

**MINUTES
OF
PUTNAM COUNTY COMMISSION
JULY 20, 2009**

Prepared By:

Wayne Nabors
Putnam County Clerk
29 N Washington Avenue
Cookeville, TN 38501
931-526-7106

STATE OF TENNESSEE

COUNTY OF PUTNAM

BE IT REMEMBERED: that on July 20, 2009 there was a regular meeting of the Putnam County Board of Commissioners.

There were present and presiding the Chairman Jim Martin and County Clerk Wayne Nabors.

Sheriff David Andrews called the meeting to order.

The Chairman recognized Commissioner Jere Mason for the invocation.

The Chairman recognized Commissioner Bill Walker to lead the Pledge to the Flag of the United States of America.

The Chairman asked the Commissioners to signify their presence at the meeting and the following were present:

PRESENT

David Randolph	Mike Medley
Larry Epps	Joe Trobaugh
Bob Duncan	Eris Bryant
Jim Martin	Sue Neal
Jerry Ford	Dale Moss
Scott McCanless	Greg Rector
Andy Honeycutt	Kevin Maynard
Marson McCormick	Gene Mullins
Johnnie Wheeler	Jere Mason
Anna Ruth Burroughs	Bill Walker
Reggie Shanks	Mike Atwood
Joel Cowan	Ron Chaffin

The Clerk announced that twenty-four (24) were present and zero (0) absent. Therefore, the Chairman declared a quorum.

MOTION RE: APPROVE AGENDA

Commissioner Johnnie Wheeler moved and Commissioner Eris Bryant seconded the motion to approve the agenda for the July 20, 2009 meeting of the Putnam County Board of Commissioners.

(SEE ATTACHED)

**AGENDA
PUTNAM COUNTY
BOARD OF COMMISSIONERS**

Monthly Awards will be presented at 5:45 PM

Regular Monthly Session
Monday, July 20, 2009 6:00PM

Presiding: Honorable Jim Martin
Commission Chairman

1. Call to Order - Sheriff David Andrews
2. Invocation *District 11*
3. Pledge to the Flag of the United States of America *District 11*
4. Roll Call - County Clerk Wayne Nabors
5. Approval of the Agenda
6. Approval of the Minutes of Previous Meeting
7. Unfinished Business and Action Thereon by the Board
 - A. Report of Standing Committees
 1. Planning Committee
 2. Fiscal Review Committee
 3. Nominating Committee
 - B. Report of Special Committees
 - C. Other Unfinished Business
8. New Business and Action Thereon by the Board
 - A. Report of Standing Committees

1. Planning Committee

- a. Recommends approval of the Putnam County Strategic Plan for 2009-2013. *Corrections and updates have been done*
- b. Recommends approval of a Resolution to Opt out of Public Chapter 428 as Adopted by the 106th General Assembly.

2. Fiscal Review Committee

- a. Recommends approval of an Intergovernmental Agreement for Fiber Optic Cable Installation between the City of Cookeville, the Putnam Emergency Communications District, and Putnam County.
- b. Recommends approval of A Resolution to Establish Archives and Records Management Fee for Documents Filed in all Putnam County Offices.

3. Nominating Committee

- a. Recommends that Scott McCanless and Kevin Maynard be appointed to the Judicial Commissioner Interview Committee for a 2 year term to expire July 2011.

B. Report of Special Committees

C. Resolutions

D. Election of Notaries

E. Other New Business

Budget Committee Recommendations

1. Recommends approval of a Resolution to Adopt the County Financial Management Act of 1981.
2. Recommends approval to Reorganize the County Finance Committee.

9. Announcements and Statements

10. Adjourn

The Chairman asked for a voice vote on the motion to approve the agenda for the July 20, 2009 meeting of the Putnam County Board of Commissioners. The motion carried.

MOTION RE: APPROVE MINUTES

Commissioner Johnnie Wheeler moved and Commissioner Eris Bryant seconded to approve the minutes of the June 15, 2009 meeting and the June 29, 2009 meeting of the Putnam County Board of Commissioners.

The Chairman asked for a voice vote on the motion to approve the minutes of the June 15, 2009 meeting and the June 29, 2009 meeting of the Putnam County Board of Commissioners. The motion carried.

UNFINISHED BUSINESS AND ACTION THEREON BY THE BOARD

REPORT OF STANDING COMMITTEES

PLANNING COMMITTEE: No unfinished business.

FISCAL REVIEW COMMITTEE: No unfinished business.

NOMINATING COMMITTEE: No unfinished business

REPORT OF SPECIAL COMMITTEES

OTHER UNFINISHED BUSINESS

NEW BUSINESS AND ACTION THEREON BY THE BOARD

MOTION RE: AMEND AGENDA TO HEAR RULES COMMITTEE REPORT

Commissioner Larry Epps moved and Commissioner Johnnie Wheeler seconded the motion to hear the Rules Committee Report

The Chairman asked for discussion on the motion. There was none.

The Chairman asked for a voice vote on the motion. The motion carried to add to the Agenda as Other New Business, Item E, to hear the Rules Committee Report.

REPORT OF STANDING COMMITTEES

PLANNING COMMITTEE

MOTION RE: PLANNING COMMITTEE RECOMMENDS APPROVAL OF THE PUTNAM COUNTY STRATEGIC PLAN FOR 2009-2013 (CORRECTIONS AND UPDATES HAVE BEEN DONE)

Commissioner Jere Mason moved and Commissioner Ron Chaffin seconded the motion.

(SEE ATTACHED)

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Putnam County Strategic Economic Development Plan 2009 - 2013

Please note: Numbered items were focus group's top priorities & were not in sequence - numbers have been removed

Goals	Actions	9	10	11	12	13	Primary Responsibility
Planning and Infrastructure Development							
Construct 5th Cookeville interchange on I-40 at Mine Lick Creek Road.	a. Schedule annual meeting with TDOT officials, state legislators, city/county officials and chamber board to ensure project stays on schedule	X	X	X	X	X	TDOT, Cookeville/Putnam County
	b. Complete land acquisition for project		X				
	c. Award construction contract			X	X	X	State of Tennessee DOT
Complete site work and infrastructure improvements at Highlands Regional Business Park.	a. Complete construction plans and utilities (no plans are in place presently, should be available in next couple of years)			X	X		Cookeville/Putnam County
	b. Bid construction of roads and installation of utilities.			X	X		Cookeville/Putnam County
	c. Award construction contract for roads and utilities.			X	X		Cookeville/Putnam County
Upgrade of Lee Seminary Road to provide access to Highlands Regional Business Park.	a. Complete construction plans.			X	X		Cookeville/Putnam County
	b. Bid upgrade of Lee Seminary Road.		X				Cookeville/Putnam County
	c. Award construction contract.		X	X	X		Cookeville/Putnam County
Identify and secure three (3) rail sites for future manufacturing and/or distribution.	a. Ask TVA and/or ECD to provide a list of workable rail sites.	X					Chamber of Commerce
	b. Meet with city and county officials to review list of rail sites developed by TVA and/or ECD to determine top three sites		X				Chamber of Commerce
	c. Develop a plan for securing options or purchasing three top sites. A plan will be developed to protect/secure the prime		X				City of Cookeville, Putnam County, Town of Baxter and Chamber of Commerce.
	d. Secure options or purchase sites.						
	A plan will be developed to protect/secure sites via "token options" possibly funded through the Highlands Initiative. No tax increase is anticipated. Bird-in-hand approach would be taken, company would purchase property.						
In Algood, construct sidewalk from downtown to Wal-Mart.	a. Get cost estimate for project.	X					Town of Algood
	b. Identify funding source(s)	X					Town of Algood
	c. Develop construction plans for project.		X				Town of Algood
	d. Award contract for construction of sidewalk.			X			Town of Algood
In Baxter, water & sewer & sidewalks	a. Get cost estimate for project		X				Town of Baxter
	c. Develop construction plans for project.		X				
	d. Award contract for construction			X			
In Monterey, water & sewer	a. Get cost estimate for project		X				Town of Monterey
	b. Identify funding source(s)	X					

