

BENTON COUNTY COMMISSIONERS MEETING

MARCH 18, 2019

BE IT REMEMBERED THAT ON MARCH 18, 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. Nominations from the floor for Civil Service Board (RCV – Name of Person Voting For)
11. Nominations from the floor for Audit Committee (RCV – Name of Person Voting For)
12. Resolution to appoint Robin Cain Hardin to the TRRD Board for a 3 year appointment set to expire February 22, 2022. (20190318-01) (VV)
13. Resolution to appoint Commissioner Kenneth Miller to fulfill this vacancy set to expire on October 31, 2021. (20190318-02) (VV)
14. Resolution passing the Fiscal Strength and Efficient Government Fiscal Confirmation Letter in order to meet the Three Star Program requirements. (20190318-03) (VV)
15. Resolution declaring the 1976 Chevrolet Vega (VIN 1V11A6U218348) used by the Sheriff's Department as surplus property and disposed of via govdeals.com. (20190318-04) (VV)
16. Resolution budgeting funds in the amount of \$3,498.00 within the Animal Shelter Budget (20190318-05) (VV)
17. Resolution budgeting funds in the amount of \$38,113.28 within Fund 171 – Capital Projects for the Benton-Decatur Sewer Grant funds from USDA. (20190318-06) (VV)
18. Resolution budgeting funds in the amount of \$4,314.68 within the Sheriff's budget. (20190318-07) (VV)
19. Resolution budgeting funds in the amount of \$328.20 within the library budget. (20190318-08) (VV)
20. Resolution budgeting funds in the amount of \$100.00 within the Senior Citizens budget. (20190318-09) (VV)
21. Resolution to transfer payroll funds within the jails budget in the amount of \$19,000 to ensure adequate funding for the rest of the fiscal year within certain payroll line items. (20190318-10) (RCV)
22. Resolution to transfer payroll funds within the sheriff's department budget in the amount of \$56,800 to ensure adequate funding for the rest of the fiscal year within certain payroll line items. (20190318-11) (RCV)

23. Resolution 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 in this fiscal budget cycle. (20190318-12) (RCV)

24. Resolution to appropriate the funds in the amount of \$6,105.00 from the Unassigned Fund Balance within the County General Fund in order to hire a full-time Animal Control Officer for the remainder of this 2018-2019 fiscal year. (20190318-13) (RCV)

25. Resolution to appropriate funds in the amount of \$5,250.30 from the Unassigned Fund Balance within the County General Fund in order to pay Dr. Scott Portis for the cremation permits signed off on behalf of Benton County for the entire year of 2018 and budget the said funds to the Expenditure Account No. 101.54610.199 – County Coroner/Medical Examiner Other Per-Diem & Fees. (20190318-14) (RCV)

26. Resolution to appropriate the funds in the amount of \$296.47 from the Litigation Tax Reserve Account No. 101.34520 and budget to the Expenditure Account No. 101.51800.707

– Building Improvements in order to pay for the additions that needed to be made during the courthouse Cat 5+ and Cat 6+ cabling upgrade project. (20190318-15) (RCV)

27. Resolution to appropriate the said funds in the amount of \$7,200.00 from the Unassigned Reserves within the County General Fund and budget to the Expenditure Account No. 101.55310.322 – Regional Mental Health Evaluations & Testing in order to pay the outstanding invoice received from Western Mental Health. (20190318-16) (RCV)

28. Resolution to appropriate \$40,000.00 from the Unassigned Fund Balance within the 128 TRRD Fund and budget the said funds to the Expenditure Account No. 128.58110.316 – Contributions in order to get the TRRD Board through the remainder of this 2018-2019 fiscal year. (20190318-17) (RCV)

29. Resolution to appropriate funds in the amount of \$ 6,994.65 from the unassigned fund balance within the County General Fund to purchase supplies and materials necessary to increase the population of state inmates within the Jail budget. (20190318-18) (RCV)

30. Resolution complying with the county’s Capital Improvement Plan and authorizing the County Mayor to acquire properties to be used for the expansion of County Complexes. (20190318-19) (RCV)

31. Resolution declaring the intent of Benton County, Tennessee to reimburse itself in an approximate amount of \$500,000 for certain expenditures relating to purchase of land and buildings with the proceeds of bonds, notes or other debt obligations, to be issued by Benton County. (20190318-20) (RCV)

32. Appointing Notaries (VV)

33. Any Other Business

34. Adjourn (VV)

Opening of meeting was by Sheriff Kenny Christopher.

Invocation was led by 3rd District Commissioner Norman Frazier and Pledge of Allegiance was led by 1st District Commissioner Don Patton.

ROLL CALL BY WANDA MALIN AND DEPUTY CLERK MELISSA PLANT

MEMBERS PRESENT: COMMISSIONERS ABSENT – SONNY HALL, ROCKY PRESSON

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

ANNOUNCING OF QUORUM BY: Chairman Ward Plant.

