

MINUTES
CHEATHAM COUNTY LEGISLATIVE BODY
REGULAR SESSION
May 20, 2019

BE IT THEREFORE REMEMBERED, That the Cheatham County Legislative Body met in the General Sessions Courtroom, Ashland City, Tennessee, on May 20, 2019 in Regular Session. Chairman Mr. Donnie Jordan and County Clerk Ms. Teresa Gupton presided. County Mayor Mr. Kerry McCarver and County Attorney Mr. Michael Bligh attended.

COUNTY COMMISSIONERS

DAVID ANDERSON	DONNIE JORDAN
GARY BINKLEY	WALTER WEAKLEY
ANN JARREAU	DIANA PIKE LOVELL
TIM WILLIAMSON	EUGENE O. EVANS, SR.
CHRIS GILMORE	ED GREER
CONNIE MAYO	RANDY LILES

PUBLIC FORUM: Chairman Mr. Donnie Jordan opened Public Forum at 6:02P.M.

Becky Haney, employee at Cheatham County School, spoke in opposition of the Insurance change.

Public Forum closed at 6:04 P.M.

THE MEETING WAS CALLED TO ORDER by Sheriff Mr. Mike Breedlove at 6:04 P.M.

Invocation was offered by Mr. Ronnie Barron.

County Clerk Ms. Teresa Gupton called the roll. There being Twelve Commissioners present, Chairman, Mr. Donnie Jordan declared a Quorum. See Resolution 1.

David Anderson	Present	Donnie Jordan	Present
Gary Binkley	Present	Walter Weakley	Present
Ann Jarreau	Present	Diana Pike Lovell	Present
Tim Williamson	Present	Eugene O. Evans, Sr.	Present
Chris Gilmore	Present	Ed Greer	Present
Connie Mayo	Present	Randy Liles	Present

Motion was made by Mr. David Anderson, seconded by Mr. Tim Williamson to approve the Agenda for the May 20, 2019 Legislative Body Meeting by adding the Audit Committee report under New Business and by moving Industrial Development Board under New Business.

Motion approved by voice vote. See Resolution 2.

Motion was made by Ms. Diana Lovell, seconded by Mr. Tim Williamson to approve the Minutes from the April 15, 2019 Regular Session Legislative Body Meeting.

Motion approved by voice vote. See Resolution 3.

NEW BUSINESS

Audit Committee Chairman, Mr. Zack Clayton presented the Committees recommendation on the review of the Audit Report.

INDUSTRIAL DEVELOPMENT BOARD – Mr. Risner stated they did meet. Industrial Development Board recommended, motion was made by Mr. Gary Binkley, seconded by Mr. David Anderson to approve a resolution authorizing the Industrial Development Board of Cheatham County to negotiate and accept payment in lieu of ad valorem taxes with respect to D&S Hospitality Ashland City, GP’s Hotel.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 4.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

PUBLIC HEARING: Chairman Mr. Donnie Jordan opened Public Hearing at 6:28 P.M.

The following was advertised to be heard:

- 1.) *Kim Binkley, representing the estate of Douglas Eldridge, requesting a Zone Change from Agriculture to R1 for a portion of Map 37, Parcel 8. Property is located on Forestwood Road, in the 2nd voting district, and is not in a Special Flood Hazard Area.*
- 2.) *Cheatham County Government, requesting a Zone Change from R1 to C3 for a portion of Map 56, Parcel 31. Property is located on Petway Road, in the 5th voting district, and is not in a Special Flood Hazard Area.*

Ms. Kimberly Eldridge Binkley, spoke explaining her request.

Judge Bill Stinnett, representing Danny Holder, requested the Commission to honor the Contract with his Client for Petway Road Property.

Mr. Clayton Reed, Highway 49, spoke in opposition of the Zone Change request on Petway Road.

Mr. Jack Stafford, Petway Road, spoke in opposition of the Zone Change request on Petway Road.

Ms. Janet Knight, stated that R1 zoning cannot have stock and trade.

Public Hearing closed at 6:38 P.M.

BUILDING COMMISSIONER-MR. FRANKLIN WILKINSON: Mr. Franklin Wilkinson presented, motion was made by Mr. Gary Binkley, seconded by Ms. Ann Jarreau to approve the Zone Change request for Kim Binkley, representing the estate of Douglas Eldridge, from Agriculture to R1 for a portion of Map 37, Parcel 8. Property is located on Forestwood Road, in the 2nd voting district, and is not in a Special Flood Hazard Area.

Planning Commission Vote: 6 Yes 0 No 3 Absent

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 5.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

After Discussion, motion was made by Ms. Diana Lovell, seconded by Mr. Eugene O. Evans, Sr. to deny the Zone Change request for Cheatham County Government, from R1 to C3 for a portion of Map 56, Parcel 31. Property is located on Petway Road. Property is in the 5th voting district and is not in a Special Flood Hazard Area.

