

BENTON COUNTY COMMISSIONERS MEETING

OCTOBER 19, 2020

BE IT REMEMBERED THAT ON OCTOBER 19, 2020, 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 Commissioner Mike Nunnery and Pledge of Allegiance was led by Commissioner Darrell Hicks.

ROLL CALL BY COUNTY CLERK WANDA MALIN

<u>MEMBERS PRESENT:</u>	COMMISSIONERS ABSENT:	SONNY HALL, ROCKY PRESSON
DIST. 4	PHIL MELTON	DWAYNE FOWLER
DIST. 5 RACHELLE HILL (VIDEO)	MIKE NUNNERY	ROSANNE WARD
DIST. 6 DARRELL HICKS	RONNIE HOPPER (VIDEO)	MARY POWERS (VIDEO)
DIST. 1 ANGIE HERN (VIDEO)	DON PATTON	WARD PLANT (VIDEO)
DIST. 2 DAYNA FERGUSON	KENNETH MILLER	
DIST. 3 KELEAH DYE (VIDEO)	NORMAN FRAZIER	GARY FURR (VIDEO IN AT 6:19)

AGENDA

ANNOUNCING OF QUORUM BY: COUNTY CLERK WANDA MALIN

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 County Clerk, Wanda Malin
5. Approval of Agenda
6. Citizens Forum
7. Commissioners Forum
8. County Mayor, Attorney, Finance Advisor, Invited Guest Speaker Forum, or Proclamations
9. Approval of Minutes
10. Report of Public Utilities

11. Resolution approving the application for the 2020-21 Multimodal Access Grant (20201019-01) (VV)
12. Resolution adopting a new county telecommuting policy required by the state comptroller's office (20201019-02) (VV)
13. Resolution to re-appoint Ward Plant to the Board of Public Utilities for a four year term set to expire September 30, 2024 (20201019-03) (VV)
14. Resolution transferring funds in the amount of \$30,000 within Fund 172 Community Development (20201019-04) (VV)
15. Resolution to approve the county requesting to transfer funds in the amount of \$60,000 from the Debt Service Fund into Capital Projects from the Comptroller's Office (20201019-05) (RCV)
16. Resolution budgeting funds in the amount of \$5,000 received from Chemours as a donation for medical supplies within the schools budget (20201019-06) (VV)
17. Resolution budgeting funds within the schools budget in the amount of \$9,288.64 received from insurance recovery for damage to the Big Sandy School fire alarm system (20201019-07) (VV)
18. Resolution budgeting funds in the amount of \$16,000 within the schools budget received from Federal Projects to help pay for a portion of the Edmentum Coursework Package (20201019-08) (VV)
19. Resolution budgeting funds in the amount of \$55,700.00 within the schools budget received from the Transition School to Work Grant (20201019-09) (VV)
20. Resolution budgeting funds received in the amount of \$2,500 from Waste Management for their annual contribution to the County Code Red Weather Alert System (20201019-10) (VV)
21. Resolution budgeting funds received in the amount of \$500.00 within the sheriff's department budget (20201019-11) (VV)
22. Resolution budgeting funds received from the Governor's Grant in the amount of \$158,886.00 (20201019-12) (VV)
23. Resolution budgeting funds received in the amount of \$4,250.00 from the City of Camden for the quarterly contribution allocation within the library budget (20201019-13) (VV)
24. Resolution budgeting funds in the amount of \$93,184.00 received from the state of Tennessee Mental Health Transport Grant (20201019-14) (VV)
25. Resolution budgeting funds in the amount of \$1,248.07 within the highway department budget (20201019-15) (VV)
26. Resolution transferring funds in the amount of \$20,000 within the capital projects fund (20201019-16) (RCV)
27. Resolution transferring funds in the amount of \$10,000 from County Buildings Budget into Emergency Management budget (20201019-17) (RCV)
28. Resolution to appropriate funds in the amount of \$3,300.00 from the Archives Reserve account in order to purchase archive supplies & materials (20201019-18) (RCV)
29. Resolution to appropriate funds in the amount of \$50,000 from the Unassigned Fund Balance within the Highway Department Budget (20201019-19) (RCV)
30. Resolution to appropriate funds in the amount of \$900.00 from the Unassigned Fund Balance within the County General Fund (20201019-20) (RCV)
31. Appointing Notaries
32. Any Other Business
33. Adjourn

APPROVAL OF THE AGENDA

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

CITIZENS FORUM

COMMISSIONERS FORUM

Commissioner Hill spoke about the workhouse program and the steps necessary to get it up and going. She said maybe a planning committee could be formed.

