

BENTON COUNTY COMMISSIONERS MEETING

AUGUST 15, 2016

BE IT REMEMBERED THAT ON AUGUST 15, 2016 THAT THE BENTON COUNTY COMMISSIONERS MET IN REGULAR SESSION AT THE BENTON COUNTY COURTHOUSE @ 6:00 PM.

AGENDA

1. Opening of Meeting by Sheriff Kenny Christopher.
2. Invocation was led by Commissioner M. Rogers and Pledge of Allegiance was led by Commissioner Ward.
3. Roll call by County Clerk Wanda Malin.

MEMBERS PRESENT: COMMISSIONERS ABSENT – RHONDA ARNOLD

DIST. 2	DAYNA FERGUSON	ROCKY PRESSON	JIMMY WISEMAN
DIST. 3	GARY FURR	BRETT ROGERS	MORRIS ROGERS
DIST. 4	JERRY BRANDON	SONNY HALL	WILLIAM HATLER
DIST. 5	EMILY HATCHER	BILL KEE	ROSEANNE WARD
DIST. 6	GARY EVANS		LYLE VANLEW
DIST. 1	ANGIE HERN	WARD PLANT	TREY SMITH

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4. Announcing of Quorum by Chairman Barry Barnett.
 5. Approval of Agenda.

Motion was made by Commissioner Ferguson and seconded by Commissioner Wiseman to approve the agenda. On a voice vote, all present voted AYE. Motion Carries.

6. Citizens Forum
7. Commissioners Forum
8. Approval of Minutes of Previous Month.
9. Report of Public Utilities.
10. Resolution re-appointing Michele Wright to the Benton County Library Board of Trustees (0815-01).
11. Resolution appointing Janet Layne to the Public Records Commission (0815-02).
12. Resolution appointing Jenna Cole Wilson to the Joint Economic Development Board (0815-03).
13. Resolution increasing the litigation tax by \$10.99 making the litigation tax charged by the general sessions court in Benton County be a total of \$20.99 (0815-04).
14. Resolution approving payment of the invoices received for services rendered during the month of July from the county Medical Examiner and Investigator(s) (0815-05).

15. Resolution budgeting funds in the amount of \$7,600.90 within the Library Budget (0815-06).
16. Resolution budgeting funds in the amount of \$1,710.00 within the Animal Shelter Budget (0815-07).
17. Resolution budgeting funds in the amount of \$18,179.25 within the Sheriff's Department Budget (0815-08).
18. Resolution budgeting funds in the amount of \$4,667.21 within the School budget (0815-09).
19. Resolution transferring funds in the amount of \$50,000.00 within the School Budget (0815-10).
20. Resolution transferring funds in the amount of \$61,453.00 within the School Budget (0815-11).
21. Resolution budgeting funds in the amount of \$1,990.05 within the School Budget (0815-12).
22. Resolution appropriating funds in the amount of \$164.92 in order to pay the PCORI Federal Excise Tax for the county's HRA Plan (0815-13).
23. Resolution appropriating funds in the amount of \$24,202.56 in order to pay the amount owed to Vulcan for the monthly refund payments on the severance tax collected (0815-14).
24. Resolution appropriating funds in the amount of \$120.00 in order to pay the County Officials Association dues this fiscal year (0815-15).
25. Resolution appropriating funds in the amount of \$13,775.00 in order to pay for the outstanding invoice for the recent emergency repair and upgrade to the courthouse HVAC (0815-16).
26. Appointing Notaries.
27. Any other business.
28. Adjourn.

CITIZENS FORUM

Mark Florence (Director of Schools) wanted to make everyone aware of the new App available for school closings and notifications.

Jim Bourne would like for citizens to be aware of and support the Benton County Audit Committee.

COMMISSIONERS FORUM

Commissioner M. Rogers announced a Property Committee Meeting on September 12, 2016 at 5 PM. This meeting will address the Court House HVAC system.

Commissioner Plant discussed Julys meeting and the discussion surrounding the county attorney. Mayor Barnett suggested he bring the issue up during ANY OTHER BUSINESS.

