

1. CALL TO ORDER, 2. PRAYER & PLEDGE, 3. OPEN MEETING, 4. ROLL CALL

Be it remembered that the Bedford County Commissioners, acting as the County Legislative Body met in a regular session in the Bedford County Courthouse in Shelbyville, TN on Tuesday, March 13, 2018 at 7:00 PM. Chairman Eugene Ray called the meeting to order. Prayer was led by Commissioner Jimmy Woodson. Sheriff Austin Swing opened the meeting. County Clerk Donna Thomas led the Pledge of Allegiance and called the roll.

BOBBY FOX	BOB DAVIS	LINDA YOCKEY
JIMMY PATTERSON	JANICE BROTHERS	JEFF YOES
JULIE SANDERS	DON GALLAGHER	BILL ANDERSON
CHUCK HEFLIN	PHILIP FARRAR	MARK THOMAS
JOHN BROWN	TONY SMITH	JIMMY WOODSON
BILLY KING	ED CASTLEMAN	

With 17 Commissioners present Chairman Ray called the meeting to order.

5. APPROVAL OF THE FEBRUARY 13, 2018 COMMISSION MINUTES

Commissioner Thomas made a motion to approve. Second by Commissioner Fox. Passed by voice vote.

6. NOTARY APPROVALS

Commissioner Thomas moved to approve the April notary applicants/renewals as submitted by the County Clerk. Second by Commissioner Yoes. Passed by voice vote.

FROM: BEDFORD COUNTY CLERK RE: NOTARY APPLICANTS FOR April 2018
 TO: RULES AND LEGISLATIVE COMMITTEE DATE: 2-13-18

NAME	NEW/RENEW	RECOMMENDED BY
1. Janice G. Clanton	Renew	
2. Sharon E. Moore	Renew	
3. Judy Gambill	Renew	
4. Janice M. Gregory	Renew	
5. Robert Bushnell	Renew	
6. Vickie Parsons	Renew	
7. Gina Hardison	Renew	
8. Valerie Cushing	Renew	
9. Jeff Yoes	Renew	
10. Beverly Daniel	Renew	
11. J. Stephen Aymett, Jr.	New	Brothers/King
12. Jesse E. James	New	Brothers/King

Commissioner Sanders made a motion to suspend the rules and accept nominations to fill the vacant 7th District seat. Second by Commissioner Thomas. Motion passed by show of hands with two thirds majority. Commissioner Sanders nominated Randy Clanton. Second by Commissioner Thomas. Mayor Ray stated that Lizzie Peoples had asked to be nominated for the position. There was no nomination or second. Clanton was appointed by voice vote. Attorney John T. Bobo administered the oath of office. Commissioner Clanton took his seat with the other commissioners.

7. REPORTS OF STANDING COMMITTEES

A. RULES AND LEGISLATIVE COMMITTEE

- 1. Resolutions for adoption of the International Building Code** – Item placed on the March 13, 2018 agenda with a favorable recommendation by the Rules and Legislative Committee.

Motion to approve by Commissioner Heflin. Second by Commissioner Yockey.
Motion passed by roll call vote. 18 Ayes 0 Noes

**RESOLUTION FOR ADOPTION OF THE INTERNATIONAL
RESIDENTIAL CODE**

A resolution of the County of Bedford adopting the 2015 edition of the *International Residential Code*, regulating and governing the construction, alteration, movement, enlargement, replacement, repair, equipment, location, removal and demolition of detached one and two family dwellings and multiple single family dwellings (townhouses) not more than three stories in height with separate means of egress in the County of Bedford; providing for the issuance of permits and collection of fees thereof.

