was appointed to the commission to fill a recent vacancy; and

WHEREAS, Commissioner Doug Vickers is unable to make the Benton County Highway Committee meetings due to his work schedule; and

WHEREAS, it is Chairman's recommendation to replace Doug Vickers on the Highway Committee with Commissioner Don Patton; and

WHEREAS, Don Patton's term on the Highway Committee will expire September 30, 2022.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that Don Patton take the place of Doug Vickers on the Benton County Highway Committee with the term set to expire September 30, 2022.

Motion was made by Commissioner Miller and seconded by Commissioner Powers to approve **RESOLUTION 0219-08**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190219-08

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 \$ 12,071.43 for revenues for the month of January, 2019; and

WHEREAS, it will be necessary to budget said funds in the amount of \$ 12,071.43 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 19th day of February 2019 that the funds in the amount of \$ 12,071.43 received by the Benton County Sheriff's Office for, revenues for the month of January, 2019 be budgeted as follows:

DECREASE REVENUES:

101.43370	TELEPHONE COMMISSIONS	\$ 2,470.80
101.43395	SEX OFFENDER REGISTRATION FEE	\$ 300.00
101.44131	COMMISSARY SALES	\$ 1,928.35
101.44170	MISCELLANEOUS REFUNDS	\$ 956.28
101.45590	CHILD SUPPORT FEES	\$ 735.00
122.44560	DAMAGES RECOVERED FROM INDIVIDUAL(S)	\$ 5,681.00

\$ 12,071.43

INCREASE EXPENDITURES:

101.54110.338	MAINTENANCE & REPAIR – VEHICLES	\$ 935.00
101.54110.353	TOW-IN SERVICES	\$ 675.00
101.54210.415	ELECTRICITY	\$ 1,000.00
101.54210.434	NATURAL GAS	\$ 1,000.00
101.54210.454	WATER & SEWER	\$ 1,470.80
101.54210.507	MEDICAL CLAIMS	\$ 81.28

101.54210.599	OTHER CHARGES	\$ 928.35
101.54160.599	OTHER CHARGES	\$ 300.00
122.54150.338	MAINTENANCE & REPAIR – VEHICLES	\$ 2,081.00
122.54150.431	LAW ENFORCEMENT SUPPLIES	\$ 1,800.00
122.54150.450	TIRES & TUBES	\$ 1,800.00

\$ 12,071.43

Motion was made by Commissioner Presson and seconded by Commissioner Hall approve **RESOLUTION 0219-09**. On a voice vote, all present voted Aye. Motion Carries

RESOLUTION NO. 20190219-09

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Library has received funds in the amount of \$4,513.68 for fines, copies, faxes, reimbursements, and city of Camden contribution collected throughout the month of January 2019; and

WHEREAS, it will be necessary to budget the said funds in the amount of \$4,513.68 within the library budget.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th day of February 2019 that the funds in the amount of \$4,513.68 received by the Benton County Library for fines, copies, faxes and reimbursements received for the month of January 2019 be budgeted as the following:

INCREASED REVENUES:		
101.43350	GENERAL SERVICE CHARGES/COPY FEES	\$ 96.65
101.43360	GENERAL SERVICE CHARGES/LIBRARY FEES	\$ 86.03
101.44170	OTHER LOCAL REVENUE/MISC. REFUNDS	\$ 81.00
101.48130	CONTRIBUTIONS	\$ 4,250.00
		\$ 4,513.68
INCREASED EXPENDITURES		
101.56500.169	PART-TIME/HOURLY PERSONNEL	\$ 4,250.00
101.56500.711	FURNITURE AND FIXTURES	\$ 263.68
		\$ 4,513.68

Motion was made by Commissioner Hill and seconded by Commissioner Hall to approve **RESOLUTION 0219-10**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190219-10

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: BUDGET COMMITTEE & LAW ENFORCEMENT COMMITTEE

WHEREAS, the Benton County Animal Shelter has received funds in the total amount of \$3,690.00 in donations, sale of materials and adoption fees during the month of January; and

WHEREAS, it will be necessary to budget the said funds in the total amount of \$3,690 to the appropriate expenditure accounts within the Animal Shelter budget.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that the funds in the amount of \$3,690.00 collected by the Benton County Animal Shelter throughout the month of January be budgeted as the following:

INCREASE REVENUES:		
101.41130	ANIMAL VACCINATIONS	\$2,665.00
101.48610	DONATIONS	\$ 995.00
101.44130	SALE OF MATERIALS	\$ 30.00
		\$3,690.00
INCREASE EXPENDITURES:		
101.55120.357	VETERINARY SERVICES	\$3,690.00
		\$3,690.00

Motion was made by Commissioner Presson and seconded by Commissioner Powers to approve **RESOLUTION 0219-11**.

