



**MINUTES OF REGULAR SESSION OF COUNTY COURT ON MAY 23, 2011**

**PRESENT: 20    ABSENT: 1**

<b>PRESENT: VIRGIL MALLETT</b>	<b>JOE MCLAIN</b>	<b>B.D. CRADIC</b>
<b>JEFF THACKER</b>	<b>HUBERT NEAL</b>	<b>SYBLE VAUGHAN TRENT</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>DUSTIN DEAN</b>
<b>DARRELL GILLIAM</b>	<b>CHARLIE NEWTON</b>	<b>GLENDA DAVIS</b>
<b>SHANE BAILEY</b>	<b>DWIGHT CARTER</b>	<b>CHARLIE FREEMAN</b>
<b>JOHN METZ</b>	<b>STACY VAUGHAN</b>	

**ABSENT: THOMAS WHEELER**

**MOTION TO AMEND – SUSPEND READING OF BUDGET DETAILS FOR RESOLUTIONS  
2011/05/01 – 2011/05/07**

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

**NAY: ALVIS**

**ABSENT: WHEELER**

**APPROVED BY VOICE                    AYE 19            NAY 1            ABSENT 1    PASSED 0**

**1. BUDGET AMENDMENT – GENERAL FUND**

**MOTION TO AMEND – INCLUDE GENERAL FUND BUDGETS AMENDMENTS FOR THE LOCAL  
HEALTH DEPARTMENT, PARKS & FAIR BOARDS, CIRCUIT COURT CLERK OFFICE,  
JUVENILE SERVICES, COUNTY MAYOR, CHANCERY COURT, & INDUSTRIAL DEVELOPMENT**

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

**ABSENT: WHEELER**

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

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

**NAY: MALLETT, CRADIC, DEAN, THACKER**

**ABSENT: WHEELER**

**APPROVED AS AMENDED            AYE 16            NAY 4            ABSENT 1    PASSED 0**

**2. BUDGET AMENDMENT – SOLID WASTE FUND**

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

**NAY: ALVIS, TRENT**

**ABSENT: WHEELER**

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

**3. BUDGET AMENDMENT – HIGHWAY FUND**

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

**ABSENT: WHEELER**

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

**4. GENERAL PURPOSE SCHOOL FUND BUDGET AMENDMENT**

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

**NAY: THACKER**

**ABSENT: WHEELER**

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

**5. FOOD SERVICE FUND BUDGET AMENDMENT**

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

**ABSENT: WHEELER**

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

**6. SCHOOL TRANSPORTATION FUND BUDGET AMENDMENT**

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

**ABSENT:** WHEELER

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

**7. FEDERAL PROJECTS FUND BUDGET AMENDMENT**

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

**NAY:** THACKER, ALVIS

**ABSENT:** WHEELER

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

**8. APPROVAL OF NOTARY PUBLICS**

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

**ABSENT:** WHEELER

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

***MOTION TO SUSPEND RULES – RATIFYING HB0207 & SB0697 FOR HAWKINS COUNTY  
REQUESTING CHAPTER NO. 617 OF THE PRIVATE ACTS OF 1947 BE REPEALED AND  
ESTABLISHING REGULATIONS REGARDING THE SALE AND/OR USE OF FIREWORKS***

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

**ABSENT:** WHEELER

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

**OUT OF ORDER RESOLUTION 2011/05/01 – TO RATIFY HOUSE BILL 0207 AND SENATE BILL 0697, IDENTIFIED AS PRIVATE ACT NO. 5, FOR HAWKINS COUNTY FOLLOWING THE PASSAGE OF RESOLUTION NO. 2010/10/03 ON OCTOBER 25, 2010 REQUESTING THAT CHAPTER NO. 617 OF THE PRIVATE ACTS OF 1947 BE REPEALED**

**OUT OF ORDER RESOLUTION 2011/05/02 – REGULATIONS REGARDING THE SALE AND/OR USE OF FIREWORKS IN HAWKINS COUNTY**

**OUT OF ORDER RESOLUTION 2011/05/01 AND OUT OF ORDER RESOLUTION 2011/05/02 WERE COMBINED AND VOTED ON AS ONE RESOLUTION AT THE RECOMMENDATION OF THE COUNTY ATTORNEY, JIM PHILLIPS.**

**MOTION TO AMEND – ADD TO NUMBER 3 OF THE REGULATIONS THAT ANY CHANGES WILL BE BROUGHT BEFORE THE FULL COMMISSION FOR FINAL APPROVAL**

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

**ABSENT: WHEELER**

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

**MOTION TO AMEND – AMEND THE FEE FROM \$300 TO \$100 ON NUMBER 5 OF THE REGULATIONS  
FAILED DUE TO LACK OF SECOND**

**VOTE ON COMBINED OUT OF ORDER RESOLUTION 2011/05/01 & 2011/05/02**

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

**ABSENT: WHEELER**

**APPROVED AS AMENDED                      AYE 20              NAY 0              ABSENT 1              PASSED 0**

**OLD BUSINESS: ADD CLYDE ROAD BACK TO THE COUNTY ROAD LIST**

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

**NAY:** VAUGHAN

**PASSED:** TRENT

**ABSENT:** WHEELER

**APPROVED BY ROLL CALL      AYE 18      NAY 1      ABSENT 1      PASSED 1**

**NEW BUSINESS: MAYOR BAILEY ANNOUNCED PROCEDURES FOR FILLING THE VACANCY OF GENERAL SESSIONS JUDGE. A MOTION WAS MADE BY DANNY ALVIS AND SECONDED BY STACY VAUGHAN TO HAVE A SPECIAL CALLED MEETING TO FILL THE POSITION.**

**AYE:** CRADIC, DEAN, THACKER, ALVIS, NEAL, VAUGHAN, MCLAIN

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

**ABSENT:** WHEELER

**FAILED BY ROLL CALL      AYE 7      NAY 13      ABSENT 1      PASSED 0**

**MOTION TO ADJOURN**

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

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

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

**VOTE FOR APPROVAL OF MINUTES OF MAY 2011 COMMISSION MEETING**

\_\_\_\_\_

**AYE                      NAY                      PASSED                      ABSENT**