Planning Commission Vote to deny: 5 Yes 0 No 1 Abstain 3 Absent

Mr. Eugene O. Evans, Sr. called for Question.

Motion approved by roll call vote 11 Yes 1 No 0 Absent. See Resolution 6.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	No	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Motion was made by Ms. Diana Lovell, seconded by Mr. Walter Weakley to place the donation to the Community of the old Two Rivers Fire Hall Building on Petway Road, on the June Agenda if the contract is voided.

Motion approved by voice vote. See Resolution 7.

COUNTY MAYOR- MAYOR MR. KERRY MCCARVER: County Mayor, Mr. Kerry McCarver presented, motion was made by Ms. Diana Lovell, seconded by Mr. David Anderson to approve the Mayor's signature on the Land Lease to Farm property across from A.O. Smith Plant.

Motion approved by roll call vote 11 Yes 1 No 0 Absent. See Resolution 8.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	No	Randy Liles	Yes

Ms. Diana Lovell left at 7:16 P.M.

County Mayor, Mr. Kerry McCarver presented, motion was made by Ms. Connie Mayo, seconded by Mr. David Anderson to approve the Mayor's signature on the Health Department Grant Funds for playground equipment on Property where the walking track is at the Library.

Motion approved by roll call vote 11 Yes 0 No 1 Absent. See Resolution 9.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Absent
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Ms. Diana Lovell returned at 7:18 P.M.

County Mayor, Mr. Kerry McCarver reappointed Mr. Charlie Simpkins to the Pleasant View Utility District Board for a term beginning June 29, 2019 and ending June 29, 2023.

Motion was made by Mr. Gary Binkley, seconded by Ms. Ann Jarreau to defer for 30 Days the Contract with Rufus Johnson Associates.

Motion failed by roll call vote 6 Yes 5 No 1 Abstain 0 Absent

David Anderson	No	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Abstain
Tim Williamson	No	Eugene O. Evans, Sr.	Yes
Chris Gilmore	No	Ed Greer	No
Connie Mayo	No	Randy Liles	Yes

After discussion, motion was made by Mr. Tim Williamson, seconded by Mr. David Anderson to approve the Contract with Rufus Johnson Associates for the Cheatham County Highway Garage on George Boyd Road with the following three items added: Indemnification, Limitation of Liability, Confidentiality of documents/ public records requirements

Motion approved by roll call vote 10 Yes 2 No 0 Absent. See Resolution 10.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	No	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	No
Connie Mayo	Yes	Randy Liles	Yes

County Mayor, Mr. Kerry McCarver gave an update on the George Boyd Road Property.

County Mayor, Mr. Kerry McCarver presented, motion was made by Ms. Diana Lovell, seconded by Mr. David Anderson to approve the Litter Grant between the State of Tennessee Department of Transportation and Cheatham County.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 11.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

County Mayor, Mr. Kerry McCarver gave an update on the Tucker Empson Building.

DIRECTOR OF ACCOUNTS- MS. SANDRINE BATTS: Budget Committee recommended, motion was made by Mr. David Anderson, seconded by Mr. Gary Binkley to authorize the following budget amendments to the County General Fund:

Jail	\$72.00
South Cheatham Library	\$75.00
Other Economic and Community Development	\$1,411.42
Sanitation Education/Information	\$6,997.81
Other General Administration	\$40,552.69
County Mayor/Executive	\$95,350.00
County Mayor/Executive	\$1,035.00
Jail	\$20,000.00
Rabies and Animal Control	\$934.00
Social, Cultural, and Recreation Projects	\$15,600.00
South Cheatham Library	\$643.00
Cheatham County Library	\$1,909.23
Sheriff's Department	\$3,796.00
Election Commission	\$110,000.00
Sanitation Education/Information	\$11,254.50
Jail	\$10,000.00
County Clerk's Office	\$3,000.00

Cheatham County Library	\$2,852.10
Ambulance/Emergency Medical Services	\$3,187.00
Courtroom Security/Courthouse Security	\$23,777.17

Budget Vote: 4 Yes 0 No 1 Absent
Funding Source: Various

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 12.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Budget Committee recommended, motion was made by Mr. Walter Weakley, seconded by Mr. Tim Williamson to authorize the following budget amendment to the Solid Waste/Sanitation Fund:

Landfill Operation and Maintenance	\$7,978.00
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Budget Vote: 4 Yes 0 No 1 Absent
Funding Source: Solid Waste Used Oil Grant Funds

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 13.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Budget Committee recommended, motion was made by Mr. Gary Binkley, seconded by Mr. Ed Greer to authorize the Three- Year School Maintenance Capital Outlay Note not to exceed \$4,200,000.00.

School Board Vote: 5 Yes 0 No 1 Absent
Education Vote: 5 Yes 0 No 2 Absent
Funding Source: Note Proceeds

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 14.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Budget Committee recommended, motion was made by Mr. David Anderson, seconded by Mr. Tim Williamson to extend the deadline to adopt a proposed budget for fiscal year 2019-2020 from May 20th to June 5th.

