

BENTON COUNTY COMMISSIONERS MEETING

APRIL 15, 2019

BE IT REMEMBERED THAT ON APRIL 15, 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 6th District Commissioner Mary Powers.

ROLL CALL BY COUNTY CLERK WANDA MALIN AND CHIEF DEPUTY CLERK DONNA MELTON

MEMBERS PRESENT: COMMISSIONERS ABSENT – ROCKY PRESSON

DIST. 4	DOUG VICKERS	SONNY HALL	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	
DIST. 3	KELEAH DYE	NORMAN FRAZIER	GARY FURR

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

Gary Masterson would like to see the county meeting agenda posted and accessible to citizens.

Ernest Vickers spoke about the Animal Control Officer position is not funded.

Mark Florence (School Superintendent) spoke about the School Voucher program. In March the Benton County Board of Education passed a resolution opposing any kind of School Voucher program. The Board of Education also is opposed to any type of public funding used for private education.

COMMISSIONERS FORUM

Commissioner Ferguson stated that she did not break the sunshine law.

Rachelle Hill stated that she was not trying to call out any commissioners or vilify anyone.

APPROVE THE PREVIOUS MONTHS MINUTES

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

APPROVAL OF THE REPORT OF PUBLIC UTILITIES

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

Mayor Brett Lashlee addressed several issues brought up in the Citizens forum. He also made the following statement :

I've heard the claim of "The Mayor is trying to Zone!" over this past weekend and nothing is further from the truth.

The basic premise of such rumor solely resides with a resident of multiple locations outside Benton County who sparsely resides on occasion in Benton County and somehow believes unless he proclaims what is right, then everyone else must be wrong!

Not ONE single item on the agenda tonight relates to anything related to ZONING – not one and if it ever did it would only be related to an industrial development requirement and have to go thru multiple public meetings at that. The county has no interest in zoning and it is something I personally am opposed as I stood in this room a while back and resisted the Flood Plain adoption zoning proposal for, I believed it to have a negative impact for the citizens of the county.

Still this unnamed individual and sparse part-time resident of our county still believes in purposely creating rumor and public panic for his own ego and personal motives to keep this county in the past. Well I ran against our past behaviors as a government to move our county forward!

Citizens of Benton County we have a grave litter, waste, blight, and illegal dumping problem in our county and if you don't believe me then I guess you don't get out of the house much and drive around the county. I have been very public in my desire and efforts to address this grave problem. It has absolutely nothing to do with Zoning, but rather simply enforcing laws granted to us from the State of Tennessee. There are over 6 sections of the Tennessee Code Annotated that allows us this privilege:

TCA's 5, 6, 13, 39, 55 and 68.

NO ZONING is needed; we just enforce the laws already at our disposal. I think I've heard the same thing said when it comes to our immigration issues we see in the news. If you're not breaking any law already in existence then you have nothing to worry about.

To sit and say "I can do what I want anyway I want" when it comes to creating an illegal dump and trash heaps with no regards to the health and environmental hazards to potential citizens is, I believe careless and wrong. I am astonished that these same folks will complain about EWS or Waste Management and their threat to our citizens, yet ignore their own trash heaps and dumps. Now if you are not creating a dumpsite of trash and waste and who knows what, then you really don't have any worries do you? I cannot ignore the illegal dumping issue we have in this county and I hope we all would like to begin moving forward in cleaning such up.

So, to the unnamed individuals who desires to constantly create division and public panic thru false claims, innuendo, gossip and rumor and who often times professes judgement upon those who disagree I would suggest the Bible has over 32 verses related to purposely spreading hearsay and gossip and one such verse is this Bible verse quoted from (Ironically) The Book of James, chapter 1, verse 26 (especially since it is Easter weekend coming up):

Those who consider themselves religious and yet do not keep a tight rein on their tongues deceive themselves, and their religion is worthless.