NOW THEREFORE, BE IT RESOLVED by the Bedford County Board of Commissioners as follows:

Section 1. That a certain document, three (3) copies of which is on file in the office of the County Court Clerk of Bedford County, being marked and designated as the *International Residential Code, 2015* edition, including Appendix Chapters 1 through 29 (excluding Section P2904 Fire Sprinkler Systems); Chapters 30 through 33 (excluding Chapters 34 through 43); and, Chapter 44 along with Appendices A through D; F; G; H; J; K; M; and N, along with Sections AE101; AE102; AE201; AE301; AE302; AE303; AE304; AE401; AE402; AE501; and AE506 of Appendix E - (see International Residential Code Section R102.5, 2015 edition), as published by the *International Code Council*, be and is hereby adopted and made interchangeable with *International Building Code (IBC), International Energy Conservation Code (IECC), International Mechanical Code (IMC), International Fuel Gas Code (IFGC) and International Plumbing Code* as the Residential Code of the County of Bedford in the State of Tennessee for regulating and governing the construction, alteration, movement, enlargement, replacement, repair, equipment, location, removal and demolition of detached one and two family dwellings and multiple single family dwellings not more than three stories in height with separate means of egress herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Residential Code on file in the office of the Building Official of the County of Bedford and hereby referred to, adopted, and made part hereof, as if fully set out in this resolution.

Section 2. The following sections are hereby revised: Section R101.1 – insert Bedford County, Tennessee; Section R301.2 (see Table R301.2); Section P2603.5.1 – Sewer Depth. Building sewers that connect to private sewage disposal systems shall the depth required by the *Permit for Construction of Subsurface Sewage Disposal System* issued through the office of the Environmental Specialist. A minimum of six (6) inches of dirt will cover the top of the tank.

7.A.1. RESOLUTIONS FOR INTERNATIONAL BUILDING CODE (continued)

Building sewers shall be a minimum of eighteen (18) inches below grade; Section R313.2 - remove automatic sprinkler system requirements for one and two family dwellings.

Section 3. That if any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this resolution. The County Commission hereby declares that it would have passed this resolution, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 4. That nothing in this resolution or in the Building Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this resolution.

Section 5. That the County Clerk of Bedford County, Tennessee, is hereby ordered and directed to cause this Resolution to be published in a newspaper having a general circulation in Bedford County, Tennessee.

Section 6. That this resolution and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its final passage and adoption, replacing all previously adopted versions of the *International Residential Code*.

This is the 13 day of March, 2018.

ATTESTED:

By: Eugene Ray
Eugene Ray, Bedford County Mayor

By: Donna Thomas
Donna Thomas, Bedford County Clerk



RESOLUTION FOR ADOPTION OF THE INTERNATIONAL BUILDING CODE

A resolution of the County of Bedford adopting the 2015 edition of the *International Building Code*, regulating and governing the standards of all newly constructed buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures in the County of Bedford; providing for the issuance of permits and collection of fees therefore.

NOW THEREFORE, BE IT RESOLVED by the Bedford County Board of Commissioners as follows:

Section 1. That a certain document, three (3) copies of which is on file in the office of the County Court Clerk of Bedford County, being marked and designated as the *International Building Code*, 2015 edition, including Appendix Chapters 1 through 35 and Appendices A, B, F, G, H, and I, as published by the *International Code Council*, be and is hereby adopted and made interchangeable with *International Residential Code (IRC)*, *International Energy Conservation Code (IECC)*, *International Mechanical Code (IMC)*, *International Fuel Gas Code (IFGC)* and *International Plumbing Code (IPC)* as the Building Code of the County of Bedford in the State of Tennessee for regulating and governing the standards of all newly constructed buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Building Code on file in the office of the Building Official of the County of Bedford and hereby referred to, adopted, and made part hereof, as if fully set out in this resolution.

Section 2. The following sections are hereby revised: Section 101.1 – insert *Bedford County, Tennessee*; Section 1612.3 – insert *Bedford County, Tennessee*; insert *July 28, 2006* and subsequent versions.

Section 3. That if any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this resolution. The County Commission hereby declares that it

7.A.1. RESOLUTIONS FOR INTERNATIONAL BUILDING CODE (continued)

would have passed this resolution, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 4. That nothing in this resolution or in the Building Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this resolution.

Section 5. That the County Clerk of Bedford County, Tennessee, is hereby ordered and directed to cause this Resolution to be published in a newspaper having a general circulation in Bedford County, Tennessee.

