

**MINUTES OF THE VAN BUREN COUNTY COMMISSION
VAN BUREN COUNTY, TENNESSEE**

The Van Buren County Commission met in a Regular Meeting Tuesday, October 18, 2022 at 6:00 p.m. at the Van Buren County Administration Facility & Justice Center. The following action was taken as recorded in Minute Book, "T".

Call the Meeting to Order

Sheriff Michael Brock called the meeting to Order.

Roll Call

Member present: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee. Terry Hodges was absent.

Also present: Standing in for County Attorney Howard Upchurch was Attorney Stacey Farmer, County Mayor David Sullivan, County Clerk Lisa Rigsby and several Citizens from Van Buren County.

Prayer and Pledge of Allegiance

Mayor David Sullivan led us in prayer and we all said the Pledge of Allegiance.

Motion to Approve and dispense reading of Minutes for August 9, 2022 as printed.

Cale Crain made a motion, second by Michael Woodlee to approve the Minutes from the August 9, 2022 as presented. All agreed by voice vote. Motion passed.

Motion to Approve and dispense reading of Minutes for September 6, 2022, Special Called, as printed.

Tabitha Denney made a motion, second by Dusty Madewell to approve the Minutes from the September 6, 2022 Special Called Meeting. All approved by voice vote. Motion passed.

Motion to amend from wording Vice EMA Director to Deputy EMA Director, Will Maxwell.

Jordan Delong made a motion, second by Michael Woodlee to approve to amend the wording Vice EMA Director to Deputy EMA Director William Maxwell from the September 6, 2022 Special Called Meeting. All agreed by voice vote. Motion passed.

Committee A Report

Committee A

October 11, 2022

Roll Call

Member present: Terry Hodges, Jordan Delong, Terry Hickey, Tabitha Denney, and Cale Crain.

Also present: Mayor David Sullivan

Election for Committee A Chairman and Co-Chairman:

Chairman will be Cale Crain and Co-Chairman Tabitha Denney

Health Department Remodel Approval or Disapproval:

See attached document from the Health Department.

Motion was made by Mr. Hickey to have sent to the Full Commission for discussion, this was seconded by Mr. Hodges.

CDBG (Community Development Block Grant)

This is a letter to the CDBG Director to use the awarded CDBG funds to be able to purchase breathing air compressors, extraction equipment, firefighting nozzles, and rope rescue equipment. Motion was made by Mrs. Denney to bring up to the Full Commission and seconded by Mr. Delong.

UT Extension Amendment:

See attached budget amendments approval sheet.

The UT Extension budget needs the following amendments made:

1. **\$11,136 needs to be moved from line item 57100-204 to line item 57100-207.**
2. **\$7,099 needs to be added to line item 57100-204.**
3. **\$990 needs to be added to line item 57100-299.**

A total of \$8,089 was left off the UT Extension Van Buren County budget. Motion was made by Mrs. Denney and seconded by Mr. Hickey to bring to the full Commission.

Earmark money:

County Clerk Lisa Rigsby is requesting a budget amendment in the salary line item for a salary increase for the Deputy County Clerk of \$4,956.60. See attached to see amendments. Motion to approve request was made by Mrs. Denney and seconded by Mr. Hodges.

Resolution for Trustee office:

The Trustee office is requesting that all property tax bills in the County for real and personal property to be round to the nearest dollar amount. This shall be accomplished by rounding amounts ending in 0.01-0.49 down to the nearest dollar and amounts ending in 0.50-0.99 up to the nearest dollar. Motion to move to the Full Commission was made by Mrs. Denney and seconded by Mr. Hickey.

Highway Department Paving:

See attached letter.

This is a letter from the Road Supervisor Randy Oakes presenting the paving projects for the County in the upcoming 2022-2023 fiscal year.

Payment approval for Chuck Burgess:

See attached approval sheet.

The payment for Chuck Burgess was approved by the last Commission to use the ARP money line item 171-58833-523. Motion was made by Mr. Hickey to approve to go ahead and pay Mr. Burgess seconded by Mrs. Denney.

Payment approval for Farmer and Morgan:

The payment for Farmer and Morgan was approved by the last Commission to use ARP money line item 171-58835-335. Motion was to go ahead and pay remaining balance to Farmer and Morgan by Mr. Hickey and seconded by Mr. Delong.