Motion was made by Commissioner Powers and seconded by Commissioner Dye to amend **RESOLUTION 0219-11** the amount to \$5,603.72 from \$11,206.72. On a voice vote, all present voted Aye. Motion Carries.

Motion was made by Commissioner Powers and seconded by Commissioner Presson to approve **RESOLUTION 0219-11** as amended. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190219 – 11
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Barrett Group found where the cities of Camden and Big Sandy owed the County mixed drink tax; and

WHEREAS, the mixed drink tax has been received in the amount of \$11, 206.72 from the City of Camden, which was split between Fund 101 County General Fund and Fund 151 Debt Service; and

WHEREAS, the Barrett Group has submitted an invoice to be paid for their services on this revenue search in the amount of \$5,603.36; and

WHEREAS, it will be necessary to budget the said funds received in the amount of \$5,603.36 within the County Mayor’s budget in order to pay this outstanding invoice.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that the funds in the amount of \$11, 206.72 be budgeted as the following:

INCREASE REVENUES:		
101.44990	OTHER LOCAL REVENUES	\$5,603.72
		\$5,603.72
INCREASE EXPENDITURES:		
101.51300.599	COUNTY MAYOR OTHER CHARGES	\$5,603.72
		\$5,603.72

Motion was made by Commissioner Dye and seconded by Commissioner Hall to approve **RESOLUTION 0219-12**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190219-12
RESOLUTION FOR THE BENTON COUNTY BOARD OF COMMISSIONERS
LEGISLATIVE REFERENCE: BUDGET COMMITTEE
February 19, 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 2018-19 budget as follows;

INCREASE		
44170	Miscellaneous Refunds	\$1,320.00
71100 722	Instructional Equipment	\$1,320.00

Motion was made by Commissioner Patton and seconded by Commissioner Hall to approve **RESOLUTION 0219-13**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION No. 20190219-13
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the County Building Maintenance budget has recently had a few unforeseen emergency repairs, such as HVAC repairs at the sheriff's department and health department; and

WHEREAS, the budget is running low with insufficient funds to cover the remainder of this fiscal year; and

WHEREAS, it will be necessary to appropriate funds in the amount of \$12,000 from the Unassigned Fund Balance within the County General Fund in order to cover county building maintenance and repairs throughout the remainder of this 2018-2019 fiscal year.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that the funds in the amount of \$12,000 be appropriated from the Unassigned Fund Balance within the County General Fund in order to cover any remaining expenses for county buildings maintenance and repair throughout the fiscal year.

Motion was made by Commissioner Dye and seconded by Commissioner Miller to approve **RESOLUTION 0219-14**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190219-14
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Unemployment rate has recently changed; and

WHEREAS, it will be necessary to appropriate funds in the amount of \$100.00 from the Unassigned Fund Balance within the County General Fund in order to cover the increase for the remainder of the fiscal year.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that funds in the amount of \$100.00 be appropriated from the Unassigned Fund Balance within the County General Fund and budgeted to the Account No.101.21530 - UNEMPLOYMENT.

Motion was made by Commissioner Presson and seconded by Commissioner Kee to approve **RESOLUTION 0219-15**. On a roll call vote, 6 Ayes, 1 Nay, 4 Pass and 1 Abstain with conflict. Motion Fails.

RESOLUTION NO. 20190219-15
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE & LAW ENFORCEMENT COMMITTEE

WHEREAS, the previous budget committee had voted and agreed to put the funds in this 2018-2019 fiscal year in order to purchase the Sheriff two patrol cars from Fund 171; and

WHEREAS, there has been a mistake in this budget and only the funds for one patrol car was budgeted for; and

WHEREAS, it will be necessary to appropriate the funds in the amount of \$40,000 from the Unassigned Fund Balance within the Fund 171 – Capital Projects Fund in order to purchase the sheriff his second patrol car as originally planned and discussed.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that the funds in the amount of \$40,000 be appropriated from the Unassigned Fund Balance within Fund 171- Capital Projects and budgeted to Expenditure Account No. 171.91130.718 – Motor Vehicles for the Sheriff to purchase two cars within this 18-19 Fiscal Year.

RESOLUTION 0219-15 SHERIFF PATROL CAR							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
DAYNA FERGUSON	X						
KENNETH MILLER		X				X	
ROCKY PRESSON		X	X		X		
KELEAH DYE		X					X
NORMAN FRAZIER	X						
GARY FURR		X					X
DOUG VICKERS	X						
SONNY HALL		X			X		
PHIL MELTON		X			X		
RACHELLE HILL		X					ABSTAIN
BILL KEE		X		X	X		
ROSANNE WARD		X			X		
DARREL HICKS	X						
RONNIE HOPPER	X						
MARY POWERS		X					X
ANGIE HERN	X						
DON PATTON		X			X		
WARD PLANT - CHAIR		X					X

Motion was made by Commissioner Patton and seconded by Commissioner Miller to approve **RESOLUTION 0219-16**.

