
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
APRIL 17, 2023**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, April 17, 2023, in the Commission Chambers of the Sumner County Administration Building in Gallatin, Tennessee at 7:00 p.m. Present and presiding was the Chairman Merrol N. Hyde. Also present were the County Clerk Carolyn Templeton, County Mayor John C. Isbell, Law Director Eric Sitler and Staff Attorney Steve Weiner, and the following Commissioners to wit:

Jerry Becker	Deborah Holmes	Baker Ring
Robert Brown III	Tim Jones	Darrell Rogers
Terri Boyt	David Klein	Don Schmit
Shannon Burgdorf	Dillion Lamberth	Matthew Shoaf
Dr. Mary Genung	Jeremy Mansfield	Danny Sullivan
Benjamin Harris	Chrissi Miller	Dr. Jamie Teachenor
Mark Harrison	Terry Moss	Terry Wright
Merrol N. Hyde	Kevin Pomeroy	J. Wes Wynne

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Chief Deputy Eric Craddock. Chairman Merrol Hyde noted that with twenty-four members seated, a simple majority would be by thirteen votes; and that matters requiring a two-thirds vote would be by sixteen votes during this session.

The Invocation was led by Andrew Spivey of Nashville Road Church of Christ.

The Pledge of Allegiance was led by the County Clerk, Carolyn Templeton.

APPROVAL OF AGENDA

Without objection, Chairman Hyde added recognition of retired EMS Chief Greg Miller under Certificates of Recognition, added a proclamation to be read by County Mayor John Isbell under Report of Chair, removed recognition of Hayden Baker and removed Resolution 2303-19 from Budget Committee report.

Chairman Hyde recognized Commissioner Brown who moved, seconded by Commissioner Jones, to amend the agenda to add item under Legislative Committee report to investigate and discuss the conduct of Judge Joe Thompson and allow the petitioner, John Gentry, to speak for fifteen minutes.

Commissioner Ring called for a point of order, Chairman Hyde overruled and allowed Commissioner Brown to continue.

Commissioner Pomeroy called for a point of order, Chairman Hyde overruled and allowed Commissioner Brown to continue.

Without objection, Chairman Hyde called to sever the vote on the amendments, the group of changes made without objection, then the request by Commissioner Brown. The Commission voted unanimously to approve the amendments presented by Chairman Hyde.

After discussion, Commissioner Shoaf moved, seconded by Commissioner Harrison, to amend to allow five minutes for John Gentry to speak and no specific individual be named. The Commission unanimously approved the amendment to allow John Gentry five minutes to speak, if request to add to the agenda is approved.

After further discussion, Commissioner Harris moved, seconded by Commissioner Shoaf, to send the request to the Ethics Committee. County Law Director Eric Sitler stated there is a judicial review process to hear complaints and Chairman Hyde stated he preferred the complaint go through the judicial review process as recommended by Mr. Sitler.

The electronic vote to send to the Ethics Committee was recorded in the following manner:

Send request to Ethics
Committee

4/17/2023 7:20:18 PM

YES - 9		NO - 14		ABS - 0	
Individual Voting Results					
Becker 21	- N	Boyt 13	- N	Brown 17	- N
Burgdorf 19	- N	Genung 9	- N	Harris 10	- Y
Harrison 3	- N	Holmes 12	- N	Hyde 20	- Y
Jones 23	- Y	Klein 6	- Y	Lamberth 4	- N
Mansfield 16	- Y	Miller 24	- N	Moss 1	- Y
Pomeroy 11	- N	Ring 8	- N	Rogers 5	- N
Schmit 18	- Y	Shoaf 22	- Y	Sullivan 7	- NV
Teachenor 14	- N	Wright 2	- Y	Wynne 15	- N

Chairman Hyde declared the motion to send to the Ethics Committee failed to carry.

County Law Director Eric Sitler stated there is a judicial review for the State of Tennessee and discouraged the Commission from hearing the matter.

The electronic vote to add the request as amended to the agenda was recorded in the following manner:

Discuss Judge Thompson
conduct and allow
petitioner to speak

4/17/2023 7:24:17 PM

YES - 5

NO - 19

ABS - 0

Individual Voting Results

Becker 21 - N	Boyt 13 - Y	Brown 17 - Y
Burgdorf 19 - N	Genung 9 - N	Harris 10 - N
Harrison 3 - N	Holmes 12 - N	Hyde 20 - N
Jones 23 - Y	Klein 6 - Y	Lamberth 4 - N
Mansfield 16 - N	Miller 24 - N	Moss 1 - N
Pomeroy 11 - N	Ring 8 - N	Rogers 5 - N
Schmit 18 - N	Shoaf 22 - Y	Sullivan 7 - N
Teachenor 14 - N	Wright 2 - N	Wynne 15 - N

Chairman Hyde declared the request to add discussion of Judge Joe Thompson and allow John Gentry to speak failed to carry.

Commissioner Mansfield moved, seconded by Commissioner Schmit, to adopt the agenda with the requested changes. The Commission unanimously approved the agenda as amended by voice vote of the body.

Chairman Hyde introduced the following items on the Consent Agenda:

CONSENT AGENDA

**2304-01 A RESOLUTION DOCKETING SUMNER COUNTY BOARD
OF EDUCATION SCHOOL FUND BUDGET AMENDMENTS
FOR THE FISCAL YEAR 2022-2023**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body does hereby docket in its records the Sumner County Board of Education School Fund Budget Amendments for the fiscal year 2022-2023, as shown on the attachment herewith.

**2304-02 A RESOLUTION AUTHORIZING A GIFT TO
FAY SNOW OF HER CLASS A UNIFORM AS
ADDITIONAL COMPENSATION FOR HER SERVICES
RENDERED TO SUMNER COUNTY**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body hereby authorizes the gift to Fay Snow of her Class A Uniform as additional compensation for her outstanding commitment and service to the citizens of Sumner County.

2304-03 A RESOLUTION AUTHORIZING A TRANSFER BETWEEN MAJOR CATEGORIES FOR VARIOUS ITEMS FOR THE SUMNER COUNTY HIGHWAY DEPARTMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body does hereby authorize a transfer between major categories for various items for the Sumner County Highway Department, as shown on the attachment herewith.

2304-04 A RESOLUTION APPROPRIATING \$22,000.00 OF LOCAL ASSISTANCE AND TRIBAL CONSISTENCY FUNDS FOR THE VETERANS PARK

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body hereby appropriates \$22,000.00 of Local Assistance and Tribal Consistency Funds for the Veterans Park, as shown on the attachment herewith.

2304-05 A RESOLUTION APPROPRIATING \$20,500.00 TO THE DRUG COURT FOR THE DEPARTMENT OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES GRANT AMENDMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body hereby appropriates \$20,500.00 to the Drug Court budget for the Department of Mental Health and Substance Abuse Services Grant amendment, as shown on the attachment herewith.

2304-06 A RESOLUTION APPROPRIATING \$20,000.00 FROM THE TENNESSEE UNDERGROUND DONATION TO INSTRUCTIONAL SUPPLIES TO BE USED FOR ACTIVE SHOOTER TRAINING FOR THE SUMNER COUNTY SHERIFF'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body hereby appropriates \$20,000.00 from the Tennessee Underground Donation to instructional supplies to be used for active shooter training for the Sumner County Sheriff's Office, as shown on the attachment herewith.

2304-07 A RESOLUTION APPROPRIATING \$14,787.83 OF PASS-THROUGH FUNDS FOR STATE INMATE MEDICAL REIMBURSEMENT TO THE BUDGET OF THE SUMNER COUNTY SHERIFF'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body hereby appropriates \$14,787.83 of pass-through funds for state inmate medical reimbursement to the budget of the Sumner County Sheriff's Office, as shown on the attachment herewith.

2304-08 A RESOLUTION APPROPRIATING \$15,000 FROM THE DRUG TASK FORCE FOR K-9 VEHICLE KENNELS AND LAW ENFORCEMENT EQUIPMENT TO MATCH THE K-9 GRANT FOR THE SUMNER COUNTY SHERIFF'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body hereby appropriates \$15,000.00 from the Drug Task Force for K-9 vehicle kennels and law enforcement equipment to match the K-9 grant for the Sumner County Sheriff's Office, as shown on the attachment herewith.

Tax Refunds

Gelco Fleet Trust/Brookdale Vehicle	\$ 165.00
Gelco Fleet Trust/Griner Driver, PPG	\$ 25.00
Gelco Fleet Trust/Johnson Controls	\$ 91.00
Precision Metalwork Inc.	\$ 1,830.00

Chairman Hyde declared the items on the Consent Agenda, approved unanimously by voice vote of the body upon motion by Commissioner Harris, seconded by Commissioner Schmit.

