

**MINUTES
ROANE COUNTY COMMISSION
REGULAR MEETING
MAY 13, 2013**

**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 13th day of May, 2013 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, Moore, Nelson, Tedder**. (14)

Absent: **Kelley (1) (out of town on business)**

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**, Deputy Clerk **Bobbie Tipton** and Zoning Officer **Kay Christopher**

APPROVE MINUTES OF THE APRIL 8, 2103 MEETING.

MOTION was made by **Commissioner Forrester** with second by **Commissioner Bacon** to approve the minutes of the April 8, 2013, 2012 meeting.

Motion to approve **Passed** upon unanimous voice vote.

ACCEPTANCE OF COMMITTEE REPORTS AND CORRESPONDENCE:

1. Minutes of Environmental Review Board 03-07-13.
2. Minutes of Fire Board 03-12-13.
3. Minutes of Fire Board 04-09-13.
4. Minutes of Board of Zoning Appeals 03-20-13.

5. Minutes of Planning Committee 03-20-13.
6. Minutes of Audit Committee 04-01-13.
7. Minutes of Sheriff's Liaison Committee 04-01-13.
8. Minutes of Budget Committee 04-15-13.
9. Minutes of Budget Committee 04-18-13.
10. Minutes of Public Hearing re: Zoning 05-08-13.
11. Minutes of Joint Workshop School Board & County Commission 4-25-13.
12. Information Only to Commission from Property Assessor David Morgan.
13. Notes from 04-03-13 meeting with TDOT re: Multi-Use Crossing of Highway 70 near RSCC.
14. Quarterly Report from Community Probation Service, LLC
15. Memo to Commissioners re: Appointment of a Second Magistrate, 04-24-13.
16. Letter to Frank Kornegay accepting his resignation from ERB. 04-29-13.
17. Lawsuit re: Roane County vs. Jane Janame McInnis.

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

Commissioner Berry discussed items # 5, 13, 14 and 16.

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

HEARING OF DELEGATION:

Greg Howard introduced himself to the Commission stating that he had served on the Board of Zoning Appeals for many years and would continue to serve if he were re-elected.

COUNTY ATTORNEY'S REPORT:

County Attorney McFarland reported all lawsuits he had been instructed to file had been filed.

COUNTY EXECUTIVE'S REPORT:

- **Ambulance Department/OES Reorganization**
 - Employee Management
 - ◆ Scheduling part-time workers
 - ◆ Managing overtime

- ♦ Maintaining certificates
 - Patient Scheduling (Doctors, Dialysis, etc.)
 - Billing, A/R, Collections
 - Supplies (Right supplies, right quantity, right time)
 - Fleet Management

The main focus of reorganization is insuring Ambulance Operations.

Scott Stout – OES operations is extensive with training and education, so our focus will be insuring management of Ambulance Operations. Scott will become Acting Director. Jack Jinks, Consultant, will become a full-time employee assisting Scott in Ambulance Operations, focusing primarily on employee management.

Brenda Smith – Billing, A/R, Collections

Michael Danner - Supplies

J. T. Human – Fleet Management

Our goal is to continue the improvements that Mr. Rose brought to our Ambulance Operations and continue to evaluate our focuses over the next five to six months.

- **Volkswagen Grant** - We are proud to have received \$1,356,000 of our \$1.5 million state grant for Volkswagen.
- **Annual Household Hazardous Waste Event** - Saturday we had a successful Household Hazardous Waste Day from 9:00 a.m. – 2:00 p.m. at the Recycling Center. Paula Mitchell with TDEC gave us some accolades on our improved facility and organization of the way we handle the hazardous waste and paint.
- **Improvements at Recycling and Center and Solid Waste Activities** – With the help of the Highway Department and primarily their work we

are working through a five (5) phase capital improvement which has improved operations. (Handout attached).

- **Correspondence Item #15** – Appointment of Second Magistrate will be on the June Commission agenda.
- **Roane County Park** – We experienced the loss of a pumping station during the high water on the Watts Bar Reservoir last week and the Public Utility Board had to install a 2-step system over the past two weeks. We have had porta-potties located in the Park.
- **Blair ISO Rating** – Blair Volunteer Fire Department requested ISO rating which OES had sent to the state rating agencies. The request was put into the pipeline, so to speak, and the process started. Once the water pressure was determined not sufficient OES requested a postponement. ISO would not change projects which have been scheduled in their work plan.
- **Roane County Jail** – Sheriff Stockton delivered to me today a letter dated May 10, 2013 from Beth Ashe, Executive Director, State of Tennessee Corrections Institute regarding our annual jail inspection. The letter stated, “The inspection revealed that this facility does not meet all the applicable minimum standards.” A re-inspection is required. Standards not met – Physical Plant – due to overcrowding. The report stated, “Due to the above deficiencies certification cannot be recommended at this time. A re-inspection will be conducted on or before July 2, 2013.” I will file the report for Commission in June.
- **Career Center Operations** – will continue at the current location in Rockwood where we currently have Vocational Rehabilitation, RSCC Adult Education, and Workforce, with 10 employees.

