

Agenda

The Lawrence County Board Of Commissioners
Lawrence County, Tennessee
November 6, 2006
Special Session
6:00 P.M.

Call To Order By The Chair, Jerry Dryden
Roll Call: By County Clerk, Chuck Kizer

Invocation:

Pledge:

Public Comments

1. Resolution No. 2006110601
Resolution to Request the General Assembly of the State of Tennessee to Amend
T.C.A. §5-13-103
Sponsor: W. Charles Doerflinger

Paul Rosson, County Executive

LAWRENCE COUNTY COMMISSION
November 06, 2006 Special Session

CALL TO ORDER BY CHAIR: Jerry Dryden
ROLL CALL: Chuck Kizer, County Clerk
INVOCATION: Charles Robertson, County Commissioner
PLEDGE: Chris Jackson, County Commissioner

DISTRICT	COMMISSIONER	PRESENT	ABSENT
10	Benefield, Delano	X	
9	Benefield, Ronald L.	X	
13	Brazier, Ray	X	
16	Brown, Anne N.	X	
6	Clifton, Bobby R.	X	
18	Doerflinger, Chuck	X	
7	Dryden, Jerry W.	X	
3	Gillespie, Dennis C.	X	
12	Hill, Richard L.	X	
11	Hyatt, Sandra K.	X	
2	Jackson, Chris D.	X	
4	Keener, Alan J.		X
8	Niedergheses, Mark	X	
14	Putman, Jerry N.	X	
15	Robertson, Charles H.	X	
5	Sanders, John C., Jr.		X
17	Wray, Joe R.	X	
1	Yocom, Wayne A.	X	
TOTAL		16	2

RESOLUTION NO. 2006110601

RESOLUTION TO REQUEST THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE TO
AMEND T.C.A. §5-13-103

WHEREAS, Lawrence County, Tennessee, has enacted the County Fiscal Procedure Law of 1957 as codified in Chapter 13 of Title 5 of the Tennessee Code; and

WHEREAS, the Lawrence County Legislative Body desires that the Director of Accounts and Budgets shall be appointed by a majority vote of the County Legislative Body; the County Legislative Body establish regulations to which the Director shall adhere to; and the Director of Accounts and Budgets shall not be terminated or discharged without the approval of the County Legislative Body.

NOW, THEREFORE, be it resolved by the Lawrence County Legislative Body meeting in special session this 6th day of November, 2006, that the General Assembly of the State of Tennessee is requested to enact the following amendments to T.C.A. §5-13-103, sections (a), (e), and (f)(1):

Section (a) shall be amended as follows: In any county having a population of not less than 39,900 nor more than 40,000, according to the 2000 federal census or any subsequent federal census.

The county legislative body that has adopted the provisions of this part shall appoint with a majority vote of the county legislative body, a director of accounts and budgets who shall be a county employee.

Section (3) shall be amended as follows: In any county having a population of not less than 39,900 nor more than 40,000, according to the 2000 federal census or any subsequent federal census.

The director has the power in accordance with such regulations as may be established from time to time by the county legislative body, to appoint and remove the director's assistants, to prescribe their duties, and to fix their salaries within the limits of the annual appropriation.

Section (f)(1) shall be amended as follows: In any county having a population of not less than 39,900 nor more than 40,000, according to the 2000 federal census or any subsequent federal census, the director shall not be terminated or discharged without the approval of the county legislative body.

BE IT FURTHER RESOLVED that the County Clerk shall send a certified copy of this resolution to the member of the Tennessee House of Representatives and the member of the Tennessee Senate who represent Lawrence County.

This Resolution shall take effect upon its passage, the public welfare requiring it.

AMENDED this 6th day of November, 2006.

JERRY DRYDEN, CHAIR
PAUL ROSSON, COUNTY EXECUTIVE
ATTEST: CHUCK KIZER, COUNTY CLERK

SPONSOR: W. CHARLES DOERFLINGER

LAWRENCE COUNTY TN RESOLUTION NO: 2006110601

RESOLUTION TO REQUEST THE GENERAL ASSEMBLY OF THE
STATE OF TENNESSEE TO AMEND T.C.A. §5-13-103

Amendment 1

Motion to amend resolution:

Paragraph 5, line 2: amend from "appoint" to "elect".

Paragraph 8, line 1: amend from "as follows: In any county having a population" – should read "to include population class".

LAWRENCE COUNTY TN RESOLUTION NO: 2006110601A1
 RESOLUTION TO REQUEST THE GENERAL ASSEMBLY OF THE STATE OF
 TENNESSEE TO AMEND T.C.A. §5-13-103

DISTRICT	COMMISSIONER	MOTION	SECOND	AYE	NAY	PASS	PRESENT	ABSENT
10	Benefield, Delano			X			X	
9	Benefield, Ronald L.			X			X	
13	Brazier, Ray			X			X	
16	Brown, Anne N.			X			X	
6	Clifton, Bobby R.			X			X	
18	Doerflinger, Chuck	X		X			X	
7	Dryden, Jerry W.			X			X	
3	Gillespie, Dennis C.			X			X	
12	Hill, Richard L.			X			X	
11	Hyatt, Sandra K.			X			X	
2	Jackson, Chris D.				X		X	
4	Keener, Alan J.							X
8	Niedergereses, Mark			X			X	
14	Putman, Jerry N.			X			X	
15	Robertson, Charles H.			X			X	
5	Sanders, John C., Jr.							X
17	Wray, Joe R.			X			X	
1	Yocom, Wayne A.		X	X			X	
TOTAL				15	1	0	16	2