NATIONAL CHILDREN’S MENTAL HEALTH AWARENESS DAY

National Children’s Mental Health Awareness Day Proclamation

WHEREAS, Addressing the complex mental health needs of children, youth, young adults, and families today is fundamental of Benton County; and

WHEREAS, The need for comprehensive, coordinated mental health services for children, youth, young adults, and families places upon our community a critical responsibility; and

WHEREAS, It is appropriate that a day should be set apart each year for the direction of our thoughts toward our children’s mental health and well-being;

WHEREAS, Tennessee Voices for Children, through its unique approach to serving children and adolescents, is effectively caring for the mental health needs of children, youth, young adults, and families in our community;

NOW, THEREFORE, BE IT RESOLVED that I, Mayor Brett Lashlee of Benton County, do hereby proclaim May 6, 2019 as Children’s Mental Health Awareness Day in the area of Benton County, Tennessee and urge our citizens and all agencies and organizations interested in meeting every child’s mental health needs to unite on that day in the observance of such exercises as will acquaint the people of the area of the City/County of Benton County with the fundamental necessity of a year-round program for children, youth, and young adults with mental health needs and their families.

MARK FLORENCE AND KAREN HUDSON – student presentation

RESOLUTIONS

Motion was made by Commissioner Frazier and seconded by Commissioner Miller to approve **RESOLUTION 20190415-01**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-01

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: NONE

WHEREAS, the Benton County Beer Board has recent vacancies that will need to be filled; and

WHEREAS, it is the Chairman’s recommendation to appoint the following to the Beer Board for 3 year terms set to expire on April 15, 2022:

- **Tracy Hightower**
- **Sonny Hall**
- **Gary Furr**
- **Tripp Palin**
- **Mike Nunnery**

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of April 2019 that those listed above be appointed to the Benton County Beer Board for a 3 year term set to expire on April 15, 2022.

Motion was made by Commissioner Ferguson and seconded by Commissioner Furr to approve **RESOLUTION 20190415-02.** On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-02
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: NONE

WHEREAS, the Benton County Joint Economic Development Board has recent vacancies that will need to be filled; and

WHEREAS, it is the Chairman's recommendation to appoint the following to the Joint Economic Development board for 3 year terms set to expire on April 15, 2022:

- **Jeff Belisle**
- **Linda Zanaty**
- **Kathy Hooten**

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of April 2019 that those listed above be appointed to the Joint Economic Development Board for a 3 year term set to expire on April 15, 2022.

Motion was made by Commissioner Ferguson and seconded by Commissioner Frazier to approve **RESOLUTION 20190415-03.** On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-03
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: PROPERTY COMMITTEE

WHEREAS, Benton County is in need of a TOSHA Safety Officer; and

WHEREAS, it is the mayors recommendation that Greg Phifer, County Maintenance be appointed to fill this position; and

WHEREAS, the county safety office receives a quarterly payment in the amount of \$250.00 for the job; and

WHEREAS, Greg Phifer would be appointed as the Benton County Safety Officer beginning April 15, 2019 and until further notice.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of April 2019 that county employee, Greg Phifer, assume the role as the Benton County Safety Office in order to keep the county TOSHA compliant for an additional pay of \$250.00 per quarter beginning April 15, 2019 and until further notice.

Motion was made by Commissioner Ferguson and seconded by Commissioner Hern to approve **RESOLUTION 20190415-04.** On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-04
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
RESOLUTION FOR THE BENTON COUNTY BOARD OF EDUCATION
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

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

THEREFORE, Be it resolved by the Benton County Board of Education to approve the following changes within the 2018-2019 budget as follows;

INCREASE REVENUE		
46290	OTHER PUBLIC SAFETY GRANTS	\$6,750.00
INCREASE EXPENDITURES		
72620.499	OTHER SUPPLIES & MATERIALS	\$6,750.00

Motion was made by Commissioner Ferguson and seconded by Commissioner Miller to approve **RESOLUTION 20190415-05**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-05

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

RESOLUTION FOR THE BENTON COUNTY BOARD OF EDUCATION

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 Education to approve the following changes within the 2018-2019 budget as follows:

<u>INCREASE REVENUES</u>		
47590.720	READ TO BE READY SUMMER GRANT	\$36,269.47
<u>INCREASE EXPENDITURES</u>		
71100.116	TEACHERS	\$18,000.00
71100.198	SUBSTITUTE TEACHERS	\$ 648.00
71100.201	SOCIAL SECURITY	\$ 1,116.00
71100.204	STATE RETIREMENT	\$ 1,882.80
71100.212	MEDICARE	\$ 261.00
71100.429	INSTRUCTIONAL SUPPLIES	\$ 9,587.17
71100.599	OTHER CHARGES	\$ 500.00
72130.499	OTHER SUPPLIES & MATERIALS	\$ 600.00
72210.524	IN-SERVICE	\$ 474.50
72710.315	CONTRACTS W/VEHICLE OWNERS	\$ 3,200.00
		\$36,269.47

Motion was made by Commissioner Patton and seconded by Commissioner Hall to approve **RESOLUTION 20190415-06**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-06

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 \$1,289 in donations, sale of materials and adoption fees during the month of March; and

WHEREAS, it will be necessary to budget the said funds in the total amount of \$1,289 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 15th Day of April 2019 that the funds in the amount of \$1,289 collected by the Benton County Animal Shelter throughout the month of March be budgeted as the following:

<u>INCREASE REVENUES:</u>		
101.41130	ANIMAL VACCINATIONS	\$740.00
101.48610	DONATIONS	\$549.00
		\$1,289.00
<u>INCREASE EXPENDITURES:</u>		
101.55120.357	VETERINARY SERVICES	\$1,289.00
		\$1,289.00

Motion was made by Commissioner Ferguson and seconded by Commissioner Hall to approve **RESOLUTION 20190415-07**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-07

SPONSORED BY THE BENTON COUNTY SHERIFF KENNY CHRISTOPHER

LEGISLATIVE REFERENCE: BUDGET COMMITTEE & LAW ENFORCEMENT COMMITTEE

WHEREAS, the Benton County Sheriff's Office has received funds in the amount of \$ 8,123.48 for revenues for the month of March, 2019; and

WHEREAS, it will be necessary to budget said funds in the amount of \$ 8,123.48 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 15th day of April 2019 that the funds in the amount of \$ 8,123.48 received by the Benton County Sheriff's Office for, revenues for the month of March, 2019 be budgeted as follows:

DECREASE REVENUES:

101.43370	TELEPHONE COMMISSIONS	\$ 2,493.57
101.43395	SEX OFFENDER REGISTRATION FEE	\$ 1,350.00
101.44131	COMMISSARY SALES	\$ 1,318.89
101.44170	MISCELLANEOUS REFUNDS	\$ 798.52
101.44540	SALE OF PROPERTY	\$ 569.00
101.45590	CHILD SUPPORT FEES	\$ 742.50
122.44540	SALE OF PROPERTY	\$ 851.00

\$ 8,123.48

INCREASE EXPENDITURES:

101.54110.317	DATA PROCESSING SERVICES	\$ 1,442.50
101.54110.411	DATA PROCESSING SUPPLIES	\$ 569.00
101.54210.422	FOOD SUPPLIES	\$ 3,812.46
101.54210.507	MEDICAL CLAIMS	\$ 98.52

101.54160.599	OTHER CHARGES	\$ 1,350.00
122.54150.429	INSTRUCTIONAL SUPPLIES	\$ 201.00
122.54150.599	OTHER CHARGES	\$ 650.00

\$ 8,123.48

Motion was made by Commissioner Ferguson and seconded by Commissioner Hall to approve **RESOLUTION 20190415-08.** On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-08
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Library has received funds in the amount of \$1,098.14 for fines, copies, faxes, reimbursements collected throughout the month of March 2019; and

WHEREAS, it will be necessary to budget the said funds in the amount of \$1,098.14 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 15th day of April 2019 that the funds in the amount of \$1,098.14 received by the Benton County Library for fines, copies, faxes and reimbursements received for the month of March 2019 be budgeted as the following:

<u>INCREASED REVENUES:</u>		
101.43350	GENERAL SERVICE CHARGES/COPY FEES	\$ 377.50
101.43360	GENERAL SERVICE CHARGES/LIBRARY FEES	\$ 432.85
101.44170	OTHER LOCAL REVENUE/MISC. REFUNDS	\$ 287.99
		\$ 1,098.34
<u>INCREASED EXPENDITURES</u>		
101.56500.711	FURNITURE AND FIXTURES	\$ 1,098.14
		\$ 1,098.34

