

MORGAN COUNTY LEGISLATIVE BODY

June 24, 2024

Be it remembered that a Morgan County Legislative Session was begun and held in the town of Wartburg, Tennessee on the 24th day of June 2024. The Honorable Brian Langley was present and presiding.

Sheriff Wayne Potter called the session to order.

The following members were present:

Johnny Lindsay, Vera Scarbrough, Fred Snow, David Hennessee, Vernon Justes, Kenny Morgan, Bobby Gibson, Susie Kries, Doug Vespie, Melissa Bryant, Gary Kennedy, Rick Plank, Janet Adkisson, Eli Anderson, Debbie Lively, Terry Jackson, Randy Roberts and Steve Walls

Absent were: None

Also present: Morgan County Clerk Cheryl Collins where and when the following had and entered to wit:

Invocation was led by Pastor Terry Potter

Pledge of Allegiance was led by Pastor Terry Potter

Chairman Langley Executive Report:

Proclamations Police Week Proclamations EMS Week
Sunbright Meeting

Citizens Comments: Several Pastors and citizens' spoke against the Resolution to Call for a Referendum to allow voters permitting & legalizing the sale of liquor by the drink within Morgan County.

There was one citizen that spoke for giving the right to citizen's to vote for this Referendum.

#1 – Approval of Minutes and Financial Statements

Motion made by Commissioner Roberts to approve the May 13, 2024, minutes, Commissioner Jackson seconded.

Motion passed unanimously (18/0)

#2 – Notaries – Karen Melton, Mackenzie Spurling, Mark Royer

Motion made by Commissioner Scarbrough to approve the aforementioned notaries applicants; Commissioner Morgan seconded.

Motion passed unanimously. (18/0)

#3 – Resolution – To Call for a Referendum of the Qualified Voters of Morgan County, Tennessee and in Accordance with TCA 57-4-103, Permitting nad Legalizing the Sale of Liquor -By-The-Drink within Morgan County, Tennessee

Commissioner Anderson made a motion to approve the aforementioned Resolution, Commissioner Walls seconded. Commissioner Anderson explained a little about the Resolution and a small amendment that was made to correct a TCA code.

Commissioner Justes asked who or what committee would be over the approval of sites for liquor by the drink. Commissioner Justes stated he did not think it would be the Beer Board. Commissioner Lindsay asked what law enforcement thought was on this situation.

Executive Langley called for roll call vote.

David Hennessee	-	Yes	Vernon Justes	-	No
Bobby Gibson	-	Yes	Kenny Morgan	-	No
Susie Kries	-	Yes	Doug Vespie	-	No
Melissa Bryant	-	Yes	Gary Kennedy	-	No
Janet Adkisson	-	Yes	Rick Plank	-	No
Eli Anderson	-	Yes	Debbie Lively	-	No
Steve Walls	-	Yes	Terry Jackson	-	No
			Randy Roberts	-	No
			Johnny Lindsay	-	No
			Vera Scarbrough	-	No
			Fred Snow	-	No

Motion failed (7/11)

#4 – Resolution – Authorizing Morgan County to Join the State of Tennessee and other Local Governments in Amending the Tennessee State-Subdivision Opioid Abatement Agreement and Approving the Related Settlement Agreement

Commissioner Roberts made a motion to approve the aforementioned Resolution pertaining to the opioid abatement program, Commissioner Plank seconded

Motion passed unanimously. (18/0)

#5 – Resolution – Tax Levy for Fiscal Year 2024-25

Commissioner Roberts made a motion to approve the Tax Levy Resolution for Fiscal Year 2024-25, Commissioner Jackson seconded. Executive Langley stated that there was no tax increase this year.

Motion passed unanimously. (18/0)

#6 – Resolution – Making Appropriations for the Various Funds, Departments, Institutions, Offices and Agencies for Fiscal Year 2024-25

Commissioner Roberts made a motion to approve the Appropriations Resolution for Fiscal Year 2024-25, Commissioner Jackson seconded. Commissioner Roberts state that there is a 3% raise for the employees.

Motion passed unanimously. (18/0)

#7 – Motion to Approve the Additional Employee in Sanitation Dept.

Commissioner Roberts made a motion to approve the additional employee in the Sanitation Dept, commissioner Kennedy seconded. Executive Langley stated that this was for safety at the transfer station.

Motion passed unanimously. (18/0)

#8 – Proclamation – Declaring July Standing with Sheriff Wayne Potter Month

Commissioner Roberts made a motion to approve the Proclamation, Commissioner Justes seconded. Sheriff Potter spoke and gave an update on his health. He also asked the commissioners that if he we not be able to run in the next election if they would consider Rick Hamby as his appointed fill in.