APPROVAL OF MINUTES

The minutes for the meeting of this body held on March 20, 2023 and recorded in the office of the Clerk, Carolyn Templeton. The March 20, 2023 minutes were approved unanimously, as amended, by voice vote after Commissioner Ring made the motion, seconded by Commissioner Teachenor.

Commissioner Becker moved, seconded by Commissioner Ring, to move Certificates of Recognition before Recognition of the Public. The Commission voted unanimously by voice vote to move Certificates of Recognition before Recognition of the Public.

REPORT OF THE CHAIR

County Mayor John Isbell introduced the following Proclamation:

A PROCLAMATION HONORING

Fay Snow

***The Sumner County Board
of
County Commissioners,***

*meeting in regular session on this the
17th day of April 2023,
does hereby honor and commend*

Ms. Fay Snow

on her retirement from the Sumner County Emergency Medical Services.

Upon motion of Commissioner Wynne, seconded by Commissioner Holmes, the Commission voted unanimously by voice vote to approve the proclamation honoring Fay Snow.

County Mayor John Isbell introduced the following Proclamation:

A PROCLAMATION HONORING

Chief Greg Miller

***The Sumner County Board
of
County Commissioners,***

*meeting in regular session on this the
17th day of April 2023,
does hereby honor and commend*

Chief Greg Miller

on his retirement from the Sumner County Emergency Medical Services.

Upon motion of Commissioner Becker, seconded by Commissioner Teachenor, the Commission voted unanimously by voice vote to approve the proclamation honoring Chief Greg Miller.

County Mayor John Isbell introduced the following Proclamation:

**Proclamation
National Public Safety Telecommunicators Week
April 9-15, 2023**

WHEREAS, emergencies can occur at any time that require police, fire, or emergency medical services; and

WHEREAS, when an emergency occurs the prompt responses of police officers, firefighters, and paramedics is critical to the protection of life and preservation of property; and

WHEREAS, Public Safety Telecommunicators are the first and most critical contact our citizens have with the emergency services; and

WHEREAS, Public Safety Telecommunicators are the single vital link for our police officers and firefighters by monitoring their activities by radio, providing them information and ensuring their safety; and

WHEREAS, Public Safety Telecommunicators of the Sumner County Community have contributed substantially to the apprehension of criminals, suppression of fires, and treatment of patients; and

WHEREAS, each dispatcher has exhibited compassion, understanding, and professionalism during the performance of their job this past year; and

THEREFORE, BE IT RESOLVED that the City Council of Sumner County declares the week of April 9 through April 15, 2023, to be the National Public Safety Telecommunicators Week in Sumner County, in honor of the men and women whose diligence and professionalism keep our city and citizens safe.

Upon motion of Commissioner Pomeroy, seconded by Commissioner Mansfield, the Commission voted unanimously by voice vote to approve the proclamation honoring National Public Safety Telecommunicators Week .

Chairman Hyde introduced the Resolution:

2304-09 A RESOLUTION DOCKETING HIGHWAY/PUBLIC WORKS FUND ANALYSIS FOR THE FISCAL YEAR 2022-2023

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body does hereby docket in its records the Highway/Public Works Fund Analysis for the fiscal year 2022-2023, as shown on the attachment herewith.

Upon motion of Commissioner Rogers, seconded by Commissioner Lamberth, the Commission voted unanimously by voice vote to approve Resolution 2304-09.

Chairman Hyde introduced the following Proclamation:

A PROCLAMATION HONORING

Dave Clark

***The Sumner County Board
of
County Commissioners,***

*meeting in regular session on this the
17th day of April 2023,
does hereby honor and congratulate*

Mr. Dave Clark

for writing twenty-eight Number One songs and featured on National Charts!

Upon motion of Commissioner Miller, seconded by Commissioner Jones, the Commission voted unanimously by voice vote to approve the proclamation honoring Dave Clark.

RECOGNITION OF THE PUBLIC

Kevin Baigert of 424 AB Wade Road, Portland spoke against Resolution 2304-20, would like to see the money used for school safety. He expressed his concerns about militarization of the government.

Jordyn Clark of 429 Douglas Bend Road, Gallatin spoke in favor of Resolution 2304-20. Mrs. Clark also read a letter from a resident of Sumner County in support of Resolution 2304-20.

Tracy Finegan of 737 Shun Pike, Cottontown spoke in favor of Resolution 2304-12 and 2304-18. She stated the Cottontown Community wants to preserve and restore the Draper House and thanked the Commissioners for their support.

Pam Nolen of 199 Nolen Circle, Cottontown thanked the Commissioners and asked for their support of Resolutions 2304-12 and 2304-18.

Tim Williams of 776 Bugg Hollow, Gallatin spoke in favor of Resolutions 2304-12 and 2304-18 and would like to see Cottontown heritage and community saved.

With no one else wishing to speak on regular agenda items, recognition of the public was closed.

Chairman Hyde directed Clerk Templeton to read the notice into record:

PUBLIC NOTICE/REZONING

The Sumner County Board of County Commissioners will hold a public hearing on April 17, 2023 at 7:00 P.M. in the Bethel brown Commission Chambers of the Sumner County Administration Building, located at 355 North Belvedere Drive, Gallatin, Tennessee.

Scotty Parker Storage PUD – Rezoning – Jason Herrell, represented by GreenLID Design – 7th Commission Voting District (Danny Sullivan) – Applicant is seeking to rezone property from Rural Residential (RR) to Planned Unit Development (PUD) for the purpose of constructing and operating automotive storage facility. Subject property is located at 1618 Scotty Parker Road, Gallatin, TN 37066, is part of Tax Map 104, Parcel 05.01, contains 5.49 acres and is zoned Rural Residential (RR).

A copy of this notice is on file at the Sumner County Development Services Department in the Sumner County Administration Building located at 355 North Belvedere Drive, Gallatin, Tennessee. Anyone having any interest or desiring to ask questions concerning this request is invited to join this meeting or call 615-451-6097.

Chairman Hyde declared the public hearing open for anyone wishing to speak.

Michael Barkley of 1618 Scotty Parker Road, Gallatin gave a brief overview of his ownership of the property. He stated he would like to correct the zoning for the property.

Zach Baker of GreenLID Design stated he is available to answer any questions.

With no one else wishing to speak, Chairman Hyde declared the public hearing closed.

2304-10 A RESOLUTION REQUESTING TO REZONE 5.49 ACRES FROM RURAL RESIDENTIAL (RR) TO PLANNED UNIT DEVELOPMENT (PUD) FOR THE PURPOSE OF CONSTRUCTING AND OPERATING AN AUTOMOTIVE STORAGE FACILITY, SUBJECT PROPERTY IS LOCATED AT 1618 SCOTTY PARKER ROAD, GALLATIN, TENNESSEE, 37066, IS ON TAX MAP 104, PARCEL 005.01 AND CONTAINS 5.49 ACRES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body hereby approves the request to rezone 5.49 acres from Rural Residential (RR) to Planned Unit Development (PUD) for the purpose of constructing and operating an automotive storage facility, Subject Property is located at 1618 Scotty Parker Road, Gallatin, Tennessee, 37066, is on Tax Map 104, Parcel 005.01 and contains 5.49 acres, as shown on the attachment herewith.

Without objection, Chairman Hyde asked Development Services Director Josh Suddath to answer questions.

Mr. Suddath explained the existing structures are grandfathered in but the new structure would have to meet current requirements. If rezoning is approved, they will proceed with a site plan and bring everything into compliance. There are no regulations for the pet cemetery. He further stated his understanding is that the property taxes have been paid as commercial property at the 40% tax rate. Mr. Suddath also explained that a Rural Residential zoning allows one dwelling unit per acre and a Planned Unit Development is limited to exactly what is on the plan.

Commissioner Boyt moved to defer until more information is obtained on the business tax issue. Chairman Hyde ruled the issue is rezoning and not taxes. Commissioner Boyt withdrew her motion.

After further discussion, Commissioner Pomeroy called for question, seconded by Commissioner Sullivan. The Commission approved unanimously by voice vote to call for the question.

Chairman Hyde declared Resolution 2304-10 approved unanimously by voice vote of the body.

REPORT FROM COUNTY OFFICIALS

County Officials filed the following reports: County Investments, County General Fund, County Debt Service Fund, County Highway Fund, County Capital Outlay Fund, School General Purpose Fund, School Federal Projects Fund, School Food Service Fund, Employee Health Insurance Trust Fund, Employee Dental Insurance Trust Fund, Casualty Insurance Trust Fund, County Trustee Funds, Special Reports: County Dental Insurance Claim Payments, County Health Insurance Claim Payments, County Property Tax Collections, County EMS Billing/Collections/Balances, County Sales Tax Collections, County Wheel Tax Collections, County Tax Rates/Property Values and County School Loan Program Rates. Approval of the filing of these records does not certify to the accuracy of the documents.