Adjourn:

Motion made by Mr. Hickey and seconded by Mr. Delong.

Committee A Chairman Cale Crain brought forward action that needs to be taken from the Full Commission from the Committee A Meeting on October 11, 2022.

Health Department Remodel

Angela Slaven attended Committee A & B Meetings and also was present at the Full Commission Meeting to explain the monies that have been granted to Van Buren County Health Department for a Renovation project. She presented two different packages with the 1st being a \$295,000.00 project with Federal funding that would need approval tonight. The first step of this project includes an asbestos study, if asbestos is present and is over the amount the state has allocated the Commission as a whole can waive the project and not go any further. If everything is a go the 2nd step will be starting the Plumbing and Electric. The Commission will get a monthly invoice pay it and get reimbursed within 30 days from the State. If the Commission agrees to start this process of \$295,000.00 the other section will come later. This one has to be approved so the State can get the asbestos study started and this study is paid out of Grant funding. After much discussion Tabitha Denney made a motion, second by Cale Crain to move forward to approve the \$295,000.00.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed. **Van Buren Renovation project \$845,000.00 as following:**

- * Conversion of 2 clinic rooms into 4 clinic rooms.
- * New AC.
- * Landing created for staircase
- * Drop ceiling, new lighting
- * New paint, windows, doors.
- * Updated nurse station and clerical area.

Renovation of Upstairs:

Pharmacy Renovation: \$100,000 Immunization Funds

Plumbing
Electrical

Renovation of Upstairs Clinic Area

\$112,500

Renovation of Upstairs Clinic Area

CDBG Grant (Community Development Block Grant)

This is a Resolution to authorize Cooperative purchasing agreements for the use and benefit for all County Departments to get the best equipment at the best price. This is a purchase agreement Resolution that needs to be done every year. Cale Crain made a motion, second by Kenny Smith to go forward and approve this Resolution. William Maxwell was present to explain to the Full Commission the purpose of approval of this Resolution was a purchasing agreement for all County Department to buy off of the Cooperative agreement.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.
Resolution & Letter as following:



October 19th, 2022

Kent Archer
CDBG Director
William R. Snodgrass Tennessee Tower
312 Rosa L. Parks Ave.
26th Floor
Nashville, TN 37243

RE: 2021 Van Buren County CDBG

Mr. Archer:

In our most recent County Commission meeting we discussed purchasing options for the CDBG we were awarded. It was decided to use cooperative agreements to purchase the majority of the items documented in our CDBG award. The commission and I feel it is in the best interest of Van Buren County, in order to get the best equipment at the best prices, that we purchase breathing air compressors, extraction equipment, firefighting nozzles, and rope rescue equipment by cooperative agreements via npp.gov. A copy of this resolution is attached with our request.

If you have any questions or concerns about this matter, please reach out to Marcie Ackerman at the Upper Cumberland Development District. She can be reached at (931) 476-4175 or mackerman@ucdd.org

Sincerely,

David Sullivan
County Executive, Van Buren County

RESOLUTION NO. 479 10-18-2022

**A RESOLUTION OF VAN BUREN COUNTY, TENNESSEE, TO AUTHORIZE
COOPERATIVE PURCHASING AGREEMENTS FOR THE USE AND BENEFIT OF
ALL COUNTY DEPARTMENTS**

WHEREAS, *Tennessee Code Annotated (JCA)12-3-1205 (b) (1)* allows for master cooperative purchasing agreements upon the approval and consent of the local legislative body; and

WHEREAS, cooperative purchasing agreements allow local governments to purchase goods and services from other local, state, and national cooperative purchasing alliances that have been competitively bid under the same circumstances required by law by the purchasing entity; and

WHEREAS, these master cooperative agreements reduce the time and personnel resources needed to competitively bid goods and services at the local level, but still allow local governments to take advantage of the lowest and the best pricing available for the needed goods and services; and

WHEREAS, Tennessee state law was amended for all Tennessee cities to take advantage of cooperative purchasing agreements in effect throughout our state and nation; and

WHEREAS, Tennessee Code Annotated, Section *12-3-1205 (b) (1) and (2)*, states as follows:

(b) (1) Notwithstanding any other law to the contrary, any municipality, county, utility district, or other local government' of the state may participate in, sponsor, conduct, or administer a cooperative purchasing agreement for the procurement of any goods, supplies, services, or equipment with one (1) or more other governmental entities outside this state, to the extent the laws of the other state permit the joint exercise of purchasing authority, in accordance with an agreement entered into between or among the participants; provided, such goods, supplies, service, or equipment were procured in a manner that constitutes competitive bidding and was advertised, evaluated, and awarded by a governmental entity and made available for use by other governmental entities.