Motion passed unanimously. (18/0)

#9 – Motion – Approve Amendment to Inmate Health Services Agreement

Commissioner Roberts made a motion to approve the amendment to the Inmate Health Services Agreement, Commissioner Justes seconded. Commissioner Roberts stated that a few words have changed but the actual price has decreased.

Motion passed unanimously. (18/0)

#10 – Motion to Approve TDEC Grant – Convenience Center

Commissioner Kennedy made a motion to approve the application for TDEC Grant for Convenience Centers in Oakdale, Coalfield, Sunbright, Genesis Road and Wartburg,

Commissioner Jackson seconded. This grant is \$122,581.63 which the county will be responsible for 10% which would be \$12,258.00

Motion passed unanimously. (18/0)

Executive Langley stated that the county will be applying for the used oil grant in the amount of \$87,000.00 for paving at the Sunbright & Oakdale convenience centers. There is no match for this grant.

Budget Committee

#11 – Motion – Budget Amendment 122-3 – Drug Fund

Commissioner Roberts made a motion to approve budget amendment 122-3 for Drug Fund in the amount of \$15,000.00, Commissioner Justes seconded. Year End Budget Amendments.

Motion passed unanimously. (18/0)

#12 – Motion – Budget Amendment 131-7 – Highway Department

Commissioner Roberts made a motion to approve budget amendment 131-7 for Highway Dept. in the amount of \$2,383,907.16, Commissioner Kries seconded. Year End Budget Amendments.

Motion passed unanimously. (18/0)

#13 – Motion – Approval of Surplus of Dodge Van from Courthouse Maintenance

Commissioner Roberts made a motion to approve the surplus of Van from Courthouse Maintenance, Commissioner Justes seconded.

Motion passed unanimously. (18/0)

#14 – Motion – Budget Amendments #95 - #117 BOE

Commissioner Roberts made a motion to approve the aforementioned budget amendments for Board of Education, Commissioner Hennessee seconded.

Motion passed unanimously. (18/0)

Building Committee

Commissioner Morgan stated that a building committee meeting was held and they are pricing the staining or painting of the Courthouse and also the pressure washing or steam cleaning. The pricing for stain is approximately \$4,500.00. The paving will be completed at a cost of \$71,000.00 on July 8th. The windows in the ETHRA building have been purchased and installed and the county has been reimbursed by ETHRA.

Building Committee meeting July 22 – 6 pm – 3rd Conference room

Audit Committee

Chairman Melissa Kries of the Audit Committee presented the observations and recommendations of Fiscal Year 2023

1. The school's federal projects fund was over drafted for three months leading to the Trustee writing checks in excess of the bank account balances
2. Payroll liabilities accounts were not reconciled with related payroll reports in a timely manner
3. Disbursements amounting to \$102,725.00 were provided to each school's activity account based on the number of students enrolled at each school to be used to purchase furniture. This distributions were not legal.

The Audit Committee concurred with the auditors recommendations of timely reimbursements, monthly reconciliations, and purchasing policy.

Back Tax

Commissioner Hennessee stated that the Back Tax Committee met on June 24 to consider 5 county properties. They are the following:

- 2024-01 – John T Cope Property – No bid - Re-bid
- 2024-02 – Federal National Mortgage Property – Bid – \$300.00
- 2024-03 – Vicke Johnson Property – Not to be Sold (Redeemed)
- 2024-04 - Dr. C Fletcher Smith Property – Bid - \$400.00
- 2024-05 – Charles & Lady Nelson Property – No bid – Re-bid
- 2024-06 – Held for Morgan County

#15 – Motion to Approve Sale of Back Tax Properties

Commissioner Hennessee made a motion to approve the sale of these properties, Commissioner Justes seconded.

Motion passed unanimously. (18/0)

Solid Waste

Solid Waste Committee Meeting – July 22 – 5 pm

Litter Committee Meeting – July 22- 6:30 pm

Commissioner Kries invited every one to Deer Lodge for the July 4th Celebration

There being no further business to come before the board, Commissioner Roberts made a motion to adjourn, Commissioner Justes seconded.

Meeting Schedule

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| Solid Waste Committee | -Monday – July 22 – 5:00 pm |
| Building Committee | -Monday – July 22 – 6:00 pm 3 rd Floor |
| Litter Committee | -Monday – July 22 – 6:30 pm |