County Clerk Wanda Malin asked that any commissioner that would like to have specific conversation or discussion material noted in the minutes that the content be written or typed out and given to her. This is to make sure that the information noted will be correct. There is a lot of noise on the Minute recording and this will ensure accurate reflection.

APPROVE THE PREVIOUS MONTHS MINUTES

Motion was made by Commissioner Wiseman and seconded by Commissioner Vanlew to approve the minutes for the July 2016 meeting.

Motion was made by Commissioner Presson and seconded by Commissioner Evans to amend the July 2016 minutes to reflect that there was a protest during the motion to adjourn that was not recognized. On a roll call vote, 13 AYES, 3 NAYS and 1 PASS. Motion carries.

<u>MOTION TO AMEND JULY MINUTES</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
DAYNA FERGUSON		X			X		
ROCKY PRESSON		X	X		X		
JIMMY WISEMAN		X				X	
GARY FURR		X			X		
BRETT ROGERS		X				X	
MORRIS ROGERS		X			X		
JERRY BRANDON		X				X	
SONNY HALL		X			X		
WILLIAM HATLER		X			X		
EMILY HATCHER		X					X
BILL KEE		X			X		
ROSEANNE WARD		X			X		
GARY EVANS		X		X	X		
RHONDA ARNOLD	X						
LYLE VANLEW		X			X		
ANGIE HERN		X			X		
WARD PLANT		X			X		
TREY SMITH		X			X		

On a ROLL CALL vote to approve July minutes as amended, all present voted aye. Motion to pass July minutes carries.

<u>VOTE TO APPROVE MINUTES AS AMENDED</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
		X			X		
DAYNA FERGUSON		X			X		
ROCKY PRESSON		X			X		
JIMMY WISEMAN		X			X		
GARY FURR		X			X		
BRETT ROGERS		X			X		
MORRIS ROGERS		X			X		
JERRY BRANDON		X			X		
SONNY HALL		X			X		
WILLIAM HATLER		X			X		
EMILY HATCHER		X			X		
BILL KEE		X			X		
ROSEANNE WARD		X			X		
GARY EVANS		X			X		
RHONDA ARNOLD	X						
LYLE VANLEW		X			X		
ANGIE HERN		X			X		
WARD PLANT		X			X		
TREY SMITH		X			X		

APPROVAL OF THE REPORT OF PUBLIC UTILITIES

Motion was made by Commissioner Wiseman and seconded by Commissioner Ferguson to approve the report of Public Utilities. On a voice vote, all present voted AYE. Motion carries.

RESOLUTIONS

Motion was made by Commissioner Wiseman and seconded by Commissioner Hatcher to approve **RESOLUTION 0815-01**. On a roll call vote, all present voted AYE. Motion Carries.

RESOLUTION NO. 0815-01

SPONSORED BY THE BENTON COUNTY MAYOR BARRY BARNETT

WHEREAS, the Benton County Library Board of Trustees has a vacancy due to end of the term of a current Trustee; and

WHEREAS, it will be necessary to fill the vacancy on the Benton County Library Board of Trustees.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of August 2016 that the vacancy on the Benton County Library Board of Trustees, upon the recommendation of the Benton County Library Board of Trustees, be filled by re-appointment of Michele Wright to serve a 3 year term as a Trustee on said Board.

Motion was made by Commissioner Wiseman and seconded by Commissioner Evans to approve **RESOLUTION 0815-02**. On a roll call vote, all present voted AYE. Motion Carries.

RESOLUTION NO. 0815-02

SPONSORED BY THE BENTON COUNTY MAYOR BARRY BARNETT

WHEREAS, the Benton County Mayor would like to appoint Janet Layne to the Public Records Commission.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of August 2016 that Janet Layne be appointed to the Public Records Commission with no set terms.

Motion was made by Commissioner M. Rogers and seconded by Commissioner Ferguson to approve **RESOLUTION 0815-03**. On a roll call vote, all present voted AYE. Motion carries.