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Goals	Actions	9	10	11	12	13	Primary Responsibility
	c. Develop construction plans for project		X				
	e. Award contract for construction			X			
Complete Rails with Trails project from Cookeville to Monterey	a. Complete construction plans for project	X					Rails with Trails Authority.
	b. Acquire required land not on railroad right-of-way.		X				City of Cookeville, Town of Monterey, Putnam County and Rails with Trails Authority.
	c. Award construction contract		X				City of Cookeville, Town of Monterey, Putnam County and Rails with Trails Authority.
	d. Complete project.			X			City of Cookeville, Town of Monterey, Putnam County and Rails with Trails Authority.
Improve Putnam County Fire Protection	a. Work toward having fire stations in each community to improve ISO rating	X					Putnam County
	Both Baxter & Boma fire stations are under construction and are scheduled for completion in 2009-10. With the completion of these projects all communities in Putnam County will have a fire station that should result in a lowered ISO rating.		X				
Community Development							
County-wide energy focus for alternative energy	Research and develop strategy Targeted strategies to be developed.		X	X	X	X	Community at large, City & County Governments, TN NSCC & others
Better support for Putnam County Library expansion	Blueprints & construction documents are in place - cost is \$4 million Assistance with finding grants Need community-wide assistance & support						Community at large, County Commission, Cities of Algood, Baxter, Cookeville, & Monterey.
Beautification of Entranceways	City of Cookeville will begin improvement of I-40 Exits 286 & 287 in fall of '09 Long-term plan to improve I-40 Exits & Highway 111 Exits in Putnam and White Counties	X	X				City of Cookeville
			X	X	X	X	Cities of Algood, Baxter, Monterey, Cookeville, Sparta & White County, Chambers Appearance & Image Com., Sparta Chamber, and others
Downtown Development	Support efforts of CityScape in promoting downtown redevelopment in not only Cookeville, but also in Algood, Baxter and Monterey.	X	X	X	X	X	
		X	X	X	X	X	Community At Large
Economic Development							
Develop relationship with VW	Conduct research & contact	X					Chamber, Industrial Board, Developers,
Develop and implement marketing plan for Highlands Regional Business Park	Develop relationship with VW and solar manufacturers There are state and local incentives. The Chamber continues to work toward attracting various types of industries.		X				TVA, ECD and others
Promote Regional Partnership	Continue to market the Highlands with partners for new job development.	X	X	X	X	X	Chambers, cities and county governments & stakeholders
Recruit & retain retail/small	Develop small business monthly		X	X	X	X	Chamber, City & County governments

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Goals	Actions	9	10	11	12	13	Primary Responsibility
business development	newsletter update Host a retail summit Attend ICSC	X					& others
		X	X	X	X	X	
Develop plan to better promote jobs, tourism & retirement							
Jobs	Utilize TTU resources, Career Center, Labor & Workforce, NationJob, employment agencies & others	X	X	X	X	X	Same
Tourism	New Welcome Center promoting county and region.	X	X	X	X	X	Chamber CVB
Retirement	Educate the region about value of attracting resourceful retirees Utilize print & radio media, Deliver briefings at Chamber events, civic & service meetings Implement a volunteer retiree . welcoming committee						Chamber Retirement Committee & others
			X	X	X	x	
			X	X	X	X	
		X					
Job Development including high tech	Utilize TTU resources Conduct regional labor study Utilize TVA, TN Dept. of ECD, MTIDA & others These agencies will provide assistance in locating prospective companies. Implement targeted marketing program for VW & suppliers Contracts are being awarded by VW. Marketing efforts are geared toward attracting a variety of industry and are not strictly focused on VW	X	X	X	X	X	TN Dept of ECD, MTIDA, TVA, Chamber, Industrial Board, Cities & Counties
			X	X	X	x	
		X					Chamber & Industrial Development Board
		X					
Education and Workforce Development							
Increase high school graduation rate	Stress to families the importance of children getting an education and graduating high school. Begin White Plains Academy to target at-risk children Program to begin in September 2009		X	X	X	X	Board of Education, TTU, NSCC NSCC, Chamber, Teachers, Parents, community at large Putnam County School System
Adequate Funding for Education higher education, elementary & secondary	Stress to individuals & the business community the importance of funding education.	X	X	X	X	X	TTU, NSCC, Board of Education, Algood, Baxter, Monterey, parents, businesses, community at-large Chamber's Workforce & Education Committee, City & County Governments, Putnam County School System
Leadership Development							

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Goals	Actions	9	10	11	12	13	Primary Responsibility
Promote Leadership Putnam	Support Leadership Putnam including training leaders	X	X	X	X	X	Community at large
Youth Leadership program	Support Youth Leadership Program	X	X	X	X	X	Community at large
Putnam County: Elected officials should meet minimum standards.	All elected officials in Putnam County. Please see attached Qualifications for Elected County Offices	X	X	X	X	X	Putnam County Commission, Legislature, community a large
Make a decision on the jail		X	X				Putnam County Commission

QUALIFICATIONS FOR ELECTED OFFICIALS OF PUTNAM COUNTY TENNESSEE
MAY BE FOUND AT THE FOLLOWING WEBSITES:

Putnam County Election Commission www.putnamcountyttn.gov/electioncommission
Election Commission website www.putnamco.org/election
Candidate Guide & Calendar
Qualifications for Elective Offices states:

County Executive

Basic qualifications of TCA 8-18-101 and
A qualified voter of the County
25 years of age
A resident of the county for 1 year prior to filing a nominating petition
Must continue to reside in the County during the term of office
Cannot hold any other public office for profit.

County Commissioner

Basic qualifications of TCA 8-18-101 and
A qualified voter
A resident of the district from which they seek election

Sheriff

Basic qualifications of TCA 8-18-101
Cannot be a member of the general assembly
Cannot be a practicing attorney
25 years of age prior to qualifying
A qualified voter
Have obtained a high school diploma or GED
Have not been convicted of or pleaded guilty to or entered a plea of nolo contendere to any felony charge, or any violation of any federal or state laws or city ordinances relating to force, violence, theft, dishonesty, gambling, liquor or controlled substances, or a crime of domestic violence.
Have been fingerprinted, under the direction of the Tennessee bureau of Investigation, and the TBI has made a search of local, state, and federal files for any criminal record.
Have not been released, separated, or discharged from any branch of the armed forces with a dishonorable or bad conduct discharge or as a consequence of conviction or court martial for either state or federal offences.
Have been certified by a qualified professional in the psychiatric or psychological fields to be free of all apparent mental disorder as described in the latest edition of the Diagnostic and Statistical Manual of Mental Disorders.
Possess a current and valid POST certification issued within 12 months of the qualifying deadline for the office.

Trustee

Basic qualifications of TCA 8-18-101
Shall reside within the county

Register of Deeds

Basic qualifications of TCA 8-18-101
Shall reside within the county

Court Clerks

Basic qualifications of TCA 8-18-101
Shall reside in the county

Assessor of Property

Basic qualifications of TCA 8-18-101
Shall reside in the county
Cannot be a member of the county legislative body

Putnam County Road Supervisor

Basic qualifications of TCA 8-18-101; and
Shall reside within the county (TCA 8-48-101)
Shall file affidavits and such other evidence as the Tennessee Highway officials certification board shall require with the board not later than fourteen (14) days prior to the qualifying deadline for candidates in a popular election or, where the position is appointed, prior to appointment to the offices. TCA 54-7-104.