Motion was made by Commissioner Ferguson and seconded by Commissioner Hall to approve **RESOLUTION 20190415-09.** On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-09
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, Benton County receives a reimbursement from the State of Tennessee for ROI fees (\$25.00 per death) from the medical investigator(s) submitting reports on all deaths; and

WHEREAS, Benton County received a reimbursement in ROI fees in the amount of \$375.00 for the death records that were submitted; and

WHEREAS, it will be necessary to budget the funds in the amount of \$375.00 within the county coroner/medical examiner budget to help reimburse their out-of-pocket expenses.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of April 2019 that the funds in the amount of \$375.00 received from the State of Tennessee for reimbursed ROI fees be budgeted within the county coroner/medical examiner budget as the following:

<u>INCREASE REVENUES:</u>		
101.46990	OTHER STATE REVENUES	\$375.00
		\$375.00
<u>INCREASE EXPENDITURES:</u>		
101.54610.199	OTHER PER-DIEM & FEES	\$300.00
101.54610.201	SOCIAL SECURITY	\$ 40.00
101.54610.212	MEDICARE	\$ 15.00
101.54610.210	UNEMPLOYMENT	\$ 20.00
		\$375.00

Motion was made by Commissioner Ferguson and seconded by Commissioner Patton to approve **RESOLUTION 20190415-10**. On a voice vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-10

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Register of Deeds received a reimbursement from Howard D. Happy Company in the amount of \$797.85; and

WHEREAS, it is necessary to budget the reimbursement funds back into the Register of Deeds budget.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of April 2019 that the funds in the amount of \$797.85 reimbursed to the Register of Deeds from Howard D. Happy Company be budgeted as the following:

<u>INCREASE REVENUES:</u>		
101.44170	MISC. REFUNDS	\$797.85
		<hr/>
		\$797.85
<u>INCREASE EXPENDITURES</u>		
101.51600.499	REGISTER OF DEEDS OTHER SUPPLIES & MATERIALS	\$797.85
		<hr/>
		\$797.85

Motion was made by Commissioner Ferguson and seconded by Commissioner Hall to approve **RESOLUTION 20190415-11**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-11

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Veterans budget is lacking the expenditure line item 210 Unemployment; and

WHEREAS, this oversight needs to be corrected by transferring funds in the amount of \$199.00 within the Veteran's Service Officer's budget.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of April 2019 that the funds in the amount of \$199.00 be transferred within the Veterans Service Officer's budget as the following:

DECREASE EXPENDITURES		
101.58300.709	DATA PROCESSING EQUIPMENT	\$199.00
		<hr/>
		\$199.00
INCREASE EXPENDITURES		
101.58300.210	VETERANS SERVICE OFFICER UNEMPLOYMENT	\$199.00
		<hr/>
		\$199.00

Motion was made by Commissioner Ferguson and seconded by Commissioner Patton to approve **RESOLUTION 20190415-12**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-12

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

RESOLUTION FOR THE BENTON COUNTY BOARD OF EDUCATION

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 Education to approve the following changes within the 2018-2019 budget as follows:

INCREASE		
72210.524	IN SERVICE	\$ 389.39
71100.429	INSTRUCTIONAL SUPPLIES	\$1,230.61
<hr/>		\$1,620.00
DECREASE		
71100.198	SUBSTITUTE TEACHERS	\$1,620.00

Motion was made by Commissioner Ferguson and seconded by Commissioner Hall to approve **RESOLUTION 20190415-13**. On a roll call vote, 16 Ayes and 1 Nays. Motion Fails.

RESOLUTION NO. 20190415-13

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Health Department custodial line item has insufficient funds in order to finish out the fiscal year payroll; and

WHEREAS, it will be necessary to appropriate the funds in the amount of \$340.00 from the Unassigned Fund Balance within the County General Fund and budget within the Health Department budget to finish out the custodial payroll 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 15th Day of April 2019 that the funds in the amount of \$340.00 be appropriated from the Unassigned Fund Balance within the County General Fund and budget as the following:

INCREASE EXPENDITURES

101.55110.166	LOCAL HEALTH CENTER CUSTODIAL	\$300
101.55110.201	LOCAL HEALTH CENTER SOCIAL SECURITY	\$ 20.00
101.55110.210	LOCAL HEALTH CENTER UNEMPLOYMENT	\$ 13.00
101.55110.212	LOCAL HEALTH CENTER MEDICARE	\$ 7.00
<hr/>		\$340.00