Sheriff Christopher spoke about purchasing the land next to the jail. The sheriff said that two other buyers are interested in the property and if the county is interested, we should act quickly.

The asking price was \$100,000 but the seller come down to \$55,000 and no appraisal has been done at this time.

Mayor Lashlee said the price would be negotiated more before a purchase is made and does not want to get in a hurry on this. He said coming up with the money will require selling some other land, etc.

Commissioner Furr logged in at 6:19 via video.

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

Mayor Lashlee welcomed Judge Summers to the meeting.

Mayor Lashlee said he is all for the Workhouse Project but that Commissioner Hill does not need to be on the Committee for the Project.

Mayor Lashlee said we are preparing for a Multimodal Access Grant which is designed to assist communities in their efforts to enhance transportation concerns.

Mayor Lashlee and City of Big Sandy Mayor are collaborating on a Park Grant to enhance the Big Sandy area.

APPROVAL OF MINUTES

Motion was made by Commissioner Ferguson and seconded by Commissioner Hicks to approve AUGUST 2020 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.

RESOLUTIONS

Motion was made by Commissioner Hicks and seconded by Commissioner Ferguson to approve **RESOLUTION 2021019-01**. On a **VOICE VOTE**, all present voted Aye. Motion Carries.

RESOLUTION 20201019-01
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
BENTON COUNTY, TN
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Tennessee Department of Transportation has responsibility for the administration of the Tennessee Department of Transportation-Multimodal Access Grant which is designed to assist communities in their efforts to enhance transportation concerns.

WHEREAS, the Benton County, acting by and through its County Commission proposes to apply for Multimodal funds for the purpose of performing eligible transportation activities that will benefit the majority of the residents of Benton County, to include Holladay and Big Sandy areas.

WHEREAS, Benton County will provide local financial support in conjunction with the Multimodal funds to complete the project, and,

WHEREAS, Benton County, as a recipient is required to designate and appoint a Financial Officer to perform certain duties in the administration of said grant.

NOW, THEREFORE, BE IT RESOLVED by the County Commission of Benton County as follows:

THAT, Brett Lashlee is hereby authorized to execute and submit an application with appropriate assurances to the State of Tennessee, Department of Transportation, requesting Fiscal Year 2020-2021 Multimodal funds for the 2020-21 Benton County Multimodal Access Grant.

THAT, Benton County will be responsible for the local cash/match toward the project to be provide in full by the general account; and

THAT, Brett Lashlee be and is hereby designated and appointed as Financial Officer and to perform on behalf of Benton County, Tennessee, those acts and assume such duties as are consistent with said position.


Brett Lashlee, County Mayor


Wanda Malin, County Clerk

Motion was made by Commissioner Hicks and seconded by Commissioner Ferguson to approve **RESOLUTION 20201019-02**. On a **VOICE VOTE**, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-02
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, due to the COVID-19 outbreak, the State of Tennessee Comptroller's Office is now requiring counties to plan for remote working and to adopt a telecommuting policy; and

WHEREAS, the Comptroller's Office will require the Telecommuting Policy to be provided and apart of the FY 2020-2021 audit process; and

WHEREAS, it will be necessary for Benton County to adopt and implement the attached Telecommuting Policy.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of October 2020 that the attached Telecommuting Policy be adopted for Benton County in order to address teleworking capabilities and department closures.