APPROVAL OF THE AGENDA

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

CITIZENS FORUM

Ben Richardson spoke about the need for storm shelters in the county for the safety of Benton County citizens and that grants are in place that could be used.

Bonnie Evans noticed the upgrade to the road signs and guard rails and thought it made a huge difference and wanted to say thank you to the responsible parties for this improvement.

Jerri Hopper agreed with Ben Richardson about the storm shelter issue. She also spoke about the mayor's vision and would like to see it supported.

Ernest Vickers spoke about support for the animal control officer and informed the commission about the responsibilities of the job.

Judge Paul Summers stated he owns property here and several other counties. He has 34 years of experience in the judicial and executive branches of government. He was also the Attorney General for 8 years. He learned that political parties can work together for the better of Tennessee and Benton County. He said it is called "crossing the aisle" where republicans and democrats can work together to move forward in a positive direction.

COMMISSIONERS FORUM

Rachel Hill said she is upset with the board meetings. She would like to see everybody work together better and that the rules and guidelines be followed.

Dana Ferguson responded to Ms. Hill's comment and said that they were not meeting and that people were there to bring information.

Bill Kee said only 4 or 5 people were there, no other people came to vote. He also said the Insurance representatives came.

Ronnie Hopper gave his time to Debbie Dye. She asked if the commission has rescinded the resolution that stated times for the commission board meetings. The resolution said meeting times are 5 and shouldn't be meeting any earlier.

Mayor Lashlee responded to the conversations surrounding the committee meetings and that it could have just been a misunderstanding and that maybe it was a perception problem also. He will consult with the County Attorney about the rules of the meetings. Mayor Lashlee also responded to the storm shelter and warning systems issue. He said we need to consider putting in the budget to address these issues. He will make a proposal later in the meeting that will address some of the issues brought up in the Citizen's forum and Commissioner's Forum and is working to bring this county forward.

APPROVE THE PREVIOUS MONTHS MINUTES

Motion was made by Commissioner Hill and seconded by Commissioner Powers to approve February 2019 minutes. On a voice vote, all present voted Aye. Motion Carries.

APPROVAL OF THE REPORT OF PUBLIC UTILITES

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

NOMINATIONS FOR CIVIL SERVICE BOARD

Martin Tyler was nominated by Commissioner Patton and seconded by Commissioner Hern.

Erica Lynch was nominated by Commissioner Hill and seconded by Commissioner Miller.

Motion was made by Commissioner Hopper and seconded by Commissioner Hicks to close the nominations.

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

Most votes (TYLER) gets 3 year term, other person (LYNCH) gets 1 year term.

NOMINATIONS FOR AUDIT COMMITTEE

Bonnie Evans was nominated by Commissioner Hicks and seconded by Commissioner Dye. On a voice vote, all ayes for Bonnie Evans.

Motion was made by Commissioner Ferguson and seconded by Commissioner Frazier to take a 5-minute recess. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTIONS

Motion was made by Commissioner Ferguson and seconded by Commissioner Hicks to approve **RESOLUTION 20190318-01**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190318-01
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: NONE

WHEREAS, the Benton County TRRD (Tennessee River Resort District) Board has a vacancy; and

WHEREAS, it is the Chairman’s recommendation to appoint Robin Cain Hardin to the TRRD Board for a 3 year appointment set to expire February 22, 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 March 2019 that the appointment above be made to the Benton County TRRD Board.

Motion was made by Commissioner Ferguson and seconded by Commissioner Vickers to approve **RESOLUTION 20190318-02**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190318-02
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: NONE

WHEREAS, the Benton County Airport Committee has a recent vacancy due to the resignation of former county commissioner Jerry Brandon; and

WHEREAS, it is the Chairman’s recommendation to appoint Commissioner Kenneth Miller to fulfill this vacancy 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 March 2019 that Commissioner Kenneth Miller be appointed to the Airport Committee to fulfill a vacancy with a term set to expire on October 31, 2021.

Motion was made by Commissioner Ferguson and seconded by Commissioner Patton to approve **RESOLUTION 20190318-03.** On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190318-03

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

**Fiscal Strength and Efficient Government Fiscal Confirmation Letter
ThreeStar Program requirements
LEGISLATIVE REFERENCE: BUDGET COMMITTEE**

This document confirms that Benton County has taken the following actions in accordance with the requirements of the ThreeStar Program:

- The county mayor has reviewed with the county commission at an official meeting the county's debt management policy that is currently on file with the Comptroller of the Treasury Office. The purpose of this requirement is to ensure that local elected officials are aware and knowledgeable of the county's debt management policy.
- The county mayor and county commission acknowledge that an annual cash flow forecast must be prepared and submitted to the Comptroller prior to issuance of debt. The purpose of this requirement is to ensure elected officials are aware that prior to the issuance of debt the county must go through the process of assessing the county's cash flow. This is done to evaluate the county's finances and confirm that sufficient revenues are available to cover additional debt service associated with the proposed issuance of debt.

