



**MINUTES OF REGULAR SESSION OF COUNTY COURT ON SEPTEMBER 27, 2010**

**PRESENT: 21    ABSENT: 0**

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

**1. APPOINTMENT OF MELVILLE BAILEY AS CHAIRMAN OF COUNTY COMMISSION**

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

**APPROVED BY ROLL    AYE 21        NAY 0        ABSENT 0    PASSED 0**

**2. APPOINTMENT OF CHAIRMAN PRO-TEMPORE OF COUNTY COMMISSION GARY HICKS, JR.**

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

**PASSED:    HICKS, JR.**

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

**3. NOMINATION OF DWIGHT CARTER AS CHAPLAIN FOR HAWKINS COUNTY BOARD OF COMMISSIONERS**

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

**PASSED:    CARTER**

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

**4. NEW LANDFILLS / EXISTING LANDFILL EXPANSIONS IN HAWKINS COUNTY**

**RESOLUTION PULLED**

**5. RE-APPROVAL OF STATUTORY BOND FOR COUNTY PUBLIC OFFICIAL PATRICIA S. COURTNEY FOR TERM OF OFFICE BEGINNING SEPTEMBER 1, 2010 AND ENDING AUGUST 31, 2014**

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

**APPROVED BY ROLL AYE 21 NAY 0 ABSENT 0 PASSED 0**

**6. APPROVAL OF NOTARY PUBLICS**

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

**APPROVED BY ROLL AYE 21 NAY 0 ABSENT 0 PASSED 0**

**MOTION TO SUSPEND RULES – AUTHORIZATION OF ISSUANCE OF TAX AND REVENUE ANTICIPATION NOTES TO BE USED FOR GENERAL FUND OPERATING CASH IN THE AMOUNT NOT TO EXCEED ONE MILLION, TWO HUNDRED THOUSAND DOLLARS (\$1,200,000)**

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

**APPROVED BY VOICE AYE 21 NAY 0 ABSENT 0 PASSED 0**

**OUT OF ORDER RESOLUTION 2010/09/01 – AUTHORIZATION OF ISSUANCE OF TAX AND REVENUE ANTICIPATION NOTES TO BE USED FOR GENERAL FUND OPERATING CASH IN THE AMOUNT NOT TO EXCEED ONE MILLION, TWO HUNDRED THOUSAND DOLLARS (\$1,200,000)**

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

**NAY: NEWTON**

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

**OLD BUSINESS: MOTION TO BRING PREVIOUS AUGUST 2010 RESOLUTION 2010/08/02 FROM TABLE- COUNTY ATTORNEY PHILLIPS DECLARED RESOLUTION ON THE FLOOR**

**ACTION TAKEN ON RESIDENTIAL BUILDING CODES PERTAINING TO THE NEW LAW PUBLIC CHAPTER 529, UNDER THE TENNESSEE CLEAN ENERGY FUTURE ACT OF 2009 EFFECTIVE OCTOBER 1, 2010**

- OPTION A: ADOPT AND ENFORCE ONLY THE MINIMUM STATE CODES**
- OPTION B: DO NOTHING AND LET THE STATE DO THE INSPECTIONS**
- OPTION C: OPT OUT AND LEAVE THE COUNTY WITHOUT RESIDENTIAL INSPECTIONS**

**OPTION A RECEIVED 2 VOTES – REQUIRED 11 VOTES**  
**OPTION B RECEIVED 9 VOTES**  
**OPTION C RECEIVED 10 VOTES – REQUIRED 14 VOTES**

- OPTION A: CRADIC, FREEMAN**
- OPTION B: CARTER, TRENT, WHEELER, DEAN, NEAL, VAUGHAN, MALLETT, MCLAIN, DAVIS**
- OPTION C: THACKER, ALVIS, KIMBRO, METZ, BAILEY, GILLIAM, HICKS, JR., NEWTON, PALMER, SHORT**

**OPTION B IS IN PLACE DUE TO OPTION A AND C FAILING. ATTORNEY PHILLIPS STATED THAT NO ACTION IS CONSIDERED TAKEN THEREFORE THE STATE WILL DO THE INSPECTIONS AS STATED IN OPTION B.**

**NEW BUSINESS: HUBERT NEAL INFORMED COMMISSION OF FORTHCOMING RESOLUTION FOR VETERAN SERVICE OFFICER DANNY BREEDING TO BE MOVED TO A PAY GRADE 9 ON THE PAY SCALE.**

**MOTION TO ADJOURN**

**APPROVED BY VOICE                      AYE 21                      NAY 0                      ABSENT 0                      PASSED 0**

**INTRODUCED BY: \_\_\_\_\_**

**SECONDED BY: \_\_\_\_\_**

**VOTE FOR APPROVAL OF MINUTES OF SEPTEMBER 2010 COMMISSION MEETING**

\_\_\_\_\_  
**AYE                      NAY                      PASSED                      ABSENT**