A person shall:

- (1) Be a graduate of an accredited school of engineering, with at least two (2) years' experience in highway construction or maintenance, or be licensed to practice engineering in Tennessee; or
- (2) Have at least four (4) years' experience in a supervisory capacity in highway construction or maintenance; or
- (3) Have a combination of education and experience equivalent to either of the above TCA 54-7-104; and
- (4) Be a high school graduate or have obtained a GED.

School Board Member

Basic qualifications of TCA 8-8-101
A resident of the district from which they seek election
Have obtained a high school diploma

ALSO FOUND AT

Tennessee's State Website

www.state.tn.us/sos/election/qualify

Qualifications for Elected Offices in Tennessee**General Provisions Governing Qualifications for Office:**

The general qualifications of persons permitted to hold public office are set out in TCA 8-18-101. This section provides that all persons of the age of eighteen (18) years who are citizens of the United States and of this state, and have been inhabitants of the state, county, district, or circuit for the period required by the constitution and laws of the state, are qualified to hold office under the authority of this state except:

- (1) Those who have been convicted of offering or giving a bribe, or of larceny, or any other offence declared infamous by law, unless restored to citizenship in the mode pointed out by law;
- (2) Those against whom there is a judgment unpaid for any moneys received by them, in any official capacity, due to the United States, to this state, or any county thereof;
- (3) Those who are defaulters to the treasury at the time of the election, and the election of any such person shall be void;
- (4) Soldiers, seamen, marines, or airmen in the regular army or navy or air force of the United States; and
- (5) Members of congress, and person holding any office of profit or trust under any foreign power, other state of the union, or under the United States.

COUNTY EXECUTIVE

- Basic qualifications of TCA 8-18-101; and
- Shall be:
 - (1) A qualified voter of the county;
 - (2) At least 25 years of age; and
 - (3) A resident of the county for at least 1 year prior to the date of filing a nominating petition for election to such office.
- Shall continue to reside in the county during the term of office and shall not, during the term of office, hold any other public office for profit (TCA 5-6-104)

COUNTY COMMISSION

- Basic qualifications of TCA 8-18-101; and
- Shall reside within and be a qualified voter of the district represented. (TCA 5-5-102)

SHERIFF

- Basic qualifications of TCA 8-18-101; and
- No member of the general assembly shall be nominated or commissioned, nor shall any practicing attorney be obligated, to act as sheriff. (TCA 8-8-101)
- A person shall:
 1. Be a citizen of the United States;
 2. Be at least 24 years of age prior to the date of qualifying for election;
 3. Be a qualified voter of the county;
 4. Have obtained a high school diploma or its equivalent in educational training as recognized by the Tennessee state board of education;
 5. Not have been convicted of or pleaded guilty to or entered a plea of nolo contendere to any felony charge or any violation of any federal or state laws or city ordinances relating to force, violence, theft, dishonesty, gambling, liquor or controlled substances; so long as the violation involves an offense that consists of moral turpitude or a misdemeanor crime of domestic violence;
 6. Be fingerprinted and have the Tennessee Bureau of Investigation make a search of local, state, and federal fingerprint files for any criminal record. Fingerprints are to be taken under the direction of the T.B.I. It shall be the responsibility of the T.B.I. to forward all criminal history results to the Peace Officer Standards and Training (POST) commission for evaluation of qualifications;
 7. Not have been released, separated, or discharged from the Armed Forces of the United States with a Dishonorable or Bad Conduct discharge, or as a consequence of conviction at court martial for either state or federal offenses;

8. Have been certified by a qualified professional in the psychiatric or psychological fields to be free of all apparent mental disorder as described in the Diagnostic and Statistical Manual of Mental Disorders, Third Edition (DSM III), or its successor, of the American Psychiatric Association; and
9. Possess a current and valid peace officer certification as issued by the Tennessee POST commission as provided in TCA 38-8-107, and as defined in title 38, chapter 8, within 12 months prior to the close of qualification for the election for office of sheriff. (This requirement does not apply in any county having a metropolitan form of government where the sheriff does not have law enforcement powers.

In the event that certification for peace officer is inactive or no longer valid, proof of the intent to run for the office of sheriff shall be presented to the POST commission for approval to take the POST certification examination;

Shall file with the POST Commission,

- (A) An affidavit sworn to and signed by the candidate affirming that the candidate meets the requirement of this section; and
- (B) A confirmation of psychological evaluation form certified by the psychologist/psychiatrist providing psychological evaluation as provided for in TCA 8-8-102(b)(8) for the purposes of sheriff candidacy qualification.

TRUSTEE

- Basic qualifications of TCA 8-18-101
- Shall reside within the county. (TCA 8-48-101)

REGISTER OF DEEDS

- Basic qualifications of TCA 8-18-101
- Shall reside within the county. (TCA 8-48-101)

CIRCUIT COURT CLERK

- Basic qualifications of TCA 8-18-101; and
- Shall reside in the county wherein the court is held. (TCA 18-1-102)

COUNTY CLERK

- Basic qualifications of TCA 8-18-101
- Shall reside within the county. (TCA 8-48-101)

ASSESSOR OF PROPERTY

- Basic qualifications of TCA 8-18-101; and
- Shall reside within the county. (TCA 8-48-101)
- No member of the county legislative body shall be eligible to hold the office of assessor. (TCA 67-1-503)

COUNTY HIGHWAY CHIEF ADMINISTRATIVE OFFICER

- Basic qualifications of TCA 8-18-101; and
- Shall reside within the county. (TCA 8-48-101)
- Shall file affidavits and such other evidence as the Tennessee Highway Officials Certification Board shall require with the board not later than fourteen (14) days prior to the qualifying deadline for candidates in a popular election or, where the position is appointed, prior to appointment to the office. (TCA 54-7-104)
- A person shall:

1. Be a graduate of an accredited school of engineering, with at least 2 years' experience in highway construction or maintenance or be licensed to practice engineering in Tennessee; or
2. Have at least 4 years' experience in a supervisory capacity in highway construction or maintenance; or
3. Have a combination of education and experience equivalent to either of the above. (TCA 54-7-104)

EXCEPTIONS:

- (1) Carroll, Hancock, Jackson, Macon, Williamson, and Wilson: certification not required
- (2) Bedford, Clay, DeKalb, Dyer, Hawkins, Perry, and Wayne Counties: only a high school education or general equivalency diploma (GED) is required (no experience required);
- (3) Stewart County: at least four (4) years' experience is required (no education required). (TCA 54-7-104)

SCHOOL BOARD

- Basic qualifications of TCA 8-18-101; and
- Shall reside within and be a qualified voter of the district represented. (TCA 49-2-201)
- Shall file with the county election commission proof of graduation from high school or receipt of a GED, evidenced by a diploma or other documentation satisfactory to the commission. (TCA 49-2-202)
- No member of the county legislative body nor any other county official shall be eligible for election as a member of the county board of education. (TCA 49-2-202)

The Chairman asked for discussion on the motion. There was none.

The Chairman asked for a voice vote on the motion recommending approval of the Putnam County Strategic Plan for 2009-2013 (corrections and updates have been done). The motion carried.

MOTION RE: THE PLANNING COMMITTEE RECOMMENDS APPROVAL OF A RESOLUTION TO OPT OUT OF PUBLIC CHAPTER 428 AS ADOPTED BY THE 106TH GENERAL ASSEMBLY

Commissioner Jere Mason moved and Commissioner Johnnie Wheeler seconded the motion.