Chairman Hyde introduced the following resolution:

2304-NOT

**A RESOLUTION TO APPROVE AND ACCEPT
APPLICATIONS FOR NOTARIES PUBLIC POSITIONS AND
PERSONAL SURETY GUARANTORS**

WHEREAS, according to the law of the State of Tennessee, an individual must apply for the office of notary public in the county of residence, or of their principal place of business; and

WHEREAS, state statute requires personal sureties making bonds for Notaries publics to be approved by the Sumner County Commission; and

WHEREAS, said applicant must be approved by the County Commission assembled; and

WHEREAS, Carolyn Templeton, Sumner County Clerk, has certified according to the records of his office that the persons named on the attached listing labeled "SUMNER COUNTY NOTARY PUBLIC APPLICATIONS and SURETY GUARANTORS" have duly applied for the positions so sought; and

BE IT FURTHER RESOLVED THAT THIS TAKE EFFECT FROM AND AFTER PASSAGE.

AMY E ATUAH
MARY C BAKEY
PATI K BEDWELL
SARAH M BELL
MICHELLE L BINKLEY
PIPER L BLAKE
FREDDY D BROWN
MINERVA L D BROWN
ROSIE CALDERON
REBA CLARKE
LINDA H CLIFTON
THEODORE ROSS COX
RACHEL CROWDER
DOUGLAS DUBE
SHELBY EARP
M ALLEN EHMLING
ALLISON N EVITTS
FALLON FELTS
ERIC FOX
PENELOPE FREELAND
JAMES JASON FUQUA
DONNA GANSKI
WANDA GANT
SYBLE COLEMAN GARRETT
NICHOLE GILBERT
ATALAYA M GIVENS
HEATHER H HARRIS
MARY HARVEY
DAVID HARVEY

WILLIAM KENDRICK
TRAVIS J KINGSBURY
KATHLEEN LAIRD
JENNIFER D MALLORY
JENNIFER L MARTIN
ELIA C MARTINEZ
ALLYSA PAIGE MCCARTER
TROY M MCCOUN
BARBARA B. MCGINNIS
BRIAN MELTON
REBECCA MELVIN
FAYE MULLINS
ASHLEY NISWANDER
SABRINA OVERBY
MICHELE E OWENS
ANGELA PARRISH
DEREK D PEDIGO
CHERI POTTS
TAMMIE L. PROCK
MISTY PYLE
DEANNE F RAY
HAILEY RUSSELL
CHEVONA BERNICE SANTIS-MENDEZ
REGINA G SCOTT
SHERRY B. SHIPLEY
MARY SHOULDERS
VICTORIA E SMITH
KIMBERLY A SPAULDING
JENNIFER SPRINGER

KAYLA HENDREN
 HOLLY A HODGES
 CHASE HOWELL
 TERESA HOWELL
 JOSHUA HUNTER
 JAMES M JENNINGS
 SARAH A KELLY
 LUANNE M KEMPER

LYDIA THOMPSON
 KELLY D VIGIL
 ANA WEATHERS
 DEBBIE WELLS
 SEBRINA C WESTJOHN
 KATHY M WOOTEN
 JOSEPH ZANGER

Chairman Hyde noted that Martha Brooks name is to be removed from consideration and will not be included in vote. The electronic vote was recorded in the following manner:

2304-NOT			4/17/2023 8:31:15 PM
YES - 24	NO - 0	ABS - 0	
Individual Voting Results			
Becker 21 - Y	Boyt 13 - Y	Brown 17 - Y	
Burgdorf 19 - Y	Genung 9 - Y	Harris 10 - Y	
Harrison 3 - Y	Holmes 12 - Y	Hyde 20 - Y	
Jones 23 - Y	Klein 6 - Y	Lamberth 4 - Y	
Mansfield 16 - Y	Miller 24 - Y	Moss 1 - Y	
Pomeroy 11 - Y	Ring 8 - Y	Rogers 5 - Y	
Schmit 18 - Y	Shoaf 22 - Y	Sullivan 7 - Y	
Teachenor 14 - Y	Wright 2 - Y	Wynne 15 - Y	

Chairman Hyde declared the election of Notaries Public by the body.

HEALTH AND EMERGENCY SERVICES COMMITTEE

There was no report from Health and Emergency Services Committee.

EDUCATION COMMITTEE

Commissioner Brown announced the following resolution and moved for approval, seconded by Commissioner Jones.

2304-11 A RESOLUTION FOR DIRECTOR OF SCHOOLS TO FOLLOW TCA AND THIS RESOLUTION

WHEREAS T.C.A. § 49-2-301. states, Each local board of education is authorized to employ a director of schools, as provided for in § 49-2-203, subject to requirements of law. . . **(b) (1)** It is the duty of the board of education to assign to its director of schools the duty to:

(S) Make a written report, quarterly, to the appropriate local legislative body, for the board, of all receipts and expenditures of the public school funds, which accounts shall contain full information concerning the conditions, progress and needs of the schools of the school system and which shall be audited by the appropriate fiscal officer and local legislative body;

(T) Be present at all quarterly and annual settlements of the county trustee with the county mayor covering all school funds arising from state

apportionments, county levies and all other sources, and report the director's acts to the director of schools' board;

(U) Report to the local legislative body and the commissioner, whenever it appears to the director that any portion of the school fund has been, or is in danger of being, misappropriated or in any way illegally disposed of or not collected;

(W) Prepare, annually, a budget for the schools in the director's school system, submit the budget to the board for its approval and present it to the county or other appropriate local legislative body for adoption as provided for by charter or private legislative act; provided, that:

(i) The budget shall set forth in itemized form the amount necessary to operate the schools for the scholastic year beginning on July 1, following, or on such date as provided for by charter or private legislative act; and

(ii) Any change in the expenditure of money as provided for by the budget shall first be ratified by the local board and the appropriate local legislative body;

(X) Give the director's full time and attention to the duties of the director's position;

WHEREAS, T.C.A. § 49-2-203. Part 2 Duties and powers of Boards of Education states:

(a) **(10) (A) (i)** Require the director of schools and chair of the local board to prepare a budget on forms furnished by the commissioner, and when the budget has been approved by the local board, to submit it to the appropriate local legislative body;

(ii) No LEA shall submit a budget to the local legislative body that directly or indirectly supplants or proposes to use state funds to supplant any local current operation funds, excluding capital outlay and debt service;

WHEREAS, the Chair of the Education Committee has previously requested the Director of Schools or his designees be present to answer questions concerning the finances/budget of Sumner County Schools at the Education Committee and County Commission meetings.

BE IT RESOLVED, we request the Director of Schools and their designees be present at all meetings in the future to discuss budgetary matters and have the quarterly financial report prepared for the Education Committee and the county legislative body;

THEREFORE, BE IT RESOLVED, the Board of County Commissioners meeting this the 17th day of April 2023, approves this resolution.

Commissioner Wynne expressed his concern that the letters in the resolution don't correspond with the T.C.A.

After discussion, Commissioner Brown withdrew his motion to approve the resolution.

GENERAL OPERATIONS COMMITTEE

There was no report from the General Operations Committee.

HIGHWAY COMMITTEE

There was no report from the Highway Committee.

COMMITTEE ON COMMITTEES

Commissioner Mansfield announced the following appointment and moved to group and approve, seconded by Commissioner Miller.

Board of Construction Appeals:

- Wally Gilliam to replace Larry Brown, alternate, 1-year term
- John Genung to replace Rick Halcomb, alternate, 1-year term
- Bruce Quinn to Shawn Utley, 3-year term
- Barry Briley to replace James Hodges, 2-year term
- Brian Lynch to replace Bob Goodall, Jr., 2-year term
- Roger Smith to replace Henry Brown, 3-year term
- Jim Moynihan to replace Robert Hill, 2-year term
- Michael Williams to replace Kenny Louallen, 3-year term

After discussion, the electronic vote was recorded in the following manner:

Com on Com – Board of
Construction Appeals

4/17/2023 8:46:25 PM

YES - 13		NO - 10		ABS - 1	
Individual Voting Results					
Becker 21	- N	Boyt 13	- Y	Brown 17	- Y
Burgdorf 19	- Y	Genung 9	- A	Harris 10	- N
Harrison 3	- N	Holmes 12	- Y	Hyde 20	- Y
Jones 23	- Y	Klein 6	- Y	Lamberth 4	- N
Mansfield 16	- Y	Miller 24	- Y	Moss 1	- N
Pomeroy 11	- N	Ring 8	- N	Rogers 5	- Y
Schmit 18	- N	Shoaf 22	- Y	Sullivan 7	- N
Teachenor 14	- Y	Wright 2	- Y	Wynne 15	- N

Chairman Hyde declared the appointments of Wally Gilliam, John Genung, Bruce Quinn, Barry Briley, Brian Lynch, Roger Smith, Jim Moynihan and Michael Williams to the Board of Construction Appeals approved by the body.

LEGISLATIVE COMMITTEE

Commissioner Mansfield introduced the following resolution and moved for approval; seconded by Commissioner Klein.

2304-12 A RESOLUTION TO WITHDRAW THE LOCAL MATCH FOR THE FEMA HAZARD MITIGATION GRANT CONCERNING THE PROPERTY LOCATED AT 2268 STATE ROUTE 25, COTTONTOWN, TENNESSEE 37048 (ALSO KNOWN AS THE DRAPER HOUSE AND OLD POST OFFICE PROPERTY)

WHEREAS Resolution 2208-06 was passed on August 15, 2022;

WHEREAS said resolution appropriated carryover funds for hazard mitigation for the Draper House property, among others;

WHEREAS the Legislative Committee of Sumner County voted on March 13, 2023 to stop current expenditures and receipt of FEMA Hazard Mitigation grant funds allocated for the Draper House property;

THEREFORE BE IT RESOLVED the Sumner County Board of County Commissioners meeting in regular session on this 17th day of April, 2023 does hereby withdraw the local match for the FEMA Hazard Mitigation grant concerning the property located at 2268 State Route 25, Cottontown, Tennessee 37048 (Also known as the Draper House and Old Post Office);

THEREFORE BE IT FURTHER RESOLVED that the Sumner County Board of County Commissioners does expressly declare that it will no longer participate in the FEMA Hazard Mitigation Grant for the property located at 2268 State Route 25, Cottontown, Tennessee 37048 (Also known as the Draper House and Old Post Office).

During discussion, Commissioner Wynne moved, seconded by Commissioner Sullivan, to amend to add the language “therefore be it further resolved that the structures and property located at 2268 State Route 25, Cottontown, Tennessee 37048, also known as the Draper House and old post office property shall remain in the name of Sumner County.”

The electronic vote on the amendment was recorded in the following manner:

Amend 2304-12 – add
Language

4/17/2023 8:57:51 PM

YES - 10	NO - 14	ABS - 0
Individual Voting Results		
Becker 21 - Y	Boyt 13 - N	Brown 17 - N
Burgdorf 19 - N	Genung 9 - N	Harris 10 - Y
Harrison 3 - Y	Holmes 12 - N	Hyde 20 - N
Jones 23 - N	Klein 6 - N	Lamberth 4 - Y
Mansfield 16 - N	Miller 24 - N	Moss 1 - Y
Pomeroy 11 - Y	Ring 8 - Y	Rogers 5 - N
Schmit 18 - N	Shoaf 22 - N	Sullivan 7 - Y
Teachenor 14 - N	Wright 2 - Y	Wynne 15 - Y

Chairman Hyde declared the amendment failed to carry.

Discussion continued and Commissioner Wynne asked for the FEMA flood map, he presented, be entered into the minutes. The map is attached.

Commissioner Wynne moved, seconded by Commissioner Pomeroy, to send to General Operations to study the plans for the property and the alternatives.

After further discussion, the electronic vote to refer back to General Operations Committee was recorded in the following manner:

Send 2304-12 back to
 Gen Ops

4/17/2023 9:11:00 PM

YES - 8		NO - 16		ABS - 0	
Individual Voting Results					
Becker 21	- Y	Boyt 13	- N	Brown 17	- N
Burgdorf 19	- N	Genung 9	- N	Harris 10	- Y
Harrison 3	- Y	Holmes 12	- N	Hyde 20	- N
Jones 23	- N	Klein 6	- N	Lamberth 4	- Y
Mansfield 16	- N	Miller 24	- N	Moss 1	- N
Pomeroy 11	- Y	Ring 8	- Y	Rogers 5	- N
Schmit 18	- N	Shoaf 22	- N	Sullivan 7	- Y
Teachenor 14	- N	Wright 2	- N	Wynne 15	- Y

Chairman Hyde declared the motion to refer back to General Operations failed to carry.

After further discussion, Commissioner Mansfield moved, seconded by Commissioner Schmit, to donate the property to the Cottontown Community non-profit conditional on all paperwork be submitted to the county law office.

After discussion, Commissioner Mansfield withdrew his motion to donate the property to the Cottontown Community non-profit. The seconder agreed.

After further discussion, Commissioner Shoaf called for question, seconded by Commissioner Mansfield.

Chairman Hyde called for a roll call vote after the voice vote was indeterminate. The electronic vote to call for question was recorded in the following manner:

Call for question

4/17/2023 9:45:47 PM

YES - 18		NO - 6		ABS - 0	
Individual Voting Results					
Becker 21	- N	Boyt 13	- Y	Brown 17	- Y
Burgdorf 19	- Y	Genung 9	- Y	Harris 10	- N
Harrison 3	- N	Holmes 12	- Y	Hyde 20	- Y
Jones 23	- Y	Klein 6	- Y	Lamberth 4	- Y
Mansfield 16	- Y	Miller 24	- Y	Moss 1	- Y
Pomeroy 11	- Y	Ring 8	- N	Rogers 5	- Y
Schmit 18	- Y	Shoaf 22	- Y	Sullivan 7	- N
Teachenor 14	- Y	Wright 2	- Y	Wynne 15	- N

Chairman Hyde declared the call for question approved by the body.

The electronic vote for Resolution 2304-12 was recorded in the following manner:

2304-12

4/17/2023 9:47:05 PM

YES - 17		NO - 7		ABS - 0	
Individual Voting Results					
Becker 21	- Y	Boyt 13	- Y	Brown 17	- Y
Burgdorf 19	- Y	Genung 9	- Y	Harris 10	- N
Harrison 3	- N	Holmes 12	- Y	Hyde 20	- Y
Jones 23	- Y	Klein 6	- Y	Lamberth 4	- N
Mansfield 16	- Y	Miller 24	- Y	Moss 1	- Y
Pomeroy 11	- N	Ring 8	- N	Rogers 5	- Y
Schmit 18	- Y	Shoaf 22	- Y	Sullivan 7	- N
Teachenor 14	- Y	Wright 2	- Y	Wynne 15	- N

Chairman Hyde declared Resolution 2304-12 approved by the body.

RECESS

Chairman Hyde called for recess at 9:47 p.m. The meeting reconvened at 9:58 p.m.

Commissioner Mansfield moved, seconded by Commissioner Pomeroy to suspend the rules and allow consideration of approval of the Review of the Judicial Magistrate Program be considered.

Chairman Hyde declared the motion to suspend the rules to add the Resolution to approve the Review of the Judicial Magistrate Program approved unanimously by voice vote of the body.

Commissioner Mansfield introduced the following resolution and moved for approval; Commissioner Shoaf seconded the motion.

2304-13 A RESOLUTION ACCEPTING INTERIM COUNTY INFORMATION TECHNOLOGY DIRECTOR (ROBERT TUTTLE) FROM APRIL 17, 2023, FOR TWO MONTHS PENDING JOB DESCRIPTION AND POSTING OF JOB

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body accepts interim county Information Technology Director (Robert Tuttle) from April 17, 2023, for two months pending job description and posting of job.

Chairman Hyde declared Resolution 2304-13 approved unanimously by voice vote of the body.

Commissioner Mansfield introduced the following resolution and moved for approval; Commissioner Harrison seconded the motion.

2304-14 A RESOLUTION RESCINDING ACTIONS AND ESTABLISHING NEW PROCEDURES FOR RECORDING DESIGNATED AND STANDING COMMITTEE MEETINGS AS WELL AS SHORT TERM OR LIMITED TOPIC AD HOC COMMITTEE MEETINGS IN AN AUDIO-VISUAL FORMAT

WHEREAS, Sumner County will provide citizens public access to view designated and standing committee meetings as well as short-term or limited topic Ad hoc committee meetings and will therefore adopt procedures for making audio/visual recordings (“A/V Recordings”) of designated and standing committee meetings as well as short-term or limited topic Ad hoc committee meetings; and will maintain all recordings, including but not limited to audio/visual recordings, as public records for the time periods required in accordance with the Tennessee Public Records Act.

THEREFORE, this body does hereby adopt, the following procedures for creating and maintaining A/V Recordings:

- a. All portable audio/visual equipment (“A/V equipment”) purchased for Commission use, including computers, cords, accessories, video devices, cameras, audio recorders, etc., shall be exclusively stored in the electronic keypad secured

- b. closet of the Commission Committee Room (112) and maintained by Information Technology (“IT”) staff, consultants, or otherwise designated persons.
- c. IT staff, consultants, or otherwise designated persons shall be required to maintain all A/V hardware and software updates; and
- d. Convert and prepare raw video and audio for uploading to the County’s public YouTube channel and County website. IT staff, consultants, or otherwise designated persons will be given appropriate login credentials to upload and organize all A/V recordings.
- e. Within two (2) business days of a recorded meeting, IT staff, consultants, or designated persons will place the A/V recordings on the County Youtube channel and maintain accessible links to navigate to the recordings hosted on or leading out from the County Website. Links to A/V recordings on the County Website will be accessible in a clearly defined section, sections, or a new page designated as “Committee Meeting Recordings” for public viewing.
- f. Provide training to Commission members for setup, operation and stowing of portable A/V equipment, or operation of permanently mounted A/V equipment.
- g. Minute takers, committee chairs, committee members, staff, consultants, or otherwise designated persons will all work together to obtain and operate portable or permanently mounted A/V equipment for use at a meeting.
- h. The standing committees of this body:
 - a. Budget;
 - b. Committee on Committees;
 - c. Education;
 - d. General Operations;
 - e. Health & Emergency Services;
 - f. Highway; and
 - g. Legislativewill be recorded, have first choice for usage of the equipment; and
- i. Planning Commission Meetings and Board of Zoning Appeals meetings will be recorded with portable A/V equipment, or as available, equipment more suitable to video and audio recordings in large spaces, in the locations where those committees normally meet; and
- j. Other permanent committees, as well as short term or limited topic Ad hoc committees will be required to record with portable or permanently mounted A/V equipment.
- k. Certain discussions regarding medical, criminal, pending legal matters or other legally confidential topics may not be recorded.
- l. Recording the committee meeting will not change how the official written records of the county are maintained nor replace the official written minutes of the body. Such A/V recordings are undertaken to offer another manner to hear and see the debate of all committees being recorded, in accordance with the Tennessee Public Records Act.

- m. All information recorded in any committee shall be uploaded without alteration and true to original form.

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body hereby adopts the Audio/Video Portable Recording System(s) Policy, as shown on the attachment herewith.

BE IT FURTHER RESOLVED this Resolution replaces Resolution 1910-02 from October 21, 2019, and Resolution 1911-05 from November 18, 2019; and

BE IT FURTHER RESOLVED that any previous resolutions of this body in conflict with this resolution are hereby repealed; and

BE IT FURTHER RESOLVED that this resolution shall become effective upon passage, the public welfare requiring it.

Commissioner Wynne moved, seconded by Commissioner Ring, to amend to exclude elected officials as eligible designated persons from items 3 and 4.

After discussion, Commissioner Shoaf moved, seconded by Commissioner Harrison, to amend the amendment to add “all information recorded in any committee shall be uploaded without alteration and true to original form as item 12.

Chairman Hyde declared the amendment approved unanimously by voice vote of the body.

Chairman Hyde declared Resolution 2304-14 approved as amended unanimously by voice vote of the body.

Commissioner Mansfield introduced the following resolution and moved for approval; Commissioner Wright seconded the motion.

2304-15 A RESOLUTION CREATING AN OPIOID SETTLEMENT AD HOC COMMITTEE FOR DETERMINING DISBURSEMENT AND USE OF MONEY RECEIVED FROM THE TENNESSEE OPIOID ABATEMENT COUNCIL FUND AND NATIONAL SUBDIVISION FUNDS AND TRACK THE USAGE AND FOLLOW THE OUTCOMES

WHEREAS, the Tennessee Opioid Abatement Council is receiving and distributing funds from the National Opioid Settlements through the National Subdivision Funds as well as Tennessee Opioid Abatement Council (“the Settlements”); and

WHEREAS, Sumner County is a participant currently receiving disbursement of Opioid Settlement Funds (“Opioid Funds”) and will continue to receive funds from the Settlements in the future; and

WHEREAS, there is a timeline to allocate the Opioid Funds within two (2) years of receipt and to spend the Opioid Funds within four (4) years of receipt; and

WHEREAS, Sumner County will be responsible to follow spending guidelines, track the usage of the Opioid Funds, and follow up with the outcome of the attempts of utilization of Opioid Funds; and

WHEREAS, Opioid funds received are RESTRICTED to the following standards and MUST be used for abatement, education, prevention, treatment and support of the Opioid epidemic and its many related areas of concern; and

WHEREAS, Sumner County MUST keep records of the Opioid Funds, how they are used, the number of people aided, and the successes and/or failures of these efforts; and

WHEREAS, Sumner County needs to develop a process to determine the best manner to spend the Opioid Funds as well as which groups or projects shall be awarded the Opioid Funds each year.

THEREFORE, BE IT RESOLVED by the Sumner County Commission, meeting in regular session on this the 17th day of April, 2023 that this body does hereby create the Opioid Settlement Ad Hoc Committee (“Opioid Committee”) to process the manner in which Opioid Funds are to be spent, create documents to track uses and results, develop a procedure which will allow internal departments or outside groups to demonstrate their financial needs, how Opioid Funds will be used, and what goals they hope to achieve; and

BE IT FURTHER RESOLVED that this opioid Committee shall create policies and procedures for all requirements of the Opioid Funds and then undertake the process of creating a listing of the proposed projects and plans for the money as soon as possible; and

BE IT FURTHER RESOLVED that the Opioid Committee shall meet as often as is necessary to meet the needs and deadlines of the Settlements; and

BE IT FURTHER RESOLVED that the chairman of the Budget Committee is authorized to appoint members of the Opioid Committee; and

BE IT FURTHER RESOLVED that this body hereby declares that the Opioid Committee be composed of five (5) members of the Sumner County Commission, plus the following four (4) non-voting, ex-officio members: The County Mayor, one (1) drug addiction specialist, one (1) law enforcement member, and one (1) Sumner County Recovery Court member, who will advise the Opioid Committee on its efforts; and

BE IT FURTHER RESOLVED that the Opioid Committee shall report all of its activities, relating to policies, procedures and ideas it deems appropriate, on a monthly basis, to the Budget Committee, but any final decision to appropriate, allocate and then spend funds shall flow through the Budget Committee and the County Commission pursuant to the Budget Process and the financial rules of the county.

Chairman Hyde declared Resolution 2304-15 approved as amended unanimously by voice vote of the body.

Commissioner Mansfield introduced the following resolution moved for approval;
Commissioner Rogers seconded the motion.

2304-16 RESOLUTION TO ESTABLISH AN UPDATED OCCUPATIONAL SAFETY AND HEALTH PROGRAM PLAN, DEVISE RULES AND REGULATIONS, AND TO PROVIDE FOR A SAFETY DIRECTOR AND THE IMPLEMENTATION OF SUCH PROGRAM PLAN

WHEREAS, in compliance with Public Chapter 561 of the General Assembly of the State of Tennessee for the year 1972, the Sumner County hereby updates the Occupational Safety and Health Program Plan for our employees.

WHEREAS, due to various changes in subsequent years, it has become necessary to amend the program plan to comply with more recent state requirements.

SECTION 1.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that there be and is hereby amended as follows:

TITLE: This section shall be known as "The Occupational Safety and Health Program Plan" for the employees of Sumner County.

PURPOSE: The Sumner County Commission in electing to update the established Program Plan will maintain an effective and comprehensive Occupational Safety and Health Program Plan for its employees and shall:

- 1) Provide a safe and healthful place and condition of employment that includes:
 - a) Top Management Commitment and Employee Involvement;
 - b) Continually analyze the worksite to identify all hazards and potential hazards;
 - c) Develop and maintain methods for preventing or controlling the existing or potential hazards; and
 - d) Train managers, supervisors, and employees to understand and deal with worksite hazards.
- 2) Acquire, maintain, and require the use of safety equipment, personal protective equipment and devices reasonably necessary to protect employees.
- 3) Record, keep, preserve, and make available to the Commissioner of Labor and Workforce Development, or persons within the Department of Labor and Workforce Development to whom such responsibilities have been delegated, adequate records of all occupational accidents and illnesses and personal injuries for proper evaluation and necessary corrective action as required.
- 4) Consult with the Commissioner of Labor and Workforce Development with regard to the adequacy of the form and content of records.
- 5) Consult with the Commissioner of Labor and Workforce Development, as appropriate, regarding safety and health problems which are considered to be unusual or peculiar and are such that they cannot be achieved under a standard promulgated by the State.

6) Provide reasonable opportunity for the participation of employees in the effectuation of the objectives of this Program Plan, including the opportunity to make anonymous complaints concerning conditions or practices injurious to employee safety and health.

7) Provide for education and training of personnel for the fair and efficient administration of occupational safety and health standards and provide for education and notification of all employees of the existence of this Program Plan.

COVERAGE: The provisions of the Occupational Safety and Health Program Plan for the employees of **Sumner County** shall apply to all employees of each administrative department, commission, board, division, or other agency whether part-time or full-time, seasonal or permanent.

STANDARDS AUTHORIZED: The Occupational Safety and Health standards adopted by the **Sumner County Commission** are the same as, but not limited to, the State of Tennessee Occupational Safety and Health Standards promulgated, or which may be promulgated, in accordance with Section 6 of the Tennessee Occupational Safety and Health Act of 1972 (T.C.A. Title 50, Chapter 3).

VARIANCES FROM STANDARDS AUTHORIZED: Upon written application to the Commissioner of Labor and Workforce Development of the State of Tennessee, we may request an order granting a temporary variance from any approved standards. Applications for variances shall be in accordance with Rules of Tennessee Department of Labor and Workforce Development Occupational Safety and Health, VARIANCES FROM OCCUPATIONAL SAFETY AND HEALTH STANDARDS, CHAPTER 0800-01-02, as authorized by T.C.A., Title 50. Prior to requesting such temporary variance, we will notify or serve notice to our employees, their designated representatives, or interested parties and present them with an opportunity for a hearing. The posting of notice on the main bulletin board shall be deemed sufficient notice to employees.

ADMINISTRATION: For the purposes of this resolution, **the County Mayor or his designee** is designated as the Safety Director of Occupational Safety and Health to perform duties and to exercise powers assigned to plan, develop, and administer this Program Plan. The Safety Director shall develop a plan of operation for the Program Plan in accordance with Rules of Tennessee Department of Labor and Workforce Development Occupational Safety and Health, SAFETY AND HEALTH PROVISIONS FOR THE PUBLIC SECTOR, CHAPTER 0800-01-05, as authorized by T.C.A., Title 50.

FUNDING THE PROGRAM PLAN: Sufficient funds for administering and staffing the Program Plan pursuant to this resolution shall be made available as authorized by the **Sumner County Commission**.

SEVERABILITY: SECTION 2.

BE IT FURTHER RESOLVED that if any section, sub-section, sentence, clause, phrase, or portion of this resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

AMENDMENTS, ETC: SECTION 3.

BE IT FURTHER RESOLVED that this resolution shall take effect from and after the date it shall have been passed, properly signed, certified, and has met all other legal requirements, and as otherwise provided by law, the general welfare of the Sumner County requiring it.

Chairman Hyde declared Resolution 2304-16 approved as amended unanimously by voice vote of the body.

Commissioner Mansfield introduced the following resolution and moved for approval; Commissioner Teachenor seconded the motion.

**2304-17 A RESOLUTION ADOPTING THE PERSONNEL POLICIES
AND PROCEDURES FOR THE SUMNER COUNTY
HIGHWAY DEPARTMENT**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body hereby adopts the Personnel Policies and Procedures for the Sumner County Highway Department; and

BE IT FURTHER RESOLVED that these personnel policies be placed in the official record.

After discussion, the electronic vote was recorded in the following manner:

2304-17		4/17/2023 10:18:35 PM
YES - 22	NO - 2	ABS - 0
Individual Voting Results		
Becker 21 - Y	Boyt 13 - N	Brown 17 - Y
Burgdorf 19 - Y	Genung 9 - Y	Harris 10 - Y
Harrison 3 - Y	Holmes 12 - Y	Hyde 20 - N
Jones 23 - Y	Klein 6 - Y	Lamberth 4 - Y
Mansfield 16 - Y	Miller 24 - Y	Moss 1 - Y
Pomeroy 11 - Y	Ring 8 - Y	Rogers 5 - Y
Schmit 18 - Y	Shoaf 22 - Y	Sullivan 7 - Y
Teachenor 14 - Y	Wright 2 - Y	Wynne 15 - Y

Chairman Hyde declared Resolution 2304-17 approved by the body.

Commissioner Mansfield introduced the following resolution and moved to amend the title and the third through fifth paragraph to include “and old post office” after “Draper House.” Commissioner Teachenor seconded the motion.

2304-18 A RESOLUTION CREATING THE SUMNER COUNTY VOLUNTARY TAX ACT FOR REPAIR, UPKEEP, IMPROVEMENTS, AND SECURITY FOR THE “DRAPER HOUSE AND OLD POST OFFICE PROPERTY LOCATED AT 2268 STATE ROUTE 25, COTTONTOWN, TENNESSEE 37048”

WHEREAS, the economic resources and financial conditions of our county have forced this body to make drastic cuts in every area of our budget; and

WHEREAS, due to these dire economic times, this body cannot force tax increases on its citizens yet many have offered to pay additional sums in an effort to better fund capital projects that benefit all the people.

THEREFORE, BE IT RESOLVED, by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023 that this body does hereby, in an effort to pay repairs, upkeep, improvements, and security for the “Draper House and old Post Office property located at 2268 State Route 25, Cottontown, Tennessee 37048,” create THE SUMNER COUNTY VOLUNTARY TAX ACT FOR REPAIR, UPKEEP, IMPROVEMENTS, AND SECURITY FOR THE “DRAPER HOUSE.” (*the Act) and by such formation, ask citizens who wish to aid our county to make additional voluntary tax contributions; and

BE IT FURTHER RESOLVED, that the purpose of the Act shall be to promote and encourage the contribution of voluntary tax donations to the county to be used to pay for repairs, upkeep, improvements, and security for the “Draper House and old Post Office property located at 2268 State Route 25, Cottontown, Tennessee 37048;” and

BE IT FURTHER RESOLVED, contributions shall be mailed to the Sumner County Finance Department, 355 North Belvedere Drive, Gallatin, TN 37066 and that a special account shall be created and maintained by the Finance Department which shall assign and reserve all contributions to be used for repairs, upkeep, improvements, and security for the “Draper House and old Post Office property located at 2268 State Route 25, Cottontown, Tennessee 37048;” and

BE IT FURTHER RESOLVED, that all donations must be accepted and distributed pursuant to all state and federal laws, rules and regulations and reported on a monthly basis to the Budget Committee as well as to this body; and

BE IT FURTHER RESOLVED, that any donations received shall be so noted in the records of this body as to make it a permanent part of the record and thereby remaining a part of the history of this county; and

BE IT FURTHER RESOLVED, outside of this volunteer tax act, no additional county funds will be spent.

After discussion, Commissioner Wynne moved, seconded by Commissioner Becker, to amend to add “be it further resolved no funding outside this designated fund is to be used to repair, improve, maintain or secure these buildings located at 2268 State Route 25, Cottontown, Tennessee 37048.”

Chairman Hyde declared the amendment approved by voice vote of the body.

After further discussion, Commissioner Ring moved, seconded by Commissioner Becker, to amend to add “insurance” after improvements in the first “Therefore, Be It Resolved” paragraph.

Chairman Hyde declared the amendment to add insurance failed to carry by voice vote of the body.

County Mayor John Isbell stated the deed will need to be changed if property is removed from the FEMA program.

Being on the prevailing side, Commissioner Becker moved, seconded by Commissioner Jones, to reconsider Resolution 2304-12. After discussion, Commissioner Jones withdrew his second. The motion failed for lack of second.

Commissioner Shoaf called for the question, seconded by Commissioner Mansfield.

The electronic vote to call for the question was recorded in the following manner:

Call for question 2304-18			4/17/2023 10:50:03 PM
YES - 20	NO - 4	ABS - 0	
Individual Voting Results			
Becker 21 - N	Boyt 13 - Y	Brown 17 - Y	
Burgdorf 19 - Y	Genung 9 - Y	Harris 10 - Y	
Harrison 3 - N	Holmes 12 - Y	Hyde 20 - Y	
Jones 23 - Y	Klein 6 - Y	Lamberth 4 - Y	
Mansfield 16 - Y	Miller 24 - Y	Moss 1 - Y	
Pomeroy 11 - Y	Ring 8 - N	Rogers 5 - Y	
Schmit 18 - Y	Shoaf 22 - Y	Sullivan 7 - Y	
Teachenor 14 - Y	Wright 2 - Y	Wynne 15 - N	

Chairman Hyde declared the call for question approved by the body.

Chairman Hyde declared Resolution 2304-18 approved as amended by voice vote of the body.

Commissioner Mansfield introduced the following resolution and moved for approval; Commissioner Wynne seconded the motion.

**2304-27 A RESOLUTION ACCEPTING THE REVIEW OF THE JUDICIAL
MAGISTRATE PROGRAM**

WHEREAS, the 2022 annual review of the Sumner County Judicial Magistrate program was held on April 17, 2023, before this body.

NOW, THEREFORE, BE IT RESOLVED that the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body does hereby accept the review of the Judicial Magistrate program for the 2022 calendar year: and

BE IT FURTHER RESOLVED that a copy of this report shall be made a part of this record.

Chairman Hyde declared Resolution 2304-27 approved unanimously by vice vote of the body.

BUDGET COMMITTEE

Commissioner Shoaf introduced the following resolution moved for approval; Commissioner Mansfield seconded the motion.

2304-20 A RESOLUTION APPROVING SUMNER COUNTY EMERGENCY SERVICES TO SEEK A GRANT FOR ACQUISITION OF A Lenco BEARCAT WITH THE STIPULATIONS IT SHALL NOT BE UTILIZED TO ENFORCE ANY ACTION COUNTER TO EITHER THE US OR TENNESSEE CONSTITUTION AND SHALL NOT BE UTILIZED FOR PARADES

WHEREAS the Emergency Reponse Team (“ERT”) is a Law Enforcement team and is composed of 20 SWAT Operators, 4 of those are Marksmen and 2 SWAT-Medics; and

WHEREAS the ERT will utilize a Lenco Bearcat for disaster-related emergencies, active shooter scenarios, hostage or other search and rescue operations, or anti-terrorism preparedness, protection, prevention, recovery, or relief; and

WHEREAS on May 25, 2022, President Joseph R. Biden issued Executive Order 14074, “Advancing Effective, Accountable Policing and Criminal Justice Practices to Enhance Public Trust and Public Safety”; and

WHEREAS under the Executive Order, President Biden placed several items on a Prohibited or Controlled Equipment List (Policy 207-22-0002) including the Lenco Bearcat, such list containing certain exceptions; and

WHEREAS Sumner County can meet all requirements set forth in the exception list; and

WHEREAS the Homeland Security Grant requires approval from the local governing body for the acquisition of the Lenco Bearcat.

THEREFORE, BE IT RESOLVED the Commission of Sumner County, Tennessee authorizes the seeking of a Homeland Security Grant to pursue a Lenco Bearcat for use by the ERT; and

BE IT FURTHER RESOLVED the Lenco Bearcat is to be used in accordance with all applicable FEMA requirements for said grant; and

BE IT FURTHER RESOLVED any equipment purchased using this grant shall not be utilized to infringe upon any right held by a citizen of Sumner County, notwithstanding emergent use to mitigate against eminent hazard to life; and

BE IT FURTHER RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that

this body does hereby approve Sumner County Emergency Services to pursue a grant for a purchase of a Lenco Bearcat with the stipulations it shall not be utilized to enforce any action counter to either the US or Tennessee constitution and shall not be utilized for parades.

Commissioner Schmit moved, seconded by Commissioner Wynne, to strike shall not be utilized for public displays.

Commissioner Genung asked for clarification if there are any funding requirements for public education. Emergency Management Director Ken Weidner explained there are some aspects of public involvement but no requirements for public education.

Commissioner Boyt asked for clarification about purpose of resolution, summary reads to pursue a grant but in the body of resolution states authorizing purchase of Bearcat. Commissioner Shoaf clarified it is a two-step process, step one is to allow pursuit of the grant and step two would be brought back before the Commission for approval to purchase the Bearcat after contract is received. Mr. Weidner explained he will come back before the Commission to ask for funding.

Commissioner Boyt moved, seconded by Commissioner Harrison, to amend the verbiage of the resolution to clarify this for approval to pursue the grant and not to authorize the purchase of the Bearcat. She also requested to separate the vote on the two amendments on the floor.

The electronic vote to amend the verbiage of the resolution was recorded in the following manner:

Amend 2304-20 verbiage				4/17/2023 11:13:18 PM	
YES - 18		NO - 5		ABS - 0	
Individual Voting Results					
Becker 21	- Y	Boyt 13	- Y	Brown 17	- Y
Burgdorf 19	- Y	Genung 9	- Y	Harris 10	- Y
Harrison 3	- Y	Holmes 12	- Y	Hyde 20	- N
Jones 23	- Y	Klein 6	- Y	Lamberth 4	- N
Mansfield 16	- Y	Miller 24	- Y	Moss 1	- Y
Pomeroy 11	- Y	Ring 8	- Y	Rogers 5	- Y
Schmit 18	- Y	Shoaf 22	- Y	Sullivan 7	- N
Teachenor 14	- N	Wright 2	- N	Wynne 15	- NV

Chairman Hyde declared the amendment to amend verbiage of Resolution 2304-20 approved by the body.

Chairman Hyde asked Chairman Pro Tem Mansfield to take the chair so he could express that kids need to be familiar and know it is friendly equipment.

After further discussion, Commissioner Wynne moved to call the question, seconded by Commissioner Ring. The electronic vote to call for the question was recorded in the following manner:

Call for question
 2304-20 amendment

4/17/2023 11:23:51 PM

YES - 17			NO - 5			ABS - 0		
Individual Voting Results								
Becker 21	- N		Boyt 13	- N		Brown 17	- Y	
Burgdorf 19	- N		Genung 9	- Y		Harris 10	- Y	
Harrison 3	- Y		Holmes 12	- Y		Hyde 20	- Y	
Jones 23	- N		Klein 6	- NV		Lamberth 4	- Y	
Mansfield 16	- N		Miller 24	- Y		Moss 1	- Y	
Pomeroy 11	- Y		Ring 8	- Y		Rogers 5	- Y	
Schmit 18	- Y		Shoaf 22	- NV		Sullivan 7	- Y	
Teachenor 14	- Y		Wright 2	- Y		Wynne 15	- Y	

Chairman Hyde declared the call for question for the amendment approved by the body.

The electronic vote to amend to strike “shall not be utilized for public displays” was recorded in the following manner:

Amend 2304-20
 Strike language

4/17/2023 11:25:11 PM

YES - 14			NO - 10			ABS - 0		
Individual Voting Results								
Becker 21	- Y		Boyt 13	- N		Brown 17	- Y	
Burgdorf 19	- N		Genung 9	- N		Harris 10	- N	
Harrison 3	- Y		Holmes 12	- N		Hyde 20	- Y	
Jones 23	- N		Klein 6	- Y		Lamberth 4	- Y	
Mansfield 16	- N		Miller 24	- N		Moss 1	- Y	
Pomeroy 11	- Y		Ring 8	- Y		Rogers 5	- Y	
Schmit 18	- Y		Shoaf 22	- N		Sullivan 7	- Y	
Teachenor 14	- Y		Wright 2	- N		Wynne 15	- Y	

Chairman Hyde declared the amendment approved by the body.

Commissioner Shoaf moved, seconded by Commissioner Becker, to amend to add “any equipment purchased using this grant shall not be utilized to infringe upon any right held by any citizen of Sumner County not withstanding emergent use to mitigate against imminent hazard to life.”

The electronic vote to amend to add language was recorded in the following manner:

Amend 2304-20
 Add language

4/17/2023 11:35:39 PM

YES - 22			NO - 2			ABS - 0		
Individual Voting Results								
Becker 21	- Y		Boyt 13	- Y		Brown 17	- Y	
Burgdorf 19	- Y		Genung 9	- Y		Harris 10	- Y	
Harrison 3	- Y		Holmes 12	- Y		Hyde 20	- Y	
Jones 23	- Y		Klein 6	- Y		Lamberth 4	- Y	
Mansfield 16	- Y		Miller 24	- Y		Moss 1	- Y	
Pomeroy 11	- Y		Ring 8	- Y		Rogers 5	- N	
Schmit 18	- Y		Shoaf 22	- Y		Sullivan 7	- Y	
Teachenor 14	- Y		Wright 2	- N		Wynne 15	- Y	

Chairman Hyde declared the amendment approved by the body.

The electronic vote for Resolution 2304-20 as amended was recorded in the following manner:

2304-20			4/17/2023 11:36:56 PM
YES - 22	NO - 0	ABS - 1	
Individual Voting Results			
Becker 21 - Y	Boyt 13 - Y	Brown 17 - Y	
Burgdorf 19 - NV	Genung 9 - Y	Harris 10 - Y	
Harrison 3 - Y	Holmes 12 - Y	Hyde 20 - Y	
Jones 23 - Y	Klein 6 - Y	Lamberth 4 - Y	
Mansfield 16 - Y	Miller 24 - Y	Moss 1 - Y	
Pomeroy 11 - Y	Ring 8 - Y	Rogers 5 - Y	
Schmit 18 - Y	Shoaf 22 - Y	Sullivan 7 - Y	
Teachenor 14 - Y	Wright 2 - A	Wynne 15 - Y	

Chairman Hyde declared Resolution 2304-20 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Wynne.

2304-21 A RESOLUTION APPROPRIATING \$48,000.00 FROM LOCAL CAPITAL PROJECTS FUND RESTRICTED FUND BALANCE FOR THE SUMNER COUNTY ARCHIVES BID PROJECT AS APPROVED BY THE GENERAL OPERATIONS COMMITTEE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body does hereby appropriate \$48,000.00 from local capital projects fund restricted fund balance for the Sumner County Archives bid project as approved by the General Operations committee, as shown on the attachment herewith.

BE IT FURTHER RESOLVED that this resolution waives the second reading due to urgency of need.

County Mayor John Isbell stated the Committee expressed an interest in removing the roof railing. The approximate costs would be an additional \$15,00.00 to \$20,000.00 which might require an engineer.

Commissioner Shoaf moved, seconded by Commissioner Miller, to refer back to Committee.

Chairman Hyde declared Resolution 2304-21 referred back to Committee approve by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Wynne.

2304-22 A RESOLUTION APPROPRIATING UP TO \$350,000.00 FROM LOCAL CAPITAL PROJECTS RESTRICTED FUND BALANCE TO REPLACE CHILLER AT THE SUMNER COUNTY ADMINISTRATION BUILDING

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body does hereby appropriate up to \$350,000.00 from local capital projects

restricted fund balance to replace chiller at the Sumner County Administration Building, as shown on the attachment herewith.

BE IT FURTHER RESOLVED that this resolution serves as the second reading.

Chairman Hyde declared Resolution 2304-22 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Pomeroy.

2304-23 A RESOLUTION APPROPRIATING \$301,902.00 OF TENNCARE SUPPLEMENTAL FUNDS FOR THE SUMNER COUNTY EMERGENCY MEDICAL SERVICES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body hereby appropriates \$301,902.00 of TennCare supplemental funds for the Sumner County Emergency Medical Services, as shown on the attachment herewith.

Chairman Hyde declared Resolution 2304-23 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Rogers.

2304-24 A RESOLUTION APPROPRIATING ADDITIONAL \$41,100.00 AND TRANSFERRING \$300.00 FOR THE SUMNER COUNTY HEALTH DEPARTMENT FOR THE DIRECT GRANT ACCESS (DGA) AMENDMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body hereby appropriates additional \$41,100.00 and transferring \$300.00 for the Sumner County Health Department for the Direct Grant Access (DGA) amendment, as shown on the attachment herewith.

Chairman Hyde declared Resolution 2304-24 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Pomeroy.

2304-25 A RESOLUTION APPROPRIATING \$153,337.00 FROM LOCAL CAPITAL PROJECTS FUND RESTRICTED FUND BALANCE FOR AUDIO/VISUAL EQUIPMENT Overage FOR THE NEW SUMNER COUNTY COURTHOUSE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body does hereby appropriate \$153,337.00 from local capital projects fund restricted fund balance for audio/visual equipment overage for the new Sumner County Courthouse, as shown on the attachment herewith.

BE IT FURTHER RESOLVED that this resolution waives the second reading to keep operations running smoothly.

Chairman Hyde declared Resolution 2304-25 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Becker.

2304-26 A RESOLUTION APPROPRIATING \$800.00 FROM GENERAL FUND UNASSIGNED FUND BALANCE FOR MENTAL HEALTH EVALUATIONS TO THE COUNTY COMMISSION BUDGET

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 17th day of April 2023, that this body does hereby appropriate \$800.00 from general fund unassigned fund balance for mental health evaluations to the county commission budget, as shown on the attachment herewith; and

BE IT FURTHER RESOLVED that this resolution waives the second reading due to court ordered evaluations.

Chairman Hyde declared Resolution 2304-26 approved unanimously by voice vote of the body.

FINANCIAL MANAGEMENT

There was no report from the Financial Management Committee.

ADJOURNMENT

Chairman Hyde declared the Commission meeting adjourned at 11:43 p.m. upon motion of Commissioner Pomeroy, seconded by Commissioner Rogers.

CAROLYN TEMPLETON, CLERK

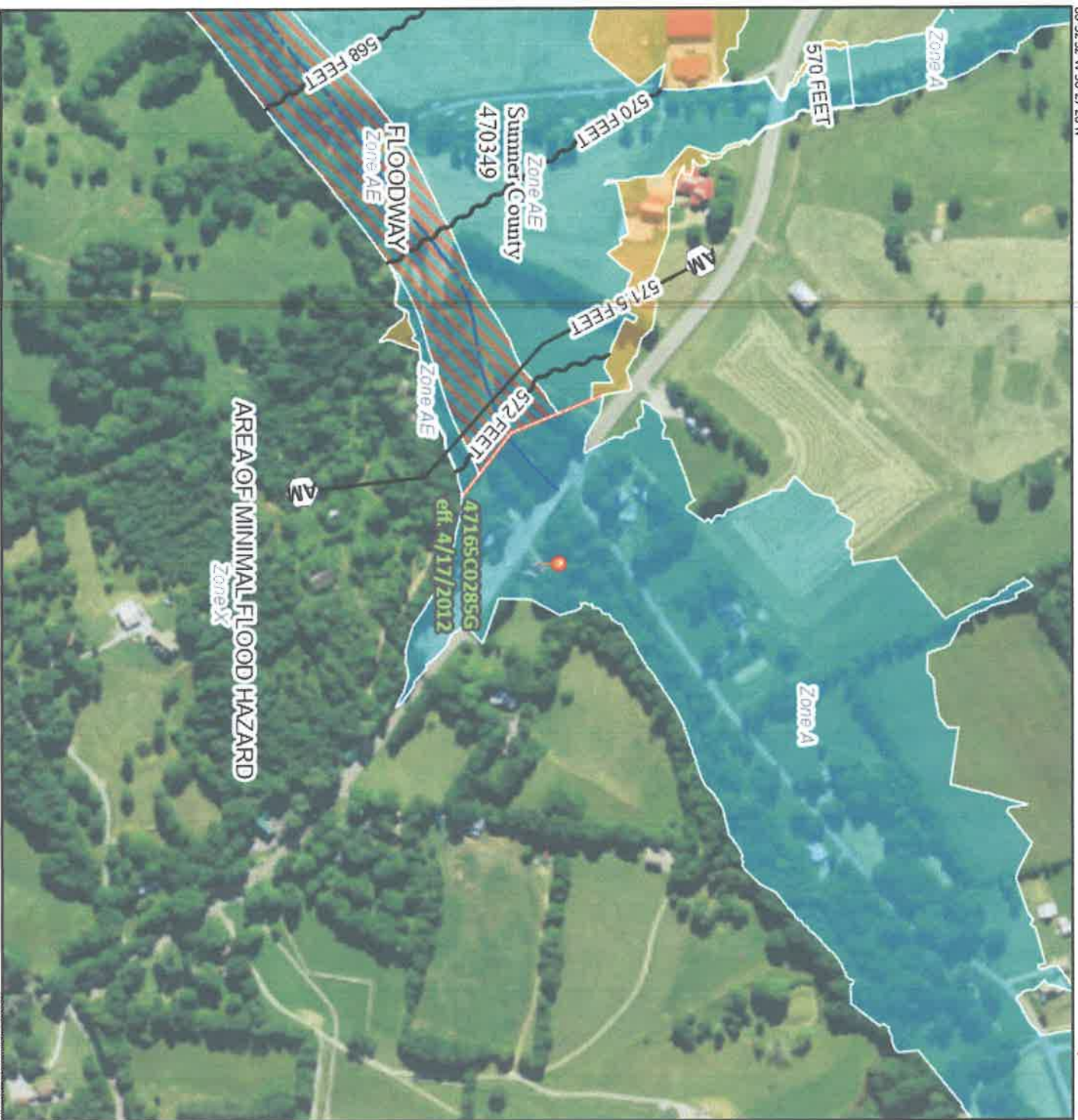
MERROL HYDE, CHAIRMAN

Prepared by Jennifer Mitchell

Approved on _____



86°32'32"W, 36°27'20"N



SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

Legend

SPECIAL FLOOD HAZARD AREAS

- Without Base Flood Elevation (BFE) Zone A, V, A99
- With BFE or Depth Zone AE, AO, AH, VE, AR
- Regulatory Floodway

OTHER AREAS OF FLOOD HAZARD

- 0.2% Annual Chance Flood Hazard, Area of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile Zone X
- Future Conditions 1% Annual Chance Flood Hazard Zone X
- Area with Reduced Flood Risk due to Levee, See Notes, Zone X
- Area with Flood Risk due to Levee Zone C

OTHER AREAS GENERAL STRUCTURES

- NO SCREEN Area of Minimal Flood Hazard Zone X
- Effective LOMRS
- Area of Undetermined Flood Hazard Zone X
- Channel, Culvert, or Storm Sewer
- Levee, Dike, or Floodwall

OTHER FEATURES

- 20.2 Cross Sections with 1% Annual Chance
- 17.4 Water Surface Elevation
- Coastal Transect
- Base Flood Elevation Line (BFE)
- Limit of Study
- Jurisdiction Boundary
- Coastal Transect Baseline
- Profile Baseline
- Hydrographic Feature

MAP PANELS

- Digital Data Available
- No Digital Data Available
- Unmapped

The pin displayed on the map is an approximate point selected by the user and does not represent an authoritative property location.



This map complies with FEMA's standards for the use of digital flood maps. If it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards.

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on 12/5/2022 at 4:49 PM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.

0 500 1000 1500 2000 Feet 1:6,000

86°31'55"W, 36°26'51"N