

**MINUTES
ROANE COUNTY COMMISSION
REGULAR MEETING
MAY 9, 2011**

**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 May, 2011 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 Lloyd Cook.

Present and presiding was the Honorable **James Brummett** and the following Commissioners: **George Bacon, Ron Berry, Ray Cantrell, Bobby Collier, Benny East, Randy Ellis, Nick Forrester, Jerry Goddard, Carolyn Granger, Chris Johnson, Steve Kelley, Stanley Moore, George Nelson, Fred Tedder. (15)**

Absent: -0-

THEREUPON Chairman Brummett announced the presence of a quorum. Also present was the Honorable **Ron Woody**, County Executive, Budget Director **Kaley Walker**, County Attorney **Tom McFarland**, County Clerk **Barbara J. Anthony**, Deputy Clerk **Bobbie Tipton**.

APPROVE MINUTES OF THE APRIL 11, 2011 MEETING.

MOTION was made by **Commissioner Moore** with second by **Commissioner Bacon** to approve the minutes of the April 11, 2011 meeting.

Motion to approve the April 11, 2011 minutes **Passed** upon unanimous voice vote.

COMMITTEE REPORTS AND CORRESPONDENCE:

1. **MINUTES** of Cable TV 03-07-11.
2. **MINUTES** of Utility Board for 03-24-11.
3. **MINUTES** of Sheriff's Liaison Committee 04-04-11.
4. **MINUTES** of Budget Committee 04-06-11.
5. **MINUTES** of Environmental Review Board 04-07-11.
6. **MINUTES** of Fire Board 04-12-11
7. **MINUTES** of Public Record Committee 04-13-11.
8. **MINUTES** of Budget Committee 04-15-11.
9. **EMS** Agency Audit year 2010-2011.
10. **MINUTES** of Property Committee 03-29-11.
11. **LETTER** from Jim Hart, Jail Consultant, UT Institute for Public Service dated 01-14-2011.
12. **FACILITIES** Plan Approval re: Collection System Extension in two areas.
13. **ECONOMIC** Development Administration Revolving Loan Fund (359)

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

Motion to adopt as **Passed** upon unanimous 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**: Kathy M. Miller, Jesse Woodrow Myers, Tommy G. Goldston. James c. McCullough, Marie P. Graves, Susan L. Fuller, Lavanna B. Miles, Rachael R. Wampler.

Motion to elect was made by **Commissioner Nelson** with second by **Commissioner Goddard**.

Motion **Passed** upon unanimous voice vote.

HEARING OF DELEGATION:

Sheriff Jack Stockton reported that the jail had passed inspection and had received a very good report.

COUNTY ATTORNEY'S REPORT:

County Attorney Tom McFarland reported that he had attended the annual County Attorney's meeting in Memphis and he had taught a big portion of the seminar.

COUNTY EXECUTIVE'S REPORT:

County Executive Ron Woody discussed the following items:

- News Letter
- Revolving Loan Fund
- EDA Loans
- TVA Property at the Swan Pond area
- Restructuring at Ambulance Service
- State Planning Office being abolished
- In Lieu of Tax Payment

Motion was made by **Commissioner Berry** with second by **Commissioner Ellis** to accept the resignation of **Gloria Wright** as **Roane County Ambulance Director**.

Upon roll call vote, all 15 Commissioners voted to accept the resignation.

SPECIAL ORDERS:

Election/Re-Election of Coroner

Motion to nominate **Carlton Spurling** with his term to expire 5-11-13, was made by **Commissioner Collier**.

Chairman Brummett asked three times for further nominations, he announced the nominating process closed.

Upon roll call vote all 15 commissioners voted for Carlton Spurling.

Discussion and possible appointments of Commission representative the E-911 Board and Roane Alliance Board respectively.

Motion to nominate **Carolyn Granger** to serve on the E-911 Board was made by **Commissioner Johnson**.

Chairman Brummett asked 3 times for further nominations, there being none, he announced the nominating process closed.

Upon roll call vote all 14 commissioners voted for Commissioner Carolyn Granger (with Commissioner Granger abstaining)

Thereupon **Chairman Brummett** announced that **Commissioner Carolyn Granger** was the new representative to the E-911 Board.

Motion to nominate **Commissioner Ray Cantrell** to the Roane Alliance Board was made by **Commissioner Collier**.

Chairman Brummett asked 3 times for further nominations, there being none, the announced the nominating process closed.

Upon roll call vote, all 14 Commissioners voted for Ray Cantrell (with Commissioner Cantrell abstaining)

Thereupon Chairman Brummett announced **Commissioner Ray Cantrell** was the representative to the **Roane Alliance Board**.

OLD BUSINESS: None

NEW BUSINESS:

RESOLUTION # 05-11-01

A RESOLUTION AUTHORIZING ROANE COUNTY TO REFUND TO: THE WINDMILL INN BED & BREAKFAST, PO BOX 11, OLIVER SPRINGS, TN 37840, THE SUM OF \$848.00.

Postponed until the May meeting.

RESOLUTION # 05-11-02

A RESOLUTION AUTHORIZING ROANE COUNTY TO REFUND TO: RICHARD VAN GARDNER, 147 FOOTHILLS ROAD, ROCKWOOD, TN 37854 THE SUM OF \$5.00.

Postponed until the May meeting.

RESOLUTION # 05-11-03

A RESOLUTION TO TRANSFER TO THE RESPECTIVE CITIES FUNDS PREVIOUSLY APPROPRIATED FOR CAPITAL IMPROVEMENTS.

WHEREAS, Roane County Commission approved during the 2010 Budget funds for various cities in Roane County for capital improvements, and

WHEREAS, the cities were required to submit approved projects with invoices to the County in order for reimbursement, and

WHEREAS, the County has established reserves and has appropriated funds for the 2010 and 2011 Budgets, and

WHEREAS, funds still remain as the County begins working on the 2012 Budget, and

WHEREAS, the County desires to transfer the remaining balances directly to the city government for capital projects, and

WHEREAS, the County shall restrict the use of those funds for capital improvement in the respective city governments.

NOW, THEREFORE, BE IT RESOLVED that the Roane County Accounting and Budget Department is hereby directed to transfer remaining balance to the respective cities.

BE IT FUTHER RESOLVED that these funds are restricted for capital improvements.

BE IT FUTHER RESOLVED that a copy of this resolution shall be included with the check remittance.

THE AMOUNT to be distributed are as follows:

Harriman -	\$44,101.93
Kingston -	\$48,446.00
Oliver Springs -	\$35,997.00
Rockwood -	\$107,988.00

Upon Motion of **Commissioner East** 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 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 # 05-11-04

A RESOLUTION AMENDING THE GENERAL FUND (101) IN ORDER TO PROVIDE SUFFICIENT FUNDS TO MAKE EXPENDITURE ADJUSTMENTS DUE TO BETTER ESTIMATES.

WHEREAS, the county has better estimates as to revenues and expenditures, and

WHEREAS, the juvenile court and general sessions judges are going to the cell phone stipend plan, and

WHEREAS, unemployment costs were not budgeted, and

WHEREAS, the county has better estimates as to expenditures, and

WHEREAS, the actuarial percentage for state retirement changed.

NOW, THEREFORE, BE IT RESOLVED that the General Fund (101) be amended as follows:

SEE ATTACHED WORKSHEET

UPON MOTION of **Commissioner Collier**, seconded by **Commissioner Kelley**, 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.

See Attachment

RESOLUTION # 05-11-05

A RESOLUTION amending the Urban Services Fund (111), the Solid Waste Fund (116), the Ambulance Fund (118), the Industrial Development Fund (119), the Recycling Fund (123), and the General Debt Service Fund (151) in order to return Designated for Purpose 1 cash flow money back into the General Fund (101).

WHEREAS, the County used money received from the Department of Energy in the 1980's as cash flow money for various funds, and

WHEREAS, when a new fund was to be started, part of this cash flow money in the General Fund was given to the new fund as start up money, and

WHEREAS, once the new fund is sustainable and has its own cash flow money, the original DOE money can be returned to the General Fund to aid with its cash flow.

NOW, THEREFORE, BE IT RESOLVED that the Urban Services Fund (111), the Solid Waste Fund (116), the Ambulance Fund (118), the Industrial Development Fund (119), the Recycling Fund (123), and the General Debt Service Fund (151) and the General Fund (101) be amended as follows.

SEE ATTACHED WORKSHEET

BE IT FURTHER RESOLVED, that section 14A of Resolution 08-10-01 is hereby changed and requirements suspended.

UPON MOTION of **Commissioner Berry**, 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 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.

See Attachment

RESOLUTION # 05-11-06

A RESOLUTION AMENDING THE URBAN SERVICES FUND (111) TO PROVIDE FOR THE EDUCATIONAL INCENTIVE PAY THROUGH THE STATE OF TENNESSEE.

WHEREAS, the State of Tennessee has an educational incentive program for firefighters, and

WHEREAS, each firefighter is eligible for this \$600 incentive, when they have completed their training, and

WHEREAS, this educational incentive pay will be treated as a salary supplement.

NOW, THEREFORE, BE IT RESOLVED that the Urban Services Fund (111) be amended as follows:

Fund	Account No	Description	Current Bgt	Amend	Amd Bgt
Revenue					
111	46990	EDU Other State Revenues	-	600	600
Expenditures					
111	Fire Prevention and Control				
	54310	199 Other Per Diem and Fees	600	600	1,200
		To provide educational incentive from state			

UPON MOTION of Commissioner Collier seconded by **Commissioner Kelley**, 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 # 05-11-07

A RESOLUTION AMENDING THE URBAN SERVICES FUND (111) AND THE ANIMAL CONTROL FUND (117) IN ORDER TO COMBINE SERVICES THAT OCCUR OUTSIDE ALL CITIES.

WHEREAS, the County provides fire protection and animal control services outside all city limits and under the same tax rate, and

WHEREAS, GASB 54 requires simplification of accounting records and dissolution of extra funds, and

NOW, THEREFORE, BE IT RESOLVED that the Urban Services Fund (111) and the Animal Control Services Fund (117) be amended as follows:

SEE ATTACHED WORKSHEET

UPON MOTION of Commissioner Collier, seconded by Commissioner Berry 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-

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

RESOLUTION # 05-11-08

A RESOLUTION AMENDING THE HIGHWAY FUND (131) TO PROVIDE CELL PHONE STIPENDS FOR EMPLOYEES.

WHEREAS, the county is currently paying a vendor for certain employees to have cell phones, and

WHEREAS, the cell phone bills are burdensome and time consuming to process, and

WHEREAS, it is much more efficient and economical to provide stipends for department use of personal cell phones.

NOW, THEREFORE, BE IT RESOLVED that the Highway Fund (131) be amended as follows:

Fund	Account No		Description	Current Bgt	Amend	Amd Bgt
Expenditure						
			Administration			
131	61000	199	Other Per Diem and Fees	-	300	300
			Highway and Bridge Maintenance			
131	62000	199	Other Per Diem and Fees	-	1,680	1,680
			Operation and Maintenance of Equipment			
131	63100	199	Other Per Diem and Fees	-	180	180
			Traffic Control			
131	63600	199	Other Per Diem and Fees	-	90	90
			Other Charges			
131	65000	307	Communication	13,400	(2,250)	11,150
			Provide for Stipend			

UPON MOTION of **Commissioner Berry**, 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 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 # 05-11-09

A RESOLUTION AMENDING THE WASTEWATER FUND (204) DUE TO BETTER ESTIMATES OF EXPENDITURES.

WHEREAS, the Wastewater Fund has incurred additional overtime cost due to the expansion of services relating to the midtown development, an

WHEREAS, the Wastewater Fund has moved to an Enterprise Fund and now has depreciation expense, and

WHEREAS, the Wastewater Fund now has better estimates as to revenues and expenditures.

NOW, THEREFORE, BE IT RESOLVED that the Roane County Commission does hereby amend the Wastewater Fund (204) as follows:

SEE ATTACHED WORKSHEET

UPON MOTION of **Commissioner Berry** 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.

See Attachment

RESOLUTION # 05-11-10

A RESOLUTION AMENDING THE JUDICIAL DISTRICT DRUG FUND 363 IN ORDER TO PROVIDE SUFFICIENT FUNDS TO MAKE EXPENDITURE ADJUSTMENTS DUE TO BETTER ESTIMATES.

WHEREAS, the county has better estimates as to revenues and expenditures.

NOW, THEREFORE, BE IT RESOLVED that the Judicial District Drug Fund (363) be amended as follows:

Fund Account No	Description	Current Bgt	Amend	Amd Bgt
Expenditure				
363	Drug Enforcement			
	307-			
54150	EQS Communication	2,000	3,000	5,000
	349-			
54150	EQS Printing	500	800	1,300
	355-			
54150	EQS Travel	2,000	2,000	4,000
	425-			
54150	EQS Gasoline	5,000	4,000	9,000
	435-			
54150	EQS Office Supplies	7,000	300	7,300
	718-			
54150	EQS Motor Vehicles	-	7,000	7,000
	351-			
54150	EQS Rentals	6,613	(600)	6,013
54150	425 Gasoline	12,740	2,000	14,740
	Other Supplies &			
54150	499 Materials	500	2,000	2,500
54150	353 Tow-In Services	1,000	(500)	500
54150	307 Communication	6,000	(3,500)	2,500
Fund Balance				
363				-
	39000 EQS Undesignated	24,943	(16,500)	8,443

Upon motion of **Commissioner, Collier**, seconded by **Commissioner Moore**.

The following Commissioners voted Aye-**0**-

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

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

**RESOLUTION # 05-11-11
A RESOLUTION AMENDING HIGHWAY DEPARTMENT FUNDS ALLOWING
NECESSARY TRANSFERS.**

WHEREAS, the Diesel Fuel budget line is depleted and in need of funding through the end of June 2011.

WHEREAS, the Highway Department requests that the amounts shown be transferred.

NOW, THEREFORE, BE IT RESOLVED the Highway Fund be hereby amended as follows:

Account Number	Description	Approved Budget	Amendment	Amended Budget
Highway Fund Expenditures				
131.63100.412	Diesel Fuel	76,000.00	20,000.00	96,000.00
131.62000.404	Hot Mix	1,579,500.00	(20,000.00)	1,559,500.00

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 Berry**, seconded by **Commissioner East**

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.

Motion duly made by **Commissioner Moore** second by **Commissioner Kelly** the May 09, 2011 meeting stood adjourned at 8:00 P.M.

APPROVED:

Chairman James Brummett

Attest:

County Clerk Barbara J. Anthony