- **2014 Budget** work continues
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- **Working on some dates for:**
 - Property/Solid Waste Committee meeting (end of May)
 - Commission Workshop (June/July)
 - ◆ Property/Solid Waste
 - ◆ Recreation
 - ◆ Budget

- **TVA** - Deferred time to Bert Robinson of TVA to introduce Carol Eimers.
Solid waste/Recycle Center

Phase 1. Approx. one half acre cleared by Highway Department at rear of recycle building. Bank partially rip-rapped and the rest seeded for erosion control. The lot was graveled and is currently being used for recycle storage area, pickup and deliveries, future room for current building expansion and special events, event sample – Household Hazardous Waste Day.

Phase 2. Area across the lot from centers office was cleared by Highway Department, graveled and partially rip-rapped, culverts will be installed and remaining graded area will be seeded for erosion control. This area is currently being used as an employee and visitor parking lot. On completion it will contain a storage building on a concrete pad. On completion the rip-rap will extend beyond the gate to the property line where we will install new mail boxes for our neighbors. The gate and front fence will be replaced with a more functional sliding one piece gate.

Phase 3. Currently on hold pending engineer review. This phase will be the safer routing of traffic to the garbage, metal, construction debris and wood material sites. It will have improved drop-off points with retaining walls; turn around capabilities and safety rails.

Phase 4. Currently on hold pending cost assessment and engineer design. The plan is for an expanded workspace either attached to or separate from the existing building. It would enable us to expand our current recycling operations which we are about to outgrow.

Phase 5. Replacing the current baler with an updated version capable of baling larger loads and self-tying baled loads. Some models also separate loads by materials. The existing baler would be rebuilt and used as a cardboard baler and back-up.

SPECIAL ORDERS:

Appointment of Member and Alternate to the Board of Zoning Appeals due to the expiration of Greg Howard and Lewis Turpin's terms. The current terms will become effective June 1, 2013.

Motion to postpone 30 days was made by **Commissioner Ellis** with second by **Commissioner Moore**.

Motion **Passed** upon unanimous voice vote.

Motion to waive the 12 day-rule and add the Notaries and resolutions # 05-13-09, 05-13-10, 05-13-11 and 05-12-12 to the agenda was made by **Commissioner Collier** with second by **Commissioner Cantrell**.

Motion **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 Deputy Clerk Bobbie Tipton: Allison L. Davis, Rhonda Dishman, Ryan Dorman, Kathleen O'Bannon Highfill, Chassie Johnson, James Douglas Johnson, Madalyne R. Robbins, Ginny L. Ruiz, Penny Ann Thacker and Tammy J. Tuggle.

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

Motion **Passed** upon unanimous voice vote.

ZONING RESOLUTIONS: None

OLD BUSINESS: None

NEW BUSINESS:

Resolution # 05-13-01

A Resolution authorizing Roane County to refund to James and Kathy Mahathy, 113 Fallberry Street, Oak Ridge, TN 37830 the sum of \$337.00.

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

Reason: per SBE appeal for 2011

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
039J	D	008.00	2011	\$1,200.00	\$337.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to James and Kathy Mahathy, 113 Fallberry Street, Oak Ridge TN 37830, the sum of \$337.00.