Debt Management Policy
This is an acknowledgement that *the Debt Management Policy of Benton County is on file with the Office of the Comptroller of the Treasury* and was reviewed with the members of the Benton County Commission present at the meeting held on the 18th day of March, 2019.

Minutes of this meeting have been included as documentation of this agenda item.

Annual Cash Flow Forecast
This is an acknowledgement that *prior to the issuance of debt an annual cash flow forecast was prepared for the appropriate fund and submitted to the Comptroller's office* and was reviewed with the members of the Benton County Commission present at the meeting held on the day of .

Minutes of this meeting have been included as documentation of this agenda item.

Motion was made by Commissioner Patton and seconded by Commissioner Hicks to approve **RESOLUTION 20190318-04.** On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190318-04

SPONSORED BY THE BENTON COUNTY SHERIFF KENNY CHRISTOPHER

LEGISLATIVE REFERENCE: PROPERTY COMMITTEE

WHEREAS, the Benton County Sheriff's Office titled a awarded vehicle for use with the 24th Judicial Drug Task Force;

WHEREAS, due to not being funded the Sheriff's Office is no longer participating in that program and no longer has need to use the awarded vehicle;

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 18th day of March, 2019 that the vehicle listed below be declared surplus property and disposed of via govdeals.com

1976 Chevrolet Vega VIN – 1V11A6U218348

Motion was made by Commissioner Ferguson and seconded by Commissioner Frazier to combine **RESOLUTION 20190318-05, RESOLUTION 20190318-06, RESOLUTION 20190318-07, RESOLUTION 20190318-08, RESOLUTION 20190318-09, RESOLUTION 20190318-10 AND RESOLUTION 20190318-11.** On a voice vote, all present voted Aye. Motion carries.

Motion was made by Commissioner Hicks and seconded by Commissioner Hopper to amend previous motion to combine to remove Resolutions 10 and 11. On a voice vote, all present voted Aye. Motion carries.

Motion was made by Commissioner Ferguson and seconded by Commissioner Frazier to approve as combined **RESOLUTION 20190318-05, RESOLUTION 20190318-06, RESOLUTION 20190318-07, RESOLUTION 20190318-08, RESOLUTION 20190318-09.** On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190318-05
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 \$3,498.00 in donations, sale of materials and adoption fees during the month of February; and

WHEREAS, it will be necessary to budget the said funds in the total amount of \$3,498.00 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 18th Day of March 2019 that the funds in the amount of \$3,498.00 collected by the Benton County Animal Shelter throughout the month of February be budgeted as the following:

INCREASE REVENUES:		
101.41130	ANIMAL VACCINATIONS	\$2,462.00
101.48610	DONATIONS	\$1,026.00
101.44130	SALE OF MATERIALS	\$ 10.00
		\$3,498.00
INCREASE EXPENDITURES:		
101.55120.357	VETERINARY SERVICES	\$3,498.00
		\$3,498.00

RESOLUTION NO. 20190318-06
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, Benton County has received Benton-Decatur Sewer Grant funds from USDA in the amount of \$38,113.28; and

WHEREAS, it will be necessary to budget the said grant funds in the amount of \$38,113.28 within Fund 171-Capital Projects.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 18th Day of March 2019 that the USDA Grant funds in the amount of \$38,113.28 be budgeted within Fund 171 – Capital Projects as follows:

INCREASE REVENUES:		
171.46980	CAPITAL PROJECTS OTHER STATE GRANTS	\$18,145.76
171.46980	CAPITAL PROJECTS OTHER STATE GRANTS	\$19,967.52
		\$38,113.28
INCREASE EXPENDITURES:		
171.91110.724	CAPITAL PROJECTS SITE DEVELOPMENT	\$38,113.28
		\$38,113.28

RESOLUTION NO. 20190318-07
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 \$ 4,314.68 for revenues for the month of February, 2019; and

WHEREAS, it will be necessary to budget said funds in the amount of \$ 4,314.68 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 March 2019 that the funds in the amount of \$ 4,314.68 received by the Benton County Sheriff's Office for, revenues for the month of February, 2019 be budgeted as follows:

DECREASE REVENUES:		
101.43370	TELEPHONE COMMISSIONS	\$ 2,080.78
101.43395	SEX OFFENDER REGISTRATION FEE	\$ 150.00
101.44131	COMMISSARY SALES	\$ 1,621.03
101.44170	MISCELLANEOUS REFUNDS	\$ 462.87
		\$ 4,314.68
INCREASE EXPENDITURES:		
101.54110.353	TOW-IN SERVICES	\$ 445.00
101.54110.355	TRAVEL	\$ 17.87
101.54210.454	WATER & SEWER	\$ 2,080.78
101.54210.422	FOOD SUPPLIES	\$ 1,621.03
101.54160.599	OTHER CHARGES	\$ 150.00
		\$ 4,314.68

Motion was made by Commissioner Ferguson and seconded by Commissioner Miller to approve **RESOLUTION 20190318-10**. On a roll call vote, 15 Ayes and 1 Abstain. Motion Carries.