(SEE ATTACHED)

RESOLUTION

A RESOLUTION TO OPT OUT OF PUBLIC CHAPTER 428 AS ADOPTED BY THE 106th GENERAL ASSEMBLY

RESOLUTION NO. _____ REQUESTED BY: _____ PREPARED BY: _____ APPROVED AS TO FORM AND CORRECTNESS:

(County Attorney)

ADOPTED: _____ MINUTE BOOK _____ PAGE _____

WHEREAS, prior to September 1, 2009, Tennessee Code Annotated, § 39-17-1311, essentially made carrying weapons in county owned parks, playgrounds, civic centers, or other building facilities a Class A misdemeanor; and

WHEREAS, Public Chapter No. 428 (House Bill 716 and Senate Bill 976) of the 106th General Assembly, as adopted, removed the above mentioned prohibitions in public parks for persons authorized to carry handguns pursuant to Tennessee Code Annotated, § 39-17-1351; and

WHEREAS, Public Chapter No. 428 of the 106th General Assembly permits municipal and county governments to prohibit, by resolution, the carrying of handguns while within a public park that is owned or operated by a county, a municipality, or their instrumentalities; and

WHEREAS, the County Commission of Putnam County, Tennessee, desires to continue prohibiting the carrying of handguns in county parks.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION OF PUTNAM COUNTY TENNESSEE THAT:

SECTION 1. That the County Commission of Putnam County, Tennessee does hereby prohibit persons authorized to carry a handgun pursuant to Tennessee Code Annotated, § 39-17-1351 from possessing such handgun while within or on a public park or public property that is owned or operated by Putnam County, Tennessee. This prohibition shall apply to the entire park. Appropriate signage will be placed at the parks owned and operated by Putnam County, Tennessee, pursuant to Chapter 428 of the Public Acts of the State of Tennessee of 2009.

Adopted this the 20th day of July, 2009, the public welfare requiring it.

ATTEST: [Signature] County Clerk

[Signature] County Executive

The Chairman asked for discussion on the motion. The Commissioners discussed the motion.

MOTION RE: AMEND MOTION TO TAKE NO ACTION ON THE APPROVAL OF A RESOLUTION TO OPT OUT OF PUBLIC CHAPTER 428 AS ADOPTED BY THE 106TH GENERAL ASSEMBLY

Commissioner Mike Medley moved and Commissioner Dale Moss seconded the motion.

The Chairman asked for discussion on the motion. The Commissioners discussed the motion.

The Chairman asked for a vote on the motion to take no action on the approval of a Resolution to opt out of Public Chapter 428 as adopted by the 106th General Assembly.

The Commissioners voted as follows:

FOR

Jerry Ford
Joel Cowan
Mike Medley
Joe Trobaugh
Dale Moss
Mike Atwood

AGAINST

David Randolph
Larry Epps
Bob Duncan
Jim Martin
Scott McCanless
Andy Honeycutt
Marson McCormick
Johnnie Wheeler
Anna Ruth Burroughs
Reggie Shanks
Eris Bryant
Sue Neal
Greg Rector
Kevin Maynard
Gene Mullins
Jere Mason
Bill Walker
Ron Chaffin

The Clerk announced six (6) voted for, eighteen (18) voted against, and zero (0) absent. The motion failed.

The Chairman asked the Commissioners to vote on the original motion to recommend approval of a Resolution to opt out of Public Chapter 428 as adopted by the 106th General Assembly.

The Commissioners voted as follows:

FOR:

David Randolph
Larry Epps
Bob Duncan
Jim Martin
Scott McCanless
Marson McCormick
Johnnie Wheeler
Anna Ruth Burroughs
Reggie Shanks
Eris Bryant
Sue Neal
Greg Rector
Kevin Maynard
Gene Mullins
Jere Mason
Bill Walker
Ron Chaffin

AGAINST:

Jerry Ford
Andy Honeycutt
Mike Medley
Joe Trobaugh
Dale Moss
Mike Atwood

ABSTAIN:

Joel Cowan

The Clerk announced seventeen (17) voted for, six (6) voted against, one (1) abstained, and zero (0) absent. The motion carried.

FISCAL REVIEW COMMITTEE

MOTION RE: THE FISCAL REVIEW COMMITTEE RECOMMENDS APPROVAL OF AN INTERGOVERNMENTAL AGREEMENT FOR FIBER OPTIC CABLE INSTALLATION BETWEEN THE CITY OF COOKEVILLE, THE PUTNAM EMERGENCY COMMUNICATIONS DISTRICT, AND PUTNAM COUNTY

Commissioner Sue Neal moved and Commissioner Jere Mason seconded the motion.

(SEE ATTACHED)

INTERGOVERNMENTAL AGREEMENT

FOR FIBER OPTIC CABLE INSTALLATION

This agreement made and entered on this the _____ day of _____, 2009, by and between Putnam County, Tennessee hereinafter referred to as "County", the City of Cookeville, a municipal corporation located in Putnam County, Tennessee, hereinafter referred to as "Cookeville", and the Putnam Emergency Communications District, hereinafter referred to as PECD. [Sometimes the two (2) Municipalities and the PECD are referred to collectively as "Parties"].

WITNESSETH

WHEREAS, the Parties desire to install and operate a joint fiber optic cable in Putnam County, Tennessee; and

WHEREAS, the public at large will be better served by one (1) joint fiber optic cable installed and used jointly by the Parties; and

WHEREAS, Public Chapter 1101 encourages intergovernmental coordination of planning efforts.

Now, therefore, for and in consideration of the mutual benefits accruing to the parties, the parties hereto agree to the following:

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1. INTERCONNECTION

The jointly installed fiber optic cable shall consist of seventy two (72) strands of single mode fiber optic cable and 12 strands of multi-mode fiber optic cable, installed and maintained in accordance with the following terms and conditions:

a. Construction costs consequent to said project, which are estimated to be Sixty Thousand Dollars (\$60,000.00), shall be equally split between the Parties based on the following percentages:

- | | | |
|----|------------|---------|
| 1) | County | 33-1/3% |
| 2) | Cookeville | 33-1/3% |
| 3) | PECD | 33-1/3% |

2. RESOURCE SHARING AND TECHNICAL SYSTEM REQUIREMENTS

The Parties agree to share said fiber optic cable. This shall be accomplished under the following terms and conditions:

a. Each party will have access to the fiber optic cable network which shall run from the Putnam County Justice Center to the current Putnam Health Department Building (located at 121 South Dixie, Cookeville, Tennessee) to Cookeville City Hall to the Emergency Medical Services Building on South Willow Avenue. Of the 72 strands of single mode fiber optic cable referenced in Section 1 of this agreement, Cookeville shall have access to 32 strands, PECD shall have access to 20 strands, and County shall have access to 20 strands. Cookeville shall have access to the 12 strands of multi-mode fiber optic cable.

- b. The Parties shall provide their own respective hardware and shall be responsible for maintenance of same, including all related licensing fees, licensing agreements, and warranties.

5. **TERM**

This agreement shall be effective upon adoption by the Parties, and it may be terminated by any party upon sixty (60) days written notice to each of the other parties. However, any termination shall not reduce the party's share of expenses and costs obligated prior to such notice. This agreement may only be modified by written amendment.

In Witness Whereof the Parties have executed this Agreement for Fiber Optic Services.

Putnam County

By: _____
Kim Blaylock, County Executive

Approved by the County Commission on
the _____ day of _____, 2009.

City of Cookeville

By: _____
Mayor

Approved by the City Council on
the _____ day of _____, 2009.

Putnam County Emergency Communications
District

By: _____

Title: _____

Approved by the Putnam County E911 Board on
the _____ day of _____, 2009.