Brett Lashlee, County Mayor


Wanda Malin, County Clerk

RESOLUTION 20201019-03. PULLED BY MAYOR LASHLEE

RESOLUTION NO. 20201019-03
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: NONE

WHEREAS, there is an expiration of a member's term on the Benton County Board of Public Utilities; and

WHEREAS, it is the recommendation of the County Mayor to re-appoint Ward Plant to the Board of Public Utilities for a four (4) year term, effective October 1, 2020 set to expire on September 30, 2024.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of October 2020 that Ward Plant be re-appointed to the Board of Public Utilities for a four (4) year term effective October 1, 2020 and set to expire on September 30, 2024.

Motion was made by Commissioner Hicks and seconded by Commissioner Ferguson to approve **RESOLUTION 20201019-04**. On a ROLL CALL VOTE, 15 AYES and 1 PASS. Motion Carries.

DISCUSSION: Commissioner Frazier wants to go on record that he is in a difficult place on this resolution. There are several other projects that may need the funds before this.

RESOLUTION NO. 20201019-04
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Mayor and the City of Big Sandy Mayor have been collaborating on a park grant to help improve and enhance the Big Sandy area; and
WHEREAS, Big Sandy needs financial assistance with this grant project and has requested Benton County provide them with the \$30,000 needed for the grant match; and
WHEREAS, it is the recommendation of the Benton County Mayor to provide the City of Big Sandy with the financial support they need in the amount of \$30,000 in order for them to proceed with the parks grant and the future improvements/enhancements in the Big Sandy area; and
WHEREAS, the Benton County Mayor will use funds already budgeted from the timber sale at the industrial park to provide the City of Big Sandy this contribution; and
WHEREAS, the mayor would simply like to pass this resolution stating that the full legislative body of Benton County Board of Commissioners supports this action of assisting and supporting our municipalities in their goals for future growth and enhancements throughout the county; and
WHEREAS, the said funds in the amount of \$30,000.00 will need to be transferred from 172.91110.724 – Community Development/Site Development into Expenditure Account No. 172.91110.316 – Community Development/Contributions.
NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of October 2020 that the full legislative body approves and supports the financial assistance being provided to the City of Big Sandy in the amount of \$30,000.00 for the park grant and future improvements/enhancements to the Big Sandy area.

<u>RESOLUTION 20201019-04</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
SONNY HALL	X						
PHIL MELTON		X			X		
DWAYNE FOWLER		X					X
RACHELLE HILL (VIDEO)		X			X		
MIKE NUNNERY		X			X		
ROSANNE WARD CHAIR		X			X		
DARRELL HICKS		X	X		X		
RONNIE HOPPER (VIDEO)		X			X		
MARY POWERS (VIDEO)		X			X		
ANGIE HERN (VIDEO)		X			X		
DON PATTON		X			X		
WARD PLANT (VIDEO)		X			X		
DAYNA FERGUSON		X		X	X		
KENNETH MILLER		X			X		
ROCKY PRESSON	X						
KELEAH DYE (VIDEO)		X			X		
NORMAN FRAZIER		X			X		
GARY FURR (VIDEO)		X			X		


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Patton to approve **RESOLUTION 20201019-05**. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-05
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Sheriff's Department has two capital projects budgeted for this 2020-2021 fiscal year: the upgraded security camera system and the expansion/upgrade to the prisoner's sally port; and

WHEREAS, after receiving bids and/or estimates for both projects to be completed, the county is short approximately \$60,000.00 from being able to complete both of the two capital projects; and

WHEREAS, it is the recommendation of the County Mayor to have our County Financial Advisor, Lori Brasher, contact the State Comptroller's Office on the county's behalf in order to request a transfer of funds in the amount of \$60,000.00 from Fund 151 – Debt Service into Fund 171 – Capital Projects; 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 October 2020 that when the approval is received to make the necessary transfer, the said funds in the amount of \$60,000.00 will be budgeted as the following:

DECREASE REVENUES:

151.39000	DEBT SERVICE UNASSIGNED BALANCE	\$60,000.00	
			\$60,000.00

INCREASE EXPENDITURES:

151.99100	DEBT SERVICE TRANSFERS-OUT	\$60,000.00	
			\$60,000.00

INCREASE REVENUES:

171.49800	CAPITAL PROJECTS TRANSFERS-IN	\$60,000.00	
			\$60,000.00

INCREASE EXPENDITURES:

171.91110.707	CAPITAL PROJECTS BUILDING IMPROVEMENTS	\$60,000.00	
			\$60,000.00


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Patton to approve **RESOLUTION 20201019-06**. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-06
SPONSORED BY THE BENTON COUNTY DIRECTOR OF SCHOOLS MARK FLORENCE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS: Chemours donated funds to purchase medical supplies for the Nurses;

THEREFORE: Be it resolved by the Benton County Board of Commissioners to approve the following changes within the 2020-21 budget as follows;

44570	Contributions & Gifts	\$ 5,000.00	<u>INCREASE</u>
72120 499	Other Supplies & Materials	\$ 5,000.00	


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Patton to approve **RESOLUTION 20201019-07**. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-07
SPONSORED BY THE BENTON COUNTY DIRECTOR OF SCHOOLS MARK FLORENCE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE & PROPERTY COMMITTEE

WHEREAS: Lightning struck the fire alarm system at Big Sandy School and the insurance company has paid for the damages;

THEREFORE: Be it resolved by the Benton County Board of Commissioners to approve the following changes within the 2020-21 budget as follows;

			<u>INCREASE</u>
49700	Insurance Recovery	\$ 9,288.64	
72620 336	Maintenance & Repair – Equipment	\$ 9,288.64	


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Patton to approve **RESOLUTION 20201019-08**. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-08
SPONSORED BY THE BENTON COUNTY DIRECTOR OF SCHOOLS MARK FLORENCE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS: Federal Projects is paying for a portion of the Edmentum Coursework Package;

THEREFORE: Be it resolved by the Benton County Board of Commissioners to approve the following changes within the 2020-21 budget as follows;

			<u>INCREASE</u>
44170	Miscellaneous Refunds	\$ 16,000.00	
71100 399	Other Contracted Services	\$ 16,000.00	


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Patton to approve **RESOLUTION 20201019-09**. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-09
SPONSORED BY THE BENTON COUNTY DIRECTOR OF SCHOOLS MARK FLORENCE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS: The Board of Education has received a Transition School to Work Grant again this year;

THEREFORE: Be it resolved by the Benton County Board of Education to approve the following changes within the 2020-21 budget as follows;

			<u>INCREASE</u>
47590	Other Federal Thru State	\$ 55,700.00	
72210 189	Other Salaries & Wages	\$ 40,000.00	
201	Social Security	2,480.00	
204	State Retirement	1,880.00	
207	Medical Insurance	10,760.00	
212	Medicare	580.00	
		<u>\$ 55,700.00</u>	


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Hicks to approve **RESOLUTION 20201019-10**. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-10
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, Benton County received the annual contribution for ONSOLVE, the Code Red Weather Warning, from Waste Management in the amount of \$2,500.00; and

WHEREAS, this annual contribution is for the FY 2020-2021 renewal, but was received by Benton County in June of 2020, which is the 2019-2020 fiscal year; and

WHEREAS, the said funds in the amount of \$2,500.00 reverted back to the unassigned fund balance within the County General Fund at June 30th; and

WHEREAS, it will be necessary to appropriate the said funds in the amount of \$2,500 from the Unassigned Fund Balance within the County General Fund and budget to the appropriate expenditure account in order to pay this year's Code Red alert renewal.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of October 2020 that the funds in the amount of \$2,500 received by Waste Management for the annual contribution towards the Code Red Weather Warning alert system be appropriated from the Unassigned Fund Balance within the County General Fund and budgeted to the Expenditure Account No. 101.54490.307 – Emergency Management Communication.