RESOLUTION NO. 20190318-10
SPONSORED BY THE BENTON COUNTY SHERIFF KENNY CHRISTOPHER
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, certain payroll line items in the jail's budget do not have enough money to finish the fiscal year and other payroll line items have an excess for the remainder of the year;

WHEREAS, the Sheriff wishes to transfer funds within the jails budget to ensure adequate funding for the rest 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 18th day of March, 2019 that the following funds be transferred within the jail's budget

DECREASE EXPENDITURE:		
101.54210.140	SALARY SUPPLEMENTS	\$ 6,000.00
101.54210.165	CAFETERIA PERSONNEL	\$ 10,000.00
101.54210.167	MAINTENANCE PERSONNEL	\$ 3,000.00
		\$ 19,000.00
INCREASE EXPENDITURE:		
101.54210.110	LIEUTENANT(S)	\$ 700.00
101.54210.160	GUARDS	\$ 18,300.00
		\$ 19,000.00

<u>Resolution 20190318-10</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
KELEAH DYE		X			X		
NORMAN FRAZIER		X			X		
GARY FURR		X			X		
DOUG VICKERS		X			X		
SONNY HALL	X						
PHIL MELTON		X			X		
RACHELLE HILL		X					ABSTAIN
BILL KEE		X			X		
ROSANNE WARD		X			X		
DARREL HICKS		X			X		
RONNIE HOPPER		X			X		
MARY POWERS		X			X		
ANGIE HERN		X			X		
DON PATTON		X			X		
DAYNA FERGUSON		X	X		X		
KENNETH MILLER		X		X	X		
ROCKY PRESSON	X						
WARD PLANT - CHAIR		X			X		

Motion was made by Commissioner Hicks and seconded by Commissioner Hopper to approve **RESOLUTION 20190318-11**. On a roll call vote, 15 Ayes and 1 Abstain. Motion Carries.

RESOLUTION NO. 20190318-11
SPONSORED BY THE BENTON COUNTY SHERIFF KENNY CHRISTOPHER
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, certain payroll line items in the Sheriff's budget do not have enough money to finish the fiscal year and other payroll line items have an excess for the remainder of the year;

WHEREAS, the Sheriff wishes to transfer funds within his budget to ensure adequate funding for the rest 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 18th day of March, 2019 that the following funds be transferred within the Sheriff's budget

DECREASE EXPENDITURE:

101.54110.106	DEPUTY(IES)	\$ 56,800.00
		\$ 56,800.00

INCREASE EXPENDITURE:

101.54110.105	SUPERVISOR/DIRECTOR	\$ 4,000.00
101.54110.108	INVESTIGATOR(S)	\$ 7,000.00
101.54110.140	SALARY SUPPLEMENTS	\$ 39,000.00
101.54110.170	OBJECT NOT IN USE	\$ 800.00
101.54110.189	OTHER SALARIES & WAGES	\$ 6,000.00
		\$ 56,800.00

<u>RESOLUTION 20190318-11</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
KELEAH DYE		X			X		
NORMAN FRAZIER		X			X		
GARY FURR		X			X		
DOUG VICKERS		X			X		
SONNY HALL	X						
PHIL MELTON		X			X		
RACHELLE HILL		X				ABSTAIN	
BILL KEE		X			X		
ROSANNE WARD		X			X		
DARREL HICKS		X	X		X		
RONNIE HOPPER		X		X	X		
MARY POWERS		X			X		
ANGIE HERN		X			X		
DON PATTON		X			X		
DAYNA FERGUSON		X			X		
KENNETH MILLER		X			X		
ROCKY PRESSON	X						
WARD PLANT - CHAIR		X			X		

Motion was made by Commissioner Hicks and seconded by Commissioner Patton to approve **RESOLUTION 20190318-12**. On a roll call vote, 14 Ayes, 1 Nay and 1 Abstain. Motion Carries.

RESOLUTION NO. 20190318-12

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 18th Day of March 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.