RESOLUTION NO. 0815-03

SPONSORED BY THE BENTON COUNTY MAYOR BARRY BARNETT

WHEREAS, the Benton County Mayor would like to appoint Jenna Cole Wilson to the Joint Economic Development Board.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of August 2016 that Jenna Cole Wilson be appointed to the Joint Economic Development Board with no set terms.

Motion was made by Commissioner M. Rogers and seconded by Commissioner Ferguson to approve **RESOLUTION 0815-04**.

Motion was made by Commissioner Hern to pull resolution **RESOLUTION 0815-04** because the Rules of Order say it must wait 90 days.

Motion was made by Commissioner Hatcher and seconded by Commissioner Ward to post pone **RESOLUTION 0815-04**. On a roll call vote, 13 AYES and 4 NAYS. Motion carries.

RESOLUTION NO. 0815-04

SPONSORED BY COMMISSIONERS WARD, BRANDON & VANLEW

**RESOLUTION TO INCREASE LITIGATION TAXES FOR
GENERAL SESSIONS COURT IN BENTON COUNTY**

WHEREAS, Tennessee Code Annotated § 16-15-5006 authorizes counties to levy an additional litigation tax of up to six dollars (\$6.00) in general sessions court to help fund increases in compensation for general sessions judges required by 1988 Public Chapter 698; and

WHEREAS, Tennessee Code Annotated § 16-15-5006(a) provides further that, if during any fiscal year the amount of revenue generated by the local tax authorized by that section does not sufficiently fund the increase in general sessions judge's compensation mandated by Tennessee Code Annotated, Title 16, Chapter 15, Part 50, the local litigation tax may be raised to an amount more than six dollars (\$6.00) if necessary to fund the mandated increase; and

WHEREAS, prior resolutions of the Benton County Legislative Body imposed the additional litigation tax authorized by Tennessee Code Annotated § 16-15-5006 at the ten dollar (\$10.00) level; and

WHEREAS, Benton County has determined that the ten dollar (\$10.00) litigation tax no longer generates sufficient revenue to fund the increases in the general sessions judge's compensation mandated by Tennessee Code Annotated, Title 16, Chapter 15, Part 50;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Benton County, Tennessee, meeting in regular session on this 15th day of August, 2016, in Benton County, Tennessee, that:

Section 1. On the effective date provided in Section 3, below, the local litigation tax in effect in general sessions court in Benton County authorized by Tennessee Code Annotated § 16-15-5006 shall be increased by ten dollars and ninety nine cents (\$10.99) for a total of twenty dollars and ninety nine cents (\$20.99).

Section 2. Taxes levied pursuant to this resolution shall be collected in addition to all state and other county litigation taxes in general session's court and shall be chargeable upon filing in a civil case and upon conviction in a criminal case in general session's court.

Section 3. This resolution shall be effective and the taxes imposed by this resolution shall take effect on the first day of September, 2016, the public welfare requiring it.

Section 4. The local litigation taxes collected pursuant to this Resolution shall be paid over to the County Trustee monthly and deposited in the county general fund.

Section 5. If any provision of this resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this resolution which can be given effect without the invalid provision or application and to that end the provisions of this resolution are declared to be severable.

Section 6. The presiding officer of this legislative body shall certify the passage of this resolution to the Secretary of State as provided in Tennessee Code Annotated § 16-15-5006.

POSTPONE RESOLUTION 0815-04 LITIGATION TAX							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
DAYNA FERGUSON		X			X		
ROCKY PRESSON		X				X	
JIMMY WISEMAN		X			X		
GARY FURR		X			X		
BRETT ROGERS		X			X		
MORRIS ROGERS		X			X		
JERRY BRANDON		X			X		
SONNY HALL		X			X		
WILLIAM HATLER		X			X		
EMILY HATCHER		X	X		X		
BILL KEE		X			X		
ROSEANNE WARD		X		X	X		
GARY EVANS		X				X	
RHONDA ARNOLD	X						
LYLE VANLEW		X			X		
ANGIE HERN		X				X	
WARD PLANT		X				X	
TREY SMITH		X			X		

Motion was made by Commissioner Ferguson and seconded by Commissioner Wiseman to approve **RESOLUTION 0815-05**. On a voice vote, all present voted AYE. Motion carries.