Motion was made by Commissioner Ward and seconded by Commissioner Hill to combine **RESOLUTION 0219-16 and RESOLUTION 0219-17**. On a voice vote, all present voted Aye. Motion Carries.

Motion was made by Commissioner Ward and seconded by Commissioner Furr to approve **RESOLUTION 0219-16 and RESOLUTION 0219-17** as combined. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190219-16
RESOLUTION FOR THE BENTON COUNTY BOARD OF COMMISSIONERS

February 19, 2019

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS: The estimate of expenditures were not enough to meet the necessary expenditures for certain subsidiary items in the Primary Series

THEREFORE: Be it resolved by the Benton County Board of Commissioners to approve the following changes within the 2018-19 Budget as follows:

INCREASE

99100 590	Transfers To Other Funds	\$ 60,000.00
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DECREASE

39000	Undesignated Fund Balance	\$ 60,000.00
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RESOLUTION NO. 20190219-17

RESOLUTION FOR THE BENTON COUNTY BOARD OF COMMISSIONERS

February 19, 2019

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

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 2018-19 budget as follows;

INCREASE

72250 790	Other Equipment	\$ 46,000.00
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DECREASE

39000	Fund Balance	\$ 46,000.00
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Motion was made by Commissioner Powers and seconded by Commissioner Dye to approve **RESOLUTION 0219-18**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190219-18

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, Benton County has received an invoice from Oakdale Funeral Home on a burial that has become the county's responsibility; and

WHEREAS, it will be necessary to appropriate funds in the amount of \$995.00 from the Unassigned Fund Balance within the County General Fund and budget to the appropriate expenditure account in order to pay for this burial of a Benton County citizen; and

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that the funds in the amount of \$995.00 be appropriated from the Unassigned Fund Balance within the County General Fund and budgeted to Expenditure Account No. 101.51300.341 – County Mayor Pauper Burials in order to pay the outstanding invoice received from Oakdale Funeral Home for the burial of a Benton County citizen.

Motion was made by Commissioner Hill and seconded by Commissioner Miller to approve **RESOLUTION 0219-19**. On a roll call vote, 11 Ayes and 1 Pass. Motion Fails.

RESOLUTION NO. 20190219-19
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE & LAW ENFORCEMENT

WHEREAS, the Benton County Animal Shelter is lacking a full-time Animal Control Officer and has been operating in an unconventional manner for many years; and

WHEREAS, we have recently had a volunteer filling this position, when county government is responsible for providing safety to our citizens via animal control; and

WHEREAS, knowing the constraints on our fiscal budget in adding any new full-time employees in relation to salary, payroll taxes and additional benefits, the Mayor's office believes we have no other choice than to meet our basic government services requirements and respectfully request the county commission to approve the addition of a full-time hourly Animal Control Officer for the current and future budget cycles; and

WHEREAS, in order to hire a full-time Animal Control Officer it will be necessary to appropriate the funds in the amount of \$7,522.60 from the Unassigned Fund Balance within the County General Fund in order to fulfill this position for the remainder of this 2018-2019 fiscal year.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that the funds in the amount of \$7,522.60 be appropriated from the Unassigned Fund Balance and budgeted as the following:

DECREASE REVENUES:		
101.39000	UNASSIGNED FUND BALANCE	\$7,522.60
		\$7,522.60
INCREASE EXPENDITURES:		
101.55120.189	OTHER SALARIES & WAGES	\$6,461.60
101.55120.201	SOCIAL SECURITY	\$ 401.00
101.55120.204	RETIREMENT	\$ 430.00
101.55120.210	UNEMPLOYMENT	\$ 130.00
101.55120.212	MEDICARE	\$ 100.00
		\$ 7,522.60

<u>RESOLUTION 0219-19</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
DAYNA FERGUSON	X						
KENNETH MILLER		X		X	X		
ROCKY PRESSON		X			X		
KELEAH DYE		X					X
NORMAN FRAZIER	X						
GARY FURR		X			X		
DOUG VICKERS	X						
SONNY HALL		X			X		
PHIL MELTON		X			X		
RACHELLE HILL		X	X		X		
BILL KEE		X			X		
ROSANNE WARD		X			X		
DARREL HICKS	X						
RONNIE HOPPER	X						
MARY POWERS		X			X		
ANGIE HERN	X						
DON PATTON		X			X		
WARD PLANT - CHAIR		X			X		