Section 6. That this resolution and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its final passage and adoption, replacing all previously adopted versions of the *International Building Code*.

This is the 13 day of March, 2018.

ATTESTED:

By: Eugene Ray
Eugene Ray, Bedford County Mayor

By: Donna Thomas
Donna Thomas, Bedford County Clerk



- B. COURTHOUSE AND PROPERTY COMMITTEE**
- C. LAW ENFORCEMENT COMMITTEE**
- D. FINANCIAL MANAGEMENT COMMITTEE**

- 1. Regions Bank - Forward to County Commission bid award for first floor -** Item placed on the March 13, 2018 Commission Agenda with a unanimous recommendation by the Finance Committee.

Commissioner Heflin made a motion to defer until such time as plans are presented and accepted on how we are going to use the courthouse. No second.

Commissioner Anderson made a motion to send it back to the Courthouse and Property committee. Second by Commissioner Sanders. Motion to defer passed by roll call vote. 10 Ayes 8 Noes

Voting yes were Commissioners Anderson, Sanders, Clanton, Brown, Castleman, Farrar, Patterson, Woodson, King, and Heflin.

Voting no were Commissioners Yoes, Thomas, Gallagher, Fox, Smith, Davis, Brothers, and Yockey.

- 2. Monthly Reports and Proposed Amendment for Regions Bank Money -** Item placed on the March 13, 2018 Commission Agenda with a unanimous recommendation by the Finance Committee. *Deferred February 13, 2018.*

7.D.2. MONTHLY REPORTS AND REGIONS BANK MONEY (continued)

Commissioner Heflin made a motion to defer. Second by Commissioner Fox. Motion passed by voice vote.

- 3. EMS Write-offs** – Item placed on the March 13, 2018 County Commission agenda with a unanimous recommendation by the Finance Committee.

Commissioner Yockey made a motion to approve. Second by Commissioner Brothers. Passed by voice vote.

A copy of the list of write-offs is on file at the County Clerk's office.

- 4. Board of Education Budget Amendment No. 3** – Item placed on the March 13, 2018 County Commission Agenda with a unanimous recommendation by the Finance Committee.

Commissioner Smith made a motion to approve. Second by Commissioner Brothers. Passed by roll call vote. 18 Ayes 0 Noes

Commissioner Yockey made the following declaration: “Because I have a conflict of interest in the proposal about to be voted, I declare that my argument and my vote answer only to my conscience and to my obligation to my constituents and the citizens which this body represents.”

A copy of the budget amendment is on file at the County Clerk's office.

- 5. County Budget Amendment No. 3** – Item placed on the March 13, 2018 County Commission Agenda with a unanimous recommendation by the Finance Committee.

Commissioner Smith made a motion to approve. Second by Commissioner Brothers.

Commissioner Heflin noted that on page 2, line item 14 under County Buildings, \$81,000 is being moved into that account. He asked if any of that money is to be a part of the courthouse annex project. Finance Director Robert Daniel said no.

**Motion passed by roll call vote. 17 Ayes 0 Noes 1 Pass
Commissioner Thomas passed.**

A copy of the budget amendment is on file at the County Clerk's office.

- 6. Contract – Chancery Court** - Item placed on the March 13, 2018 County Commission Agenda with a unanimous recommendation by the Finance Committee.

Commissioner Yoes made a motion to approve. Second by Commissioner Smith. Motion passed by roll call vote. 18 Ayes 0 Noes

Commissioner Fox made a motion to suspend the rules and discuss employee contracts. Second by Commissioner Davis. Motion to suspend passed by unanimous show of hands.

Commissioner Fox made a motion that the Mayor appoint a committee to study any contracts currently held by employees/department heads to be sure everyone is being treated equally. Second by Commissioner Davis.

Commissioner King asked whether the committee would be made up of commissioners. Fox said he would let the Mayor decide. Commissioner Sanders asked if that would be a part of the salary study that is to be taking place. Commissioner Thomas said no, this would not be part of the salary study. Commissioner Heflin asked if the committee would look at just employees with contracts. Fox said yes. Heflin asked who the committee would report back to. Fox said they should report back to the Commission. Commissioner Woodson said he doesn't agree that all should be equal as far as salary. Fox said it's not about salaries in particular but about who has contracts and who doesn't. Commissioner Brown said that you can't put everyone on the same level as far as salary. Commissioner Yockey clarified with Fox that the committee would look at existing contracts and the details and bring that back to the Commission.

