



MINUTES OF REGULAR SESSION OF COUNTY COURT ON NOVEMBER 28, 2011

PRESENT: 19 ABSENT: 2

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

ABSENT: VIRGIL MALLET, DUSTIN DEAN

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

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

ABSENT: MALLETT, DEAN

APPROVED BY ROLL CALL AYE 19 NAY 0 ABSENT 2 PASSED 0

- 2. NOMINATIONS FOR THE APPOINTMENT OF THE THIRD DISTRICT HAWKINS COUNTY CONSTABLE VACATED BY THE RESIGNATION OF PAUL KEVIN JOHNSON**

RESOLUTION TO NOMINATE JOHN W. HOUSEWRIGHT WITHDRAWN AND FLOOR WAS OPENED FOR NOMINATIONS

JERRY MATLOCK - FREEMAN, PALMER, SHORT, MCLAIN, NEWTON, DAVIS, BAILEY, ALVIS, WHEELER, NEAL, HICKS, JR., METZ, THACKER, CRADIC, KIMBRO, GILLIAM

FRANK VAUGHN - VAUGHAN, CARTER, TRENT

JERRY MATLOCK SELECTED TO FILL THE TERM OF HAWKINS COUNTY CONSTABLE OF THE THIRD DISTRICT, BEGINNING IMMEDIATELY AND SERVING UNTIL A CANDIDATE IS CERTIFIED IN THE NEXT GENERAL ELECTION IN AUGUST 2012

3. APPROVAL TO ADOPT A DEBT MANAGEMENT POLICY FOR HAWKINS COUNTY

MOTION TO AMEND – ON PAGE 6 OF THE DEBT MANAGEMENT POLICY – INTERFUND LOANS SHALL ONLY BE USED TO FUND OPERATIONAL DEFICIENCIES AMONG ACCOUNTS TO BE PAID FROM CURRENT FISCAL YEAR REVENUES OR FOR CAPITAL PROJECTS.

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

ABSENT: MALLETT, DEAN

APPROVED BY ROLL CALL AYE 19 NAY 0 ABSENT 2 PASSED 0

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

ABSENT: MALLETT, DEAN

APPROVED AS AMENDED AYE 19 NAY 0 ABSENT 2 PASSED 0

4. BUDGET AMENDMENT – GENERAL FUND

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

PASSED: VAUGHAN

ABSENT: MALLETT, DEAN

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

5. GENERAL PURPOSE SCHOOL FUND BUDGET AMENDMENT

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

NAY: THACKER

ABSENT: MALLETT, DEAN

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

6. FEDERAL PROJECTS FUND BUDGET AMENDMENT

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

NAY: THACKER

ABSENT: MALLETT, DEAN

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

7. FOOD SERVICES FUND BUDGET AMENDMENT

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

NAY: TRENT

ABSENT: MALLETT, DEAN

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

8. APPROVAL OF NOTARY PUBLICS

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

ABSENT: MALLETT, DEAN

APPROVED BY ROLL CALL **AYE 19** **NAY 0** **ABSENT 2** **PASSED 0**

MOTION TO SUSPEND RULES – APPROVAL TO RESCIND RESOLUTION 2011/09/04, TO ADOPT A REAPPORTIONMENT/REDISTRICTING PLAN, AND APPROVAL TO USE THE REAPPORTIONMENT/REDISTRICTING PLAN ADOPTED ON NOVEMBER 28, 2011 FOR THE ELECTIONS HELD IN 2012

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

ABSENT: MALLETT, DEAN

APPROVED BY VOICE **AYE 19** **NAY 0** **ABSENT 2** **PASSED 0**

OUT OF ORDER RESOLUTION 2011/11/01 – APPROVAL TO RESCIND RESOLUTION 2011/09/04

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

NAY: THACKER

ABSENT: MALLETT, DEAN

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

OUT OF ORDER RESOLUTION 2011/11/02 – TO ADOPT REAPPORTIONMENT / REDISTRICTING PLAN FOR HAWKINS COUNTY

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

ABSENT: MALLETT, DEAN

APPROVED BY ROLL CALL AYE 19 NAY 0 ABSENT 2 PASSED 0

OUT OF ORDER RESOLUTION 2011/11/03 – APPROVAL TO USE THE REAPPORTIONMENT / REDISTRICTING PLAN ADOPTED ON NOVEMBER 28, 2011 BY THE HAWKINS COUNTY BOARD OF COMMISSIONERS IN THE ELECTIONS HELD IN 2012

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

ABSENT: MALLETT, DEAN

APPROVED BY ROLL CALL AYE 19 NAY 0 ABSENT 2 PASSED 0

OLD BUSINESS:

NEW BUSINESS: MOTION WAS MADE BY JEFF THACKER AND SECONDED BY DANNY ALVIS TO EXPEDITE THE ISSUE OF THE UNCLAIMED BODY THAT WAS SENT TO ETSU FOR AN AUTOPSY ASKING THAT ATTORNEY JIM PHILLIPS GIVE RECOMMENDATION IN WRITING TO THE COUNTY MAYOR'S OFFICE AS TO HOW TO RESOLVE THIS MATTER

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

NAY: GILLIAM

PASSED: CARTER, NEAL

ABSENT: MALLETT, DEAN

APPROVED BY ROLL CALL AYE 16 NAY 1 ABSENT 2 PASSED 2

MOTION TO ADJOURN

APPROVED BY VOICE AYE 19 NAY 0 ABSENT 2 PASSED 0

INTRODUCED BY: _____

SECONDED BY: _____

VOTE FOR APPROVAL OF MINUTES OF NOVEMBER 2011 COMMISSION MEETING

AYE NAY PASSED ABSENT