TYPE OF VOTE: Voice Roll Call

Comments:

AMENDED RESOLUTION NO. 2006110601A

RESOLUTION TO REQUEST THE GENERAL ASSEMBLY OF THE STATE OF
TENNESSEE TO AMEND T.C.A. §5-13-103

WHEREAS, Lawrence County, Tennessee, has enacted the County Fiscal Procedure Law of 1957 as codified in Chapter 13 of Title 5 of the Tennessee code; and

WHEREAS, the Lawrence County Legislative Body desires that the Director of Accounts and Budgets shall be appointed by a majority vote of the County Legislative Body; the County Legislative Body establish regulations to which the Director shall adhere to; and the Director of Accounts and Budgets shall not be terminated or discharged without the approval of the County Legislative Body.

NOW, THEREFORE, be it resolved by the Lawrence County legislative body meeting in special session this 6th day of November, 2006, that the General Assembly of the state of Tennessee is requested to enact the following amendments to T.C.A. §5-13-103, sections (a), (e), and (f)(1).

Section (a) shall be amended as follows: In any county having a population of not less than 39,900 nor more than 40,000, according to the 2000 federal census or any subsequent federal census.

The county legislative body that has adopted the provisions of this part shall elect with a majority vote of the county legislative body, a director of accounts and budgets who shall be a county employee.

Section (3) shall be amended as follows: In any county having a population of not less than 39,900 nor more than 40,000, according to the 200 federal census or any subsequent federal census.

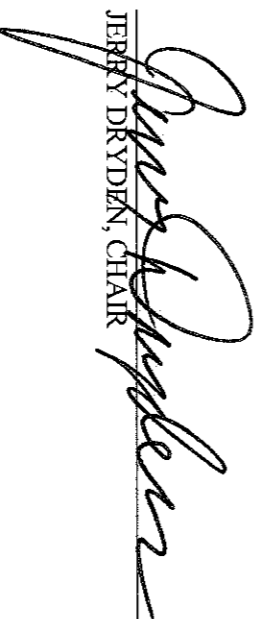
The director has the power in accordance with such regulations as may be established from time to time by the county legislative body, to appoint and remove the director's assistants, to prescribe their duties, and to fix their salaries within the limits of the annual appropriation.

Section (f)(1) shall be amended to include population class of not less than 39,900 nor more than 40,000, according to the 2000 federal census or any subsequent federal census, the director shall not be terminated or discharged without the approval of the county legislative body.

BE IT FURTHER RESOLVED that the County Clerk shall send a certified copy of this resolution to the member of the Tennessee House of Representatives and the member of the Tennessee Senate who represent Lawrence County.

This resolution shall take effect upon its passage, the public welfare requiring it.


PASSED AS AMENDED the 6th day of November, 2006.



JERRY DRYDEN, CHAIR

PAUL ROSSON, COUNTY EXECUTIVE

ATTEST:



CHUCK KIZER, COUNTY CLERK

SPONSOR: W. CHARLES DOERFLINGER

LAWRENCE COUNTY TN RESOLUTION NO: 2006110601AA
 AMENDED RESOLUTION TO REQUEST THE GENERAL ASSEMBLY OF THE
 STATE OF TENNESSEE TO AMEND T.C.A. §5-13-103

DISTRICT	COMMISSIONER	MOTION	SECOND	AYE	NAY	PASS	PRESENT	ABSENT
10	Benefield, Delano			X			X	
9	Benefield, Ronald L.			X			X	
13	Brazier, Ray			X			X	
16	Brown, Anne N.			X			X	
6	Clifton, Bobby R.			X			X	
18	Doerflinger, Chuck			X			X	
7	Dryden, Jerry W.			X			X	
3	Gillespie, Dennis C.			X			X	
12	Hill, Richard L.			X			X	
11	Hyatt, Sandra K.			X			X	
2	Jackson, Chris D.				X		X	
4	Keener, Alan J.							X
8	Niedergereses, Mark		X	X			X	
14	Putman, Jerry N.			X			X	
15	Robertson, Charles H.			X			X	
5	Sanders, John C., Jr.							X
17	Wray, Joe R.			X			X	
1	Yocom, Wayne A.	X		X			X	
TOTAL				15	1	0	16	2

TYPE OF VOTE: Voice Roll Call

Comments:

LAWRENCE COUNTY COMMISSION
November 06, 2006 Special Session
ADJOURNMENT

DISTRICT	COMMISSIONER	MOTION	SECOND	AYE	NAY	PASS	PRESENT	ABSENT
10	Benefield, Delano			X			X	
9	Benefield, Ronald L.			X			X	
13	Brazier, Ray			X			X	
16	Brown, Anne N.			X			X	
6	Clifton, Bobby R.			X			X	
18	Doerflinger, Chuck	X		X			X	
7	Dryden, Jerry W.			X			X	
3	Gillespie, Dennis C.		X	X			X	
12	Hill, Richard L.			X			X	
11	Hyatt, Sandra K.			X			X	
2	Jackson, Chris D.			X			X	
4	Keener, Alan J.							X
8	Niedergereses, Mark			X			X	
14	Putman, Jerry N.			X			X	
15	Robertson, Charles H.			X			X	
5	Sanders, John C., Jr.							X
17	Wray, Joe R.			X			X	
1	Yocom, Wayne A.			X			X	
TOTAL				16	0	0	16	2

TYPE OF VOTE: **Voice** **Roll Call**

Comments: