
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
NOVEMBER 3, 2014**

The Board of County Commissioners of Sumner County, Tennessee met in called session on Monday, November 3, 2014, in the Commission Chambers of the Sumner County Administration Building in Gallatin, Tennessee at 7:00 p.m. Present and presiding was the Chairman Paul Decker. Also present were the County Clerk Bill Kemp, County Executive Anthony Holt and County Law Director Leah Dennen and the following Commissioners to wit:

Mike Akins	Michael Guthrie	Kevin Pomeroy
Jerry F. Becker	Ben Harris	Baker Ring
Paul Decker	Larry Hinton	Leslie Schell
Alan Driver	Merrol N. Hyde	Bill Taylor
Jerry W. Foster	JoAnne Kemp	Chris Taylor
Billy Geminden	Trisha LeMarbre	Moe Taylor
Paul Goode	Scott Langford	Jim Vaughn
Steve Graves		

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Sonny Weatherford. Chairman Decker noted that with twenty-two 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. Commissioners Caroline Krueger and Bob Pospisil were not present at the meeting.

The Invocation was led by Commissioner Scott Langford.

The Pledge of Allegiance was led by the County Clerk, Bill Kemp.

READING OF THE NOTICE

Chairman Decker recognized Clerk Kemp who read the following notice:

**NOTICE OF SPECIAL CALLED MEETINGS
OF THE SUMNER COUNTY BUDGET COMMITTEE
AND
THE SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS**

Pursuant to Tennessee Code Annotated Sections 5-5-104 & 105, a
Special Called Meeting of the Sumner County Budget Committee is called for

Monday, November 31 2014 at 6:00 p.m. (local time) at the Sumner County Administration Building, Commission Chambers, 355 North Belvedere Drive, Gallatin, Tennessee 37066; and

A Special Called Meeting of the Sumner County Board of County Commissioners is called for Monday, November 3, 2014 at 7:00 p.m. (local time) at the Sumner County Administration Building, Commission Chambers, 355 North Belvedere Drive, Gallatin, Tennessee 37066. The purpose of both special called meetings is to discuss, consider and possibly vote on the following:

- (1) Adoption of the 2014 Tax Rate; and
- (2) Funding for the Airport Authority grant match of up to \$182,000.00.

The County Executive Anthony Holt and Paul Decker, Chairman of the County Commission, have called this special meeting.

Anyone having an interest, desiring to comment, or ask questions concerning the above referenced topics is invited to attend these meetings.

THIS NOTICE EXECUTED AND DATED THIS 22 DAY OF OCTOBER, 2014

Bill Kemp, Sumner County Clerk

RECOGNITION OF THE PUBLIC

Chairman Decker opened the floor to allow the public to speak concerning any matter on the agenda. With no one wishing to speak, recognition of the public was closed.

Chairman Decker recognized David Lawing, County Finance Director, who gave a presentation outlining the growing capital needs, County initiatives, operating funds in relationship to corresponding revenue and funding challenges. Mr. Lawing recommended a tax rate increase of \$2.50 to bring funding disparities to a more manageable level. Chairman Decker opened the floor to questions.

The tax increase would create the following additional resources annually:

Capital Improvements	\$7,058,263.00
School Initiatives	\$6,833,129.00
County Initiatives	\$2,335,780.00

Without objection, Chairman Decker recognized County Executive Anthony Holt who spoke to economic development initiatives costing \$20 million and the exposition center costing \$1 million. Mr. Holt stated proposals would be forthcoming on the economic stimulus initiatives.

Commissioner Moe Taylor called for a point of order, requesting that commissioners not be referred to by name during discussion.

Commissioner Goode moved, seconded by Commissioner LeMarbre, to accept the certified tax rate of \$2.0807.

The electronic vote was recorded in the following manner:

Akins	N	M. Taylor	N	Geminden	Y
Hinton	Y	Driver	Y	Graves	Y

Foster	Y	Schell	Y	Harris	Y
Ring	Y	Pomeroy	Y	Vaughn	N
Kemp	Y	LeMarbre	Y	Decker	Y
Hyde	Y	Becker	Y	C. Taylor	Y
Goode	Y	B. Taylor	Y	Langford	Y
Guthrie	Y				

CERTIFIED-RATE Yes: 19 No: 3 Abs: 0 08:45 PM

Chairman Decker declared the motion to accept the certified tax rate approved by the body.

Chairman Decker recognized Commissioner Vaughn who make a point of order that the Commission was outside the call as it had, in his view, adopted the 2014 tax rate with the previous vote.

County Law Director Leah Dennen disagreed with Commissioner Vaughn's statement and said the call was accurate. She noted that the intent to raise the tax rate had been noticed properly, as well.

Commissioner Goode moved, seconded by Commissioner Pomeroy, to take the recommendation of Mr. Lawing to increase the tax rate to \$2.50.

Commissioner Moe Taylor moved, seconded by Commissioner Vaughn, to table the matter.

The electronic vote was recorded in the following manner:

Akins	Y	M. Taylor	Y	Geminden	N
Hinton	N	Driver	N	Graves	Y
Foster	N	Schell	N	Harris	Y
Ring	N	Pomeroy	N	Vaughn	Y
Kemp	N	LeMarbre	N	Decker	N
Hyde	Y	Becker	N	C. Taylor	N
Goode	N	B. Taylor	N	Langford	N
Guthrie	N				

TABLE Yes: 6 No: 16 Abs: 0 08:51 PM

Chairman Decker declared the motion to table failed to pass.

Commissioner Chris Taylor moved, seconded by Commissioner LeMarbre, moved to call for the question.

