

**ROANE COUNTY COMMISSION
MINUTES
REGULAR MEETING
APRIL 9, 2012**

**STATE OF TENNESSEE
COUNTY OF ROANE**

BE IT REMEMBERED, that the County Commission of Roane County, Tennessee convened in regular session in Kingston, Tennessee on the 9TH day of April, 2012 at 7:00 P.M.

The Commission was called to order by **Bailiff Lloyd Cook**.

Invocation was given by **Commissioner Cantrell**.

The Pledge of Allegiance to the Flag of the United States of America was led by Bailiff Lloyd Cook.

Present and presiding was the Honorable **James Brummett** and the following Commissioners: **Bacon, Berry, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder**. (15)

Absent: -0-

THEREUPON Chairman Brummett announced the presence of a quorum. Also present was the Honorable **Ron Woody**, County Executive, County Attorney **Tom McFarland**, County Clerk **Barbara J. Anthony**, Deputy Clerk **Bobbie Tipton** and Building & Codes Inspector **Glenn Coffey**.

APPROVE MINUTES OF THE MARCH 12, 2012 MEETING.

MOTION was made by **Commissioner Moore** with second by **Commissioner Tedder** to approve the minutes of the March 12, 2012 meeting.

ACCEPTANCE OF COMMITTEE REPORTS AND CORRESPONDENCE:

1. **Minutes** of Budget Committee 03-22-12.
2. **Minutes** of Budget Committee 03-07-12.
3. **Minutes** of Courthouse/Courtroom Security 03-12-12.
4. **Minutes** of Building Inspector/Codes Review 03-15-12.
5. **Minutes** of Fire Board 03-13-12.

6. **Minutes** of Safety Committee 03-08-12.
7. **Minutes** of Sheriff's Liaison Committee 03-05-12.
8. **Minutes** of Local EPC Committee 03-06-12.
9. **Minutes** of Purchasing committee 02-29-12.
10. **Minutes** of Commission Workshop with TVA 02-27-12.
11. **Minutes** of Board of Public Utilities 02-23-12.
12. **Minutes** of Board of Zoning Appeals 01-18-12.
13. **Minutes** of Planning Commission 02-15-12.
14. **Review** of Indemnity Agreement between Roane County, TN, the Industrial Development Board of Roane County, TN And the Volkswagen Group of America, Inc. 03-15-12.
15. **Letter** from Congressman Desjarlais re: I-40 connection for Rockwood 03-8-12.
16. **Letter** from County Attorney McFarland re: County Attorney's Association Spring Conference.
17. **Correspondence** from Oak Ridge IDB re: Tax Year 2011 Summary of Annual PILOT Incentive 03-05-12.
18. **Letter** from Jim Gann resigning from Emergency Services Committee 03-02-12.
19. **Letter** from FEMA re: Approval of Roane County's Natural Hazard Mitigation Plan 03-02-12.
20. **Letter** from Marcia Flood resigning as Chair of Roane County Library Board.
21. **Correspondence** re: request for re-evaluation in appraisal Values.
22. **Letter** from Comptroller dated 3-20-12 re: approval of audit committee resolution.
23. **Position Statement:** Funding of Industrial Infrastructure Assets.
24. **Decision** Making Analysis (DMA): Health Insurance Program.
25. **2011** Alliance Annual Manual (report on file in Clerk's Office.
26. **Correspondence** relative to EPA DMR-QA Compliance Status.

Motion to receive the Committee Reports and Correspondence was made by **Commissioner Moore** with second by **Commissioner Collier**.

Motion to adopt as **Passed** upon voice vote.

NOTARIES:

The following persons desiring to be elected as a Notary Public in Roane County were presented to the Commission by County Clerk **Barbara Anthony**: Lena Bennett, Angie Boswell, Donna R. Caquelin, Billy F. Davis, Wanda A. Frost, Benita Hamby, Gail S. Herwehe, William J. Igou, Fay A. Jago, Jerrery L. Mize, Kevin L. Smith and Jerry Ray Stephens.

Motion to elect was made by **Commissioner Bacon** with second by **Commissioner Forrester**.

Motion **Passed** upon unanimous voice vote.

HEARING OF DELEGATION:

Jack McNew announced his candidacy for the office of State Representative for District 32.

Kenneth McElhaney requested a status report on the closing of Old Mountain Road.

COUNTY ATTORNEY'S REPORT:

County Attorney McFarland relayed to Kenneth McElhaney that a meeting had been scheduled with TWRA and the Road Supervisor to discuss the issue of the closing of Old Mountain Road.

Mr. McFarland also discussed the "opinion request regarding a deed executed by the Roane County Superintendent of Schools."

COUNTY EXECUTIVE' S REPORT :

- **Thanked Commission** for their input on decisions we are making regarding managing and planning in our county government.
 - We continue with the management plan of the Five (5) point star approach and one can see this evolving throughout the newsletters, minutes, correspondence, resolutions, and on our website.
 - Thank you again for your input and we continued to welcome input from Commission and the public.

- Various minutes and filing of correspondence this month reflect many of our activities:
 - Correspondence Item #6 is the DMA on Workers' Compensation
 - Correspondence Item #23 is our Position Paper: Funding of Industrial Infrastructure Assets.
 - Correspondence Item #24 is the DMA on Health Insurance
These DMA's and the Position Paper are also on our website.

- The Recreation Board continues planning and has a meeting scheduled for May 3, 2012 at 5:00 p.m.
- Capital Outlay Update
 - Old Jail
 - Move-in will start this month
 - Flooring Complete
 - Floor matting in records
 - Cupola – rework or permanent removal
 - Painting outside
 - Making the bathroom handicap accessible
 - Outside wall opening
 - Paving at Building & Codes Building - complete
 - Health Department Projects
 - Roof - complete
 - Sealing Parking Lot
 - Signage
 - Solid Waste Department Projects
 - Orchard View Convenience Center
 - Large Compactor installed
 - Concrete complete
 - Paving within a few weeks
 - Bradbury
 - Paving complete
 - Install Compactor and replaced front-loading box - complete
 - Paint Rock
 - Start this summer
 - Post Oak and Swan Pond
 - Start 2013 Budget
 - Recycling electronics at Orchard View, Post Oak, and South 58 – will start soon

- Chamber of Commerce Table

- EDA Loans approved at last meeting
 - 2 new loans
 - 2 modifications
 - Delinquent accounts where Board approved selling collateral
- Energy Grant Bid is schedule to open in a week
- Industrial Inventory Summit is Thursday, April 12, 2012 at 6:30 at Roane State
- Cost of Bonuses: - Total: 144,055
 - General Fund: \$97,110
 - Highway Fund: \$12,880
 - Other Funds: \$34,065
- Purchasing Manual is ready to be adopted by Resolution #04-12-21
- Leslie Henderson:
 - Presentation of \$567,500 check for sale of property to Sam Weaver and Volkswagen
 - Presentation and filing of the Alliance Annual Report

SPECIAL ORDERS :

RESOLUTION # 04-12-01

A RESOLUTION honoring **Jim Gann** for his service to the citizens of Roane County

WHEREAS, JIM GANN has served Roane Medical Center and Roane County for more than 31 years, first as the hospital's accountant and CFO, later as Assistant Administrator, and since 1994 as Administrator; and

WHEREAS, JIM GANN has become known as a patient advocate who is committed to improving the health of the surrounding community and its citizens; and

WHEREAS, JIM GANN is very active in local and state healthcare organizations, being a member of the Roane County Health Council, serving in leadership roles with the Tennessee Hospital Association and as a past board member of the Hospital Alliance of Tennessee, and in February 2012 he was awarded the Tennessee Hospital Association's Meritorious Service Award for Chief Executive Officer which recognizes leadership and service by individuals in support of their hospitals and health systems; and

WHEREAS, under Jim's tenure and leadership Roane Medical Center developed an industrial medicine program, expanded cardiac and pulmonary rehabilitation services, and implemented a hospitalist program, and in 2011 the hospital was named one of the nation's top performers on key quality measures by The Joint Commission; and

WHEREAS, JIM GANN is a member of the Roane County Emergency Services Committee, Harriman Rotary Club, the Joint Economic and Community Development Board of Roane County, the Healthcare Financial Management Association, and he has served as chairman of the Roane Alliance and the Roane County Chamber of Commerce, which awarded him its Distinguished Service Award, the organization's highest honor, in 2007; and

WHEREAS, JIM has always been committed to the hospital and its employees, and to the needs of patients and their families and it is altogether fitting and proper that the Roane County Commission honor **JIM GANN** for his many contributions to the lives of so many citizens of Roane County and for his contributions to the community as a whole,

NOW, THEREFORE, BE IT RESOLVED, that the Roane County Commission, meeting in regular session on April 9, 2012 does hereby unanimously honor **JIM GANN** by spreading this resolution across the minutes of this Commission meeting.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Jim Gann.

MOTION to adopt was made by **Commissioner Ellis** with second by **Commissioner Collier**.

MOTION Passed upon unanimous voice vote.

THEREUPON, the County Commission Chairman announced to the Commission that said resolution had received a constitutional majority and ordered same spread of record.

OLD BUSINESS:

RESOLUTION # 02-12-02

A Resolution amending the Education Capital Projects Fund (177)

Withdrawn without objection.

NEW BUSINESS:

RESOLUTION # 04-12-02

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing **ROANE COUNTY** to refund to: Glenn E French, 1010 Huntcliff, Suite 2110, Atlanta GA 30350, the sum of \$278.00.

WHEREAS, taxes on the following parcel were changed by the Property Assessor's office.

Reason: per assessment appeals commission

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
008		010.00	2010	\$978.00	\$278.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to: Glenn E French, 1010 Huntcliff, Suite 2110, Atlanta GA 30350 the sum of \$278.00.

Upon motion of **Commissioner Kelley**, second by **Commissioner Collier**.

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder. (15)**

The following Commissioners passed: **-0-**

The following Commissioners voted No: **-0-**

Therefore, the County Chairman announced to the Court that said resolution had received a constitutional majority and ordered same spread record.

RESOLUTION # 04-12-03

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing ROANE COUNTY to refund to: Ahler Family Partnership LP, 1247 River Oaks Drive, Kingston TN 37763, the sum of \$68.00.

WHEREAS, taxes on the following parcel were changed by the Property Assessor's office.

Reason: adjust-no business on parcel

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
046		099.00P SI003	2011	\$68.00	\$68.00

NOW, THEREFORE, BE IT RESOLVED, that ROANE COUNTY is hereby authorized to refund to: Ahler Family Partnership LP, 1247 River Oaks Drive, Kingston TN 37763, the sum of \$68.00.

Upon motion of **Commissioner Kelley** , second by **Commissioner Collier**.

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder. (15)**

The following Commissioners passed: **-0-**

The following Commissioners voted No: **-0-**

Therefore, the County Chairman announced to the Court that said resolution had received a constitutional majority and ordered same spread record.

See Attachment

Resolution # 04-12-04

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing **ROANE COUNTY** to refund to: Arthur David Grant 190 Shady Road, Oliver Springs, TN 37840 the sum of \$110.00

WHEREAS, taxes on the following parcel were changed by the Property Assessor's office.

Reason: delete mobile home-gutted and vandalized.

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
004		066.00SI01	2010	\$55.00	\$55.00
004		066.00SI01	2011	\$55.00	\$55.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to: Arthur David Grant, 190 Shady Road, Oliver Springs, TN 37840 the sum of \$110.00.

Upon motion of **Commissioner Kelley** , second by **Commissioner Collier**.

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder. (15)**

The following Commissioners passed: **-0-**

The following Commissioners voted No: **-0-**

Therefore, the County Chairman announced to the Court that said resolution had received a constitutional majority and ordered same spread record.

See Attachment

Resolution # 04-12-05

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing **ROANE COUNTY** to refund to: Christian & Rebecca Schnepf (Kelly Family), 146 Pineberry East Road, Oak Ridge TN 37830, the sum of \$1,601.00.

WHEREAS, taxes on the following parcel were changed by the Property Assessor's office.

Reason: per assessment appeals commission

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
039B	A	018.00	2010	\$3,148.00	\$787.00
039B	A	018.00	2011	\$3,255.00	\$814.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to: Christian & Rebecca L Schnepf (Kelly Family), 146 Pineberry East Road, Oak Ridge TN 37830, the sum of \$1,601.00.

Upon motion of **Commissioner Kelley**, second by **Commissioner Collier**.

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder. (15)**

The following Commissioners passed: **-0-**

The following Commissioners voted No: **-0-**

Therefore, the County Chairman announced to the Court that said resolution had received a constitutional majority and ordered same spread record.

See attachment

RESOLUTION # 04-12-06

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A **RESOLUTION** authorizing **ROANE COUNTY** to refund to: State Farm Mutual Auto Ins, Paul Wallace, One State Farm Plaza, Bloomington IL 61710, the sum of \$37.00.

WHEREAS, taxes on the following parcel were changed by the Property Assessor's office.

Reason: vehicle assessed to parcel in error

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
047L	B	001.00P SI506	2011	\$60.00	\$37.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to: State Farm Mutual Auto Ins, Paul Wallace, One State Farm Plaza, Bloomington IL 61710 the sum of \$37.00.

Upon motion of **Commissioner Kelley**, second by **Commissioner Collier**.

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder. (15)**

The following Commissioners passed: **-0-**

The following Commissioners voted No: **-0-**

Therefore, the County Chairman announced to the Court that said resolution had received a constitutional majority and ordered same spread record.

See attachment

RESOLUTION # 04-12-07

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A **RESOLUTION** authorizing **ROANE COUNTY** to refund to: Quint Bourgeois, 8812 Tedford Road, Knoxville TN 37922, the sum of \$1,799.00.

WHEREAS, taxes on the following parcel were changed by the Property Assessor's office.

Reason: per assessment appeals commission

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
039B	C	008.00	2011	\$369.00	\$123.00
039B	C	007.00	2011	\$345.00	\$ 99.00
039B	A	026.00	2011	\$1,133.00	\$468.00
039A	A	002.00	2011	\$1,133.00	\$468.00
039A	C	007.00	2011	\$419.00	\$173.00
039A	A	003.00	2011	\$1,133.00	\$468.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to: Quint Bourgeois, 8812 Tedford Road, Knoxville TN 37922, the sum of \$1,799.00.

Upon motion of **Commissioner Kelley**, second by **Commissioner Collier**.

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder. (15)**

The following Commissioners passed: **-0-**

The following Commissioners voted No: **-0-**

Therefore, the County Chairman announced to the Court that said resolution had received a constitutional majority and ordered same spread record.

See attachment

RESOLUTION# 04-12-08

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing **ROANE COUNTY** to refund to: Melanie Preston, 9653 Asti Lane, Lakeworth FL 33467, the sum of \$243.00.

WHEREAS, taxes on the following parcel were changed by the Property Assessor's office.

Reason: per assessment appeals commission

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
039A	C	009.00	2010	\$405.00	\$119.00
039J	I	010.00	2010	\$457.00	\$124.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to: Melanie Preston, 9653 Asti Lane, Lakeworth ,FL 33467 the sum of \$243.00.

Upon motion of **Commissioner Kelley**, second by **Commissioner Collier**.

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder. (15)**

The following Commissioners passed: **-0-**

The following Commissioners voted No: **-0-**

Therefore, the County Chairman announced to the Court that said resolution had received a constitutional majority and ordered same spread record.

See attachment

RESOLUTION NO. 04-12-09

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing the county attorney to file a lawsuit regarding a violation of the 2006 International Residential Code, Section R105 by allowing a structure to be placed on property identified as Tax Map 107, Parcel 65.00 without a building permit.

WHEREAS, Roane County, Tennessee adopted the 2006 International Residential Code by adoption of Resolution # 7-07-06.

WHEREAS, said property is located in an A-2 (Developing Agricultural) District.

WHEREAS, Kendall Wormsley, having failed to comply with the 2006 International Residential Code, Section R105 by allowing a structure to be placed on property identified as Tax Map 107, Parcel 65.00 without a building permit, is subject to said building code, and if he is, petitioning the court to enforce the same by granting injunctive and other relief.

THEREFORE, BE IT RESOLVED:

The county attorney is authorized to file a lawsuit to determine whether Kendall Wormsley having failed to comply with the 2006 International Residential Code, Section R105 by allowing a structure to be placed on property identified as Tax Map 107, Parcel 65.00 without a building permit, is subject to the existing building code, and if he is, petitioning the court to enforce the same by granting injunctive and other relief.

Upon motion by **Commissioner Goddard**, seconded by **Commissioner Granger**.

The following commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder (15)**

The following Commissioner passed: **-0-**

The following commissioners voted No: **-0-**

THEREFORE, the Chair announced to the Commission that said Resolution had received a constitutional majority and ordered same spread of record.

See attachment

Motion was made by **Commissioner Kelley** with second by **Commissioner Granger** to postpone **Resolution # 04-12-10, # 04-12-11, # 04-12-12, # 04-12-13 and # 04-12-14** for 30 days.

Motion **Passed** upon unanimous voice vote.

RESOLUTUION # 04-12-15

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

(177-A)

A RESOLUTION amending the Education Capital Projects Fund (177) reflecting changes in Revenue/Expenditure estimates for the 2011/2012 fiscal year.

WHEREAS, the Revenues and Expenditures of the above noted fund have changed due to: Adjusting Revenue Estimates and Trustee Commissions, and

WHEREAS, the Roane County Schools desire to revise current Revenue and Expenditure estimates to more accurately reflect actual costs and current data projections, and

WHEREAS, the Roane County Board of Education has approved this budget revision at its March meeting, and respectfully submits this budget amendment for approval.

NOW, THEREFORE, BE IT RESOLVED that Education Capital Projects Fund (177) be amended as follows:

Account Description	Account Number	Approved 11/12 Budget	Proposed Budget Amendment	Amended 11/12 Budget
REVENUE:				
Payments in Lieu of Taxes - T.V.A.	40161	9,748	105,200	114,948
Other Local Revenues	44990	0	9,274	9,274

TOTAL REVENUE & OTHER SOURCES			114,474	
EXPENDITURES:				
Trustee's Commission	91300	510	0	4,520
TOTAL EXPENDITURES AND OTHER USES				4,520
Revenue and Other Sources Over (Under)				
Expenditures and Other Uses	39000		(550,035)	109,954
MEMO: ENDING FUND EQUITY	EST		328,998	109,954
MEMO: UNASSIGNED FUND BALANCE	EST		0	0
MEMO: RESTRICTED/COMMITTED/ASSIGNED	EST		328,998	438,952

Upon motion of **Commissioner Forrester**, seconded by **Commissioner Cantrell**.

The following Commissioners voted Aye **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, and Tedder (15)**

The following Commissioners voted No: **-0-**

The following Commissioners Passed: **-0-**

Thereupon, the Chairman announced that said Resolution had received a constitutional majority and ordered same spread of record.

RESOLUTION # 04-12-16

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

(177-B)

A RESOLUTION amending the Education Capital Projects Fund (177) reflecting changes in Revenue/Expenditure estimates for the 2011/2012 fiscal year.

WHEREAS, the Revenues and Expenditures of the above noted fund have changed due to: Adjusting Revenue for Sale of Property (TDOT), and

WHEREAS, the Roane County Schools desire to revise current Revenue and Expenditure estimates to more accurately reflect actual costs and current data projections, and

WHEREAS, the Roane County Board of Education has approved this budget revision at its March meeting, and respectfully submits this budget amendment for approval.

NOW, THEREFORE, BE IT RESOLVED that Education Capital Projects Fund (177) be amended as follows:

Account Description	Account Number	Approved 11/12 Budget	Proposed Budget Amendment	Amended 11/12 Budget
REVENUE:				
Sale of Property	44540	0	<u>187,900</u>	187,900
TOTAL REVENUE & OTHER SOURCES			<u>187,900</u>	
EXPENDITURES:				
TOTAL EXPENDITURES AND OTHER USES			<u>0</u>	

Revenue and Other Sources Over

(Under)				
Expenditures and Other Uses	39000	(P.440,081)	187,900	(252,181)
MEMO: ENDING FUND EQUITY	EST	438,952	187,900	626,852
MEMO: UNASSIGNED FUND BALANCE	EST	0	0	0
MEMO: RESTRICTED/COMMITTED/ASSIGNED	EST	438,952	187,900	626,852

Upon motion of **Commissioner Berry**, seconded by **Commissioner Bacon**.

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder (15)**

The following Commissioners voted No: **-0-**

The following Commissioners Passed **-0-**

Thereupon, the Chairman announced that said Resolution had received a constitutional majority and ordered same spread of record.

RESOLUTION # 04-12-17

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION supporting a VA Hospital in Roane County

WHEREAS, the City of Harriman is considering donating the building which currently houses the Roane Medical Center to the Veterans Administration; and

WHEREAS, development of a veteran’s hospital in Harriman would be centrally located in Roane County between the two existing Veteran’s hospitals in Nashville and Tri-Cities; and

WHEREAS, veterans are presently required to travel roughly 275 miles round-trip to access hospital care; and

WHEREAS, patients would be better served, area veteran’s resources would be greatly enhanced, people would be put to work, new businesses would develop, and additional streams of revenue would flow into Roane County;

NOW, THEREFORE, BE IT RESOLVED that the Roane County Commission, meeting in regular session on this the 9th day of April, 2012 does hereby support the effort to locate a Veteran's Hospital in Roane County, Tennessee.

BE IT FURTHER RESOLVED

UPON MOTION of **Commissioner Kelley**, seconded by **Commissioner Ellis**, the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder (15)**

The following Commissioners passed: **-0-**

The following Commissioners voted No: **--0-**

THEREUPON the County Chairman announced to the Commission that said resolution had received a constitutional majority and ordered same spread of record.

RESOLUTION # 04-12-18

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION asking the Tennessee General Assembly to carefully investigate and reject any legislation which places new financial obligations on county governments or transfers obligations from the state to local governments and asking all counties to join in passing this resolution and forwarding it to their state delegations

WHEREAS, each year more and more legislation is proposed to the Tennessee General Assembly, that while potentially providing desirable benefits, the fiscal cost to county governments is rarely considered and if passed, burdens Tennessee counties with millions of dollars of required duties and obligations; and

WHEREAS, in an effort to restrict state costs and spending, many existing mandates and obligations previously passed by the Tennessee General Assembly have had the required costs and expenditures passed to the local government, again leaving counties vulnerable to millions of dollars of unfunded state mandates; and

WHEREAS, the citizens of our counties can no longer endure these financial obligations that might address the needs of one but place a monstrous financial burden on the many.

NOW, THEREFORE, BE IT RESOLVED by the Roane County Commission, meeting in regular session on this the 9th day of April, 2012 that this body does hereby ask our delegates to the Tennessee General Assembly to carefully investigate and reject any legislation which places new financial obligations or provides a direct financial impact on county governments; and

BE IT FURTHER RESOLVED that this body does hereby ask our delegates to the Tennessee General Assembly to also reject any legislation which transfers obligations from the state to counties; and

BE IT FURTHER RESOLVED that this body directs the office of the County Executive to provide a copy of this resolution to all Tennessee counties and to encourage their legislative bodies to join in passing this resolution and forwarding it to their state delegations.

MOTION to adopt was made by **Commissioner Berry** with second by **Commissioner Collier**.

MOTION Passed upon unanimous voice vote.

THEREUPON the County Chairman announced to the Commission that said resolution had received a constitutional majority and ordered same spread of record.

RESOLUITON # 04-12-19

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION establishing the Roane County Courthouse and Courtroom Security Committee

WHEREAS, T. C. A. §16-2-505(d)(2) requires the establishment of a court security committee and sets out the membership, and

WHEREAS, the Roane County Commission establishes annual committee assignments which include a Courthouse and Courtroom Security Committee;

NOW, THEREFORE, BE IT RESOLVED by the Roane County Commission, meeting in regular session on this the 9th day of April, 2012 that the Courtroom Security Committee shall be known and membership set out as noted in T.C.A. §16-2-505(d)(2):

- | | |
|--------------------|-----------------|
| • Sheriff | Jack Stockton |
| • County Executive | Ron Woody |
| • Attorney General | Russell Johnson |
| • Circuit Judge | Eugene Eblen |
| • Circuit Clerk | Kim Nelson |

BE IT FURTHER RESOLVED that the Courthouse Security Committee membership shall be:

- | | |
|--------------------------|------------------------------|
| • General Sessions Judge | Jeff Wicks |
| • Election Administrator | Charles Holiway |
| • County Commissioner | Bobby Collier |
| • County Commissioner | Stanley Moore |
| • County Commissioner | George Nelson |
| • Ex-Officio Member | Ken Mynatt, Security Officer |

BE IT FURTHER RESOLVED that the Courtroom Security Committee and the Courthouse Security Committee shall function as one Committee known as the Courthouse and Courtroom Security Committee.

UPON MOTION of **Commissioner Collier**, seconded by **Commissioner Goddard** , the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder (15)**

The following Commissioners passed: **-0-**

The following Commissioners voted No: **-0-**

THEREUPON the County Chairman announced to the Commission that said resolution had received a constitutional majority and ordered same spread of record.

**RESOLUTION # 04-12-20
IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE**

A RESOLUTION authorizing the County Attorney to negotiate with the Tennessee Department of Transportation to secure deeds to property owned by Roane County for a right-of-way at Bowers Elementary School in Harriman, Tennessee

WHEREAS, the Tennessee Department of Transportation will be widening Highway 29-A which runs in front of Bowers Elementary School in Roane County, Tennessee; and

WHEREAS, the Tennessee Department of Transportation has expressed a need for a right-of-way acquisition deed and/or easement on property owned by Roane County at the Bowers Elementary School; and

WHEREAS, the current deeds conveying this property to the Tennessee Department of Transportation are invalid; and

WHEREAS, this body deems it appropriate to authorize the County Attorney to negotiate with the Tennessee Department of Transportation to secure the proper deed(s) for the property;

NOW, THEREFORE, BE IT RESOLVED that the Roane County Commission does hereby grant the County Attorney the authority to negotiate with the Tennessee Department of Transportation and to take any action needed to secure the proper deeds to the above-mentioned property.

UPON MOTION of **Commissioner Kelley**, seconded by **Commissioner Moore** , the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder (15)**

The following Commissioners passed: **-0-**

The following Commissioners voted No: **-0-**

THEREUPON the County Chairman announced to the Commission that said resolution had received a constitutional majority and ordered same spread of record.

RESOLUTION # 04-12-21

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION TO APPROVE THE ROANE COUNTY PURCHASING MANUAL.

WHEREAS, the Roane County Quarterly Court adopted the Purchasing Law of 1957, TCA §5-14-116 on March 12, 1973, and

WHEREAS, the first and only Purchasing Manual was adopted in 1983 by the Roane County Commission, and

WHEREAS, the Purchasing Manual is in need of revision, and

WHEREAS, all funds appropriated by the legislative body are governed by the Purchasing Law of 1957 and this manual, and

WHEREAS, the Roane County Attorney has reviewed the manual and the Roane County Purchasing Commission has met and approved the manual attached hereto, and

NOW, THEREFORE, BE IT RESOLVED that this Purchasing Manual is approved and it and the Purchasing Law of 1957 shall govern the actions of the Roane County Purchasing Department.

SECTION 1. All resolutions in conflict herewith be and the same are repealed insofar as such conflict exists.

SECTION 2. This resolution shall become effective upon passage, the public welfare requiring it.

Upon motion of **Commissioner Forrester**, seconded by **Commissioner Cantrell**.

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder (15)**

The following Commissioners Passed: **-0-**

The following Commissioners voted No: **-0-**

THEREUPON, the County Commission Chairman announced to the Commission that said resolution had received a constitutional majority and ordered same spread of record.

RESOLUTION # 04-12-22

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to amend the Industrial/ Economic Development Fund (119) and the General Capital Projects Fund (171) to account for grant projects within the scope of the General County Government.

WHEREAS, a capital projects fund has been established to assist in the budgeting and tracking of large projects and grants, and

WHEREAS, four (4) large projects are currently being handled through the Industrial/Economic Development Fund (119), and

WHEREAS, these projects can be budgeted and handled within the scope of our General Capital Projects Fund (171).

NOW, THEREFORE, BE IT RESOLVED that the Industrial and Economic Development Fund (119) and the General Capital Projects Fund (171), be amended as follows:

SEE ATTACHED SHEET

Upon motion of **Commissioner Kelley**, seconded by **Commissioner Collier**,

The following Commissioners voted Aye: **Bacon, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder (14)**

The following Commissioners voted No: **Berry (1)**

The following Commissioners Passed: **-0-**

Thereupon, the Chairman announced that said Resolution had received a constitutional majority and ordered same spread of record.

RESOLUTION # 04-12-23

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to amend the General Debt Fund (151) to receive money from the sale of property within the Roane Regional Business and Technology Park.

WHEREAS, two separate pieces of property have recently been sold within the Industrial Park, and

WHEREAS, resolution 05-98-09 section 12 (a) (ii) states that revenues derived from the sale of property within the industrial park shall be used to pay principal and interest on the bonds issued for industrial development.

NOW, THEREFORE, BE IT RESOLVED that the General Debt Fund (151), be amended as follows:

Fund	Object	Description	current	amend	amend bgt
Revenue					
151	44540	Sale of Property	50,000	517,500	567,500
Fund Balance					
151	39000	Unassigned Fund Balance	2,876,957	517,500	3,394,457

FB as % of Approp. 104%

Upon motion of **Commissioner Moore**, seconded by Commissioner Collier, The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder (15)**

The following Commissioners voted No: **-0-**
The following Commissioners Passed: **-0-**

Thereupon, the Chairman announced that said Resolution had received a constitutional majority and ordered same spread of record.

RESOLUTION # 04-12-24

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to amend the General Capital Fund (171) to accept a monetary contribution from VW to provide for engineering and additional match money needed for work in the Roane Regional Business and Technology Park.

WHEREAS, Volkswagen Group is indemnified to cover expenditures on the FIDP project up to \$2,257,800, less state and county contributions.

WHEREAS, the Volkswagen Group's contribution to the project, without change orders is estimated to be \$382,800 per attached worksheet.

NOW, THEREFORE, BE IT RESOLVED that the General Capital Fund (171), be amended as follows:

Fund	Object	Description	current	amend	amend bgt
Subfund VWL					
Revenue					
171	44570	Contributions and Gifts	-	382,800	382,800
Expenditure					
Industrial Development					
171	58120	724 Site Development	1,875,000	382,800	2,257,800

Upon motion of **Commissioner Granger**, seconded by **Commissioner Ellis**,

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder (15)**

The following Commissioners voted No: **-0-**

The following Commissioners Passed: **-0-**

Thereupon, the Chairman announced that said Resolution had received a constitutional majority and ordered same spread of record.

RESOLUTION # 04-12-25

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION allowing Roane County to receive private, corporate, and other donations of monetary and in-kind services for the Swan Pond Recreation Complex, and further to amend the General Capital Projects Fund (171) to accept the first of these donations.

WHEREAS, the TVA Foundation has granted to give Roane County \$501,571.97, with the restriction that said funds be used for capital improvements relating to a recreation complex in the Swan Pond community, and

WHEREAS, Roane County desires to create a Swan Pond Recreation Complex to be used by all county residents, and

WHEREAS, this monetary donation along with approximately 75 acres and site preparation shall be the TVA contribution, and

WHEREAS, additional donations shall be accepted to assist in the development of the Swan Pond Recreation Complex.

NOW, THEREFORE, BE IT RESOLVED, that Roane County shall accept and restrict the TVA Foundation funds to be used for the Swan Pond Recreation Complex.

BE IT FURTHER RESOLVED, that Roane County shall accept other donations of private and corporate funds along with in-kind contributions or various other types of donations to assist in the development of the Swan Pond Recreation Complex.

BE IT FURTHER RESOLVED, that the General Capital Projects Fund (171), be amended as follows:

Fund	Object	Description	current	amend	amend bgt
Subfund SPC					
Revenue					
171	44570	Contributions and Gifts	-	501,572	501,572
Fund Balance					
171	39000	Unassigned Fund Balance	-	501,572	501,572

Upon motion of Commissioner Ellis, seconded by Commissioner Tedder,

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder (15)**

The following Commissioners voted No: **-0-**

The following Commissioners Passed: **-0-**

Thereupon, the Chairman announced that said Resolution had received a constitutional majority and ordered same spread of record.

RESOLUTION # 04-12-26

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to amend the EDA Community Development Fund (359) to appropriate additional funds to loan to local small businesses in Roane County through the EDA program.

WHEREAS, Roane County operates an EDA Revolving Loan Fund for small businesses, and

WHEREAS, all of the original funding is Federal EDA money and no local revenues are involved with this fund, and

WHEREAS, several small business loans have been approved this fiscal year and additional money needs to be appropriated.

NOW, THEREFORE, BE IT RESOLVED that the EDA Community Development Fund (359), be amended as follows:

Fund	Object	Description	Current	amend	amend bgt
Expenditure					
	Industrial Development				
359	58120 799	Other Capital Outlay	250,000	85,000	335,000
Fund Balance					
359	39000	Unassigned Fund Balance	271,187	(85,000)	186,187

Upon motion of **Commissioner Kelley**, seconded by **Commissioner Moore**,

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder (15)**

The following Commissioners voted No: **-0-**

The following Commissioners Passed: **-0-**

Thereupon, the Chairman announced that said Resolution had received a constitutional majority and ordered same spread of record.

Motion was duly made by **Commissioner Moore** with second by **Commissioner Ellis**, the April 9, 2012 meeting stood adjourned at 9:30 P.M.

APPROVED:

Chairman James Brummett

Attest:

County Clerk Barbara J. Anthony