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

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

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 # 05-13-02

A RESOLUTION recognizing and honoring Y-12's 70th anniversary

WHEREAS, Y-12 celebrates its seventieth (70th) anniversary this year; and

WHEREAS, In 1943, in the midst of the second World War, ground was broken in rural East Tennessee for the first production building at the Y-12 Electromagnetic Separation Plant and its mission was to make enough enriched uranium for a new kind of bomb, an atomic bomb; and

WHEREAS, at its peak, more than 22,000 workers were employed at Y-12 and within thirty months had completed their first mission resulting in the surrender of the Empire of Japan and the end of the most destructive war in human history – World War II; and

WHEREAS, Y-12 played a key part in the production of thermonuclear weapons, helping win the Cold War with 8,000 people working around the clock to produce nuclear weapon secondaries; and

WHEREAS, Y-12's missions have changed over the years making Y-12 a unique national asset in the manufacture, processing and storage of special materials vital to our national security and contributing to the prevention of the spread of weapons of mass destruction as well as leading to innovative advancement in medicine that continue today; and

WHEREAS, Y-12 has become the complex that the nation looks to for support in protecting America's future by applying its state of the art capabilities in: (1) Nuclear technology and materials; (2) Security and consequence management; and (3) Manufacturing and technical services; and

WHEREAS, Y-12's anniversary is indeed worth celebrating as the plant as literally changed the course of our civilization.

NOW, THEREFORE, BE IT RESOLVED, that the Roane County Commission hereby recognizes and honors the Y-12 National Security Complex on its 70th anniversary.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Larry Kelly, Manager, Oak Ridge Office of the Department of Energy.

Motion to adopt was made by **Commissioner Moore**, seconded 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.

Resolution # 05-13-03

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION approving and authorizing the County Executive to execute a Letter of Understanding between The Swanson Company and the Roane County Sheriff's Office

WHEREAS, Roane County Government operates a jail facility; and

WHEREAS, each jail has a commissary where inmates are able to deposit funds to pay for incidentals for use in the jail; and

WHEREAS, the Swanson Company operates an off-site commissary which includes a cashier kiosk allowing individuals to deposit money; and

WHEREAS, the operation of a lobby kiosk would assist the operations of the jail and relieve staff members from having to make transactions,

NOW, THEREFORE, BE IT RESOLVED, that the Roane County Commission hereby approves the attached Letter of Understanding between The Swanson Company and the Roane County Sheriff's Office.

BE IT FURTHER RESOLVED that the Roane County Commission hereby authorizes the County Executive to execute the attached Letter of Understanding between The Swanson Company and the Roane County Sheriff's Office.

UPON MOTION of **Commissioner Johnson**, seconded by **Commissioner Nelson**, the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Moore, Nelson, Tedder (14)**

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 # 05-13-04

A Resolution to amend the General Fund (101) due to better estimates of revenues and expenditures.

WHEREAS, property tax late payments are fewer this year, and

WHEREAS, several fees in lieu of salary are coming in better than forecasted, and

WHEREAS, the sheriff needs additional overtime, several retirees are on the county insurance and other self insured claims are up.

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

SEE ATTACHED SHEET

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

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

No: **-0-**

Passed: **-0-**

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

See attachment

Resolution # 05-13-05

A Resolution to amend the General Fund (101) due to higher expenditures related to the operation of the jail.

WHEREAS, inmate population has exceeded expectations, and

WHEREAS, several expenditure lines are under budgeted, and

WHEREAS, there is substantial expense related to health care, feeding and clothing of inmates.

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

SEE ATTACHED SHEET

Upon motion of **Commissioner Nelson** , seconded by **Commissioner Granger**.

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

No:-**0**- Passed: -**0**-

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

See attachment

Resolution # 05-13-06

A resolution to amend the Ambulance Fund (118) due to better revenue and expenditure estimates.

WHEREAS, TennCare revenue is down compared to prior years, and

WHEREAS, since fewer full time people are being utilized an addition to part-time and overtime expenses have been incurred , and

WHEREAS, the decrease in revenue can be offset by equal reduction of benefit lines.

NOW, THEREFORE, BE IT RESOLVED that the Ambulance Fund (118), be amended as follows:

Fund	Object	Description	current	amend	amend bgt
Revenue					
118	40120	Trustee's Collections-PY	10,000	(1,500)	8,500
	40130	CirClk/ CLK & Master Coll.	4,000	1,500	5,500
	43120-MCAID	Patient Charges Past Due	120,000	(50,000)	70,000
	43130	Collections-Amb	3,000	4,000	7,000
	44170	Misc Refunds	-	7,500	7,500
	49700	Insurance Recovery	14,300	<u>3,500</u>	17,800
				(35,000)	
Expenditures					
118	Ambulance 55130	164 Attendants	754,800	(73,000)	681,800
		169 Part-time Personnel	142,800	21,000	163,800
		187 Overtime Pay	397,800	52,000	449,800
		207 Medical Insurance	219,300	(18,000)	201,300
		Unemployment			
		210 Compensation	15,000	(12,000)	3,000
		Vehicle & Equip			
		511 Insurance	15,800	<u>(5,000)</u>	10,800
				(35,000)	

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, Moore, Nelson, Tedder (14)**

No:-**0-**

Passed: **-0-**

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

Resolution # 05-13-07

A RESOLUTION to amend the Highway Fund (131) in order to make revenue and expenditure adjustments due to better estimates.