RESOLUTION 20190415-13							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
DOUG VICKERS		X			X		
SONNY HALL		X		X	X		
PHIL MELTON		X			X		
RACHELLE HILL		X			X		
BILL KEE		X			X		
ROSANNE WARD		X			X		
DARRELL 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						
KELEAH DYE		X			X		
NORMAN FRAZIER		X			X		
GARY FURR		X			X		
WARD PLANT - CHAIR		X			X		

Motion was made by Commissioner Ferguson and seconded by Commissioner Hall to approve **RESOLUTION 20190415-14**. On a roll call vote, 14 Ayes and 2 Nays. Motion Carries.

RESOLUTION NO. 20190415-14
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Waste Tire Shed has insufficient funds in order to finish out the fiscal year utilities; and

WHEREAS, it will be necessary to appropriate the funds in the amount of \$425.00 from the Unassigned Fund Balance within the County General Fund and budget within the appropriate expenditure account.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of April 2019 that the funds in the amount of \$425.00 be appropriated from the Unassigned Fund Balance within the County General Fund and budget within Expenditure Account No. 101.55710.452 – Solid Waste Tires Utilities.

RESOLUTION 20190415-14							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
		X			X		
DOUG VICKERS		X		X	X		
SONNY HALL		X			X		
PHIL MELTON		X			X		
RACHELLE HILL		X			X		
BILL KEE		X			X		
ROSANNE WARD		X			X		
DARRELL 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						
KELEAH DYE		X			X		
NORMAN FRAZIER		X				X	
GARY FURR		X			X		
WARD PLANT - CHAIR		X			X		

Motion was made by Commissioner Ferguson and seconded by Commissioner Hicks to approve **RESOLUTION 20190415-15**.

Motion was made by Commissioner Hern and seconded by Commissioner Vickers to amend **RESOLUTION 20190415-15** from \$1,200.00 to \$2,738.00. On a roll call vote, 15 Ayes and 2 Nays. Motion Carries.

Motion was made by Commissioner Hern and seconded by Commissioner Vickers to approve **RESOLUTION 20190415-15** as amended. On a roll call vote, 15 Ayes and 2 Nays. Motion Carries.

RESOLUTION 20190415-15 to AMEND

COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
DOUG VICKERS		X			X		
SONNY HALL		X			X		
PHIL MELTON		X			X		
RACHELLE HILL		X			X		
BILL KEE		X			X		
ROSANNE WARD		X			X		
DARRELL HICKS		X		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						
KELEAH DYE		X			X		
NORMAN FRAZIER		X			X		
GARY FURR		X			X		
WARD PLANT - CHAIR		X			X		

RESOLUTION 20190415-15 AS AMENDED							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
DOUG VICKERS		X		X	X		
SONNY HALL		X			X		
PHIL MELTON		X			X		
RACHELLE HILL		X			X		
BILL KEE		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						
KELEAH DYE		X			X		
NORMAN FRAZIER		X			X		
GARY FURR		X			X		
WARD PLANT - CHAIR		X			X		

RESOLUTION NO. 20190415-15

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the flooring in the Benton County courthouse need to be stripped and waxed; and