(2) A municipality, county, utility district, or other local government of the state may participate in a master agreement by adopting a resolution accepting the terms of the master agreement. If a participant in a joint or multi-party agreement is required to advertise and receive bids, then it will be deemed sufficient for those purposes that the purchasing entity or the entity that procured the bid complied with its own purchasing requirements. The participant shall acquire and maintain documentation that the purchasing entity or entities that procured the bid complied with its own purchasing requirements.

WHEREAS, Van Buren County desires to take advantage of the newly created law and reduce the taxpayer burden for duplication of services while still taking advantage of the lowest and best pricing under the master cooperative agreements that have been competitively bid under the same circumstances required by law by the purchasing entity.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of Van Buren County, Tennessee, meeting this ___th day of _____, 2022, that we agree to the terms of the created law and authorize use of the following master cooperative purchasing agreement:

1) National Purchasing Partners Government

BE IT FURTHER RESOLVED that the established list of authorized cooperative purchasing agreements may be amended at any time by the Board of Commissioners of Van Buren County, Tennessee.

Adopted this ___th day of _____, 2022.

UT Extension Amendments

The UT Extension Agent Chris Binkley was present at the Meeting presenting budget amendments that need action by the Full Commission. The following amendments as listed:

- 1. **\$11,136.00 needs to be moved from line item 57100-204 to line item 57100-207.**
- 2. **\$7,099.00 needs to be added to line item 57100-204.**
- 3. **\$990.00 needs to be added to line item 57100-299.**

A total of \$8089.00 was left off the UT Extension Van Buren County Budget.

Cale Crain made a motion, second by Michael Chandler to approve budget amendments as presented.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.

Earmark money

County Clerk Lisa Rigsby was present at the Committee A Meeting (budget Committee) to ask for approval for earmark money which this money is TCA 55-6-104 fees due to the County Clerk for specified duties. The Clerk and Deputy do duties in the Office which the State of Tennessee reimburse money to add to earmark line items for the County Clerk’s Office. This money is to be used only for computers, printers, anything for Title & Registration. As of July 1, 2022 the Clerk will also get new earmark money that will stay in 43383 local Title & Registration and can be used for employees. The County Clerk is asking for a budget amendment in the amount of \$4,956.60 that will require a back pay from July 1, 2022 adjustment. Approval to move from 43383 in the amount of \$4,956.60 to the following line items:

101-52500-106	\$4,400.00
101-52500-201	272.80
101-52500-204	220.00
101-52500-212	63.80
Totaling	\$4,956.60

Michael Chandler made a motion, second Michael Woodlee to approve as presented with a back pay from July 1, 2022.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.

Resolution for Trustee’s Office

The Trustee’s office is requesting that all property tax bills in the County for real and personal property to be round to the nearest dollar amount. This shall be accomplished by rounding amounts ending in 0.01-0.49 down to the nearest dollar and amounts ending in 0.50-0.99 up to the nearest dollar. Cale Crain made a motion, second by Brick Wall to approve as presented.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.

Resolution as following:

RESOLUTION NO: 480 10-19-2022

BY
Van Buren COUNTY, TENNESSEE
TO ALLOW
Van Buren COUNTY TRUSTEE TO ROUND PROEPRTY TAXES, INTERESTS AND
PENALTIES

WHEREAS, *Tennessee Code Annotated*, Section 67-5-102(a)(1), authorizes counties to levy an ad valorem tax upon all property subject to such tax; and,

WHEREAS, *Tennessee Code Annotated*, Section 67-5-102(a)(2), directs that the amount of such tax shall be fixed by the county legislative body of each county; and,

WHEREAS, the rounding of ad valorem property tax amounts to the nearest dollar would simplify and expedite the payment and collection of property taxes in the county; and,

WHEREAS, the rounding of property taxes, interest and penalties will not significantly impact the revenues of Van Buren County, Tennessee; and,

