



MINUTES OF REGULAR SESSION OF COUNTY COURT ON DECEMBER 22, 2010

PRESENT: 20 ABSENT: 1

PRESENT: CHARLIE NEWTON	JOE MCLAIN	B.D. CRADIC
JEFF THACKER	HUBERT NEAL	THOMAS WHEELER
DANNY ALVIS	ROBERT A. PALMER	LINDA KIMBRO
LYNN SHORT	GARY W. HICKS, JR.	DUSTIN DEAN
DARRELL GILLIAM	VIRGIL MALLETT	GLEND A DAVIS
SHANE BAILEY	DWIGHT CARTER	CHARLIE FREEMAN
JOHN METZ	STACY VAUGHAN	

ABSENT: SYBLE VAUGHAN TRENT

1. REAPPOINTMENT OF BILL LYONS TO THE INDUSTRIAL BOARD FOR A SIX YEAR TERM

**AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, ALVIS, NEAL, SHORT,
 VAUGHAN, KIMBRO, MALLETT, MCLAIN, DAVIS, FREEMAN, METZ,
 BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER**

ABSENT: TRENT

APPROVED BY ROLL CALL AYE 20 NAY 0 ABSENT 1 PASSED 0

2. APPROVAL OF DATES, TIMES AND PLACES FOR THE 2011 MONTHLY REGULAR COUNTY COMMISSION MEETINGS

**AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, ALVIS, NEAL, SHORT,
 VAUGHAN, KIMBRO, MALLETT, MCLAIN, DAVIS, FREEMAN, METZ,
 BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER**

ABSENT: TRENT

APPROVED BY ROLL CALL AYE 20 NAY 0 ABSENT 1 PASSED 0

3. APPROVAL OF 30 MPH SPEED LIMIT ON LONG HOLLOW ROAD

**AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, ALVIS, NEAL, SHORT,
 VAUGHAN, KIMBRO, MALLETT, MCLAIN, DAVIS, FREEMAN, METZ,
 BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER**

ABSENT: TRENT

APPROVED BY ROLL CALL AYE 20 NAY 0 ABSENT 1 PASSED 0

4. APPROVAL OF PHASE II STORMWATER PERMIT NOTICE OF INTENT (NOI) FOR PHASE II MUNICIPAL SEPARATE STORM SEWER SYSTEMS (MS4), A REQUIREMENT BY TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION

AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, SHORT, PALMER, VAUGHAN, KIMBRO, MALLET, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR.

NAY: ALVIS, NEAL, NEWTON

ABSENT: TRENT

APPROVED BY ROLL CALL AYE 17 NAY 3 ABSENT 1 PASSED 0

5. APPROVAL OF PHASE II STORMWATER PERMIT IMPLEMENTATION PLAN FOR PHASE II MUNICIPAL STORMWATER SEWER SYSTEMS (MS4) REQUIRED BY TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION

AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, SHORT, PALMER, VAUGHAN, KIMBRO, MALLET, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR.

NAY: ALVIS, NEAL, NEWTON

ABSENT: TRENT

APPROVED BY ROLL CALL AYE 17 NAY 3 ABSENT 1 PASSED 0

6. COMPENSATION OF DELINQUENT TAX ATTORNEY

AYE: CARTER, DEAN, WHEELER, THACKER, ALVIS, NEAL, SHORT, BAILEY, VAUGHAN, KIMBRO, MALLET, MCLAIN, DAVIS, FREEMAN, METZ, GILLIAM, HICKS, JR., NEWTON, PALMER

PASSED: CRADIC

ABSENT: TRENT

APPROVED BY ROLL CALL AYE 19 NAY 0 ABSENT 1 PASSED 1

7. APPROVAL OF DISPOSING OF SURPLUS PROPERTY FROM OFFICE'S THAT HAS NO RE-SALE VALUE WITHOUT APPROVAL FROM COUNTY COMMISSION BUT BY NOTIFYING THE MAYOR'S OFFICE

MOTION TO AMEND – MONEY RECEIVED FROM RECYCLABLE SURPLUS PROPERTY BEING SOLD BE RETURNED TO THAT DEPARTMENT

AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, ALVIS, NEAL, SHORT, VAUGHAN, KIMBRO, MALLET, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER

ABSENT: TRENT

MOTION APPROVED AYE 20 NAY 0 ABSENT 1 PASSED 0

AYE: CRADIC, DEAN, ALVIS, NEAL, KIMBRO, MALLET, MCLAIN, DAVIS, FREEMAN, GILLIAM, HICKS, JR., NEWTON, PALMER, SHORT

NAY: CARTER, WHEELER, THACKER, VAUGHAN, METZ, BAILEY

ABSENT: TRENT

APPROVED AS AMENDED AYE 14 NAY 6 ABSENT 1 PASSED 0

8. APPROVAL OF LIGHTING SERVICES AGREEMENT BETWEEN GENLYTE THOMAS GROUP LLC AND HAWKINS COUNTY SCHOOLS FOR RE-LIGHTING CHEROKEE AND VOLUNTEER HIGH SCHOOLS AND ROGERSVILLE MIDDLE SCHOOL

MOTION TO AMEND – INCLUDE IN LAST PARAGRAPH "WITH SEPARATE GUARANTEE"

AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, ALVIS, NEAL, SHORT, VAUGHAN, KIMBRO, MALLET, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER

ABSENT: TRENT

MOTION APPROVED AYE 20 NAY 0 ABSENT 1 PASSED 0

AYE: CARTER, WHEELER, KIMBRO, MALLET, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER, SHORT

NAY: CRADIC, DEAN, THACKER, ALVIS, NEAL, VAUGHAN

ABSENT: TRENT

APPROVED AS AMENDED AYE 14 NAY 6 ABSENT 1 PASSED 0

9. APPROVAL TO APPLY FOR AN ENERGY EFFICIENT SCHOOLS INITIATIVE LOAN FOR RE-LIGHTING CHEROKEE AND VOLUNTEER HIGH SCHOOLS AND ROGERSVILLE MIDDLE SCHOOL

MOTION TO AMEND – ADD NECESSARY WORDING REQUIRED BY THE STATE

AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, ALVIS, NEAL, SHORT, VAUGHAN, KIMBRO, MALLETT, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER

ABSENT: TRENT

APPROVED BY ROLL CALL AYE 20 NAY 0 ABSENT 1 PASSED 0

AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, ALVIS, NEAL, SHORT, VAUGHAN, KIMBRO, MALLETT, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER

ABSENT: TRENT

APPROVED AS AMENDED AYE 20 NAY 0 ABSENT 1 PASSED 0

***MOTION TO AMEND – SUSPEND THE READING OF BUDGET DETAILS FOR THIS MEETING- RESOLUTIONS 2010/12/10 THRU 2010/12/13**

AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, PALMER, NEAL, SHORT, VAUGHAN, KIMBRO, MALLETT, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR., NEWTON

NAY: ALVIS

ABSENT: TRENT

MOTION APPROVED AYE 19 NAY 1 ABSENT 1 PASSED 0

10. BUDGET AMENDMENT – GENERAL FUND

AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, ALVIS, NEAL, SHORT, VAUGHAN, KIMBRO, MALLETT, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER

ABSENT: TRENT

APPROVED BY ROLL CALL AYE 20 NAY 0 ABSENT 1 PASSED 0

11. BUDGET AMENDMENT – DRUG CONTROL FUND

AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, ALVIS, NEAL, SHORT, VAUGHAN, KIMBRO, MALLET, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER

ABSENT: TRENT

APPROVED BY ROLL CALL AYE 20 NAY 0 ABSENT 1 PASSED 0

12. GENERAL PURPOSE SCHOOL FUND BUDGET AMENDMENT

AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, ALVIS, NEAL, SHORT, VAUGHAN, KIMBRO, MALLET, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER

ABSENT: TRENT

APPROVED BY ROLL CALL AYE 20 NAY 0 ABSENT 1 PASSED 0

13. FEDERAL PROJECTS FUND BUDGET AMENDMENT

AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, ALVIS, NEAL, SHORT, VAUGHAN, KIMBRO, MALLET, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER

ABSENT: TRENT

APPROVED BY ROLL CALL AYE 20 NAY 0 ABSENT 1 PASSED 0

14. APPROVAL OF NOTARY PUBLICS

AYE: CARTER, DEAN, WHEELER, CRADIC, THACKER, ALVIS, NEAL, SHORT, VAUGHAN, KIMBRO, MALLET, MCLAIN, DAVIS, FREEMAN, METZ, BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER

ABSENT: TRENT

APPROVED BY ROLL CALL AYE 20 NAY 0 ABSENT 1 PASSED 0

OLD BUSINESS:

NEW BUSINESS:

MOTION TO ADJOURN

APPROVED BY VOICE AYE 20 NAY 0 ABSENT 1 PASSED 0

INTRODUCED BY: _____

SECONDED BY: _____

VOTE FOR APPROVAL OF MINUTES OF DECEMBER 2010 COMMISSION MEETING

AYE NAY PASSED ABSENT