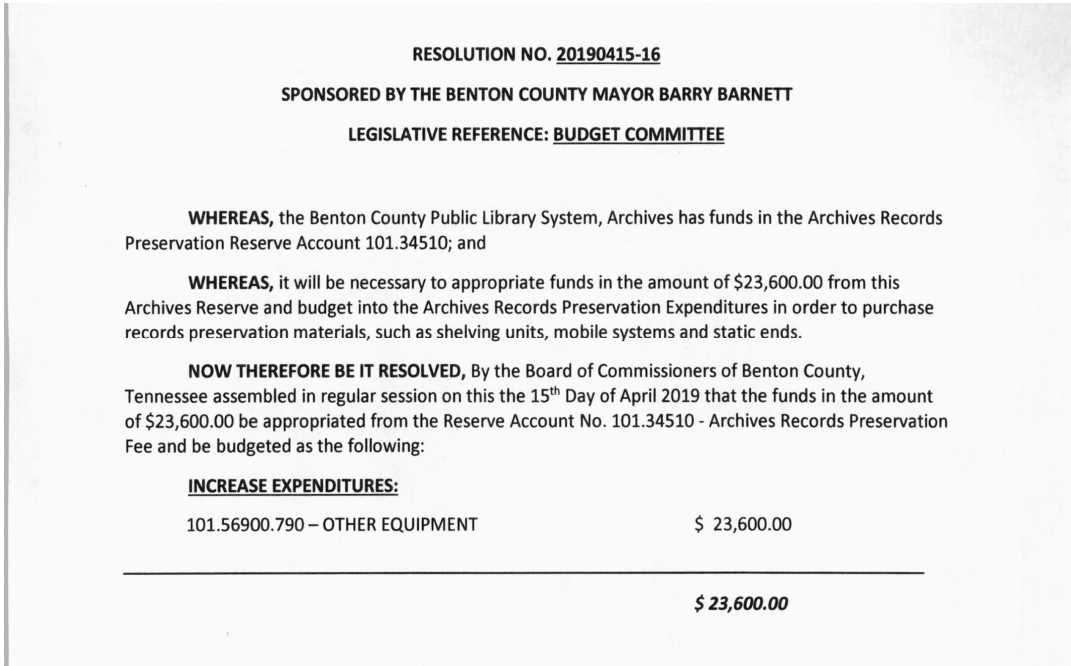
WHEREAS, it will be necessary to appropriate \$1,200 from the Unassigned Fund Balance within the County General Fund and budget to the County Building Maintenance line item in order to strip and wax the courthouse floors.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of April 2019 that the funds in the amount of \$1,200.00 be appropriated from the Unassigned Fund Balance within the County General Fund and budget within Expenditure Account No. 101.51800.399 – County Buildings Other Contracted Services.

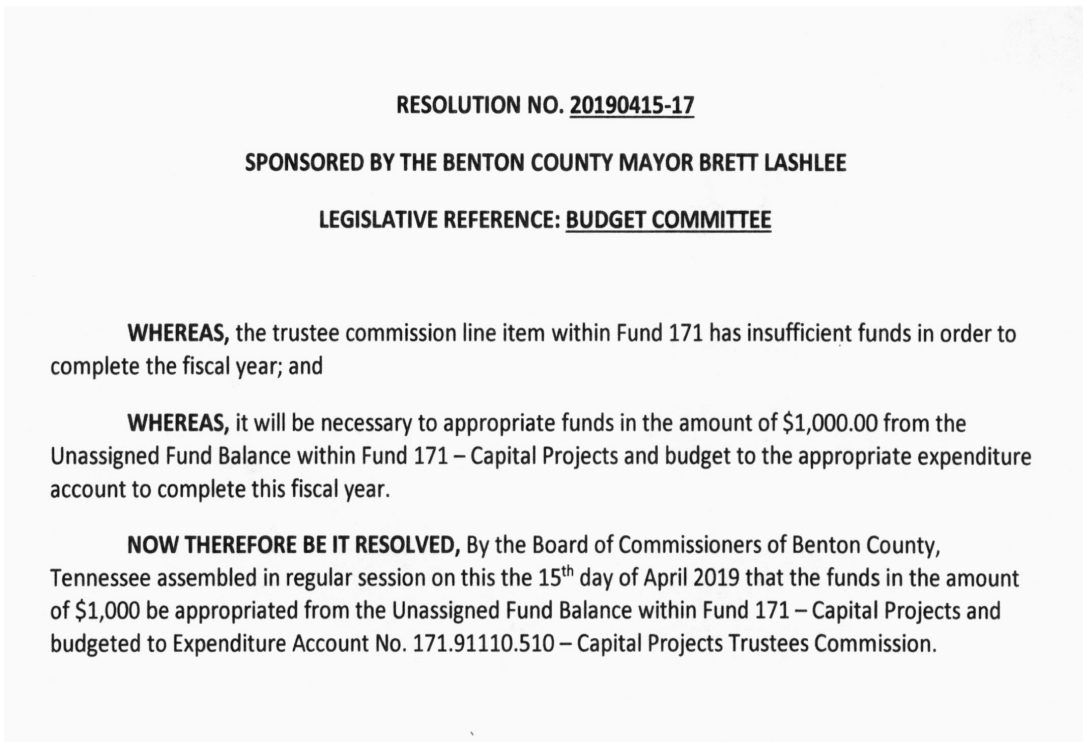
Motion was made by Commissioner Powers and seconded by Commissioner Ferguson to take a 5-minute recess.