Motion to adopt was made by **Commissioner Collier** with second by **Commissioner Tedder**. **Motion** to amend by creating two lines, as described by Kaley Walker, Director of Budget was made by **Commissioner Collier** with second by **Commissioner Ellis**.

Upon roll call vote to adopt the amendment the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Granger, Johnson, Moore, Tedder (13)**

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

Thereupon the Chairman announced that the amendment **Passed**.

Resolution # 05-13-07 As Amended

A RESOLUTION to amend the Highway Fund (131) in order to make revenue and expenditure adjustments due to better estimates.

WHEREAS, the highway department sold an excess of materials and equipment, and

WHEREAS, the highway department recovered damages from an individual, and

WHEREAS, the highway department received revenue for contracted services, and

WHEREAS, salary budgets need adjustment due to attrition and associated costs for pay out of accumulated leave, and

WHEREAS, expenditure budgets need adjustment.

NOW, THEREFORE, BE IT RESOLVED that the Roane County Commission does hereby amend the Highway Fund (131) as follows:

SEE ATTACHED SHEET

UPON MOTION of **Commissioner Collier** seconded by **Commissioner Tedder**.

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Moore, Tedder (13)**

The following Commissioners passed **-0-**

The following Commissioners voted No **Nelson (1)**

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 # 05-13-08

A Resolution authorizing the County Executive to enter into negotiations to purchase property at 226 E. Cumberland Street, Kingston, TN.

THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

WHEREAS, the owners of the property located at 226 E Cumberland Street, Kingston Tennessee have indicated their interest in selling the property to Roane County; and

WHEREAS, said property is in close proximity to the new Roane County Jail and could be used by the county for additional parking; and

WHEREAS, the County Executive has been authorized to negotiate with the owner a combined value of price and/or eligible IRS Schedule A contribution.

WHEREAS, funds have been budgeted within the county capital projects plan for land acquisition; and

WHEREAS, the Property Committee has previously looked at the Capital Projects Plan for the upcoming fiscal years and no objections have been made to reasonable acquisitions;

NOW, THEREFORE, BE IT RESOLVED that the Roane County Commission does hereby authorize the County Executive to enter into negotiations to purchase the above described property located at 226 E Cumberland Street, Kingston TN (Map 058G Group E Parcel 010.00).

BE IT FUTHER RESOLVED that the Roane County Commission does hereby authorize the County Executive to execute such documents pertaining to the purchase of said above described property.

UPON MOTION of **Commissioner Collier**, seconded by **Commissioner Moore**, the following Commissioners voted Aye: **Bacon, Brummett, Cantrell, Collier, East, Forrester, Goddard, Granger, Johnson, Nelson, (10)**

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

The following Commissioners voted No: **Berry, Ellis, Moore, Tedder (4)**

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

Resolution # 05-13-09 (Waive the 12-day rule)

A Resolution authorizing the abandonment of Lakeshore Drive and removal from the approved road list.

A RESOLUTION authorizing the county attorney to file a lawsuit regarding overgrown vegetation/accumulated debris on property of Cheryl S. Lamoureux, by violating Roane County Zoning Regulations, Resolution #2709, for continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Map 57, Parcel 86.00.

WHEREAS, Roane County, Tennessee adopted regional zoning by adoption of Resolution #2109 on May 4, 1990.

WHEREAS, After the adoption of a regional plan, Roane County Zoning Regulations provides that conditions of overgrown vegetation/accumulated debris such as to endanger the health, safety, and welfare of other citizens, or encourage the infestation of rats and other harmful animals must be abated.

WHEREAS, Cheryl S. Lamoureux has violated Resolution #2709, by continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Map 57, Parcel 86.00.

WHEREAS, the Roane County Planning Commission recommends that the County Attorney be authorized to file a lawsuit to determine whether Cheryl S. Lamoureux, by allowing overgrown vegetation/accumulated debris on property identified as Map 57, Parcel 86.00 and having generated complaints by neighboring property owners, is subject to Roane County Zoning Regulations, Resolution #2709, and if she 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 Cheryl S. Lamoureux, by continually allowing overgrown vegetation/accumulated debris on property designated as Map 57, Parcel 86.00 is subject to Roane County Zoning Regulations, Resolution #2709, and if she is, petitioning the court to enforce the same by granting injunctive and other relief.