The Chairman asked for discussion on the motion to approve an intergovernmental agreement for fiber optic cable installation between the City of Cookeville, the Putnam Emergency Communications District, and Putnam County. There was none.

The Chairman asked for the Commissioners to vote on the motion. The Commissioners voted as follows:

FOR:

David Randolph	Mike Medley
Larry Epps	Joe Trobaugh
Bob Duncan	Eris Bryant
Jim Martin	Sue Neal
Scott McCanless	Dale Moss
Andy Honeycutt	Greg Rector
Marson McCormick	Kevin Maynare
Johnnie Wheeler	Gene Mullins
Anna Ruth Burroughs	Jere Mason
Reggie Shanks	Bill Walker
Joel Cowan	Mike Atwood
	Ron Chaffin

ABSTAIN:

Jerry Ford

The Clerk announced that twenty-three (23) voted for, one (1) abstained, zero (0) against, and zero (0) absent. Therefore, the motion carried.

MOTION RE: THE FISCAL REVIEW COMMITTEE RECOMMENDS APPROVAL OF A RESOLUTION TO ESTABLISH ARCHIVES AND RECORDS MANAGEMENT FEE FOR DOCUMENTS FILED IN ALL PUTNAM COUNTY OFFICES

Commissioner Sue Neal moved and Commissioner Eris Bryant seconded the motion to approve a Resolution to establish Archives and Records Management Fee for Documents filed in all Putnam County Offices.

(SEE ATTACHED)

**RESOLUTION TO ESTABLISH ARCHIVES AND RECORDS
MANAGEMENT FEE FOR
DOCUMENTS FILES IN ALL PUTNAM COUNTY OFFICES**

WHEREAS, Public Chapter 520 amended *Tennessee Code Annotated*, Section 10-7-408, and authorizes county legislative bodies to establish and collect an archives and records management fee not to exceed five dollars (\$5.00) per document filed in all county offices, with the funds collected through this fee to be designated exclusively for duplicating, storing and maintaining any records required by law to be permanently kept; and

WHEREAS, the County Legislative body has already determined that it is in the best interests of the county that such a records management fee be established and collected in all county offices;

NOW, THEREFORE, BE IT RESOLVED by the County Legislative body of Putnam County, Tennessee that:

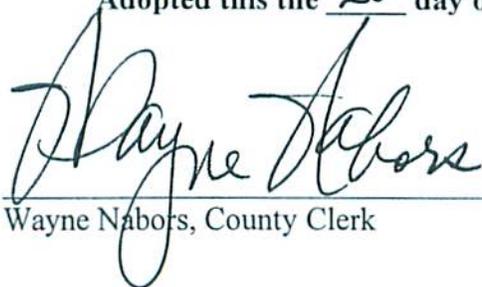
Section 1. An archives and records management fee is hereby adopted in the amount of two dollars (\$2.00) on each document filed in all county offices pursuant to Public Chapter 520 and *Tennessee Code Annotated*, Section 10-7-408, as amended, with the exceptions as stated in Section 2 of the foregoing resolution.

Section 2. The archives and records management fee shall be collected in all county offices on each document filed. However, the archives and records management fee shall be collected in the Putnam County Circuit Court Clerk and Putnam County Clerk & Master offices on each case filed as opposed to each document filed.

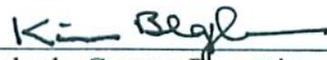
Section 3. The funds collected through this fee shall be designated and used by the Putnam County for duplicating, storing, and maintaining records required by law to be permanently kept.

Section 4. This resolution shall be effective upon its passage and approval, the public welfare requiring it.

Adopted this the 20TH day of July, 2009.



Wayne Nabors, County Clerk



Kim Blaylock, County Executive

STATE OF TENNESSEE
PUBLIC CHAPTER NO. 520
SENATE BILL NO. 1655

By Burks

Substituted for: House Bill No. 1587

By Curtiss

AN ACT to amend Tennessee Code Annotated, Title 5; Title 6; Title 7; Title 10 and Title 68, Chapter 3, relative to city and county record maintenance.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 10-7-408(b)(2), is amended by deleting the language "§ 10-7-403(1) and (3), except for the office of county register" and substituting instead "§ 10-7-403".

SECTION 2. Tennessee Code Annotated, Section 10-7-408(b)(2), is amended further by deleting the language "two dollars (\$2.00)" and substituting instead "five dollars (\$5.00)".

SECTION 3. Tennessee Code Annotated, Title 6, Chapter 54, Part 1, is amended by adding the following as a new, appropriately designated section:

§ 6-54-1___. Any city or town may establish and collect, through all entities creating public records, an archives and record management fee not to exceed five dollars (\$5.00) per document filed. Funds collected through this fee must be designated exclusively for duplicating, storing, and maintaining any records required by law to be kept.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: June 12, 2009



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 25th day of June 2009



PHIL BREDESEN, GOVERNOR

county clerk, county register, or the designee of the county register, and the county historian shall be ex officio members of the commission. In counties having a duly appointed county archivist, that person shall also serve as an ex officio member of the commission. Each elected member of the commission shall hold office during the term for which the member was elected to office. If a vacancy occurs in one (1) of the appointed positions, the county mayor shall appoint a person in the same manner as the original appointment. [Acts 1969, ch. 253, § 1; 1965, ch. 316, § 1; 1968, ch. 507, § 1; 1977, ch. 78, § 1; 1977, ch. 486, § 1; impl. am. Acts 1978, ch. 934, §§ 7, 36; T.C.A., § 15-501; Acts 1987, ch. 195, § 1; 1994, ch. 884, § 1; 1998, ch. 793, §§ 3, 4; 2002, ch. 606, § 1; 2003, ch. 90, § 2; 2006, ch. 605, § 1.]

Compiler's Notes. Acts 2003, ch. 90, § 2, directed the code commission to change all references from "county executive" to "county mayor" and to include all such changes in supplements and replacement volumes for the Tennessee Code Annotated. Amendments. The 2002 amendment inserted ", or the designee of the county clerk," following "county clerk" in the fourth sentence.

The 2006 amendment, effective January 1, 2007, inserted ", or the designee of the county register," in the fourth sentence. Effective Dates. Acts 2002, ch. 606, § 2, July 1, 2002. Acts 2006, ch. 605, § 2, January 1, 2007. Section to Section References. This part is referred to in §§ 8-13-108, 47-10-117.

10-7-403. "Public records" defined.

Section to Section References. This section is referred to in §§ 10-7-404, 10-7-403, 10-7-412. Attorney General Opinions. The general

public has a right to access court files as public documents, subject to the discretion of the trial court and clerk. OAG 02-075 (6/12/02).

10-7-404. Destruction of public records authorized — Conditions prerequisite to destruction — Records manual.

Compiler's Notes. Section 10-7-413, referred to in this section, was transferred to § 10-7-511 by Acts 1999, ch. 167, § 6.

Section to Section References. This section is referred to in §§ 10-7-408, 10-7-503, 47-10-117.

10-7-408. Appropriation of funds — Filing fees. — (a) The county legislative body of any county which creates a county records commission has the power to appropriate such funds as may be required for the carrying out of the purposes of this chapter including, but not limited to, the purchase or leasing of equipment, the equipping of an office and the payment of the expenses thereof, the furnishing of secretaries and clerical help and the employment of expert advice and assistance.