Motion was made by Commissioner Ferguson and seconded by Commissioner Ward to approve **RESOLUTION 20190415-16**. On a roll call vote, all present voted Aye. Motion carries.

This resolution was sponsored by Mayor Brett Lashlee and not Barry Barnett.



Motion was made by Commissioner Ferguson and seconded by Commissioner Powers to approve **RESOLUTION 20190415-17**. On a roll call vote, all present voted Aye. Motion Carries.



Motion was made by Commissioner Ferguson and seconded by Commissioner Hern to approve **RESOLUTION 20190415-18**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-18
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County General Sessions Court would like to purchase the court room another computer and hard drive; and

WHEREAS, it will be necessary to appropriate funds from the courts Reserve Account 101.34520 – Reserved for Automation Purposes General Sessions Court in order to purchase this computer and hard drive.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th day of April 2019 that the funds in the amount of \$1,200 be appropriated from the courts Reserve Account 101.34520 – Reserved for Automation Purposes General Sessions Court and budgeted to the Expenditure Account No. 101.53310.709 – General Sessions Data Processing Equipment.

Motion was made by Commissioner Patton and seconded by Commissioner Hopper to approve **RESOLUTION 20190415-19**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415- 19
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Courtroom Security Officer will be attending a courtroom security training the first week of May in Franklin; and

WHEREAS, it is necessary to appropriate the funds in the amount of \$900.00 from the Courtroom Security Reserve Account and budget within the General Session budget.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of April 2019 that funds in the amount of \$900.00 be appropriated from 101.34520 – Reserve for Courtroom Security and budget as the following:

INCREASE EXPENDITURES

101.53310.196	GENERAL SESSION IN-SERVICE TRAINING	\$275.00
101.53310.355	GENERAL SESSIONS TRAVEL	\$625.00
<hr/>		
		\$900.00

Motion was made by Commissioner Patton and seconded by Commissioner Hern to approve **RESOLUTION 20190415-20**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-20

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: BUDGET COMMITTEE & PROPERTY COMMITTEE

WHEREAS, the courthouse has finally received the improvements necessary to the CAT 5 & CAT 6 cabling throughout the entire building; and

WHEREAS, it is now necessary to move forward with upgrading the courthouse phone system; and

WHEREAS, this will require an appropriation in the amount of \$9,000 from the Litigation Tax Reserve in order to move forward with this upgrade/improvement.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of April 2019 that funds in the amount of \$9,000 be appropriated from 101.34525 – Jail, Workhouse, or Courthouse Litigation Tax Reserve and budget to 101.51800.707 – Building Improvements in order to revamp the entire courthouse phone system making them operable and efficient.

NOTARIES

THERE WERE NO NOTARYS FOR APRIL 2019.

ANY OTHER BUSINESS

Motion was made by Commissioner Ferguson and seconded by Commissioner Hern to approve **RESOLUTION 20190415-21**. On a roll call vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20190415-21

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: NONE

WHEREAS, the county safety officer budget has all funds available only in a payroll line item, 54510.199 – Other Per Diem & Fees; and

WHEREAS, it will be necessary to transfer funds in the amount of \$179.00 from line item 101.54510.199 into 101.54510.196 – In-Service Training in order to pay for the OSHA Safety Training Course.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of April 2019 that funds in the amount of \$179.00 be transferred from 101.54510.199 – Other Per Diem & Fees and into 101.54510.196 – In-Service Training to pay for the OSHA Safety Training Course for our new county safety officer.

Motion was made by Commissioner Patton and seconded by Commissioner Hern to approve **RESOLUTION 20190415-22**. On a roll call vote, 14 Ayes and 3 Pass. Motion Carries.

