



MINUTES OF REGULAR SESSION OF COUNTY COURT ON JUNE 27, 2011

PRESENT: 20 ABSENT: 1

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

ABSENT: JOE MCLAIN

- 1. APPROVING RULES OF PROCEDURE FOR ELIMINATING NOMINEES IN CASES WHERE THERE ARE MULTIPLE NOMINEES FOR THE APPOINTMENT OF HAWKINS COUNTY GENERAL SESSIONS JUDGE**

MOTION TO AMEND – ON RULE NUMBER 5, REPLACE EFFECTIVE DATE OF JULY 8, 2011 TO EFFECTIVE IMMEDIATELY AND ADD RULE NUMBER 6 TO STATE A TIE VOTE MAY BE BROKEN BY THE COUNTY MAYOR

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

ABSENT: MCLAIN

MOTION APPROVED AYE 20 NAY 0 ABSENT 1 PASSED 0

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

ABSENT: MCLAIN

APPROVED AS AMENDED AYE 20 NAY 0 ABSENT 1 PASSED 0

**2. NOMINATIONS FOR THE APPOINTMENT OF THE HAWKINS COUNTY GENERAL SESSION
JUDGE POSITION VACATED BY THE DEATH OF JUDGE DAVID BRAND**

VOTE 1

DANIEL BOYD: DAVIS, HICKS, JR., NEWTON, TRENT
RENFRO BAIRD, III: PALMER, BAILEY, METZ, GILLIAM, CARTER, FREEMAN
CHRISTOPHER RAINES, JR.: THACKER
**JAMES TAYLOR: SHORT, NEAL, ALVIS, KIMBRO, DEAN, WHEELER, CRADIC, VAUGHAN,
MALLET**
TERRY RISNER: NO VOTES
TERRY RISNER ELIMINATED DUE TO LOWEST VOTE.

VOTE 2

DANIEL BOYD: TRENT, DAVIS, HICKS, JR., NEWTON
RENFRO BAIRD, III: PALMER, METZ, THACKER, CARTER, FREEMAN, BAILEY, GILLIAM
CHRISTOPHER RAINES, JR.: NO VOTES
**JAMES TAYLOR: SHORT, ALVIS, DEAN, NEAL, WHEELER, KIMBRO, VAUGHAN, CRADIC,
MALLET**
CHRISTOPHER RAINES, JR. ELIMINATED DUE TO LOWEST VOTE.

VOTE 3

DANIEL BOYD: TRENT, HICKS, JR., NEWTON, DAVIS
RENFRO BAIRD, III: CARTER, METZ, THACKER, PALMER, BAILEY, FREEMAN, GILLIAM
**JAMES TAYLOR: VAUGHAN, CRADIC, WHEELER, ALVIS, NEAL, KIMBRO, MALLET,
DEAN, SHORT**
DANIEL BOYD ELIMINATED DUE TO LOWEST VOTE.

VOTE 4

**RENFRO BAIRD, III: BAILEY, CARTER, NEWTON, PALMER, HICKS, JR., FREEMAN,
GILLIAM, THACKER, METZ, DAVIS**
**JAMES TAYLOR: NEAL, ALVIS, DEAN, VAUGHAN, WHEELER, MALLET, SHORT,
TRENT, CRADIC, KIMBRO**
TIE VOTE – ALLOWED TWO MORE VOTES TO BREAK TIE.

VOTE 5

RENFRO BAIRD, III: METZ, GILLIAM, PALMER, BAILEY, DAVIS, HICKS, JR., NEWTON, CARTER, FREEMAN, THACKER

JAMES TAYLOR: ALVIS, TRENT, NEAL, WHEELER, MALLET, SHORT, VAUGHAN, DEAN, CRADIC, KIMBRO

TIE VOTE – ALLOWED ONE MORE VOTE TO BREAK TIE.

VOTE 6

RENFRO BAIRD, III: METZ, THACKER, GILLIAM, CARTER, DAVIS, HICKS, JR., PALMER, NEWTON, BAILEY, FREEMAN

JAMES TAYLOR: NEAL, ALVIS, TRENT, SHORT, KIMBRO, CRADIC, WHEELER, VAUGHAN, DEAN, MALLET

TIE VOTE – DEFERRED TO NEXT REGULAR COMMISSION MEETING OR SPECIAL CALLED MEETING.

MOTION FOR SPECAIL CALLED MEETING – JULY 11, 2011 AT 7:00 P.M.