WHEREAS, the rounding of property taxes, interest and penalties will be a convenience to county taxpayers; and,

WHEREAS, the Van Buren County Legislative Body desires to authorize the office of the Van Buren County trustee to round property taxes, interest and penalties to the nearest dollar; NOW,

THEREFORE BE IT RESOLVED, the County Commission of Van Buren County directs that individual ad valorem property tax amounts be rounded to the nearest dollar. Such rounding shall be applied uniformly to all property tax bills in the county for real and personal property, and shall be accomplished by rounding amounts ending in \$0.01 to \$0.49 down to the nearest dollar and amounts ending in \$0.50 to \$0.99 up to the nearest dollar. Such rounding shall apply only to the tax amount, and not to any interest or penalty added to delinquent taxes.

THIS RESOLUTION SHALL be effective for the 20__ tax year and subsequent tax years, the public welfare requiring it.

WHEREFORE, it was moved by _____ and seconded by _____ that this Resolution be adopted.

Voting- aye:

Voting- nay:

Pass-

Adopted this _____ day of _____, 20__.

APPROVED:

County Executive

ATTEST:

County Clerk

Highway Department Paving

This is a letter from the Road Supervisor Randy Oakes presenting the paving projects for the County in the upcoming 2022-2023 fiscal year. **This required no action just acknowledgement for the record listed as following:**

Van Buren County Highway Department
P.O. Box 106
Spencer, Tennessee
38585

August 18, 2022

To the honorable Van Buren County Commissioners, the Van Buren County Highway Department would like to present you with the projected paving projects for the up incoming 2022-2023 fiscal year.

Road	Miles	Width	Square Yards
Salzer Mountain Rd E	1.05	20	1505
Herb Mooneyham Rd	1.68	18	1429
Star Rd	0.06	12	20
Cardinal Rd.	0.26	18	207
Frasier Rd.	0.21	14	150
Murphy Ln	0.09	12	66
Rocky River Rd.	5.98	18	4200
Bum Hillis Rd.	0.71	16	500

Payment approval for Chuck Burgess

The payment for Chuck Burgess was approved by the last Commission to use the ARP money. Cale Crain made a motion, second by Tabitha Denney to approve the payment to ECE Services Chuck Burgess in the amount of \$3,578.58 to be taken from line item 171-58833-523.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.

Payment approval for Farmer and Morgan

The payment for Farmer and Morgan was approved by the last Commission to use ARP money. Cale Crain made a motion, second by Jordan Delong to approve and go ahead and pay remaining balance to Farmer and Morgan in the amount of \$11,552.50 from line item 171-58835-335.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed. **ARP money, Capital Project line items as following for the record:**

ARP MONEY, CAPITAL PROJECTS LINE ITEMS

1. Grants to 2 Community Centers (Piney Fire Station and Cummingsville) \$7500 each.
171-58835-335- Maintenance/repair buildings

2. Grants to Fire Departments \$10,000 each
*FALL CREEK FALLS *ROCKY RIVER
*PINEY *SPENCER
*CEDAR GROVE

171-58836-316 -Contributions

3. New Ambulance \$260,000
171-58837-718 Motor Vehicle

4. Rocky River Convenience Center Building \$2400
171-58835-335- Maintenance/Repair Building

5. J&M Heating Library HVAC \$16500 Paid \$8250 to Purchase Materials Balance is \$8250
171-58835-335-Maintenance/Repair Building

6. Bledsoe County Telephone \$20,000
171 -Communication broadband * new line item has to be created by local gov.

7. ECE SERVICES Chuck Burgess \$3578.58
171-58833-523 Landfill/Post closure

8. Wilson County Motors (VBHS) \$31113.20

171-58837-718 Motor Vehicle

9. Farmer/Morgan (engineering plan for rainfall water drainage at Fairgrounds)\$11,552.50

171-58835-335 Maintenance/Repair Building

BUDGET AMENDMENTS APPROVAL SHEET

DATE APPROVED: _____

DESCRIPTION: ARP Appropriation for Planned Expenditures for Capital Projects 171. Creating new line item for Bledsoe Co Telephone \$20,000 - Communication. ARP money.

