

ITEM 1. CALL TO ORDER, 2. PRAYER & PLEDGE, 3. OPEN MEETING 4. ROLL CALL

Be it remembered that the Bedford County Commissioners, acting as the County Legislative Body of the County met in a regular session in the Bedford County Courthouse in Shelbyville, TN on Tuesday January 10, 2012 at 7:00 P.M. Sheriff Randall Boyce called the meeting to order. Prayer was led by Commissioner John Brown. County Clerk Kathy Prater led the Pledge of Allegiance and called the roll.

TONY SMITH	J.D. (BO) WILSON	DON GALLAGHER
JOHN E BROWN	JOE TILLET	LINDA YOCKEY
JIMMY PATTERSON	JIMMY WOODSON	JANICE BROTHERS
BOBBY FOX	TONY BARRETT	ED CASTLEMAN
PHILLIP FARRAR	DENISE GRAHAM	MARK THOMAS
BILLY KING JR.	JEFF YOES	

With seventeen commissioners present, Sheriff Randall Boyce called the meeting to order. Commissioner Bobby Vannatta was absent.



5. APPROVAL OF THE DECEMBER 13, 2011 COMMISSION MINUTES

Commissioner Castleman moved to approve the December 13, 2011 Commission minutes, seconded by Commissioner Fox, and passed by unanimous vote of the Board.



6. NOTARY APPROVALS

FROM: BEDFORD COUNTY CLERK RE: NOTARY APPLICANTS FOR January 2012

TO: RULES AND LEGISLATIVE COMMITTEE DATE: December 13, 2011

NAME	NEW/RENEW	RECOMMENDED BY
1. Bonita Gray	Renew	
2. Ralph T. Allen	Renew	
3. Christine Patricia Sims	Renew	
4. James E. Farrar	Renew	
5. Deidre I. Smith	Renew	
6. Jo Ann Fann	Renew	
7. Tammy L. Adcock ^{deceased}	Renew	
8. Tabitha R. Stem	Renew	

NOTARY APPROVALS CONT'D

9. Joanne R. Perry	Renew	
10. Juanita Huffman	Renew	
11. Sandra E. Clanton	Renew	
12. LeAnn Barnes	Renew	
13. Garrett S. Gordon, Jr.	Renew	
14. Mary Kaye Jordan	Renew	
15. Judy Garrett	Renew	
16.		
17.		

Commissioner Thomas moved to approve the notary applicants/renewals as submitted by the County Clerk, seconded by Commissioner Castleman, and passed by unanimous vote of the Board.

7. REPORTS OF STANDING COMMITTEES

7.A. RULES AND LEGISLATIVE COMMITTEE

7.A.1. Consideration of appointments to 911 Communications Board. Districts 1 and 6 time has expired. Curt Cobb has been recommended for District 6, Dixie Parker for District 1. Consider revisiting 911 Communications Board to be sure all safety personnel are represented, recommendations for EMS representative Chad Graham. Item was placed on the Jan. 10, 2012 agenda with a unanimous recommendation by the Rules and Legislative Committee.

Commissioner Thomas moved to defer Item 7.A.1., seconded by Commissioner Woodson, and passed by unanimous vote of the Board.

7.A.2. Consideration of Representative for ISWA-The Mayor, Eugene Ray nominated Stanley Smotherman to the ISWA Board and Mark Clanton to the Regional Board. Item was placed on the Jan. 10, 2012 agenda with a unanimous recommendation by the Rules and Legislative Committee.

Commissioner Woodson moved to approve County Mayor Ray's recommendations, seconded by Commissioner Wilson, and passed by unanimous vote of the Board.

7.A.3. Consideration of nomination for Ag Extension Committee-John Teague recommended Tony Barrett and Bo Wilson's term be renewed. Item was placed on the Jan. 10, 2012 agenda with a unanimous recommendation by the Rules and Legislative Committee.

Commissioner Woodson moved to approve John Teague's recommendation, seconded by Commissioner Brown, and passed by unanimous vote of the Board.

7.B. FINANCIAL MANAGEMENT COMMITTEE

7.B.1. Consideration of 2010-11 Audit (Placed on the Jan. 10, 2012 Commission Agenda with a unanimous recommendation by the Finance Dept.)

Commissioner Tillett moved to approve Item 7. B.1., seconded by Commissioner Castleman, and passed by unanimous vote of the Board.