<u>RESOLUTION 20190318-12</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
KELEAH DYE		X			X		
NORMAN FRAZIER		X			X		
GARY FURR		X			X		
DOUG VICKERS		X			X		
SONNY HALL	X						
PHIL MELTON		X			X		
RACHELLE HILL		X				ABSTAIN	
BILL KEE		X			X		
ROSANNE WARD		X			X		
DARREL HICKS		X	X		X		
RONNIE HOPPER		X			X		
MARY POWERS		X			X		
ANGIE HERN		X				X	
DON PATTON		X		X	X		
DAYNA FERGUSON		X			X		
KENNETH MILLER		X			X		
ROCKY PRESSON	X						
WARD PLANT - CHAIR		X			X		

Motion was made by Commissioner Ferguson and seconded by Commissioner Hill to approve **RESOLUTION 20190318-13**. On a roll call vote, 8 Ayes, 5 nays and 3 Pass. Motion Fails.

RESOLUTION NO. 20190318-13
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 \$6,105.00 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 18th Day of March 2019 that the funds in the amount of \$6,105.00 be appropriated from the Unassigned Fund Balance and budgeted as the following:

DECREASE REVENUES:

101.39000	UNASSIGNED FUND BALANCE	\$6,105.00
		\$6,105.00

INCREASE EXPENDITURES:

101.55120.189	OTHER SALARIES & WAGES	\$5,250.00
101.55120.201	SOCIAL SECURITY	\$ 326.00
101.55120.204	RETIREMENT	\$ 347.00
101.55120.210	UNEMPLOYMENT	\$ 105.00
101.55120.212	MEDICARE	\$ 77.00

RESOLUTION 20190318-13							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
KELEAH DYE		X				X	
NORMAN FRAZIER		X				X	C
GARY FURR		X				X	C
DOUG VICKERS		X			X		
SONNY HALL	X						
PHIL MELTON		X					X
RACHELLE HILL		X		X	X		
BILL KEE		X					X
ROSANNE WARD		X			X		
DARREL HICKS		X			X		
RONNIE HOPPER		X			X		
MARY POWERS		X			X		
ANGIE HERN		X				X	
DON PATTON		X			X		
DAYNA FERGUSON		X	X			X	
KENNETH MILLER		X					X
ROCKY PRESSON	X						
WARD PLANT - CHAIR		X			X		

Motion was made by Commissioner Ferguson and seconded by Commissioner Vickers to approve **RESOLUTION 20190318-14**. On a roll call vote, 14 Ayes and 2 Nays. Motion Carries.

RESOLUTION NO. 20190318-14

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, Dr. Scott Portis has made the county aware that he has failed to invoice the county for cremation permits over the past year; and

WHEREAS, Dr. Portis was under the impression cremation permits were being invoiced for on the monthly invoices submitted by the county medical investigator, however they have not been; and

WHEREAS, it will be necessary to appropriate funds in the amount of \$5,250.30 from the Unassigned Fund Balance within the County General Fund in order to pay Dr. Scott Portis for the cremation permits signed on behalf of Benton County for the entire year of 2018 and budget the said funds to the Expenditure Account No. 101.54610.199.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 18th Day of March 2019 that the funds in the amount of \$5,250.30 be appropriated from the Unassigned Fund Balance within the County General Fund in order to pay Dr. Scott Portis for the cremation permits signed off on behalf of Benton County for the entire year of 2018 and budget the said funds to the Expenditure Account No. 101.54610.199 – County Coroner/Medical Examiner Other Per-Diem & Fees.

<u>RESOLUTION 20190318-14</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
KELEAH DYE		X			X		
NORMAN FRAZIER		X				X	
GARY FURR		X				X	
DOUG VICKERS		X		X	X		
SONNY HALL	X						
PHIL MELTON		X			X		
RACHELLE HILL		X			X		
BILL KEE		X			X		
ROSANNE WARD		X			X		
DARREL HICKS		X			X		
RONNIE HOPPER		X			X		
MARY POWERS		X			X		
ANGIE HERN		X			X		
DON PATTON		X			X		
DAYNA FERGUSON		X	X		X		
KENNETH MILLER		X			X		
ROCKY PRESSON	X						
WARD PLANT - CHAIR		X			X		

Motion was made by Commissioner Ferguson and seconded by Commissioner Frazier to approve **RESOLUTION 20190318-15**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190318-15
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, in recent action by the legislative body Resolution 0122-20 funds in the amount of \$4,708.53 was appropriated from the litigation tax reserve in order to make cabling improvements throughout the courthouse; and

WHEREAS, during the upgrade process a few outlets needed to also be added and a few extra switches needed to be installed; and

WHEREAS, it will be necessary to appropriate the funds in the amount of \$296.47 from the Litigation Tax Reserve and budget to the county buildings improvement expenditure account in order to cover these additions made.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 18th Day of March 2019 that the funds amount of \$296.47 be appropriated from the Litigation Tax Reserve Account No. 101.34520 and budget to the Expenditure Account No. 101.51800.707 – Building Improvements in order to pay for the additions that needed to be made during the courthouse Cat 5+ and Cat 6+ cabling upgrade project.