Motion approved by voice vote. See Resolution 15.

COUNTY ATTORNEY – MR. MICHAEL BLIGH: Mr. Michael Bligh invited questions.

ECONOMIC & COMMUNITY DEVELOPMENT – MR. JEROME TERRELL: Mr. Terrell thanked the Commission for support on the Resolution approving the tax abatement for D& S Hospitality with GP’s Hotel. Mr. Terrell stated he is still getting RFIs but the County is short on sites. Mr. Terrell stated some of the existing industries within the County are growing.

OTHER COUNTY OFFICIALS

COUNTY TRUSTEE – MS. MARGIE JARRELL: Trustee report was included in the packet.

SHERIFF – MR. MIKE BREEDLOVE: Monthly reports were included in the packet.

Sheriff, Mike Breedlove presented, motion was made by Mr. Gary Binkley, seconded by Mr. Tim Williamson to approve the Contract with Montgomery County to house municipal offenders from Cheatham County Jail.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 16.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

DIRECTOR OF SCHOOLS- DR. CATHEY BECK: Dr. Beck thanked the Commission for their support. Dr. Beck stated she was excited about the upcoming graduations. Dr. Beck congratulated Ashland City Elementary School for earning the STEM Excellence in Design Thinking Award.

COUNTY SERVICES

UT EXTENSION – MR. RONNIE BARRON: The Extension Highlights were included in the packet. Mr. Ronnie Barron stated the Youth Leadership visited the State Capitol. Mr. Barron stated there were several educational camps and summer fun days in the works. Mr. Barron stated the Family and Consumer Scientist was now certified in helping new home buyers to obtain lower interest rates.

VETERANS SERVICE- MR. ROBERT COUNTER: Ms. Ware announced the upcoming 7th annual Memorial Day Celebration on May 27th. Ms. Ware stated the Field of Honor Flags were now up at the Courthouse.

STANDING COMMITTEES

BEER BOARD – They did not meet.

EDUCATION- Mr. Williamson stated they did meet. Mr. Williamson stated the minutes were included in the packet.

Education Committee recommended, motion was made by Mr. Tim Williamson, seconded by Mr. Ed Greer to approve \$54,619.00 left over from the Kingston Springs Drainage Project to be moved to a line item to cover other drainage projects.

Education Committee Vote: 4 Yes 1 No 2 Absent

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 17.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

EMERGENCY SERVICES – Mr. Jordan stated they did not meet.

CAPITAL IMPROVEMENTS – Mr. Binkley stated they did meet.

Motion was made by Mr. Gary Binkley, seconded by Mr. Randy Liles to approve \$6,879.00 to paint and caulk the windows at the Courthouse.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 18.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Motion was made by Mr. Gary Binkley, seconded by Mr. Eugene O. Evans, Sr. to approve \$600.00 to move the flagpole from the Tucker Empson Building to the Emergency Management Agency Building.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 19.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

Mr. Randy Mauldin from Trane presented a presentation of the proposed Trane project.

Motion was made by Mr. Gary Binkley, seconded by Mr. David Anderson to approve \$28,229.00 for the Trane Project.

Motion approved by roll call vote 12 Yes 0 No 0 Absent. See Resolution 20.

David Anderson	Yes	Donnie Jordan	Yes
Gary Binkley	Yes	Walter Weakley	Yes
Ann Jarreau	Yes	Diana Pike Lovell	Yes
Tim Williamson	Yes	Eugene O. Evans, Sr.	Yes
Chris Gilmore	Yes	Ed Greer	Yes
Connie Mayo	Yes	Randy Liles	Yes

CALENDAR RULES AND NOMINTATING – Mr. Anderson stated they did meet and discussed the Noise Ordinance.

Motion was made by Mr. David Anderson, seconded by Mr. Walter Weakley to appoint Marsha Hunt to fill the unexpired term of Susan Butchery on the Library Board for a term ending June 30, 2021.

Motion approved by voice vote. See Resolution 21.

ROAD AND BRIDGE – Mr. Walter Weakley stated they did not meet.

COMMERCIAL DEVELOPMENT: They did not meet.

CONSENT CALENDAR

Motion was made by Mr. Gary Binkley, seconded by Mr. Tim Williamson to approve the following Special Recognitions and applicants for Notary Public:

Special Recognition *Harpeth High School Wrestling Team*
Special Recognition *Robert E. (Bob) Counter*

Notaries

Virginia Faye Anderson *Logan C.E. Bell* *Gerald Lynn Bracey*
Larry D. Craig *Melissa N. George* *Shelly M. Hadden*
Sandra Sullivan *James E. Wilkes*

Motion approved by voice vote. See Resolution 22 (Individual resolutions 23 and 24).

There being no further business to discuss, motion was made by Mr. Tim Williamson, seconded by Mr. Gary Binkley to adjourn at 8:57 P.M.

Motion approved by voice vote. See Resolution 25.

County Clerk

Legislative Body Chairman