MAYOR SIGNATURE:

Michael R. Sullivan

Committee B Report

Committee B Report

October 4, 2022

Call to Order

Mayor David Sullivan called the meeting to Order.

Roll call

Members present: Dusty Madewell, Michael Chandler, Kenny Smith, Brick Wall and Michael Woodlee.

Elect Committee B Chairman

Brick Wall made a motion to nominate Dusty Madewell, second by Michael Chandler. Dusty Madewell was elected by Acclamation.

Elect Committee B Co-Chairman

Michael Woodlee made a motion to nominate Brick Wall, second by Michael Chandler. Brick Wall was elected by Acclamation.

Van Buren County Health Department

Angela Slaven presented information about the remodel of the Health Department. (See attachment). Michael Woodlee made a motion, second by Michael Chandler. Motion passed to Full Commission.

Resolution for VA Loan

Resolution for VA Loan for Van Buren County to OPT OUT for building codes in the County. Michael Woodlee made a motion, second by Michael Chandler. Motion passed to Full Commission.

Resolution for Hazard Mitigation Plan

Resolution for Van Buren County to adopt the updated Hazard Mitigation Plan. Michael Woodlee made a motion, second by Michael Chandler, Motion passed to Full Commission.

Adjournment

Michael Woodlee made a motion, second by Kenny Smith. Meeting adjourned.

Committee B Chairman Dusty Madewell brought forward action that needs to be taken from the Full Commission from the Committee B Meeting on October 4, 2022.

Resolution for VA Loan

Mayor David Sullivan was approached by a Veteran in Van Buren County trying to get a VA Loan and with this type of Loan you have to have proof that there is not Building Codes in the County. Mayor Sullivan contacted the County Attorney Howard Upchurch to draw up a proposed Resolution to have something legal for Veterans to give to the Banks when applying for a VA Loan. Attorney Howard Upchurch prepared a form that can be provided to individuals for their use when applying for a VA loan. Commissioner Brick Wall had some concerns with the wording of the Resolution, after much discussion on this matter, Cale Crain made a motion, second by Kenny Smith to approve this Resolution.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith and Michael Woodlee voted yes. Brick Wall voted no. 8-yes votes, 1-no vote. Motion passed. **Resolution and letter as following:**

LAW OFFICE
OF
HOWARD L. UPCHURCH
3173 MAIN STREET
P. O. BOX 381
PIKEVILLE, TENNESSEE 37367-0381
TELEPHONE: (423) 447-2903
FACSIMILE: (423) 447-6672

HOWARD L. UPCHURCH
Attorney at Law
upchurchlaw@bledsoe.net

STACY H. FARMER
Attorney at Law

September 12, 2022

C. PROCTOR UPCHURCH
(1927 - 2004)

David Sullivan
Van Buren County Mayor
P.O. Box 217
Spencer, Tennessee 38585

Via email: mayordsullivan@outlook.com


Re: Resolutions to Opt Out of Statewide Building Codes

Dear Mayor Sullivan:

We are enclosing a proposed Resolution which authorizes Van Buren County to opt out of and exempt one-family and two-family dwellings from statewide buildings codes pursuant to *T.C.A. § 68-120-101(b)(1)(B)(i)*. We prepared a form, as well, which can be provided to individuals for their use with loan applications, requests and the like.

Should we be able to provide additional assistance, please contact our office immediately.

Sincerely,


HOWARD L. UPCHURCH

HLU/kjm
Enclosure

OFFICE OF COUNTY MAYOR
VAN BUREN COUNTY ADMINISTRATION BUILDING
121 Taft Street
P.O. Box 217
Spencer, Tennessee 38585-0217
Telephone: (931)946-2314
Email: mayordsullivan@outlook.com

To: (Bank/Lender)

Re: (Landowner/Loan Applicant)

Dear Sirs:

Please construe this letter as confirmation that Van Buren County does not require permits for the construction or renovations of residences, residential structures, houses or other structures nor codes inspections permits and certifications. The Board of County Commissioners for Van Buren County has elected to opt out of statewide building code standards for one-family and two-family dwellings pursuant to T.C.A. § 68-120-101. The Board of County Commissioners for Van Buren County has never adopted or established codes for the construction of new residences or structures or for the renovation of existing residences or structures. The State of Tennessee residential building code enforcement program requires electrical permits and inspections during stages of the construction, and permits for the installation of subsurface sewage disposal systems are also required from the State of Tennessee Department of Environment and Conservation.