7.C. COURTHOUSE AND PROPERTY COMMITTEE

7.C.2. Consideration to allow Judges photos to be placed in the Courtroom-(Placed on the Jan. 10, 2012 Commission Agenda with a unanimous recommendation by the Courthouse and Property Committee).

Commissioner Yockey moved to approve Item 7.C.2., seconded by Commissioner Smith, and passed by unanimous vote of the Board.



7.D. LAW ENFORCEMENT COMMITTEE

Chairman Ray declared the meeting in recess for an attorney-client meeting.

Chairman Ray declared the meeting back in session.

Commissioner Fox moved to suspend the rules to discuss a Resolution on making the sale of synthetic drugs a felony. Motion to suspend passed by unanimous vote of the Board.

Commissioner Fox then moved to approve the Resolution, seconded by Commissioner Graham, and passed by unanimous vote of the Board.

Resolutions as approved follows.

RESOLUTION TO ASK LEGISLATIVE DELEGATION TO MAKE THE SALE OF SYNTHETIC DRUGS A FELONY AND REQUEST SUPPORT BY SURROUNDING COUNTIES

WHEREAS, synthetic marijuana and designer stimulants have created a public health problem in Rutherford County as witnessed by the Rutherford County Emergency Medical Service, the Middle Tennessee Medical Center Emergency Room, the Rutherford County Drug Court Program, the Murfreesboro Police Department and the Rutherford County Sheriff's Department; and

WHEREAS, during a recent raid in September, 2011 conducted by the Tennessee Bureau of Investigation, State Attorney General's Office, Rutherford County District Attorney's Office, Murfreesboro Police Department and the Rutherford County Sheriff's Department thirty-six convenience stores in Rutherford County were found to be selling synthetic marijuana and designer stimulants for up to \$30 per package; and

WHEREAS, currently in the State of Tennessee some of these products are being sold legally while some are covered under current legislation making them illegal but is a misdemeanor charge.

NOW, THEREFORE, BE IT RESOLVED by the Rutherford County Board of Commissioners, that the Rutherford County legislative delegation be ask to write and pass comprehensive legislation to make the manufacturing, distribution and selling of synthetic drugs a felony in the State of Tennessee.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to all counties in the State of Tennessee asking for a similar Resolution to their legislative delegation in support of said legislation for the betterment of all of Tennessee.

RESOLVED this 15th day of December, 2011.

RUTHERFORD COUNTY, TENNESSEE

ATTEST:

Lisa Duke Crowell
LISA DUKE CROWELL, County Clerk

BY: *Ernest G. Burgess*
ERNEST G. BURGESS, Chairman

CONT'D

Commissioner Tillet moved to suspend the rules to discuss settlement of county's lawsuit. Motion passed by unanimous vote of the Board

Commissioner Tillet made the following motion. After consultation with the the Attorney representing Bedford County through our insurance carrier, I move to settle the lawsuit in it's entirety and, 1. pay dispatchers back wages of \$13587.11 pursuant to the schedule that follows. 2. Authorize settlement of the wage hour lawsuit involving Deputy David Sakich and others with the county paying back wages and the insurance company matching this amount as liquidated damages plus attorney fees for the plaintiffs attorneys. Motion seconded by Commissioner Smith and passed by unanimous vote of the Board on a roll call vote.

16 ayes, 1 pass



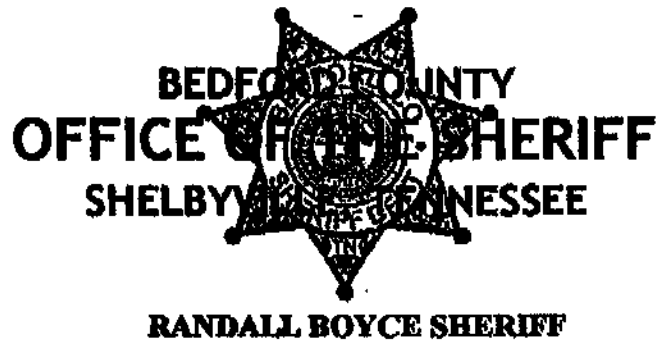
RANDALL BOYCE SHERIFF

Eric West	\$2,850.00	456 hours
Kay Bullington	\$1,387.75	213.50 hours
Linda Bacon	\$2,971.26	485.50 hours
Mike Spray	\$3,170.20	524 hours
Jon Evans	\$1,566.38	271 hours
Tammy Miller	\$1,641.52	284 hours