Motion was made by Commissioner Ferguson and seconded by Commissioner Powers to approve **RESOLUTION 20190318-16**. On a roll call vote, 13 Ayes and 3 Nays. Motion carries.

RESOLUTION NO. 20190318-16
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, Benton County has received a mental health invoice from Western Mental Health Institute ordered by judges in the Benton County courts; and

WHEREAS, Benton County has been deemed liable and responsible for paying the outstanding invoice in the total amount of \$7,200.00; and

WHEREAS, it will be necessary to appropriate the said funds in the amount of \$7,200.00 from the Unassigned Reserves within the County General Fund and budget to the appropriate expenditure account in order to pay the outstanding invoice due.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 18th Day of March 2019 that the funds in the amount of \$7,200.00 be appropriated from the Unassigned Reserves within the County General Fund and budgeted to the Expenditure Account No. 101.55310.322 – Regional Mental Health Evaluations & Testing in order to pay the outstanding invoice received from Western Mental Health.

RESOLUTION 20190318-16							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
KELEAH DYE		X			X		
NORMAN FRAZIER		X				X	
GARY FURR		X			C	X	
DOUG VICKERS		X			X		
SONNY HALL	X						
PHIL MELTON		X			X		
RACHELLE HILL		X			X		
BILL KEE		X			X		
ROSANNE WARD		X			X		
DARREL HICKS		X			X		
RONNIE HOPPER		X			X		
MARY POWERS		X		X	X		
ANGIE HERN		X			X		
DON PATTON		X			X		
DAYNA FERGUSON		X	X			X	
KENNETH MILLER		X			X		
ROCKY PRESSON	X						
WARD PLANT - CHAIR		X			X		

Motion was made by Commissioner Ferguson and seconded by Commissioner Miller to approve **RESOLUTION 20190318-17**. On a roll call vote, all present voted Aye. Motion Carries.

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, by a unanimous vote of Tennessee River Resort District Board (TRRD) to recommend an appropriation of \$40,000.00 (forty thousand dollars) from the Unassigned Reserve Fund Balance within the 128 Fund in order to budget within their expenditure account to get the TRRD board through the remainder of this fiscal year 2018-2019; and

WHEREAS, it is the recommendation of the TRRD Board to complete this request to appropriate \$40,000.00 from the Unassigned Fund Balance within the 128 TRRD Fund and budget the said funds to the Expenditure Account No. 128.58110.316 – Contributions; and

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 18th Day of March 2019 that the funds in the amount of \$40,000.00 be appropriated from the Unassigned Fund Balance within the 128 TRRD Fund and budgeted to the Expenditure Account No. 128.58110.316 – Contributions in order to get the TRRD Board through the remainder of this 2018-2019 fiscal year.

Motion was made by Commissioner Ferguson and seconded by Commissioner Patton to approve **RESOLUTION 20190318-18**. On a roll call vote, 15 Ayes and 1 Abstain. Motion Carries.

RESOLUTION NO. 20190318-18

SPONSORED BY THE BENTON COUNTY SHERIFF KENNY CHRISTOPHER

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Jail is in need of the supplies and materials necessary to increase the population of state inmates and the Sheriff has been encouraged to submit a resolution detailing what is needed;

WHEREAS, the Jail Administrator has compared pricing from the various vendors and has settled on the items and quantities needed and wishes to request an appropriation from the unassigned fund balance to be budgeted to the correct line item within the jail'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 February, 2019 to appropriate funds in the amount of \$ 6,994.65 to make the following purchases;

DECREASE REVENUE:

101.39000	UNNASSIGNED FUND BALANCE	\$ 6,994.65
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INCREASE EXPENDITURE:

101.54210.499	OTHER SUPPLIES & MATERIALS	\$ 6,994.65
80	Mattress Clear SS Poly 25x75x4 @ \$ 73.88 ea =	\$ 5,910.40
84	Sheets 58x90 flat @ \$ 58.75 dz =	\$ 411.25
84	Sheets fitted @ \$ 72.10 dz =	\$ 504.70
108	Towels, bath white 20x40 4.25lb @ \$ 15.90 dz =	\$ 143.10
96	Wash clothes 12x12 .75 lb @ \$ 3.15 dz =	\$ 25.20

RESOLUTION 20190318-18							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
KELEAH DYE		X			X		
NORMAN FRAZIER		X			X		
GARY FURR		X			X		
DOUG VICKERS		X			X		
SONNY HALL	X						
PHIL MELTON		X			X		
RACHELLE HILL		X					ABSTAIN
BILL KEE		X			X		
ROSANNE WARD		X			X		
DARREL HICKS		X			X		
RONNIE HOPPER		X			X		
MARY POWERS		X			X		
ANGIE HERN		X			X		
DON PATTON		X		X	X		
DAYNA FERGUSON		X	X		X		
KENNETH MILLER		X			X		
ROCKY PRESSON	X						
WARD PLANT - CHAIR		X			X		

Motion was made by Commissioner Hicks and seconded by Commissioner Hopper to approve **RESOLUTION 20190318-19**. On a roll call vote, 15 Ayes and 1 Nay. Motion Carries.