In the event this office can provide additional information relative to the application or request by the above identified landowner, please contact this office at your convenience.

Sincerely,

DAVID SULLIVAN
County Mayor
Van Buren County

RESOLUTION NO: 481 10-19-2022
RESOLUTION TO EXEMPT ONE-FAMILY AND TWO-FAMILY DWELLINGS FROM STATEWIDE
BUILDING CODES
BOARD OF COUNTY COMMISSIONERS
VAN BUREN COUNTY, TENNESSEE

WHEREAS, T.C.A § 68-120-101 applies Statewide building code standards to one-family and two-family dwellings in Counties and Municipalities located within the State of Tennessee; and

WHEREAS, T.C.A. §68-120-101(b)(1)(B)(i) authorizes a County to exempt one-family and two-family dwellings from these standards for such dwellings located within such County's and

WHEREAS, the Board of County Commissioners for Van Buren County, Tennessee has determined that it is for and in the best interest of the Citizens of Van Buren County to exempt one-family and two-family dwellings from these standards and to opt out of these standards for such dwellings within the County and outside of Municipalities located within the County.

NOW THEREFORE, BE IT RESOLVED that the Board of County Commissioners for Van Buren County, Tennessee, meeting in Regular session on this 18th of October, 2022, hereby exempts one-family and two-family dwellings from the Statewide building code standards pursuant to T.C.A § 68-120-101(b)(1)(B)(1) and hereby elects to opt out one-family and two-family dwellings from these standards pursuant to the statute.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately following this vote.

BE IT FUTHER RESOLVED, that the County Clerk shall mail a certified copy of this Resolution to the State Fire Marshall.

Adopted and passed by a two-thirds (2/3rd) majority vote of the Board of County Commissioners for Van Buren County, Tennessee, at a Regular Meeting of the Board of County Commissioners on this, the 18th day of October 2022.

County Mayor David Sullivan

County Clerk Lisa Rigsby

Resolution for Hazard Mitigation Plan

This is a Resolution to adopt the updated Van Buren County Hazard Mitigation Plan. The manual for this is in a file in the County Mayor's Office.

**RESOLUTION NO 482 10-19-22
RESOLUTION OF VAN BUREN COUNTY, TENNESSEE, TO ADOPT THE UPDATE VAN BUREN
COUNTY HAZARD MITIGATION PLAN**

WHEREAS, the participating jurisdictions of Van Buren County have worked together to develop a strategy known as the Van Buren County Hazard Mitigation Plan to improve disaster resistance in the planning area: and

WHEREAS, the Federal Disaster Mitigation Act of 2000 (DMA2000) pursuant 44 CFR part 201 and the Federal Emergency Management Agency (FEMA) require communities to adopt an approve hazard mitigation plan in order to be eligible to receive pre-disaster and post disaster Federal funding for mitigation purposes: and

WHEREAS, the participating jurisdiction has participated in the hazard mitigation plan by the formation of a Mitigation Committee (MPC): and

WHEREAS, the MPC recommends the formal adoption of the Van Buren County Hazard mitigation plan dated July 8, 2022 by the passing of this Resolution, and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of Van Buren County, Tennessee, meeting this 18th day of October, 2022, and

Section 1: The participating stake holder hereby approve and adopts the updated hazard mitigation plan in its entirety with projects as adopted by the MPC; and agree to be governed by the Hazard Mitigation Plan Dated July 8, 2022 attached hereto and incorporated.

Section 2: The participating stakeholder authorizes the appropriate participating officials to pursue funding opportunities for implementation of proposals designated therein; and will upon receipt of such funding or other necessary resources, seek to implement the actions contained in the hazard mitigation plan.

Section 3: The participating jurisdiction will continue to operate and participate in the hazard mitigation planning process, holding Regular meetings to include reporting of progress as required by FEMA, the Tennessee Emergency Management Agency (TEMA) and the MPC.