RESOLUTION NO. 0815-05

SPONSORED BY THE BENTON COUNTY MAYOR BARRY BARNETT

WHEREAS, Benton County has received invoices from the County Medical Examiner, Dr. Scott Portis, (\$1,125.00) and the County Medical Investigator(s), Phillip Christopher (\$1,400.00), Bruce Herrin (\$200.00) and Steven Cooke (\$200.00) for services rendered during the month of July; and

WHEREAS, it will be necessary to approve payment of the invoices received in the amount of \$2,925.00 in order to pay the County Medical Investigator(s) and Medical Examiner for the services rendered during the month of July 2016 on behalf of Benton County.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of August 2016 that the invoices received by the County Medical Examiner (\$1,125.00) and County Medical Investigator(s) (\$1,800.00) for services rendered on behalf of Benton County during the month of July in the total amount of \$2,925.00 be approved for payment.

Motion was made by Commissioner Ferguson and seconded by Commissioner Hatcher to Combine **RESOLUTIONS 0815-06, 0815-07, 0815-08 and RESOLUTION 0815-09**. On a voice vote, all present voted AYE. Motion carries.

Motion was made by Commissioner Wiseman and seconded by Commissioner Ferguson to approve **RESOLUTIONS 0815-06, 0815-07, 0815-08 and RESOLUTION 0815-09** as combined. On a roll call vote, all present voted AYE. Motion carries/

RESOLUTION NO. 0815-06

SPONSORED BY THE BENTON COUNTY MAYOR BARRY BARNETT

WHEREAS, the Benton County Library has received funds in the amount of \$7,600.90 for fines, copies, faxes, LSTA Tech Grant Reimbursement and City of Camden Donations/Allocations collected throughout the month of July; and

WHEREAS, it will be necessary to budget the said funds in the amount of \$7,600.90 within the library budget.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of August 2016 that the funds in the amount of \$7,600.90 received by the Benton County Library for fines, copies, faxes and City of Camden Donations/Allocations received for the month of April be budgeted as the following:

INCREASED REVENUES:

101.43350	GENERAL SERVICE CHARGES/COPY FEES	\$ 310.55
101.43360	GENERAL SERVICE CHARGES/LIBRARY FEES	\$ 286.75
101.44170	OTHER LOCAL REVENUE/MISC. REFUNDS	\$ 465.60
101.48130	CONTRIBUTIONS	\$3,750.00
101.48980	GRANTS	\$2,788.00

\$7,600.90

INCREASED EXPENDITURES:

101.56500.169	LIBRARIES PART-TIME PERSONNEL	\$3,750.00
101.56500.307	LIBRARIES COMMUNICATION	\$ 700.00
101.56500.452	LIBRARIES UTILITIES	\$ 362.90
101.56500.709	DATA PROCESSING EQUIPMENT	\$2,788.00

\$7,600.90

RESOLUTION NO. 0815-07

SPONSORED BY THE BENTON COUNTY MAYOR BARRY BARNETT

WHEREAS, the Benton County Animal Shelter has received funds in the total amount of \$1,710.00 in donations, sponsorships and adoption fees collected throughout the month of July; and

WHEREAS, it will be necessary to budget the said funds in the total amount of \$1,710.00 to the appropriate expenditure accounts within the Animal Shelter budget.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of August 2016 that the funds in the amount of \$1,710.00 collected by the Benton County Animal Shelter for donations, sponsorships and adoption fees be budgeted as the following:

INCREASE REVENUES:

101.41130	ANIMAL VACCINATIONS	\$645.00
101.48610	DONATIONS	\$820.00
101.44130	SALE OF MATERIALS	\$245.00

\$1,710.00

INCREASE EXPENDITURES:

101.55120.357	RABIES & ANIMAL CONTROL VETERINARY SERVICES	\$1,710.00
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\$1,710.00

RESOLUTION NO. 0815-08

SPONSORED BY THE BENTON COUNTY SHERIFF KENNY CHRISTOPHER

WHEREAS, the Benton County Sheriff's Office has received funds in the amount of \$ 18,179.25 for service fees, phone commission, and reimbursements for the month of June/July 2016; and

WHEREAS, it will be necessary to budget the said funds in the amount of \$ 18,179.25 to the appropriate expenditure accounts within the Sheriff's budget.