The electronic vote was recorded in the following manner:

Akins	Y	M. Taylor	Y	Geminden	N
Hinton	Y	Driver	Y	Graves	Y
Foster	Y	Schell	Y	Harris	Y
Ring	N	Pomeroy	Y	Vaughn	Y
Kemp	Y	LeMarbre	Y	Decker	N
Hyde	N	Becker	N	C. Taylor	Y
Goode	Y	B. Taylor	Y	Langford	Y
Guthrie	Y				

QUESTION Yes: 17 No: 5 Abs: 0 09:42 PM

Chairman Decker declared the motion to end debate passed by the body with the necessary two-thirds vote.

Ms. Dennen requested a clarification of the property tax allocation. The allocation was as distributed to commissioners that evening in Mr. Lawing's Memorandum, II. Recommended Rate, Page 2. as follows:

Fund	State Certified Rate	Recommended Rate	Change
General	\$ 0.4903	\$ 0.5511	\$ 0.0608
General Debt Service	0.1735	0.3542	0.1807
Highway/Public Works	0.0173	0.0173	
General Purpose School	1.2764	1.4539	0.1775
Capital Projects	<u>0.1232</u>	<u>0.1235</u>	<u>0.0003</u>
Total	\$ 2.0807	\$ 2.5000	\$ 0.4193

The electronic vote on the tax rate was recorded in the following manner:

Akins	N	M. Taylor	N	Geminden	Y
Hinton	N	Driver	Y	Graves	N
Foster	Y	Schell	Y	Harris	N
Ring	Y	Pomeroy	Y	Vaughn	N
Kemp	Y	LeMarbre	Y	Decker	Y
Hyde	N	Becker	Y	C. Taylor	Y
Goode	Y	B. Taylor	Y	Langford	Y
Guthrie	Y				

TAX-RATE1 Yes: 15 No: 7 Abs: 0 09:44 PM

Chairman Decker declared the tax rate approved by the body. The resulting resolution was prepared as follows:

1411S-01 A RESOLUTION FIXING THE TAX LEVY IN SUMNER COUNTY, TENNESSEE FOR THE FISCAL YEAR BEGINNING JULY 1, 2014 AND ENDING JUNE 30, 2015

WHEREAS, notification was made of the intent to exceed the certified tax rate in the Sumner County newspapers of general circulation on October 22 and October 31, 2014 and by placement on the county website on October 24, 2014; and

WHEREAS, in order to get tax notices out to our citizens, a special meeting of this body was called by the County Executive and Commission Chairman and noticed by the County Clerk on October 22, 2014; and

THEREFORE BE IT RESOLVED that this body accepts the neutral certified tax rate of 2.0807 as set by the tax assessor; and

BE IT FURTHER RESOLVED by the Sumner County Board of County Commissioners meeting in special session on this the 3rd day of November 2014, that the property tax rate for Sumner County, Tennessee for the fiscal year beginning July 1, 2014 and ending June 30, 2015 shall be \$2.50 on each \$100 of taxable property, which is to provide revenue for each of the following funds and otherwise conform to the following levies; and

Fund	Tax Rate	Percentage
General	0.5511	22.04%
General Debt Service	0.3542	14.17%
Highway/Public Works	0.0173	0.69%
General Purpose School	1.4539	58.16%
Capital Projects	0.1235	4.94%
Total	\$2.50	100.00%

BE IT FURTHER RESOLVED that the County Trustee shall reflect the property tax rate upon receipts used in collecting property taxes; and

BE IT FURTHER RESOLVED that all resolutions of the County Board of Commissioners of Sumner County, Tennessee which are in conflict with this resolution are hereby repealed; and

BE IT FURTHER RESOLVED that this resolution shall take effect from and after its passage, and its provisions shall be in force from and after July 1, 2014, the public welfare requiring it; and

BE IT FURTHER RESOLVED that this body hereby amends local revenues as presented in the attached.

Commissioner Goode moved, seconded by Commissioner Foster, to approve the following resolution:

1411S-02A RESOLUTION APPROPRIATING \$182,000.00 TO THE AIRPORT AUTHORITY FOR A GRANT MATCH

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in special session on this the 3rd day of November, 2014 that this body does hereby appropriate \$182,000.00 to the Airport Authority from the unassigned fund balance for the grant match set forth in the attached documentation; and

BE IT FURTHER RESOLVED that if possible, the fund balance can be reimbursed from a future bond funds.

Mr. Lawing recommended that when the Commission issues bonds within six months possibly, the unassigned fund balance could be reimbursed.

After discussion, the maker of the motion and the seconder agreed to incorporate into the motion that the appropriation from the fund balance be reimbursed at a later time.

Commissioner Hinton moved for the question, which was seconded by Commissioner Guthrie. The motion and seconded were withdrawn.

The electronic vote was recorded in the following manner:

Akins	Y	M. Taylor	A	Geminden	Y
Hinton	Y	Driver	Y	Graves	Y
Foster	Y	Schell	Y	Harris	Y
Ring	Y	Pomeroy	Y	Vaughn	Y
Kemp	Y	LeMarbre	Y	Decker	Y
Hyde	Y	Becker	Y	C. Taylor	Y
Goode	Y	B. Taylor	Y	Langford	Y

Guthrie Y

1411S-02 Yes: 21 No: 0 Abs: 1 09:54 PM

Chairman Decker declared the resolution approved by the body on the first and final reading.

ADJOURNMENT

Chairman Decker declared the Commission meeting adjourned at 9:55 p.m. upon motion of Commissioner LeMarbre, seconded by Commissioner Harris.

BILL KEMP, CLERK

PAUL DECKER, CHAIRMAN

Prepared by Maria A. Savage
Approved on _____