Total of OT owed to Dispatch: \$13,587.11

Eric West	\$79.62 (Bi-weekly)	\$2,070.12 (Year)
Kay Bullington	\$79.62 (Bi-weekly)	\$2,070.12 (Year)
Linda Bacon	\$73.38 (Bi-weekly)	\$1,907.88 (Year)
Mike Spray	\$78.06 (Bi-weekly)	\$2,029.56 (Year)
Jon Evans	\$76.26 (Bi-weekly)	\$1,982.76 (Year)
	\$386.94(Bi-weekly)	\$10,060.44 (Total by year)

CONT'D



01-09-2012

To: Bedford County Finance Department

Ref: Back time pay for dispatch

The following is a example of one of the Dispatch pay and how I derived at the total:

**Week 1 and 2 he was paid 84 hours straight time
Week 3 and 4 same**

Week 2 he worked 60 hours and should have been paid 40 plus over time for 20 hours and the same for week 4.

I took each pay period back a year and figured how much over time they were suppose to get by taking what they were already paid per hour which on this one was \$12.09 per hour and paid him \$6.05 for the time we owed him. Total hours OT for this person was 40OTx\$6.05=242.00 for this month.

If you take each time sheet back a year you come up with a total of 524 hours this person worked and did not get OT pay, you take that total of hours x \$6.05 half time pay you will get a total of \$3,170.20.

Thanks

Penny Cooper

Finance Director Daniel passed out a Management's Discussion and Analysis report for the year ended June 30, 2011. A copy of the report is on file in the County Clerk's Office.

Commissioner Wilson moved to approve the following Resolution, contingent on the Flat Creek Water Cooperative passing their resolution coming up with the necessary money to accomplish this. Motion seconded by Commissioner Yockey and passed by unanimous vote of the Board on a roll call vote.

17 ayes 0 noes

Resolution as approved follows:

1/10/12

RESOLUTION

WHEREAS, Bedford County, Tennessee is eligible for funds under the State of Tennessee "Small Cities" Community Development Block Grant Program; and

WHEREAS, there exists a need to extend water lines along portions of Parker Road, Noblitt Road, Mullins Road, Mt. Herman Road, Hart Road, and New Center Church Road in order to serve these residents with safe, potable water; and

WHEREAS, Bedford County in cooperation with the Flat Creek Water Cooperative wishes to make an application for said project;

NOW, THEREFORE, BE IT RESOLVED, THAT

- (1) The County Mayor be authorized and directed to execute and submit an application for funds to the Tennessee Department of Economic and Community Development in the amount of \$450,000.
- (2) The County Mayor be authorized and directed to enter into all necessary agreements to receive and administer such grant funds.
- (3) The total cost of the project is \$542,169. The balance of \$92,169 in local matching contribution will be provided by the Flat Creek Water Cooperative.

WHEREAS, Bedford County, Tennessee is eligible for funds under the State of Tennessee "Small Cities" Community Development Block Grant Program; and

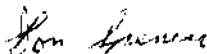
WHEREAS, there exists a need to extend water lines along portions of Parker Road, Noblitt Road, Mullins Road, Mt. Herman Road, Hart Road, and New Center Church Road in order to serve these residents with safe, potable water; and

WHEREAS, Bedford County in cooperation with the Flat Creek Water Cooperative wishes to make an application for said project;

NOW, THEREFORE, BE IT RESOLVED, THAT

The total cost of the project is estimated to be \$542,169. The Community Development Block Grant request is \$450,000. The balance of \$92,169 in local matching contribution will be provided by funds from the Flat Creek Water Cooperative.

PASSED AND SO ORDERED THIS 10th DAY OF JANUARY, 2012


Don Spencer
Chairman

8, ANNOUNCEMENTS

9. ADJOURN

There being no further business before the Board, Commissioner Woodson moved to adjourn, seconded by Commissioner Yockey and passed by unanimous vote of the Board.

**EUGENE RAY
BEDFORD COUNTY BOARD OF COMMISSIONERS**

I certify that the minutes were completed on the 12th of January 2012 and delivered to the Bedford County Mayor's Office

**KATHY PRATER
BEDFORD COUNTY CLERK**

I certify that I received these minutes on the _____ January, 2012

**EUGENE RAY
BEDFORD COUNTY MAYOR**