Adopted this 18th day of October, 2022

Mayor David Sullivan

County Clerk Lisa Rigsby

William Maxwell explained the purpose of this Hazard Mitigation Plan was if a disaster happens in Van Buren County there is a plan and also to receive Federal Funds. Commissioner Brick Wall had read over the Hazard Mitigation plan packet and found a place that needed correction, this stating that a portion in the packet had marked that the County had building codes and zoning. Which is incorrect, after much discussion on this matter, Dusty Madewell made a motion, second by Michael Chandler to approve this Resolution and plan pending those corrections.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.

Motion to Approve/Disapprove: Cale Crain, Terry Hodges and Kenny Smith to the Beer Board.

Jordan Delong made a motion, second by Brick Wall to approve Cale Crain, Terry Hodges and Kenny Smith to the Van Buren County Beer Board. **(2-yr. terms)**

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.

The Beer Board and terms are as following for the record: Board must consist of 3 Commissioners and 2 Citizens.

Cale Crain	8-2024
Terry Hodges	8-2024
Kenny Smith	8-2024
Stephen Walling	8-2023
David Chandler	8-2023

Motion to Approve/Disapprove: Cale Crain, Jordon Delong and Mike Chandler to the Ag. Board

Dusty Madewell made a motion, second by Cale Crain to approve Cale Crain, Jordan Delong, Mike Chandler to the Van Buren County Ag. Board. **(2-yr. terms)**

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.

Ag Board and terms are as following for the record:

Cale Crain	8-2024
Jordan Delong	8-2024
Mike Chandler	8-2024
Sue Bailey	1-2023
Linda Simmons	1-2023
Steve Russell	
Brandon Ragland	

Motion to Approve Resignation of Jerry Kirby, Constable of 2nd District.

Cale Crain made a motion, second by Kenny Smith to accept Jerry Kirby's resignation for Constable of the 2nd District.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.

Letter of Resignation as following:

I Jerry W. Kirby resign my
position as constable of the
2nd district of Van Buren County

Jerry Kirby
Jerry Kirby
9/30/22

Motion to Approve/Disapprove: Notary for Abbygail Sullivan, Brandie Noonan and Kim Grissom.

Tabitha Denney made a motion, second by Cale Crain to approve the notary for Abbygail Sullivan, Brandie Noonan and Kim Grissom.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.

Motion to Approve/Disapprove: Bond for Circuit Court Clerk, Lavetta Simmons, Special Commissioner and Receiver.

Cale Crain made a motion, second by Jordan Delong to approve the bond for Circuit Court Clerk, Lavetta Simmons, Special Commissioner and Receiver.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.

Approve/Disapprove: Quarterly Reports for School, Highway, Clerk & Master and Solid Waste.

Jordan Delong made a motion, second by Michael Woodlee to approve the Quarterly Reports for School, Highways, Clerk and Master and Solid Waste.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.

New Business

Avenerid Renewables letter of recognition of solar project

(The gentlemen wasn't present so no action was taken on this matter)

Motion to approve/disapprove: Retain Environmental & Civil Engineering Service and dismiss Farmer Morgan Services from Old Landfill Site.

Mayor David Sullivan addressed the Full Commission on his thoughts as to Farmer and Morgan services to our Old County Landfill. Farmer and Morgan said the landfill would need an update for 30 years and a new cover which would cost the County around \$300,000.00 to \$400,000.00. Also the grass that Farmer and Morgan planted isn't grass that grows in this region. Mayor Sullivan called Chuck Burgess that use to be over the upkeep of the Landfill, Mr. Burgess looked over the report that Farmer and Morgan gave the County for the upkeep and he stated that you don't have to do anything but keep the wells tested and the grass mowed for the next 4 to 5 years. Also Mayor Sullivan called the Division of Solid Waste in Nashville to verify Mr. Burgess's theory about the old landfill. Mayor Sullivan feels the best thing for Van Buren County would be to dismiss Farmer and Morgan and retain Environmental & Civil engineering Services, Chuck Burgess. Cale Crain made a motion, second by Mike Chandler to approve to dismiss Farmer and Morgan and start using Chuck Burgess to start checking the landfill.

Upon roll call: Michael Chandler, Cale Crain, Jordan Delong, Tabitha Denney, Terry Hickey, Dusty Madewell, Kenny Smith, Brick Wall and Michael Woodlee voted yes. Motion passed.

Adjournment

Tabitha Denney made a motion, second by Cale Crain to adjourn. All approved by voice vote. Motion passed. Meeting adjourned at 6:50 p.m.