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Hicks to approve **RESOLUTION 20201019-11**. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-11
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 \$ 500.00 for revenues for the month of September, 2020; and

WHEREAS, it will be necessary to budget said funds in the amount of \$ 500.00 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 October, 2020 that the funds in the amount of \$ 500.00 received by the Benton County Sheriff's Office for revenues for the month of September, 2020 be budgeted as follows:

DECREASE REVENUES:

101.43395	SEX OFFENDER REGISTRATION FEE	\$ 300.00
101.44170	MISCELLANEOUS REFUNDS	\$ 200.00
		\$ 500.00

INCREASE EXPENDITURE:

101.54110.353	TOW-IN SERVICES	\$ 200.00
101.54160.599	OTHER CHARGES	\$ 300.00
		\$ 500.00


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Hicks to approve **RESOLUTION 20201019-12**. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-12
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, Benton County received additional Governor's Grant funds in the amount of \$158,886.00 from the State of Tennessee; and
WHEREAS, the total amount accounted for in this year's budget was an estimate and under what the county actually received; and
WHEREAS, it will be necessary to budget the said funds in the amount of \$158,886.00 within Fund 178-Capital Projects in order to go towards the Holladay and Big Sandy Multimodal Grant project, the sheriff a transport van and the highway for paving projects.
NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of October 2020 that the fund in the amount of \$158,886.00 received from the State of Tennessee be budgeted within Fund 178 as the following:

<u>INCREASE REVENUES:</u>			
178.46980	OTHER STATE GRANTS	\$158,886.00	
			\$158,886.00
<u>INCREASE EXPENDITURES:</u>			
178.91130.718	MOTOR VEHICLES	\$ 15,000.00	
178.91110.791	OTHER CONSTRUCTION	\$ 35,000.00	
178.91110.724	SITE DEVELOPMENT	\$108,886.00	
			\$158,886.00


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Hicks to take a 5-minute recess. On a VOICE VOTE, all present voted AYE. Motion carries.

Motion was made by Commissioner Patton and seconded by Commissioner Ferguson to approve **RESOLUTION 20201019-13**. On a Roll Call Vote, all present voted Aye. Motion Carries.

RESOLUTION NO. 20201019-13
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Library has received funds in the amount of \$4,250.00 from the city of Camden for the quarterly contribution allocation; and
WHEREAS, it will be necessary to budget the said funds in the amount of \$4,250.00 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 October 2020 that the funds in the amount of \$4,250.00 received by the Benton County Library from the city of Camden for the quarterly contribution be budgeted as the following:

<u>INCREASED REVENUES:</u>			
101.48130	CONTRIBUTIONS	\$ 4,250.00	
			\$ 4,250.00
<u>INCREASED EXPENDITURES</u>			
101.56500.169	PART-TIME/HOURLY PERSONNEL	\$ 4,250.00	
			\$ 4,250.00


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Hicks and seconded by Commissioner Patton to approve **RESOLUTION 20201019-14**. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-14
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE & LAW ENFORCEMENT COMMITTEE

WHEREAS, the Benton County Sheriff's Department applied for and was awarded a Mental Health Transport grant from the State of Tennessee to help assist with the future expenses on retrieving wanted criminals who have left the local area; and
WHEREAS, the State of Tennessee made an error in the grant amount that was sent to Benton County; and
WHEREAS, Benton County should have only received grant funds in the amount of \$11,498.00, the State of Tennessee transferred the county funds in the amount of \$93,184.00; and
WHEREAS, it is necessary to budget the total said funds in the amount of \$93,184.00 in order to retain the correct portion in the amount of \$11,498.00 for the county's Mental Health Transport grant funds and to be able to reimburse the state the remaining balance of \$81,686.00.
NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of October 2020 that the total funds in the amount of \$93,184.00 received from the State of Tennessee for the Mental Health Transport Grant be budgeted as the following:

<u>INCREASE REVENUES:</u>			
101.46980	OTHER STATE GRANTS	\$93,184.00	
			\$93,184.00
<u>INCREASE EXPENDITURES:</u>			
101.54900.599	OTHER PUBLIC SAFETY	\$93,184.00	
			\$93,184.00


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Patton and seconded by Commissioner Nunnery to approve **RESOLUTION 20201019-15**. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-15
SPONSORED BY THE BENTON COUNTY HIGHWAY SUPERINTENDENT BARRY "BUCK" CARTER
LEGISLATIVE REFERENCE: BUDGET COMMITTEE & HIGHWAY COMMITTEE