**Motion passed by roll call vote. 13 Ayes 3 Noes 2 Pass
Commissioners Thomas, Castleman, Clanton, Sanders, Yoes, Anderson, Heflin, Yockey, Patterson, Brothers, Davis, Smith, and Fox voted yes.
Commissioners Brown, King and Woodson voted no.
Commissioners Farrar and Gallagher passed.**

8. 3-Month Reports

- A. Clerk and Master Curt Cobb (Absent, submitted written report.)**
- B. County Clerk Donna Thomas reported that on April 2 passport execution fees would increase to \$35, all of which goes to the county general fund.**
- C. Highway Superintendent Stanley Smotherman reported that they are busy repairing potholes caused by the extreme weather we have been having. He also said that construction clearing has begun on 41A North and will take about 2 years.
Commissioner Thomas commended Smotherman and his team for helping with a fatal accident on Gant Road yesterday.**
- D. Property Assessor Ronda Clanton (Absent)**
- E. Director of Schools Don Embry reported that current student enrollment is 8,726 which is up about 100 students from this time last year. The Cascade high school project is about 25% complete and is likely to be completed by the fall of 2019. He also expressed concern about school security and the need for 2 additional school resource officers for next year. He spoke about the CTE program and a committee that has been formed to evaluate current and future programs. Commissioner Heflin asked if the School Board has discussed allowing teachers to carry firearms. Embry said that most teachers do not want to carry guns, but if a teacher is very highly qualified with military or specialized training, it would be possible if permitted by legislation. Heflin asked about the sewer situation at Cascade and Embry said plans are to have their own system. Heflin asked about the number of portables at elementary schools. Embry said they are looking at the possibility of purchasing land for an additional elementary school. The addition to Learning Way will provide 8 additional classrooms. Not counting Cascade, there are 30 portable classrooms in the system. Mayor Ray asked where is Central High School in the 10-year plan? Embry said CHS is at capacity and may have to add portables in the next year or two, but an addition to the school is not on the 10-year plan. Commissioner Woodson said that Murfreesboro/Rutherford County is growing at a tremendous rate and that is affecting northern Bedford County. He said that we cannot get behind on the future plans. Commissioner King asked about the property the county purchased to build a high school at Liberty and what the plans are. Embry**

7.D.2. CONTRACT – CHANCERY COURT (continued)

said there have been no formal discussions about building a high school there, but it may be needed within the next 5 to 10 years.

- F. Register of Deeds Johnny Reed reported that there were 422 deeds recorded in the 2nd quarter. He also warned folks against the scam letter asking for money when you purchase land. He said the Register's Association is working on a bill to increase the amount retained by the county from conveyance tax and mortgage tax. That could be an additional \$26,000 annually.
- G. Circuit Court Clerk/Driving School Director Michelle Murray reported that Judge Rich has increased to two Trooper Days per month due to the high volume of tickets. Driving school classes have increased from 4 per month to 6 per month.
- H. Election Registrar Summer Leverette (Absent due to election)
- I. Trustee Tonya Davis gave a detailed financial report. She said that there were only 7 on the tax sale today which is down from about 25 a few years ago. March 28 is the last day to pay 2016 taxes. They are working to make sure when property changes hands the proper person is billed for taxes due in order to avoid delinquency. Tax relief deadline is April 4.

9. ADJOURN

There being no further business before the Board, County Mayor Ray declared the meeting adjourned at 7:58 p.m.

Eugene Ray
Bedford County Board of Commissioners

I certify that the minutes were completed on the 19th day of March and delivered to the Bedford County Mayor's Office.

Donna Thomas
Bedford County Clerk

I certify that I received these minutes on the _____ day of March, 2018.

Eugene Ray
Bedford County Mayor