(b) In any county, if the county legislative body creates a county records commission, then the county legislative body is authorized to:

(1) Appropriate such funds as may be required for carrying out of the purposes of this chapter, including, but not limited to, the purchase or leasing of equipment, the equipping of an office and the payment of the expenses of the office, the furnishing of secretaries and clerical help, and the employment of expert advice and assistance; and

(2) Establish and collect, through all entities creating public records, as defined in § 10-7-403(1) and (3), except for the office of county register, an archives and record management fee not to exceed two dollars (\$2.00) per

document filed. Funds collected through this fee must be designated exclusively for duplicating, storing, and maintaining any records required by law to be permanently kept. [Acts 1959, ch. 253, § 7; 1968, ch. 507, § 2; impl. am. Acts 1978, ch. 934, §§ 7, 36; T.C.A., § 15-508; Acts 2005, ch. 372, § 1; 2006, ch. 651, § 1.]

Amendments. The 2006 amendment added (b). The 2006 amendment deleted "having a population greater than eight hundred ninety-seven thousand (897,000), according to the 2000 federal census or any subsequent federal census" following "In any county" at the beginning of (b). Effective Dates. Acts 2005, ch. 372, § 2, June 7, 2005. Acts 2006, ch. 651, § 2, May 12, 2006.

PART 5—MISCELLANEOUS PROVISIONS

10-7-501. Reproduction of state records on film.

Section to Section References. This part is referred to in §§ 3-12-108, 4-51-110, 4-51-134, 56-47-112, 68-211-814, 68-212-306, 68-212-311.

Attorney General Opinions. City governments fall under the purview of T.C.A. § 10-7-501 et seq. regarding access to public records. OAG 03-065 (5/17/02).

NOTES TO DECISIONS

2. Citizens Entitled to Access.
Order directing that documents be produced pursuant T.C.A. § 10-7-503 was affirmed, because the appellate court declined to revisit its prior holding that if a citizen could sufficiently identify the documents that he wished to obtain copies of so as to enable the custodian of the records to know which documents were to be copied, the citizen's personal presence before the records custodian was not required; the

prior holding was a proper interpretation of the public policy of the state of Tennessee as expressed by the Tennessee general assembly in the Tennessee Public Records Act compiled in T.C.A. § 10-7-501 et seq. Jones v. Crumley, — S.W.3d —, 2004 Tenn. App. LEXIS 612 (Tenn. Ct. App. Sept. 20, 2004), appeal denied, — S.W.3d —, 2005 Tenn. LEXIS 168 (Tenn. Feb. 28, 2005).

Collateral References. Actions brought under Freedom of Information Act, 5 U.S.C.A. §§ 522 et seq. — Supreme Court cases. 167 A.L.R. 2d 545.

10-7-503. Records open to public inspection — Schedule of reasonable charges — Costs. — (a)(1) As used in this part and title 8, chapter 4, part 6, "public record or records" or "state record or records" means all documents, papers, letters, maps, books, photographs, microfilms, electronic data processing files and output, films, sound recordings or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by any governmental agency.

(2)(A) All state, county and municipal records shall, at all times during business hours, which for public hospitals shall be during the business hours of their administrative offices, be open for personal inspection by any citizen of this state, and those in charge of the records shall not refuse such right of inspection to any citizen, unless otherwise provided by state law.
(B) The custodian of a public record or the custodian's designee shall promptly make available for inspection any public record not specifically

impl. am. Acts 1978, ch. 934, §§ 7, 36; T.C.A., § 15-501; Acts 1987, ch. 195, § 1; 1994, ch. 884, § 1; 1998, ch. 793, §§ 3, 4.]

Section to Section References. This part is referred to in § 8-13-108.

This section is referred to in § 10-7-404.

10-7-402. Organization of commission — Compensation — Meetings. — The county records commission shall elect a chair and a secretary and shall keep and preserve minutes of all its proceedings and transactions. Members of the commission shall receive no compensation, except that any member who does not receive a fixed annual salary from the state or the county may be paid a per diem of twenty-five dollars (\$25.00) for each day of actual meeting. Members may be reimbursed for actual necessary expenses incurred in attendance upon their duties. The commission shall meet not less than twice annually. [Acts 1959, ch. 253, § 9; T.C.A., § 15-502.]

10-7-403. "Public records" defined. — "Public records" within the county shall be construed to mean:

(1) All documents, papers, records, books, and books of account in all county offices, including, but not limited to, the county clerk, the county register, the county trustee, the sheriff, the county assessor, the county executive and county commissioners, if any;

(2) The pleadings, documents, and other papers filed with the clerks of all courts, including the courts of record, general sessions courts, and former courts of justices of the peace, and the minute books and other records of these courts; and

(3) The minutes and records of the county legislative body. [Acts 1959, ch. 253, § 2; impl. am. Acts 1978, ch. 934, §§ 7, 16, 22, 36; T.C.A., § 15-503; Acts 1991, ch. 369, § 1; 1994, ch. 884, § 2; 1999, ch. 167, § 2.]

Compiler's Notes. Acts 1994, ch. 884, § 10 provided that nothing in the amendment by that act shall be construed to permit or authorize a county public records commission, a court clerk, a county or municipal official or any other

person from destroying or authorizing the destruction of any original process in a civil action or criminal proceeding.

Section to Section References. This section is referred to in §§ 10-7-404, 10-7-412.

10-7-404. Destruction of public records authorized — Conditions prerequisite to destruction — Records manual. — (a) The county public records commission has the right to authorize the destruction of any and all public records as defined in § 10-7-403, which are required by law to be retained, when such records have been photocopied, photostated, filmed, microfilmed, or preserved by microphotographic process, as hereinafter provided; provided, that no record required by law to be permanently retained shall be destroyed without a majority vote of the commission. A county officer or judge of a court of record shall be entitled to prevent the destruction of documents, minutes, or records in the office or court, as appropriate. The requirement to photocopy, photostat, film, microfilm, or preserve by microphotographic process prior to destruction in accordance with this section shall not be required of "temporary records" and/or "working papers" as defined in § 10-7-301. The commission does not have the authority to authorize the

The Chairman asked for discussion on the motion to approve a Resolution to establish Archives and Records Management Fee for Documents filed in all Putnam County Offices. The Commissioners discussed the motion.

The Chairman asked for a vote on the motion. The Commissioners voted as follows:

FOR:

David Randolph

Larry Epps

Bob Duncan

Jim Martin

Jerry Ford

Scott McCanless

Andy Honeycutt

Marson McCormick

Johnnie Wheeler

Anna Ruth Burroughs

Reggie Shanks

Joel Cowan

Mike Medley

Joe Trobaugh

Eris Bryant

Sue Neal

Dale Moss

Greg Rector

Kevin Maynard

Gene Mullins

Jere Mason

Bill Walker

Mike Atwood

Ron Chaffin

The Clerk announced that twenty-four (24) voted for, zero (0) against, and zero (0) absent. The motion carried.

NOMINATING COMMITTEE

MOTION RE: NOMINATING COMMITTEE RECOMMENDS THAT SCOTT MCCANLESS AND KEVIN MAYNARD BE APPOINTED TO THE JUDICIAL COMMISSIONER INTERVIEW COMMITTEE FOR A 2 YEAR TERM TO EXPIRE JULY 2011

Commissioner Ron Chaffin moved and Commissioner Larry Epps seconded the motion.

The Chairman asked for discussion on the motion. There was none.

The Chairman asked for a voice vote on the motion. The motion carried.

REPORT OF SPECIAL COMMITTEES

RESOLUTIONS

MOTION RE: ELECTION OF NOTARIES

Commissioner Jere Mason moved and Commissioner Mike Medley seconded the motion to approve the Election of Notaries.