WHEREAS, the County Highway Department has received an overpayment of funds in the amount of \$1,248.07; and
WHEREAS, it will be necessary to budget the said funds in the amount of \$1,248.07 within the highway 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 October 2020 that the funds in the amount of \$1,248.07 be budgeted within the highway budget as the following:

<u>DECREASE REVENUES:</u>			
131.44170	HIGHWAY MISCELLANEOUS REFUNDS	\$1,248.07	
			\$1,248.07
<u>INCREASE EXPENDITURES:</u>			
131.62000.409	HIGHWAY CRUSHED STONE	\$1,248.07	
			\$1,248.07


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Hicks to approve **RESOLUTION 20201019-16**. On a ROLL CALL VOTE, 15 AYES and 1 NAY. Motion Carries.

RESOLUTION NO. 20201019-16
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the \$20,000 that was originally budgeted to 171.91140.724 – Capital Projects Public Health and Welfare Projects Site Development, should have been budgeted to a different function number such as 171.91110.724 – Capital Projects General Administration Projects Site Development in this 20-21 FY budget; and

WHEREAS, it will be necessary to transfer funds in the amount of \$20,000 from the Expenditure Account No. 171.91140.724 to the Expenditure Account No. 171.91110.724.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of October 2020 that the funds in the amount of \$20,000 be transferred within Fund 171 from Expenditure Account No. 171.91140.724 to the proper account 171.91110.724.

<u>RESOLUTION 20201019-16</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
SONNY HALL	X						
PHIL MELTON		X			X		
DWAYNE FOWLER		X			X		
RACHELLE HILL (VIDEO)		X			X		
MIKE NUNNERY		X			X		
ROSANNE WARD CHAIR		X			X		
DARRELL HICKS		X		X	X		
RONNIE HOPPER (VIDEO)		X			X		
MARY POWERS (VIDEO)		X			X		
ANGIE HERN (VIDEO)		X			X		
DON PATTON		X			X		
WARD PLANT (VIDEO)		X			X		
DAYNA FERGUSON		X	X		X		
KENNETH MILLER		X			X		
ROCKY PRESSON	X						
KELEAH DYE (VIDEO)		X			X		
NORMAN FRAZIER		X					X
GARY FURR (VIDEO)		X			X		


 Brett Lashlee, County Mayor


 Wanda Malin, County Clerk

Motion was made by Commissioner Patton and seconded by Commissioner Hicks to approve **RESOLUTION 20201019-17**. On a ROLL CALL VOTE, 15 AYES and 1 NAY. Motion Carries.

**RESOLUTION NO. 20201019-17
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE**

WHEREAS, Benton County hired Schaus, LLC consulting firm to help with the county's disaster relief and FEMA claims last fiscal year 2019-2020; and

WHEREAS, the COVID-19 pandemic has continued into this year and Benton County is still utilizing the services of Schaus, LLC for Covid and FEMA related issues; and

WHEREAS, the Benton County Mayor would like to request a transfer in the amount of \$10,000.00 from 101.51800.399 – County Buildings Other Contracted Services to 101.54490.399 – Emergency Management Other Contracted services in order to cover expenses incurred for the consultation services provided by Schaus, LLC during this 2020-2021 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 October 2020 that the funds in the amount of \$10,000.00 be transferred from 101.51800.399 – County Buildings Other Contracted Services to 101.54490.399 – Emergency Management Other Contracted services.

<u>RESOLUTION 20201019-17</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
SONNY HALL	X						
PHIL MELTON		X			X		
DWAYNE FOWLER		X					X
RACHELLE HILL (VIDEO)		X			X		
MIKE NUNNERY		X			X		
ROSANNE WARD CHAIR		X			X		
DARRELL HICKS		X		X	X		
RONNIE HOPPER (VIDEO)		X			X		
MARY POWERS (VIDEO)		X			X		
ANGIE HERN (VIDEO)		X			X		
DON PATTON		X	X		X		
WARD PLANT (VIDEO)		X			X		
DAYNA FERGUSON		X			X		
KENNETH MILLER		X			X		
ROCKY PRESSON	X						
KELEAH DYE (VIDEO)		X			X		
NORMAN FRAZIER		X			X		
GARY FURR VIDEO		X			X		