RESOLUTION NO. 20190318-19
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
RESOLUTION TO APPROVE CONSTRUCTION, RENOVATION, AND PURCHASE OF PROPERTY FOR USE AS COUNTY OFFICE COMPLEXES
LEGISLATIVE REFERENCE: BUDGET COMMITTEE & PROPERTY COMMITTEE

WHEREAS, The Board of County Commissioners of Benton County finds it necessary and advisable to purchase property for the future expansion of county offices to better conduct business in and for Benton County (the "County") and to foster a business, as well as a civic atmosphere and community involvement; and

WHEREAS, long-term planning is in the best interest of the County and can be useful in avoiding unanticipated tax increases which may not be necessary otherwise; and

WHEREAS, to comply with the Capital Improvement Plan Resolution No. 0618-04, which was passed in June 2018; and

WHEREAS, potential site locations for use as county office complexes have been identified which will meet the needs of present and future citizens of Benton County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Benton County hereby authorizes the County Mayor to acquire properties to be used for the expansion of County Complexes; and

- (1) The acquisition shall be made as soon as practically determined by county mayor.
- (2) The properties shall be those attached in Exhibits A, B, and C / Projects 1, 2 and 3.
- (3) The purchase price for all properties shall not exceed reasonable fair market values.
- (4) In no event shall acquisition and capital expenditures exceed the amount of any reimbursement resolution hereafter adopted.

RESOLUTION 20190318-19							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
KELEAH DYE		x			X		
NORMAN FRAZIER		X			X		
GARY FURR		X			X		
DOUG VICKERS		X			X		
SONNY HALL	X						
PHIL MELTON		X				X	
RACHELLE HILL		X			X		
BILL KEE		X			X		
ROSANNE WARD		X			X		
DARREL HICKS		X	X		X		
RONNIE HOPPER		X		X	X		
MARY POWERS		X			X		
ANGIE HERN		X			X		
DON PATTON		X			X		
DAYNA FERGUSON		X			X		
KENNETH MILLER		X			X		
ROCKY PRESSON	X						
WARD PLANT - CHAIR		X			X		

Motion was made by Commissioner Miller and seconded by Commissioner Ferguson to take a 5-minute recess. On a voice vote, all present voted Aye. Motion Carries. Recess from 8:22 – 8:27.

Motion was made by Commissioner Frazier and seconded by Commissioner Furr to approve **RESOLUTION 20190318-20**. On a roll call vote, 15 Ayes and 1 Nay. Motion Carries.

RESOLUTION NO. 20190318-20

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

A RESOLUTION DECLARING THE INTENT OF BENTON COUNTY, TENNESSEE TO REIMBURSE ITSELF IN AN APPROXIMATE AMOUNT OF \$500,000 FOR CERTAIN EXPENDITURES RELATING TO PURCHASE OF LAND AND BUILDINGS WITH THE PROCEEDS OF BONDS, NOTES OR OTHER DEBT OBLIGATIONS TO BE ISSUED BY BENTON COUNTY.

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, it is the intention of the Board of County Commissioners of Benton County, Tennessee (the "County") to provide funds for: (A) purchase of land, buildings, construction, renovations, improvements, and equipment, and; (B) payment of costs incident to the issuance and sale of such obligations; and

WHEREAS, it is the intention of the Board of County Commissioners of the County to pay all or a portion of the costs associated with said activities by the sale of bonds, notes or other debt obligations of the County; and

WHEREAS, it is anticipated that it will be necessary to make expenditures in payment of said costs prior to the issuance of said notes or debt obligations; and

WHEREAS, the Board of Commissioners of the County wishes to state its intentions with respect to reimbursements for said expenditures, in an approximate amount of \$500,000, in accordance with the requirements of final regulations applicable thereto promulgated by the United States Department of the Treasury.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Benton County, Tennessee, as follows:

Section 1. It is reasonably expected that the County will reimburse itself for certain expenditures, in an approximate amount of \$500,000 made by the County in connection with the activities hereinabove described. The County intends to reimburse all such expenditures by issuing its general obligation bonds, capital outlay notes or other debt obligations. The expenditures made prior to the issuance of said general obligation bonds, capital outlay notes or other debt obligations are expected to be paid from the County's General Fund and reimbursement shall be made to said fund. Debt service on the general obligation bonds, capital outlay notes or other debt obligations is expected to be paid from unlimited ad valorem taxes to be levied on all taxable property within the County.

Section 2. The maximum principal amount of notes or other debt obligations expected to be issued to finance the activities hereinabove described is \$500,000.