Motion was made by Commissioner Presson and seconded by Commissioner Patton to approve **RESOLUTION 0219-20**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190219-20
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, there are two county employees who were due step raises this fiscal year, but the current fiscal budget fails to reflect these step raises; and

WHEREAS, it will be necessary to appropriate the funds in the total amount of \$2,899.12 from the Unassigned Fund Balance within the County General Fund in order to cover the expenses of these two step raises for the remainder of this fiscal year.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of February 2019 that the funds in the total amount of \$2,899.12 be appropriated from the Unassigned Fund Balance within the County General Fund in order to cover two county employee's step raises for the remainder of this fiscal year and budgeted to the expenditure accounts as follows:

DECREASE REVENUES:		
101.39000	UNASSIGNED FUND BALANCE	\$2,899.12
		\$2,899.12
INCREASE EXPENDITURES:		
101.51300.162	COUNTY MAYOR CLERICAL PERSONNEL	\$1,244.56
101.51300.201	COUNTY MAYOR SOCIAL SECURITY	\$ 78.00
101.51300.204	COUNTY MAYOR RETIREMENT	\$ 83.00
101.51300.210	COUNTY MAYOR UNEMPLOYMENT	\$ 25.00
101.51300.212	COUNTY MAYOR MEDICARE	\$ 19.00
101.53310.103	GENERAL SESSIONS JUDGE ASSISTANT	\$1,244.56
101.53310.201	GENERAL SESSIONS JUDGE SOCIAL SECURITY	\$ 78.00
101.53310.204	GENERAL SESSIONS JUDGE RETIREMENT	\$ 83.00
101.53310.210	GENERAL SESSIONS JUDGE UNEMPLOYMENT	\$ 25.00
101.53310.212	GENERAL SESSIONS JUDGE MEDICARE	\$ 19.00
		\$2,899.12

NOTARIES

Motion was made by Commissioner Presson and seconded by Commissioner Miller to approve FEBRUARY 2019 Notaries. On a voice vote, all present voted AYE. Motion carries.

- | | | |
|------------------------|--------------------------|-----------------------------|
| STEPHANIE WEBB | MICHELLE SULLIVAN | DEBRA ALLEN |
| JULIE THORNTON | ALEXUS HASTINGS | KYLEIGH WOOD |
| MAKISHA HOLLAND | ANITA FRENCH | RAQUEL HOLLINGSWORTH |

ANY OTHER BUSINESS

Nominations for the Civil Service Board

Erica Lynch nominated by Commissioner Miller

Martin Tyler nominated by Commissioner Patton

Bryant Allen nominated by Commissioner Hill

Brett Burke nominated by Commissioner Plant

<u>Civil Service Board Election SEAT 1</u>							
COMMISSIONER	ABSENT	PRESENT	LYNCH	TYLER	ALLEN	BURKE	
DAYNA FERGUSON	X						
KENNETH MILLER		X	Y	N	N	Y	
ROCKY PRESSON		X	N	Y	Y	N	
KELEAH DYE		X	Y	Y	N	N	
NORMAN FRAZIER	X						
GARY FURR		X	Y	N	N	Y	
DOUG VICKERS	X						
SONNY HALL		X	Y	Y	Y	Y	
PHIL MELTON		X	Y	N	N	P	
RACHELLE HILL		X	A	A	A	A	
BILL KEE		X	Y	P	P	Y	
ROSANNE WARD		X	A	N	Y	Y	
DARREL HICKS	X						
RONNIE HOPPER	X						
MARY POWERS		X	Y	Y	Y	P	
ANGIE HERN	X						
DON PATTON		X	N	Y	N	N	
WARD PLANT - CHAIR		X	Y	N	N	Y	

SEAT 1 VOTE

LYNCH 8 AYES

TYLER 5 AYES

ALLEN 4 AYES

BURKE 6 AYES

Motion was made by Commissioner Melton and seconded by Commissioner Hall to postpone the Civil Service Board Voting until next month. On a voice vote, all present voted Aye. Motion Carries.

Mayor Lashlee commented on the absent commissioners this meeting and how that impacts the legislative body of this county. He also asks the County Attorney to determine whether abstaining from a vote or passing on a vote impacts the outcome.

ADJOURNMENT

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

WANDA MALIN, COUNTY CLERK, DO CERTIFY THIS TO BE A TRUE AND COMPLETE COPY OF THE FEBRUARY 19, 2019 BENTON COUNTY COMMISSION MEETING.



Brett Lashlee, County Mayor



Wanda Malin, County Clerk