Brett Lashlee, County Mayor


Wanda Malin, County Clerk

Motion was made by Commissioner Patton and seconded by Commissioner Ferguson to approve **RESOLUTION 20201019-18**. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-18
SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Public Archives has funds in the Archives Records Preservation Reserve Account 101.34510; and

WHEREAS, it will be necessary to appropriate funds in the amount of \$3,300.00 from this Archives Reserve and budget into the Archives Records Preservation Expenditures in order to purchase records preservation materials.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of October 2020 that the funds in the amount of \$3,300.00 be appropriated from the Reserve Account No. 101.34510 - Archives Records Preservation Fee and be budgeted as the following:

INCREASE EXPENDITURES:

101.56900.790 – OTHER EQUIPMENT

\$3,300.00

\$3,300.00


Brett Lashlee, County Mayor


Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Hicks to approve **RESOLUTION 20201019-19**. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

RESOLUTION NO. 20201019-19
SPONSORED BY THE BENTON COUNTY HIGHWAY SUPERINTENDENT BARRY "BUCK" CARTER
LEGISLATIVE REFERENCE: BUDGET COMMITTEE & HIGHWAY COMMITTEE

WHEREAS, the highway department had funds in the amount of \$50,000.00 revert back to the unassigned fund balance within the highway fund at the end of the 2019-2020 fiscal year as of June 30th; and

WHEREAS, the highway superintendent is requesting that the said funds in the amount of \$50,000.00 be re-appropriated and budgeted within the highway budget for this current 2020-2021 fiscal year in order for upgrades and/or improvements to be made to the new highway department building located at 3360 HWY 70 Bypass.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of October 2020 that the funds in the amount of \$50,000.00 be appropriated from the Unassigned Fund Balance within Fund 131 – Highway/Public Works and budgeted to the Expenditure Account No. 131.68000.335 – Highway Maintenance and Repair of Buildings.


Brett Lashlee, County Mayor


Wanda Malin, County Clerk

Motion was made by Commissioner Ferguson and seconded by Commissioner Hicks to approve **RESOLUTION 20201019-20**. On a ROLL CALL VOTE, 15 AYES and 1 NAY. Motion Carries.

RESOLUTION NO. 20201019-20

SPONSORED BY THE BENTON COUNTY MAYOR BRETT LASHLEE
LEGISLATIVE REFERENCE: BUDGET COMMITTEE

WHEREAS, the Benton County Health Department has a state employee who has received a pay increase in the amount of \$900.00; and
WHEREAS, it will be necessary to appropriate the said funds in the amount of \$900.00 from the Unassigned Fund Balance within the County General Fund in order to provide this state employee with the pay increase; and

WHEREAS, this employee is a state employee and the county receives reimbursement for these salaries from a Health Grant; and

WHEREAS, Benton County will receive a full reimbursement of the \$900.00 increase from the State of Tennessee.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 19th Day of October 2020 that the funds in the amount of \$900.00 be appropriated from the Unassigned Fund Balance within the County General Fund and budgeted to the Expenditure Account No. 101.55900.189 – Other Public Health and Welfare Other Salaries and Wages.

<u>RESOLUTION 20201019-16</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
SONNY HALL	X						
PHIL MELTON		X			X		
DWAYNE FOWLER		X			X		
RACHELLE HILL (VIDEO)		X			X		
MIKE NUNNERY		X			X		
ROSANNE WARD CHAIR		X			X		
DARRELL HICKS		X		X	X		
RONNIE HOPPER(VIDEO)		X			X		
MARY POWERS (VIDEO)		X			X		
ANGIE HERN (VIDEO)		X			X		
DON PATTON		X			X		
WARD PLANT (VIDEO)		X			X		
DAYNA FERGUSON		X	X		X		
KENNETH MILLER		X			X		
ROCKY PRESSON	X						
KELEAH DYE (VIDEO)		X			X		
NORMAN FRAZIER		X					X
GARY FURR (VIDEO)		X			X		