AYE: CRADIC, FREEMAN, ALVIS, DEAN, NEAL, THACKER, SHORT, VAUGHAN, WHEELER

NAY: NEWTON, GILLIAM, CARTER, HICKS, JR., DAVIS, METZ, KIMBRO, PALMER, BAILEY, TRENT, MALLET

ABSENT: MCLAIN

MOTION FAILED AYE 9 NAY 11 ABSENT 1 PASSED 0

3. APPROVAL OF DR. MARK DALLE-AVE AS MEDICAL EXAMINER FOR HAWKINS COUNTY

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

ABSENT: MCLAIN

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

4. ESTABLISH A REDISTRICTING COMMITTEE

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

ABSENT: MCLAIN

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

5. SUPPORT OF A SENATE JOINT RESOLUTION SJR0090 BY SENATOR BEAVERS, A CONSTITUTIONAL AMENDMENT TO ARTICLE VII OF THE TENNESSEE CONSTITUTION IN ORDER TO MOVE THE ELECTION OF COUNTY OFFICERS AND JUDGES FROM AUGUST TO NOVEMBER OF EACH ELECTION YEAR BEGINNING IN 2016 IF PASSED

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

ABSENT: MCLAIN

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

6. APPROVAL TO APPLY FOR A LITTER GRANT FOR THE FY 2011-12 FROM THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION AND APPROVAL OF ATTACHED PROGRAM DESCRIPTION

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

ABSENT: MCLAIN

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

7. GUARANTOR FOR THE HAWKINS COUNTY INDUSTRIAL BOARD AT PHIPPS BEND INDUSTRIAL PARK

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

ABSENT: MCLAIN

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

8. APPROVAL OF LIGHTING SERVICES AGREEMENT BETWEEN GENLYTE THOMAS GROUP LLC AND HAWKINS COUNTY SCHOOLS FOR RE-LIGHTING SIXTEEN HAWKINS COUNTY SCHOOL FACILITIES

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

NAY: TRENT, THACKER

ABSENT: MCLAIN

APPROVED BY ROLL CALL AYE 18 NAY 2 ABSENT 1 PASSED 0

9. APPROVAL TO APPLY FOR AN ADDITIONAL ENERGY EFFICIENT SCHOOLS INITIATIVE LOAN FOR RE-LIGHTING HAWKINS COUNTY SCHOOLS

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

NAY: TRENT, THACKER, CARTER

ABSENT: MCLAIN

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

10. APPROVAL OF CONTINUING BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2011 AND TO AUTHORIZE THE ISSUANCE OF TAX ANTICIPATION NOTES FOR THE COUNTY OF HAWKINS

MOTION TO AMEND – REPLACE PAGE 7

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

ABSENT: MCLAIN

MOTION APPROVED AYE 20 NAY 0 ABSENT 1 PASSED 0

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

ABSENT: MCLAIN

APPROVED AS AMENDED AYE 20 NAY 0 ABSENT 1 PASSED 0

MOTION TO EXCUSE READING OF BUDGET DETAILS FOR ALL BUDGET AMENDMENT RESOLUTIONS FOR THIS MEETING

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

ABSENT: MCLAIN

MOTION APPROVED **AYE 20** **NAY 0** **ABSENT 1** **PASSED 0**

11. BUDGET AMENDMENT – GENERAL FUND

MOTION TO AMEND – INCLUDE GENERAL FUND BUDGET AMENDMENT FOR THE JAIL

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

NAY: THACKER

ABSENT: MCLAIN

MOTION APPROVED **AYE 19** **NAY 1** **ABSENT 1** **PASSED 0**

MOTION TO AMEND – INCLUDE GENERAL FUND BUDGET AMENDMENTS FOR THE PROPERTY ASSESSOR'S OFFICE AND REAPPRAISAL PROGRAM AND THE LOCAL HEALTH CENTER

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

NAY: THACKER

ABSENT: MCLAIN

MOTION APPROVED **AYE 19** **NAY 1** **ABSENT 1** **PASSED 0**

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

NAY: THACKER

ABSENT: MCLAIN

APPROVED AS AMENDED **AYE 19** **NAY 1** **ABSENT 1** **PASSED 0**

12. BUDGET AMENDMENT – HIGHWAY DEBT SERVICE FUND

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

ABSENT: MCLAIN

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

13. BUDGET AMENDMENT – HIGHWAY FUND

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

NAY: THACKER

ABSENT: MCLAIN

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

14. BUDGET AMENDMENT – SOLID WASTE FUND

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

NAY: TRENT, THACKER, DEAN

ABSENT: MCLAIN

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

15. AMENDMENT OF JUNE 30, 2010 ESTIMATED FUND BALANCES AND RESERVES ON APPROVED 2010-11 FY BUDGETS

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

ABSENT: MCLAIN

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

16. GENERAL PURPOSE SCHOOL FUND BUDGET AMENDMENT

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

NAY: TRENT, WHEELER, CRADIC, DEAN, THACKER, ALVIS, NEAL

ABSENT: MCLAIN

APPROVED BY ROLL CALL AYE 13 NAY 7 ABSENT 1 PASSED 0

17. FEDERAL PROJECTS FUND BUDGET AMENDMENT

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

NAY: TRENT, THACKER

ABSENT: MCLAIN

APPROVED BY ROLL CALL AYE 18 NAY 2 ABSENT 1 PASSED 0

18. SCHOOL TRANSPORTATION FUND BUDGET AMENDMENT

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

NAY: TRENT, THACKER, DEAN

ABSENT: MCLAIN

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

19. APPROVAL OF NOTARY PUBLICS

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

ABSENT: MCLAIN

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 JUNE 2011 COMMISSION MEETING

AYE	NAY	PASSED	ABSENT
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