NOW THEREFORE BE IT RELOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th day of August, 2016 that the funds in the amount of \$ 18,179.25 received by the Benton County Sheriff's Office for service fees, phone commission, and reimbursements for the month of June/July be budgeted as follows:

INCREASE REVENUES:

101.43370	TELEPHONE COMMISSIONS	\$ 55.01
101.42900	OTHER FINES, FORFEITURES, & PENALTIES	\$ 125.00
101.45590	CHILD SUPPORT FEES	\$ 150.00
101.44170	SECURITY FEES	\$ 257.33
101.43395	SEX OFFENDER REGIST. FEE	\$ 450.00
101.41590	HANDGUN PERMIT CHECKS	\$ 15.00
101.44170	MISC. REFUNDS	\$ 302.76
101.46110	SCHOOL RESOURCE OFFICER	\$ 16,824.15

\$ 18,179.25

INCREASE EXPENDITURES:

101.54110.170	SCHOOL RESOURCE OFFICER	\$ 16,824.15
101.54110.353	TOW-IN SERVICE	\$ 125.00
101.54110.451	UNIFORMS	\$ 759.89
101.54210.507	MEDICAL CLAIMS	\$ 20.21
101.54160.599	SEX OFFENDER ADMIN.	\$ 450.00

\$ 18,179.25

RESOLUTION NO. 0815-09

RESOLUTION FOR THE BENTON COUNTY BOARD OF COMMISSIONERS

August 15, 2016

WHEREAS: The estimate of expenditures were not enough to meet the necessary expenditures for certain subsidiary items in the Primary Series in the School Budget;

THEREFORE: Be it resolved by the Benton County Board of Commissioners to approve the following changes within the 2016-17 Budget as follows:

INCREASE

49700	Insurance Recovery	\$ 4,667.21
72250 790	Instructional Equipment	\$ 4,667.21

Motion was made by Commissioner M. Rogers and seconded by Commissioner Plant to combine **RESOLUTION 0815-10 and 0815-11**. On a voice vote, all present voted AYE. Motion carries.

Motion was made by Commissioner Ferguson and seconded by Commissioner M. Rogers to approve **RESOLUTION 0815-10 and 0815-11** as combined. On a roll call vote, all present voted AYE. Motion Carries.

RESOLUTION NO. 0815-10

RESOLUTION FOR THE BENTON COUNTY BOARD OF COMMISSIONERS

August 15, 2016

WHEREAS: The estimate of expenditures were not enough to meet the necessary expenditures for certain subsidiary items in the Primary Series in the School Budget;

THEREFORE: Be it resolved by the Benton County Board of Commissioners to approve the following changes within the 2016-17 Budget as follows:

INCREASE

99100 590	Transfers Out	\$ 50,000.00
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DECREASE

39000	Fund Balance	\$ 50,000.00
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RESOLUTION NO. 0815-11

RESOLUTION FOR THE BENTON COUNTY BOARD OF COMMISSIONERS

August 15, 2016

WHEREAS: The estimate of expenditures were not enough to meet the necessary expenditures for certain subsidiary items in the Primary Series in the School Budget;

THEREFORE: Be it resolved by the Benton County Board of Commissioners to approve the following changes within the 2016-17 Budget as follows:

INCREASE

72710 146	Bus Drivers	\$ 28,350.00
201	Social Security	1,758.00
204	State Retirement	934.00
212	Medicare	411.00
412 SE Diesel Fuel		<u>30,000.00</u>
		\$ 61,453.00

DECREASE

72710 315	Contracts w/Vehicle Owners	\$ 41,453.00
412	Diesel Fuel	<u>20,000.00</u>
		\$ 61,453.00

Motion was made by Commissioner M. Rogers and seconded by Commissioner Ferguson to approve **RESOLUTION 0815-12**. On a roll call vote, all present voted AYE. Motion Carries.