(SEE ATTACHED)

PUTNAM COUNTY CLERK
AYNE NABORS COUNTY CLERK
P.O. BOX 220
COOKEVILLE TN 38503
Telephone 931-526-7106
Fax 931-372-8201

NOTARIES TO BE ELECTED JULY 20,2009

ANGELA M ADKINS
JIMMY ALLEN
LORI ARMS
DONNA M BRIGHT
ELAINE C BURTON
LISA CHANDLER
KATRINA COCKRILL
WANDA C DEXTER
PATRICIA M ELKINS
EDDIE H GAW
LOUELLA LEA GENTRY
KENNETH R HANEY
FRANK HARRELL
CHRISTY HARRIS
EILEEN J HERREN

JERRY A JARED
MATTHEW ALLEN JARED
KAYLA LEDFORD
LADELL MEDLEY
ROBBIE S NETHERTON
STEPHANIE PAUL
ANGIE PITMAN
KAY PRINCE
PATTI REAB
CARL SELBY
KAREN SHEA
DONALD L SMITH
BETH STONE
TINA L SULLIVAN

The Chairman asked the Commissioners to vote on the Election of Notaries.
The Commissioners voted as follows:

FOR:

David Randolph

Larry Epps

Bob Duncan

Jim Martin

Jerry Ford

Scott McCanless

Andy Honeycutt

Marson McCormick

Johnnie Wheeler

Anna Ruth Burroughs

Reggie Shanks

Joel Cowan

Mike Medley

Joe Trobaugh

Eris Bryant

Sue Neal

Dale Moss

Greg Rector

Kevin Maynard

Gene Mullins

Jere Mason

Bill Walker

Mike Atwood

Ron Chaffin

The Clerk announced that twenty-four (24) voted for, zero (0) against, and zero (0) absent. The motion carried.

OTHER NEW BUSINESS

BUDGET COMMITTEE RECOMMENDATIONS

MOTION RE: BUDGET COMMITTEE RECOMMENDS APPROVAL OF A RESOLUTION TO ADOPT THE COUNTY FINANCIAL MANAGEMENT ACT OF 1981

Commissioner Greg Rector moved and Commissioner Bob Duncan seconded the motion.

(SEE ATTACHED)

**RESOLUTION TO ADOPT THE COUNTY FINANCIAL
MANAGEMENT ACT OF 1981**

WHEREAS, the General Assembly has enacted the County Financial Management Act of 1981, codified in Tennessee Code Annotated, Sections 5-21-101 through 5-21-129; and

WHEREAS, Tennessee Code Annotated, Section 5-21-126, authorizes counties to adopt the provisions of the County Financial Management Act of 1981 by a two-thirds (2/3) majority vote of the county legislative body; and

WHEREAS, after studying this law and being encouraged by the Comptroller of the Treasury, the county legislative body of Putnam County has concluded that it is in the best interest of the county to follow the procedures delineated in the law;

WHEREAS, because the legislative body desires that the finances of Putnam County are managed in a professional manner, the minimum requirements for the position of the Finance Director will be a Certified Public Accountant licensed in the State of Tennessee, have a minimum of five years experience in county governmental accounting and supervisory experience, and must reside in Putnam County. The salary of the Finance Director will be set at an amount equal to the salary of the County Executive.

NOW, THEREFORE, BE IT RESOLVED by the County Legislative Body meeting in session on this the 20th day of July, 2009, in Cookeville, Tennessee, that Putnam County shall be governed by the provisions of the County Financial Management Act of 1981, codified in Tennessee Code Annotated, Sections 5-12-201 through 5-21-129, and as it may be amended from time to time.

BE IT FURTHER RESOLVED, that this Resolution shall take effect upon passage.

County Executive/Approved

County Clerk/Attest

The Chairman asked for discussion on the motion. The Commissioners discussed the motion.

MOTION RE: POSTPONE UNTIL NEXT MONTH (AUGUST 2009), FOR FURTHER STUDY, THE APPROVAL OF A RESOLUTION TO ADOPT THE COUNTY FINANCIAL MANAGEMENT ACT OF 1981

Commissioner Joe Trobaugh moved and Commissioner Joel Cowan seconded the motion to postpone until next month (August 2009), for further study, the approval of a Resolution to adopt the County Financial Management Act of 1981.

The Chairman asked for discussion on the motion. The Commissioners discussed the motion.

The Chairman asked the Commissioners to vote on the motion to postpone until the August meeting the approval of a Resolution to adopt the County Financial Management Act of 1981. The Commissioners voted as follows.

FOR:

Marson McCormick
Anna Ruth Burroughs
Reggie Shanks
Joel Cowan
Mike Medley
Joe Trobaugh
Dale Moss

ABSTAIN:

Bill Walker

AGAINST:

David Randolph
Larry Epps
Bob Duncan
Jim Martin
Jerry Ford
Scott McCanless
Andy Honeycutt
Johnnie Wheeler
Eris Bryant
Sue Neal
Greg Rector
Kevin Maynard
Gene Mullins
Jere Mason
Mike Atwood
Ron Chaffin

The Clerk announced seven (7) voted for, sixteen (16) voted against, one (1) abstained, and zero (0) absent. The motion failed.

The Chairman announced to go back to original motion, Budget Committee recommends approval of a Resolution to adopt the County Financial Management Act of 1981.

The Chairman asked for discussion on the motion. The Commissioners discussed the motion.

MOTION RE: AMENDED MOTION FOR RESOLUTION: ANY MEMBER OF THE PUTNAM COUNTY LEGISLATIVE BODY, OR ANY PUTNAM COUNTY ELECTED OFFICIAL, OR ANYONE WHO HAS SERVED AS SUCH DURING ANY TIME IN THE 18 MONTHS PRIOR TO THE JOB(S) BECOMING VACANT, SHALL NOT BE ELIGIBLE FOR APPOINTMENT TO THE JOB OF COUNTY FINANCE DIRECTOR OR ASSISTANT FINANCE DIRECTOR.

Commissioner Kevin Maynard moved and Commissioner Gene Mullins seconded the motion then withdrew his second to the motion and Commissioner Marson McCormick seconded the motion.

The Chairman asked for discussion on the motion. The Commissioners discussed the motion.

The Chairman asked the Commissioners to vote on the motion. The Commissioners voted as followed:

FOR:

Andy Honeycutt
Marson McCormick
Reggie Shanks
Joel Cowan
Mike Medley
Kevin Maynard

ABSTAIN

Bill Walker

AGAINST:

David Randolph
Larry Epps
Bob Duncan
Jim Martin
Jerry Ford
Scott McCanless
Johnnie Wheeler
Anna Ruth Burroughs
Joe Trobaugh
Eris Bryant
Sue Neal
Dale Moss
Greg Rector
Gene Mullins
Jere Mason
Mike Atwood
Ron Chaffin

The Clerk announced six (6) voted for, seventeen (17) voted against, one (1) abstained, and zero (0) absent. The motion failed.

The Chairman announced to go back to the original motion: Budget Committee recommends approval of a Resolution to adopt the County Financial Management Act of 1981.

The Chairman asked for discussion on the motion. The Commissioners discussed the motion.

Dr. Kathleen Airhart spoke to the Commissioners.

Dr. Richard Rand spoke to the Commissioners.

(SEE ATTACHED)

Sheriff David Andrews spoke to the Commissioners.

The Chairman asked the Commissioners to vote on the motion to recommend approval of a Resolution to adopt the County Financial Management Act of 1981. The Commissioners voted as follows:

FOR:

David Randolph
Larry Epps
Bob Duncan
Jim Martin
Jerry Ford
Scott McCanless
Johnnie Wheeler
Eris Bryant
Sue Neal
Greg Rector
Gene Mullins
Jere Mason
Mike Atwood
Ron Chaffin

AGAINST:

Andy Honeycutt
Marson McCormick
Anna Ruth Burroughs
Reggie Shanks
Joel Cowan
Mike Medley
Joe Trobaugh
Dale Moss
Kevin Maynard
Bill Walker

The Clerk announced fourteen (14) voted for, ten (10) voted against, and zero (0) absent. The motion must pass by 2/3 majority, therefore the motion failed.