Section 3. This resolution shall be placed in the minutes of the Board of County Commissioners and shall be made available for inspection by the general public at the office of the County Clerk.

Section 4. It is the County's reasonable expectation that it will reimburse the original expenditures from the proceeds of notes or other debt obligations.

Section 5. This resolution constitutes a declaration of official intent under Treas. Reg. §1.150-2.

Section 6. All resolutions or parts of resolutions in conflict herewith are hereby repealed, and this resolution shall be in immediate effect from and after its adoption.

Adopted and approved this ____ day of _____, 2019.

County Mayor

CAPITAL IMPROVEMENT PLAN PROPERTY PURCHASE SUMMARY

TYPE	RESOLUTION - PROJECT #	PROJECT TYPE	PROPERTY	PRICE ESTIMATE	CASH (101)	FINANCE (est 2023*)	NOTES
PURCHASE	1	ANNEX	COURTHOUSE ANNEX (OLD BENTON CO ELECTRIC CO)	(\$168,000.00)	(\$168,000.00)	\$ 168,000.00	PAY VIA GENERAL FUND
PURCHASE	2	ANNEX	BIG SANDY CIVIC CENTER / COURTHOUSE ANNEX	(\$51,000.00)	(\$51,000.00)	\$ 51,000.00	PAY VIA GENERAL FUND
PURCHASE	3A	AG EXT/CIVIC CENTER	CFS LLC, COOK LOT, CIVIC-COMMUNITY CENTER	(\$95,000.00)		\$ 95,000.00	PAY VIA GENERAL FUND
PURCHASE	3B	EVENT PARKING	STETTNER LOT, CIVIC-COMMUNITY CENTER (1)	(\$31,000.00)		\$ 31,000.00	PAY VIA GENERAL FUND
PURCHASE	3C	FARMERS MARKET	TERRY LOT, CIVIC-COMMUNITY CENTER (1)	(\$145,000.00)		\$ 145,000.00	PAY VIA GENERAL FUND
PURCHASE	3	EVENT COMPLEX	TOTAL PRICE COST PROJECT 3			(\$271,000.00)	
EXPENSE	CUMMULATIVE	CUMMULATIVE	ESTIMATED LEGAL - SALE COST, TITLE, SURVEY, ETC	(\$10,000.00)	(\$10,000.00)	\$ 10,000.00	PAY VIA GENERAL FUND
				\$ (500,000.00)	\$ (500,000.00)	\$ 500,000.00	CASH REIMBURSED BY CIP GOB BACK TO CASH or CAPITAL RESERVE ACCOUNT
RECEIPT			ESTIMATED APPROPRIATION NEEDED	\$ 500,000.00	\$ 500,000.00	\$ (500,000.00)	CASH REIMBURSED BY CIP GOB BACK TO CASH or CAPITAL RESERVE ACCOUNT
			NET ENDING BALANCE	\$ -	\$ -	\$ -	

FOOTNOTES
1-CITY OF CAMDEN WILL PARTNER ON PROJECT 3C, REIMBURSEING BENTON COUNTY DIRECTLY OR SHARING IN PARTIAL FINANCING, OR PAYING ON COUNTY DEBT SERVICE AT COMPLETION

<u>RESOLUTION 20190318-20</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
KELEAH DYE		x			X		
NORMAN FRAZIER		X	X		X		
GARY FURR		X		X	X		
DOUG VICKERS		X			X		
SONNY HALL	X						
PHIL MELTON		X			X		
RACHELLE HILL		X			X		
BILL KEE		X			X		
ROSANNE WARD		X			X		
DARREL HICKS		X			X		
RONNIE HOPPER		X			X		
MARY POWERS		X			X		
ANGIE HERN		X			X		
DON PATTON		X			X		
DAYNA FERGUSON		X			X		
KENNETH MILLER		X				X	
ROCKY PRESSON	X						
WARD PLANT - CHAIR		X			X		

NOTARIES

Motion was made by Commissioner Hicks and seconded by Commissioner Hopper to approve MARCH 2019 Notaries. On a voice vote, all present voted AYE. Motion carries.

CHAINED CORSO

JANELLE COOK

LISA KEE

ANITA WEAVER

APRIL UTLEY

ANY OTHER BUSINESS

Motion was made by Commissioner Ferguson and seconded by Commissioner Miller to set the Insurance Committee to meet at 4:00 PM. On a roll call vote, all present voted Aye. Motion Carries.

Motion was made by Commissioner Ferguson and seconded by Commissioner Miller to sell the sheriff's dog. On a voice vote, all present voted Aye. Motion Carries.

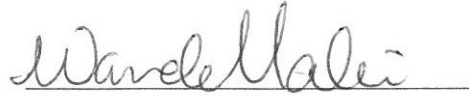
ADJOURNMENT

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

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



Brett Lashlee, County Mayor



Wanda Malin, County Clerk