RESOLUTION NO. 0815-12

RESOLUTION FOR THE BENTON COUNTY BOARD OF COMMISSIONERS

August 15, 2016

WHEREAS: All Medical Reimbursements in the Cafeteria Plan were not used by employees;

THEREFORE: Be it resolved by the Benton County Board of Commissioners to approve the following changes within the 2016-17 Budget as follows:

INCREASE

44170	Miscellaneous Refunds	\$ 1,990.05
71100 429	Instructional Supplies - Instruction	\$ 1,990.05

Motion was made by Commissioner Wiseman and seconded by Commissioner Hatcher to approve **RESOLUTION 0815-13**. On a roll call vote, all present voted AYE. Motion Carries.

RESOLUTION NO. 0815-13

SPONSORED BY THE BENTON COUNTY MAYOR BARRY BARNETT

WHEREAS, a new change due to the Affordable Healthcare Act requires self-insured plans to file an annual Form 720, Federal Excise Tax Return and pay a PCORI fee (Patient-Centered Outcomes Research Trust Fund Fee); and

WHEREAS, the amount due from Benton County for the HRA we have in place is a total of \$164.92; and

WHEREAS, it will be necessary to appropriate the said funds in the amount of \$164.92 from the Unassigned Fund Balance within the County General Fund and budgeted it to the appropriate expenditure account in order to file Form 720 and pay the PCORI fee due to the Federal Government.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of August 2016 that the funds in the amount of \$164.92 be appropriated from the Unassigned Fund Balance within the County General Fund and budgeted to Expenditure Account No. 101.58600.299 Employee Benefits Other Fringe Benefits (HRA).

Motion was made by Commissioner Ferguson and seconded by Commissioner Wiseman to approve **RESOLUTION 0815-14**. On a roll call vote, all present voted AYE. Motion carries.

RESOLUTION NO. 0815-14

SPONSORED BY THE BENTON COUNTY MAYOR BARRY BARNETT

WHEREAS, in previous action by the legislative body Resolution 1116-16 was passed where Benton County owed Vulcan and Camden Gravel a refund on the severance tax collected; and

WHEREAS, the Benton County Highway Department paid Camden Gravel back the refund which they were owed; and

WHEREAS, it will be necessary to appropriate the funds in the amount of \$24,202.56 from the Unassigned Fund Balance within the County General Fund and budget to the appropriate expenditure account in order to make monthly payments to Vulcan for this 2016-2017 Fiscal Year.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of August 2016 that the funds in the amount of \$24,202.56 be appropriated from the Unassigned Fund Balance within the County General Fund and budgeted to the Expenditure Account No. 101.58900.599 – Miscellaneous Other Charges in order to make monthly refund payments throughout the 2016-2017 Fiscal Year for the overpayment of Tennessee Severance Tax paid to Benton County by Vulcan.

Motion was made by Commissioner Wiseman and seconded by Commissioner Ferguson to approve **RESOLUTION 0815-15**. On a roll call vote, all present voted AYE. Motion carries.

RESOLUTION NO. 0815-15
SPONSORED BY THE BENTON COUNTY MAYOR BARRY BARNETT

WHEREAS, the County Officials Association Dues have increased by \$120.00; and

WHEREAS, it will be necessary to appropriate the funds in the amount of \$120.00 in order to pay the dues for this fiscal year.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of August 2016 that the funds in the amount of \$120.00 be appropriated from the Unassigned Fund Balance within the General Fund and budget to the Expenditure Account No. 101.51900.320 – Other General Administration Dues & Memberships in order to pay the dues for this fiscal year.

Motion was made by Commissioner Wiseman and seconded by Commissioner Ferguson to approve **RESOLUTION 0815-16**. On a roll call vote, 14 AYES and 3 NAYS. Motion carries.