Brett Lashlee, County Mayor


Wanda Malin, County Clerk

Commissioner Hern left the video meeting at 7:35

NOTARIES

Motion was made by Commissioner Hicks and seconded by Commissioner Ferguson to approve OCTOBER 2020 Notaries. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

DAPHNE FAY KIRCHHARR SUSAN WISEMAN

AMY BOURQUE KAYLA BRAKE

ANY OTHER BUSINESS

Motion was made by Commissioner Melton and seconded by Commissioner Hicks to suspend the rules of order to bring up Bond business on Clerk and Master Timothy Burrus. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

Motion was made by Commissioner Ferguson and seconded by Commissioner Hicks to approve the Bond for Clerk and Master Timothy Burrus. On a ROLL CALL VOTE, all present voted AYE. Motion Carries.

SURETY'S BOND NO. 107312764


STATE OF TENNESSEE
 COUNTY OF BENTON
OFFICIAL STATUTORY BOND
FOR
COUNTY PUBLIC OFFICIALS
 OFFICE OF CLERK & MASTER / SPECIAL COMMISSIONER

KNOW ALL MEN BY THESE PRESENTS:

That TIMOTHY BURRUS of 2160 Highway 69-A, Camden, TN 38320 (City or Town), County of Benton Tennessee, as Principal, and Travelers Casualty and Surety Company of America as Surety, are held and firmly bound unto **THE STATE OF TENNESSEE** in the full amount of FIFTY THOUSAND DOLLARS AND NO/100S Dollars (\$50,000.00) lawful money of the United States of America for the full and prompt payment whereof we bind ourselves, our representatives, successors and assigns, each jointly and severally, firmly and unequivocally by these presents.

WHEREAS, The said Principal was duly elected x appointed to the office of CLERK & MASTER / SPECIAL COMMISSIONER of and for BENTON County for the year term beginning on the 1st day of September, 2020 and ending on the last day of August, 2026.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH:

That if the said TIMOTHY BURRUS, Principal, shall:

1. Faithfully perform the duties of the office of CLERK & MASTER / SPECIAL COMMISSIONER of BENTON COUNTY, TENNESSEE County during such person's term of office or his continuance therein; and,
2. Pay over to the persons authorized by law to receive them, all moneys, properties, or things of value that may come into such Principal's hands during such Principal's term of office or continuance therein without fraud or delay, and shall faithfully and safely keep all records required in such Principal's official capacity, and at the expiration of the term, or in case of resignation or removal from office, shall turn over to the successor all records and property which have come into such Principal's hands, then this obligation shall be null and void; otherwise to remain in full force and effect.

WITNESS our hands and seals this FIRST day of SEPTEMBER, 2020.

WITNESS – ATTEST: _____

COUNTERSIGNED BY: Davis S. Porch, III
Tennessee Resident Agent

PRINCIPAL: TIMOTHY BURRUS 

SURETY: Davis S. Porch, III
by: Davis S. Porch, III
Travelers Casualty & Surety Company of America
c/o Porch Stribling Webb, Inc. P. O. Box 549, Waverly, TN 37195
(Attach evidence of authority to execute bond)

ACKNOWLEDGEMENT OF PRINCIPAL

STATE OF TENNESSEE
COUNTY OF Benton

Before me, a Notary Public, of the State and County aforesaid, personally appeared Timothy Burrus to me known (or proved to me on the basis of satisfactory evidence) to be the individual described in the foregoing bond as Principal, and who, upon oath acknowledged that such individual executed the foregoing bond as such individual's free act and deed.

Witness my hand and seal this 16 day of September, 2020.
My Commission Expires: 02/27, 2020.

Carly Bayne
Notary Public



ADJOURNMENT

Motion was made by Commissioner Hicks and seconded by Commissioner Ferguson to adjourn this meeting. On a Voice Vote, all present voted Aye. Meeting was adjourned.

WANDA MALIN, COUNTY CLERK, DO CERTIFY THIS TO BE A TRUE AND COMPLETE COPY OF THE OCTOBER 19, 2020 BENTON COUNTY COMMISSION MEETING.

BRETT LASHLEE, MAYOR

WANDA MALIN, COUNTY CLERK