MOTION RE: RECOMMENDS APPROVAL TO APPLY FOR A GRANT FOR CHILD PORNOGRAPHY ENFORCEMENT FOR SHERIFFS DEPARTMENT

Commissioner Larry Epps moved and Commissioner Joe Trobaugh seconded the motion to recommend approval to apply for a grant for Child Pornography Enforcement for the Sheriffs Department.

The Chairman asked for discussion on the motion. The Commissioners discussed the motion.

The motion passed on a voice vote.

MOTION RE: BUDGET COMMITTEE RECOMMENDS APPROVAL TO REORGANIZE THE COUNTY FINANCE COMMITTEE

This motion was not considered.

**RESOLUTION TO REORGANIZE THE
COUNTY FINANCE COMMITTEE**

WHEREAS, the County Legislative Body has adopted the County Financial Management Act of 1981, and

WHEREAS, Tennessee Code Annotated, Section 5-21-104, provides for establishment of a County Finance Committee consisting of the County Executive, Director of Schools, Highway Superintendent, and four persons elected by the county legislative body, and

WHEREAS, Putnam County already has a County Finance Committee, and needs to adjust the membership of that committee to meet the requirements of that act;

NOW, THEREFORE, BE IT RESOLVED by the Putnam County Legislative Body meeting in Cookeville, TN, on this the 20th day of July, 2009, the County Finance Committee will consist of the County Executive, Director of Schools, Highway Superintendent, and four members elected from the County Legislative Body, and the members of the legislative body currently serving on the current Finance Committee will continue to serve on the committee for the remainder of their term.

County Executive/Approve

County Clerk/Attest

(SEE ATTACHED)

MOTION RE: RULES COMMITTEE REPORT

The Commissioners heard the Rules Committee Report.

Commissioner Larry Epps moved and Commissioner Joe Trobaugh seconded the motion of approval of the Rules Committee Report.

The Chairman asked for discussion. There was none.

The Chairman asked the Commissioners to vote on the motion. The motion carried.

ANNOUNCEMENTS AND STATEMENTS

MOTION RE: ADJOURN

Commissioner Mike Medley moved and Commissioner Joe Trobaugh seconded the motion to Adjourn.

The Chairman asked for a voice vote on the motion to adjourn. The motion carried.

PLANNING COMMITTEE MINUTES

July 13, 2009

Prepared by Deborah Francis

Jim Martin	Present	Eris Bryant	Present
Scott McCanless	Present	Dale Moss	Present
Reggie Shanks	Present	Jere Mason	Present
Marson McCormick	Present	Gene Mullins	Present
Anna Ruth Burroughs	Present	Mike Atwood	Present
Larry Epps	Present	Mike Medley	Present

Item #1 **Planning codes**

Motion: **Recommends approval to adopt the following 2006 codes:**

International Building Code
Residential Code
Plumbing Code
Mechanical Code
Fire, Fuel Gas Code
International Energy Conservation Code

Made By: Atwood
Seconded: Burroughs

VOICE VOTE

APPROVED

Item #2 **Strategic Plan for 2009-2013**

This is for the Three Star Program which is done by the Chamber of Commerce. Commissioner Gene Mullins asked that some typos and other changes be made before final vote.

Motion: **Recommends approval of the Putnam County Strategic Plan for 2009-2013 with corrections and updates as per Commissioner Mullins.**

Made By: Martin
Seconded: Burroughs

VOICE VOTE

APPROVED

Item #3 **Public Chapter 428-Handguns in Parks**

*The decision on this needs to be decided by September 1
There was discussion on letting the Intergovernmental
Committee discuss this, however the following motion
was made:*

Motion: Recommends approval of a Resolution to Opt out of Public Chapter 428 as Adopted by the 106th General Assembly.

Made By: Medley
Seconded: Burroughs

ROLL CALL VOTE

<u>Yes</u>	<u>No</u>
Epps	Moss
Martin	Atwood
McCanless	
McCormick	
Burroughs	
Shanks	
Medley	
Bryant	
Mullins	
Mason	

MOTION APPROVED

Item #4 Discussion of location of Jail
Commissioner Cowan asked the Committee to consider voting to build on to the existing jail.

Motion: Recommends to build on to the existing jail.

Made By: Medley After discussion about that in May the Commission voted
Seconded: Shanks to build OFF site. The motion and second was withdrawn

Motion: Recommends to defer any action concerning the jail until July 2010.

Made By: McCormick
Seconded: Moss

ROLL CALL VOTE

<u>Yes</u>	<u>No</u>
McCormick	Epps
Shanks	Martin
Bryant	McCanless
Moss	Medley
Mason	Burroughs
	Mullins
	Atwood

MOTION FAILS

After much discussion, the question was called for and as per roll call vote 10-2 (passed) the above motion was voted on and failed

THERE WAS NOT ANY ADDITIONAL MOTIONS MADE ON THIS ISSUE

Item #5 Any other business

NONE

ADJOURNED

PLANNING COMMITTEE

TO: Putnam County Board of Commissioners

FROM: Kim Blaylock, County Executive

DATE: July 9, 2009

RE: Planning Agenda

Listed below are items to be considered by the County's Planning Committee on Monday, July 13, 2009, at 6:00 PM in the County Commission Chambers at the Courthouse.

1. Discuss Planning codes that need to be adopted as per Lynell Williams, Director of Planning.
2. Discuss Putnam County Strategic Plan for 2009-2013.
3. Discuss Public Chapter 428-Handguns in Parks.
Commissioner Johnnie Wheeler
4. Discuss location for Putnam County Jail.
Commissioner Joel Cowen
5. Any other business that needs to be reviewed by the Planning Committee.

**FISCAL REVIEW COMMITTEE
MINUTES**

July 13, 2009

Prepared by Deborah Francis

ROLL CALL

Bob Duncan	Present	Greg Rector	Present
Jerry Ford	Absent	Kevin Maynard	Present
David Randolph	Present	Bill Walker	Present
Johnnie Wheeler	Present	Ron Chaffin	Present
Joe Trobaugh	Present	Sue Neal	Present
Andy Honeycutt	Present	Joel Cowen	Present

Item #1 *Intergovernmental Agreement*

Motion: **Recommends approval of an Intergovernmental Agreement for Fiber Optic Cable Installation between the City of Cookeville, the Putnam Emergency Communications District, and Putnam County.**

Made By: Duncan
Seconded: Rector

VOICE VOTE

APPROVED

Item #2 *Resolution for Records Management Fees*

Motion: **Recommends approval of a Resolution to Establish Archives and Records Management Fee for documents filed in all Putnam County Offices. *Jeff Jones will make changes to reflect 2.00 fee per case instead of document.***

Made By: Duncan
Seconded: Wheeler

VOICE VOTE

APPROVED

Item #3 *Any other business*

NONE

ADJOURNED

FISCAL REVIEW AGENDA

TO: Putnam County Board of Commissioners

FROM: Kim Blaylock, County Executive

DATE: July 9, 2009

RE: Fiscal Review Committee Agenda

Listed below are items to be considered by the County's Fiscal Review Committee on Monday, July 13, 2009, at 5:00 PM in the County Commission Chambers at the Courthouse.

1. Discuss Intergovernmental Agreement for Fiber Optic Cable Installation.
2. Discuss Resolution to Establish Archives and Records Management Fee for Documents Filed in all Putnam County Offices.
3. Any other business that needs to be reviewed by the Fiscal Review Committee.