RESOLUTION NO. 20190415-22

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE

LEGISLATIVE REFERENCE: NONE

WHEREAS, in previous action by the legislative body Resolution 0617-04 creating the county credit card policy June 17, 2013 was adopted; and

WHEREAS, this policy is six years old, outdated and in need of revisions due to the increase of technology, online purchasing and county training; and

WHEREAS, it is the recommendation of the county mayor to create a new Benton County Credit Card Policy that reads:

- The county credit card may be used only for online and telephone purchases
- The maximum limit shall be:
 - \$1,000 for General Purchases
 - \$1,000 for Travel Related Purchases
 - \$1,000 for Training Related Purchases
- Only Department Heads and/or Designee shall be allowed to use the credit card
- The credit card will remain in the lock box in the County Mayor's Office
- A log book shall be kept in the County Mayor's Office where the card will have to be signed in and out when used.
- All purchases shall be approved by the County Mayor
- A Purchase Order must be obtained prior to each online purchase.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of April 2019 that the above be adopted as the Benton County Credit Card Policy and effective immediately.

<u>RESOLUTION 20190415-22</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
DOUG VICKERS		X			X		
SONNY HALL		X					X
PHIL MELTON		X					X
RACHELLE HILL		X			X		
BILL KEE		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		X		
DAYNA FERGUSON		X			X		
KENNETH MILLER		X			X		
ROCKY PRESSON	X						
KELEAH DYE		X			X		
NORMAN FRAZIER		X			X		
GARY FURR		X			X		
WARD PLANT - CHAIR		X			X		

Motion was made by Commissioner Ferguson and seconded by Commissioner Patton to approve **RESOLUTION 20190415-23**. On a roll call vote, 11 Nays, 3 Nays and 3 Passes. Motion Fails.

RESOLUTION NO. 20190415-23
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: NONE

WHEREAS, in previous action by the legislative body Resolution 0515-04 amending the county travel policy was approved and adopted; and

WHEREAS, the Benton County Travel Policy needs to be amended and revised to address the proper payment procedure for lodging when traveling and attending training; and

WHEREAS, it is the recommendation of the county mayor to amend and revise the verbiage of the Benton County Travel Policy to read:

- Payment for training, lodging and/or hotel stays are not to be paid until your check-in/arrival date, unless mandatory and required by vendor to establish reservation or secure slot. Typically the vendors do not charge for the stay until check-in/arrival.
- Travel dates and payments must be within the same fiscal year; you cannot pay for a reservation in one fiscal year and the travel for the actual event not take place until the next fiscal year.
- When booking hotel/lodging make sure to ask and confirm with the facility that no charges will apply until check-in or upon your arrival; if they cannot work in conjunction with county government and our policies then you must find lodging elsewhere.
- For an employee to be reimbursed for any out-of-pocket expenses they must submit a travel mileage sheet, which can be obtained from the County Mayor's Office, and must have it signed off on by their department head.
- Employees must submit any/all receipts including hotels and meals with their travel sheet.
- Travel expenses such as mileage and meals will be reimbursed even if the work related trip does not require an overnight stay.
- If the work related trip is for the state of Tennessee their rates will apply for the reimbursement of that employee unless otherwise approved by the county mayor.
- Reimbursement Rates per Benton County are as follows:
 - Hotel Rooms Not to exceed \$250/night (Base Rate without Tax)
 - Breakfast Not to exceed \$20.00
 - Lunch Not to exceed \$30.00
 - Supper Not to exceed \$40.00
 - Mileage The County will reimburse the same mileage rate as the State of Tennessee at the time of travel.

<u>RESOLUTION 20190415-23</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
DOUG VICKERS		X			X		
SONNY HALL		X					X
PHIL MELTON		X					X
RACHELLE HILL		X			X		
BILL KEE		X					X
ROSANNE WARD		X			X		
DARRELL 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						
KELEAH DYE		X			X		
NORMAN FRAZIER		X				X	
GARY FURR		X				X	
WARD PLANT - CHAIR		X			X		

ADJOURNMENT

Motion was made by Commissioner Ferguson 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 APRIL 15, 2019 BENTON COUNTY COMMISSION MEETING.



Brett Lashlee, County Mayor



Wanda Malin, County Clerk