RESOLUTION NO. 0815-16
SPONSORED BY BARRY BARNETT

WHEREAS, the Benton County Courthouse HVAC recently broke and a new part had to be created in order to repair and upgrade the system; and

WHEREAS, it will be necessary to appropriate the funds in the amount of \$13,775.00 in order to pay the outstanding invoice.

NOW THEREFORE BE IT RESOLVED, By the Board of Commissioners of Benton County, Tennessee assembled in regular session on this the 15th Day of August 2016 that the funds in the amount of \$13,775.00 be appropriated from the Litigation Tax Reserve and budgeted as the following:

DECREASE REVENUES:

101.34525	RESERVED FOR LITIGATION TAX	\$13,775.00
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\$13,775.00

INCREASE EXPENDITURES:

101.51800.335	COUNTY BUILDINGS MAINTENANCE & REPAIR	\$13,775.00
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\$13,775.00

RESOLUTION 0815-16 HVAC							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
DAYNA FERGUSON		X		X	X		
ROCKY PRESSON		X				X	
JIMMY WISEMAN		X	X		X		
GARY FURR		X			X		
BRETT ROGERS		X			X		
MORRIS ROGERS		X			X		
JERRY BRANDON		X			X		
SONNY HALL		X			X		
WILLIAM HATLER		X			X		
EMILY HATCHER		X			X		
BILL KEE		X			X		
ROSEANNE WARD		X			X		
GARY EVANS		X			X		
RHONDA ARNOLD	X						
LYLE VANLEW		X			X		
ANGIE HERN		X				X	
WARD PLANT		X				X	
TREY SMITH		X			X		

Motion was made by Commissioner Hatler and seconded by Commissioner M. Rogers to approve the August 2016 Notary applications. On a voice vote, all present voted Aye. Motion Carries.

CHRISTY BAKER

ANY OTHER BUSINESS

Mayor Barnett announced that 6th District Commissioner Rhonda Arnold has resigned her seat because of personal reasons. In September 2016, we will be advertising in the paper for a 6th District Commissioner to take that vacancy. Whoever is interested will come before the Commissioner and will be voted on.

Motion was made by Commissioner Evans and seconded by Commissioner Plant to take a vote on keeping Phil Hollis as the Benton County Attorney. On a roll call vote, 13 AYES and 3 NAYS and 1 PASS. Motion carries.

<u>COUNTY ATTORNEY</u>							
COMMISSIONER	ABSENT	PRESENT	MOTION	SECOND	AYE	NAY	PASS
DAYNA FERGUSON		X			X		
ROCKY PRESSON		X				X	
JIMMY WISEMAN		X			X		
GARY FURR		X			X		
BRETT ROGERS		X			X		
MORRIS ROGERS		X			X		
JERRY BRANDON		X			X		
SONNY HALL		X			X		
WILLIAM HATLER		X			X		
EMILY HATCHER		X			X		
BILL KEE		X			X		
ROSEANNE WARD		X			X		
GARY EVANS		X	X				X
RHONDA ARNOLD	X						
LYLE VANLEW		X			X		
ANGIE HERN		X				X	
WARD PLANT		X		X		X	
TREY SMITH		X			X		

Sheriff Kenny Christopher needs repairs to the Annex generator. He has no lights on the annex side and no power to control the doors and it is a safety issue. Mayor Barnett said for Sheriff Christopher to bring a bill for the repairs so that it can be fixed.

Motion was made by Commissioner Hatler and seconded by Commissioner Ferguson that Mayor Barnett and Sheriff Kenny Christopher work together to get the Annex Generator fixed quickly. On a voice vote, all present voted AYE. Motion carries.

Motion was made by Commissioner Wiseman and seconded by Commissioner Hatler to adjourn this meeting. On a voice vote, all present voted AYE. Motion Carries.

WANDA MALIN, COUNTY CLERK, DO CERTIFY THIS TO BE A TRUE AND COMPLETE COPY OF THE AUGUST 15, 2016 BENTON COUNTY COMMISSION MEETING.

BARRY BARNETT, COUNTY MAYOR

WANDA MALIN, COUNTY CLERK