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

The following commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Moore, Nelson (11)**

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

The following commissioners voted No: **Moore, Tedder (2)**

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

Resolution # 05-13-10 (Waive the 12-day rule)

A Resolution authorizing the abandonment of a portion of Old Midtown Highway and removal from the approved road list.

COMMISSION FOR ROANE COUNTY, TENNESSEE

WHEREAS, Old Midtown Highway, located in the First Civil District, approximately 0.5 mile in distance, is a county maintained road; and

WHEREAS, the owner of the properties of a portion of Old Midtown Highway Lane have requested that this county road from Sycamore Drive to Vicki Lane, approximately 240 feet, be reverted to a private road and abandoned by the county; and

WHEREAS, in accordance with Tennessee Code Annotated 54-10-216, notice has been published in a newspaper of general circulation in the county, and Planning Commission recommends the abandonment of a portion of Old Midtown Highway; and

WHEREAS, Roane County must abandon all interest in a portion of Old Midtown Highway to remove it from the approved road list; and

NOW, THEREFORE, BE IT RESOLVED, the Road Committee recommends Roane County abandons any and all interest in a portion of Old Midtown Highway, from Sycamore Drive to Vicki Lane, approximately 240 feet, as shown on the attached map and removes it from the approved road list.

BE IT FURTHER RESOLVED, that after adoption of this resolution, the Road Committee recommends that a copy be sent to the Director of E-911 as notification of road changes.

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

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

UPON MOTION of **Commissioner Collier** seconded by **Commissioner Tedder** the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Moore, Nelson, Tedder (14)**

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

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

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

Resolution # 05-13-11

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing the abandonment of Farr Lane and removal from the approved road list.

WHEREAS, Farr Lane, located in the First Civil District, approximately 0.2 mile in distance is a county maintained road; and

WHEREAS, the owner of the properties of Farr Lane have requested that this county road be reverted to a private road and abandoned by the county; and

WHEREAS, in accordance with Tennessee Code Annotated 54-10-216, notice has been published in a newspaper of general circulation in the county and Planning Commission recommends the abandonment of Farr Lane;and

WHEREAS, RoaneCounty must abandon all interest in Farr Laneto remove it from the approved road list; and

NOW, THEREFORE, BE IT RESOLVED, the Road Committee recommends Roane County abandons any and all interest in Farr Laneand removes it from the approved road list.

BE IT FURTHER RESOLVED, that after adoption of this resolution, the Road Committee recommends that a copy be sent to the Director of E-911as notification of road changes.

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

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

UPON MOTION of **Commissioner Ellis**-- seconded by **Commissioner Johnson**, the following commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Moore, Nelson, Tedder (14)**

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.

**Resolution # 05-13-12 (Waive the 12-day rule)
A Resolution agreeing to extinguish Easement No. 20, and
authorizing the County Executive to sign the Extinguishment of
Easement.**

WHEREAS, by deed dated January 9, 1979 and recorded in Deed Book Y, Series 14, Page 333, in the Register's Office for Roane County, Tennessee, the County acquired title to a certain parcel of land, which land was burdened by several easements described in said deed; and

WHEREAS, Easement No. 20 in said deed is a 60-foot wide drainage and utility easement, which easement is more particularly described in said deed; and

WHEREAS, the Industrial Board has agreed to extinguish Easement No. 20;

WHEREAS, the Roane County Attorney, in a letter dated May 9, 2013, a copy of which is attached hereto, recommends that the Roane County Commission extinguish Easement No. 20;

NOW, THEREFORE, BE IT RESOLVED, that the Roane County Commission hereby agrees to extinguish Easement No. 20; and

BE IT FURTHER RESOLVED that the Roane County Commission hereby authorizes the County Executive to execute an "Extinguishment of Easement", a copy of which is attached hereto.

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

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

UPON MOTION of **Commissioner Forrester**, seconded by **Commissioner Goddard**, the following commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Moore, Nelson, Tedder (14)**

The following Commissioner 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, Commissioner** second
by **Commissioner Collier**, the May 13, 2013 meeting stood
adjourned at 9:25 P.M.

APPROVED:

Chairman James Brummett

Attest:

County Clerk Barbara J. Anthony