

**MINUTES
ROANE COUNTY COMMISSION
REGULAR MEETING
JULY 08, 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 8TH day of July, 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, East, Ellis, Forrester, Goddard, Granger, Johnson, Moore, Nelson, Tedder. (13)**

Absent: **Collier (out of town on family vacation) Kelley (out of town on business) (2)**

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 Building & Codes Inspector **Glenn Coffey**.

APPROVE MINUTES OF THE JUNE 10, 2013 MEETING.

MOTION was made by **Commissioner Ellis** with second by **Commissioner Moore** to approve the minutes of the June 10, 2013 meeting.

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

ACCEPTANCE OF COMMITTEE REPORTS AND CORRESPONDENCE:

- 1. Minutes** of Public Hearing and Budget Committee 06-24-13.
- 2. Minutes** of Budget Workshop 06-12-13.
- 3. Minutes** of Budget Committee for 06-17-13.
- 4. Minutes** of Budget Committee for 06-11-13.
- 5. Minutes** of Back Tax Committee for 06-25-13.
- 6. Minutes** of Industrial Liaison Committee for 06-18-13.

7. **Minutes** of Tourism Committee for 06-13-13.
8. **Minutes** of Fire Board for 06-11-13.
9. **Minutes** of Sheriff's Liaison Committee for 06-03-13.
10. **Minutes** of Industrial Liaison Committee for 05-15-13.
11. **Minutes** of Planning Commission for 05-01-13.
12. **Minutes** of Beer Board for 06-11-13.
13. **Letter** dated 06-17-13 from Jim Campbell, President ETEC Regarding ORNL.
14. **Letter** dated 06-11-13 from William A. Newcomb regarding Traffic congestion in the Caney Ford area.
15. **Letter** dated 06-11-13 from Leslie Henderson regarding PILOT Compliance Monitoring Report- Toho Tenax America.
16. **Letter** dated 06-03-13 from Tennessee Department of Veterans Affairs regarding Veterans' Service Officers.
17. **Letter** dated 05-31,2013 from Roberta L. Dennis regarding Pioneer Village Subdivision Roads.
18. **Letter** dated 05-24-13 from Tennessee Treasury Department regarding the State of Tennessee Deferred Compensation Plan.
19. **Letter** dated 05-24-13 from Paula Mitchell of the Tennessee Department of Environment and Conservation regarding Roane County's Household Hazardous Waste Collection Event.
20. **2010** County Official's Compensation Survey.

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

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 Deputy County Clerk **Bobbie Tipton**: Cynthia L. Armes, Mary R. Bunch, Jeremy C. Chesser, Carolyn M. Cunningham, Sandra Galloway, M.J. Galloway, Carissa Brooke Huskins, Melissa K Payne, Iris Santana, Melanie Townsend, Jayme A. West.

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

Motion **Passed** upon unanimous voice vote.

HEARING OF DELEGATION:

- Roberta Dennis spoke regarding the bad condition of the roads in Pioneer Village.
- The following persons spoke in favor of a property tax increase: Mark Banker, Wade McCullough, Tim Thiess, Sheila Sitzler and Jason Belcer.

Summer Hammock opposed the tax increase.

Radio Station host Gary Johnson invited the public to call in to the station & express opinion on how to resolve the Issues as a community.

COUNTY ATTORNEY'S REPORT:

County Attorney Tom McFarland reported that most of the county cases had been set for August or October.

COUNTY EXECUTIVE'S REPORT:

Sheila Lemons, my Administrative Assistant will be retiring July 19, 2013. We will be having a retirement reception on the 19th from 1:00 – 3:00 p.m.

- **Correspondence #7** – Questions about Riley Creek collecting hotel/motel tax. Was not recorded in the minutes but the answer is YES. We collect both hotel/motel tax and sales tax.
- **Correspondence #13** – Notes that the UT Battelle contract for operations of Oak Ridge National Lab is up for bid/negotiations. Our thoughts are that UT-Battelle's contract will be extended; however, until the new contract is awarded there will be a time of concern of employment and new activities at the facilities
- **Correspondence #14** – The Road Committee should place this on their next agenda
- **Correspondence #15** – Reflects the payment-in-lieu-of-taxes monitoring report for Toho Tenax

- **Road Superintendent Ferguson, Tony Brown, Chris Mason, Becky Ruppe, myself and a few others** met with our ETDD TDOT rural planning liaison Don Brown to review and continue planning and prioritizing road projects in Roane County. Here is a run-down of a couple of the items which have been discussed:
 - Extension of Highway 70 (4-lane) in front of the EXPO Center has a large animal crossing in the plans.
 - Extension of Highway 70 (4-lane) has been prioritized from Midtown to Roane County Park section.
 - Review is underway for a turn lane in Midtown at the Hospital entrance/exit.
 - Replacement of Caney Ford Bridge.
 - Work is to start in the next months on 2nd exit lane at I-40 west at Midtown
 - Study is being conducted on the closed Airport Road
- Distribution of County Commissioner's CTAS reference material

SPECIAL ORDERS:

1. Confirmation of the reappointment of Jeff Parkison and Paul Hester to the County Board of Public Utilities due to the expiration of terms. The new terms will expire 06-30-16.

Motion to confirm was made by Commissioner Moore with second by Commissioner Granger.

Motion Passed upon unanimous voice vote.

2. Confirmation of the appointment of John Hixon, student at Midway High School to the Environment Review Board.
(Introduction letter attached)

Motion to confirm was made by Commissioner Cantrell with second by Commissioner Granger.

Motion Passed upon unanimous voice vote.

3. Confirmation of the appointment of David Martin to the Roane County Environmental Board to fill a vacancy caused by the expiration of Gail Okulczyk's term. The term will expire 07-30-16.

Motion to confirm was made by Commissioner Granger with second by Commissioner Berry.

Motion Passed upon unanimous voice vote.

4. Confirmation of the appointment of a member to the Roane County Environmental Review Board to fill the vacancy caused by the expiration of Brian Niekerk's term. The new term will expire 07-30-16.

Withdrawn without objection

5. Confirmation of the appointment of a member to the Environmental Review Board to replace Frank Kornegay who Resigned in April 2013. The term will expire 07-30-15.

Withdrawn without objection.

ZONING RESOLUTIONS:

OLD BUSINESS:

Resolution # 03-13-08

A Resolution authorizing the county attorney to file a lawsuit regarding an unsafe building on property designated as Map 104, Parcel 31.01.

Withdrawn without objection.

NEW BUSINESS :

RESOLUTION # 07-13-01

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A **RESOLUTION** authorizing **ROANE COUNTY** to refund to: James N and Erica R Manos, 112 River View Lane, Kingston TN 37763, the sum of \$724.00.

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

Reason: SBE appeal for 2010 and 2011

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
087C	C	004.00	2010	\$2,885.00	\$648.00
087C	C	004.00	2011	\$3,003.00	\$ 76.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to James N and Erica R Manos, 112 River View Lane, Kingston TN 37763, the sum of \$724.00.

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

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

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 # 07-13-02

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing **ROANE COUNTY** to refund to: Anthony P. Cappiello Jr. 110 S. Illinois Avenue, Oak Ridge, TN 37830, the sum of \$1,164.00.

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

Reason: SBE appeal

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
054:	E	006.00	2010	\$2,936.00	\$1,164.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Anthony P. Cappiello Jr. 110 S. Illinois Avenue, Oak Ridge, TN 37830 the sum of \$1,164.00.

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

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

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 # 07-13-03

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE. A RESOLUTION authorizing **ROANE COUNTY** to refund to: Michael V and Jacqueline Wrobel, 4 Bovensiepen Court, Roseland, NJ 70768, the sum of \$325.00.

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

Reason: SBE appeal

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
039B	D	005.00	2011	\$542.00	\$325.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Michael V and Jacqueline Wrobel, 4 Bovensiepen Court, Roseland, NJ 70768, the sum of \$325.00.

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

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

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 # 07-13-04

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A **RESOLUTION** authorizing **ROANE COUNTY** to refund to: Oak Ridge Lodging LLC %Defalco Real Estate, 1601 Northwest 13th Street, Boca Raton FL 33486, the sum of \$15,337.00.

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

Reason: SBE appeal

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
			See Attached List for 2010, 2011, and 2012		\$15,337.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Oak Ridge Lodging LLC, %Defalco Real Estate, 1601 Northwest 13th Street, Boca Raton FL 33486 the sum of \$15,337.00

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

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

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 # 07-13-05

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A **RESOLUTION** authorizing **ROANE COUNTY** to refund to: Aaron and Alfreda Steele, 254 Serenity Drive, Harriman TN 37748, the sum of \$1,090.00.

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

Reason: SBE appeal

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
066O	A	012.00	2011	\$3,858.00	\$545.00
066O	A	012.00	2012	\$3,858.00	\$545.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Aaron and Alfreda Steele, 254 Serenity Drive, Harriman TN 37748 the sum of \$1,090.00.

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

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

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 # 07-13-06

N THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

RESOLUTION authorizing **ROANE COUNTY** to refund to: Zolleren Investment Corporation, 5250 Virginia Way Ste 100, Brentwood TN 37027 the sum of \$87.00.

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

Reason: SBE appeal

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
046D	B	007.01	2012	\$9,059.00	\$87.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Zolleren Investment Corporation, 5250 Virginia Way, Ste 100, Brentwood TN 37027 the sum of \$87.00.

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

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

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 #07-13-07

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A **RESOLUTION** authorizing **ROANE COUNTY** to refund to: Alexander and Mary Beth Romanowsky, 149 Jessica Lane, Clinton TN 37716, the sum of \$207.00

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

Reason: SBE appeal

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
039G	A	004.00	2011	\$345.00	\$207.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Alexander and Mary Beth Romanowsky, 149 Jessica Lane, Clinton TN 37716, the sum of \$207.00.

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

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

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 # 07-13-08

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing **ROANE COUNTY** to refund to: Benchmark Rockwood Village, 4053 Maple Road, Amherst, NY 14226, the sum of \$3,453.00.

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

Reason: SBE appeal

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
054		015.02	2012	\$30,495.00	\$3,453.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Benchmark Rockwood Village, 4053 Maple Road, Amherst NY 14226 the sum of \$3,453.00.

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

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

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 # 07-13-09

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION confirming the appointment of Scott Stout, Acting EMS Director, to the E-911 Board to fill a vacancy caused by the resignation of Howie Rose

WHEREAS, the Roane County E-911 Board is comprised of the following members: Roane County Sheriff, Commission representative, EMS Director, Fire Board representative, a representative of the City of Harriman, a representative of the City of Kingston, a representative of the Town of Oliver Springs, a representative of the City of Rockwood, and a representative of the rural portion of the county; and

WHEREAS, Howie Rose resigned as the EMS Director effective May 6, 2013; and

WHEREAS, Scott Stout was named Acting EMS Director effective May 6, 2013; and

WHEREAS, in his capacity as Acting EMS Director, Scott Stout should be appointed to replace Howie Rose on the E-911 Board,

NOW, THEREFORE, BE IT RESOLVED, that the Roane County Commission hereby confirms the appointment of Acting EMS Director Scott Stout to fill the vacancy caused by the resignation of Howie Rose as EMS Director.

Motion to adopt was made by **Commissioner Tedder** with second by **Commissioner Moore**.

Motion **Passed** 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 # 07-13-10

A RESOLUTION to accept donations of cash, materials, and/or supplies, etc. to various Roane County Government departments to aid in the operation of the departments

WHEREAS, on occasion, donations of cash, materials, and/or supplies are made to various departments of Roane County Government such as the Animal Shelter, Parks and Recreation, Ambulance Departments, Solid Waste and other departments; and

WHEREAS, these donations are beneficial to the use of the departments, and

WHEREAS, Roane County desires to accept the donations and apply them to the designated department(s) as they are received, and

NOW, THEREFORE BE IT RESOLVED that the Roane County Commission supports the receipt of donations of cash, materials, and/or supplies and hereby agrees to receive said donations and apply any cash donations as they are donated to the designated department's budget.

Upon a motion by **Commissioner Cantrell**, seconded by **Commissioner Goddard**, the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, East, Ellis, Forrester, Goddard, Granger, Johnson, Moore, Nelson, Tedder (13)**

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

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

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

RESOLUTION NO. 07-13 11

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing the county attorney to file a lawsuit regarding overgrown vegetation/accumulated debris on property of Lynn & Ruthie Smith by violating Roane County Zoning Regulations, Resolution #2709, for continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Map 82, Parcel 29.04.

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, Lynn & Ruthie Smith has violated Resolution #2709, by continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Map 82, Parcel 29.04.

WHEREAS, the Roane County Planning Commission recommends that the County Attorney be authorized to file a lawsuit to determine whether Lynn & Ruthie Smith, by allowing overgrown vegetation/accumulated debris on property identified as Map 82, Parcel 29.04 and has generated complaints by neighboring property owners, are subject to Roane County Zoning Regulations, Resolution #2709, and if they are, 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 Lynn & Ruthie Smith, by continually allowing overgrown vegetation/accumulated debris on property designated as Map 82, Parcel 29.04 are subject to Roane County Zoning Regulations, Resolution #2709, and if they are, 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, East, Forrester, Goddard, Granger, Johnson, Nelson, Tedder (11)**

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

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

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

RESOLUTION NO. 07-13 12

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing the county attorney to file a lawsuit regarding overgrown vegetation/accumulated debris on property of Daisy Lyles by violating Roane County Zoning Regulations, Resolution #2709, for continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Map 18I, Group A, Parcel 1.00.

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, Daisy Lyles has violated Resolution #2709, by continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Map 18I, Group A, Parcel 1.00.

WHEREAS, the Roane County Planning Commission recommends that the County Attorney be authorized to file a lawsuit to determine whether Daisy Lyles, by allowing overgrown vegetation/accumulated debris on property identified as Map 18I, Group A, Parcel 1.00 and has 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 Daisy Lyles, by continually allowing overgrown vegetation/accumulated debris on property designated as Map 18I, Group A, Parcel 1.00 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 Goddard**, seconded by **Commissioner Forrester** the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, East, Forrester, Goddard, Granger, Johnson, Nelson (10)**

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

The following commissioners voted No: **Ellis, Moore, Tedder (3)**

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

RESOLUTION NO. 07-13-13

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing the county attorney to file a lawsuit regarding overgrown vegetation/accumulated debris on property of Michael Powers by violating Roane County Zoning Regulations, Resolution #2709, for continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Map 46J, Group A, Parcel 12.00.

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, Michael Powers has violated Resolution #2709, by continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Map 46J, Group A, Parcel 12.00.

WHEREAS, the Roane County Planning Commission recommends that the County Attorney be authorized to file a lawsuit to determine whether Michael Powers, by allowing overgrown vegetation/accumulated debris on property identified as Map 46J, Group A, Parcel 12.00 and has generated complaints by neighboring property owners, is subject to Roane County Zoning Regulations, Resolution #2709, 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 Michael Powers, by continually allowing overgrown vegetation/accumulated debris on property designated as Map 46J, Group A, Parcel 12.00 is subject to Roane County Zoning Regulations, Resolution #2709, 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 Johnson**.

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

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

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

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

RESOLUTION NO. 07-13-14

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing the county attorney to file a lawsuit regarding overgrown vegetation/accumulated debris on property of Esther Soard/Ester Bacon by violating Roane County Zoning Regulations, Resolution #2709, for continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Map 88, Parcel 9.00.

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, Esther Soard/Ester Bacon has violated Resolution #2709, by continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Map 88, Parcel 9.00.

WHEREAS, the Roane County Planning Commission recommends that the County Attorney be authorized to file a lawsuit to determine whether Esther Soard/Ester Bacon by allowing overgrown vegetation/accumulated debris on property identified as Map 88, Parcel 9.00 and has 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 Esther Soard/Ester Bacon, by continually allowing overgrown vegetation/accumulated debris on property designated as Map 88, Parcel 9.00 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 Goddard** seconded by **Commissioner Johnson**.

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

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

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

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

RESOLUTION NO. 07-13-15

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing the county attorney to file a lawsuit asking the court to declare whether, Etha Marie, Larry & Tammy Edgin by operating a junkyard and/or outdoor storage/salvage operation on property designated as Tax Map 100D, Group B, Parcels 23.00, & 23.01 are subject to Roane County Zoning Regulations, and if they are, partitioning the court to enforce the same by granting injunctive and other relief.

WHEREAS, Roane County, Tennessee adopted regional zoning by adoption of Resolution #2101 on May 4, 1990.

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

WHEREAS, Etha Marie, Larry & Tammy Edgin, having failed to comply with Roane County Zoning Regulations by operating a junkyard-outdoor storage/savage operation in a Developing Agricultural District on property designated as Map 100D, Group B, Parcels 23.00, & 23.01 are subject to Roane County Zoning Regulations, and if they are, 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 Etha Marie, Larry & Tammy Edgin are operating a junkyard-outdoor storage/savage operation on property designated as Map 100D, Group B, Parcels 23.00, & 23.01 are subject to Roane County Zoning Regulations, and if they are, petitioning the court to enforce the same by granting injunctive and other relief.

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

The following commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, East, Forrester, Goddard, Granger, Johnson, Moore, Nelson, Tedder (12)**

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

The following commissioners voted No: **Ellis (1)**

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

RESOLUTION # 07-13-16

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to extend Roane County's property tax incentive program for six (6) months in order to review the current operation's efficiency and effectiveness and to coordinate the expiration date with the City of Oak Ridge's program.

WHEREAS, Roane County and the City of Oak Ridge jointly adopted a comprehensive property tax incentive program geared toward industrial recruitment in 2004, and;

WHEREAS, that existing program was updated and extended by the participating counties of Roane and Anderson and the City of Oak Ridge in the fall of 2007 for another three years, and, in 2010 was again updated in Roane County for three years to include a targeted retail component to mirror that of Anderson Counties and Oak Ridge, and;

WHEREAS, the PILOT program that presently is in effect in Roane County will sunset on July 14, 2013 unless it is extended by the Roane County Commission, and;

WHEREAS, the Industrial Liaison Committee recommends that the current program be extended for six (6) months in order to review its efficiency and effectiveness;

NOW, THEREFORE, BE IT RESOLVED that the Roane County Commission does hereby extend Roane County's property tax incentive program for six (6) months in order to review its efficiency and effectiveness.

UPON MOTION of Commissioner Forrester, seconded by **Commissioner Berry**, the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, East, Ellis, Forrester, Goddard, Granger, Johnson, Moore, Nelson, Tedder (13)**

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 # 07-13-17

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION making appropriations for various funds, departments, institutions, offices and agencies of Roane County, Tennessee for the fiscal year beginning July 1, 2013 and ending June 30, 2014.

SECTION 1. BE IT RESOLVED by the County Commission of Roane County, Tennessee, assembled on this 8th day of July, 2013 that the amounts hereafter set out are hereby appropriated for the purpose of meeting the expenditures of the various Funds, Departments, Capital Outlay, and for meeting the payments of principal and interest on the County's debt maturing during the Fiscal Year beginning July 1, 2013 and ending June 30, 2014 according to the following schedule.

	FY 13	FY 14	Variance
<u>101-COUNTY GENERAL FUND</u>			
<u>General Government</u>			
County Commission	141,205	138,237	(2,968)
Board of Equalization	15,360	14,826	(534)
Beer Board	5,576	5,690	114
Budget and Finance Committee	12,244	12,315	71
Other Boards and Committees	46,635	41,230	(5,405)
County Executive	257,107	265,405	8,298
County Attorney	120,223	122,731	2,508
Election Commission	441,178	322,934	(118,244)
Register of Deeds	305,407	305,753	346
Planning & Zoning	87,489	94,581	7,092
Code Enforcement	243,834	251,185	7,351
County Buildings	459,501	473,236	13,735
Other General Administration	28,650	34,350	5,700
Preservation of Records	106,346	106,035	(311)
Risk Management	<u>55,969</u>	<u>505,342</u>	<u>449,373</u>
Total General Government	<u>2,326,724</u>	<u>2,693,850</u>	<u>367,126</u>

Finance

Accounting and Budgeting	452,659	450,976	(1,683)
Purchasing	168,256	180,042	11,786
Property Assessor's Office	550,949	581,164	30,215
Reappraisal Program	227,472	227,003	(469)
County Trustee's Office	273,052	281,052	8,000
County Clerk's Office	<u>574,408</u>	<u>578,376</u>	<u>3,968</u>
Total Finance	<u>2,246,796</u>	<u>2,298,613</u>	<u>51,817</u>

Administration of Justice

Circuit Court	197,009	195,699	(1,310)
General Sessions Court	489,281	497,235	7,954
General Sessions Judge	553,350	585,895	32,545
Chancery Court	294,295	300,521	6,226
Juvenile Court	747,431	401,114	(346,317)
Other Administration of Justice	<u>23,425</u>	<u>23,500</u>	<u>75</u>
Total Administration of Justice	<u>2,304,791</u>	<u>2,003,964</u>	<u>(300,827)</u>

Public Safety

Sheriff Department	3,159,021	3,501,755	342,734
Jail	2,828,036	2,812,428	(15,608)
Civil Defense	470,361	467,317	(3,044)
Rescue Squad	35,000	35,000	-
County Coroner	<u>44,400</u>	<u>44,400</u>	<u>-</u>
Total Public Safety	<u>6,536,818</u>	<u>6,860,900</u>	<u>324,082</u>

Public Health and Welfare

Local Health Center	176,224	176,064	(160)
Animal Control (Animal Control OH)	148,000	100,000	(48,000)
	2,780	2,780	-
Other Local Health Services	494,700	580,475	85,775
State Health Department	52,781	52,781	-
Other Local Health & Welfare	<u>90,070</u>	<u>100,070</u>	<u>10,000</u>
Total Public Health & Welfare	<u>964,555</u>	<u>1,012,170</u>	<u>47,615</u>

**Social, Cultural and
Recreational Services**

Libraries	16,300	16,300	-
Parks and Fair Boards	<u>326,445</u>	<u>298,672</u>	(27,773)
Total Social, Cultural & Recreational	<u>342,745</u>	<u>314,972</u>	<u>(27,773)</u>

**Agricultural and Natural
Resources**

Agricultural Ext. Service	93,807	86,107	(7,700)
Soil Conservation	<u>56,367</u>	<u>56,322</u>	<u>(45)</u>
Total Agricultural & Natural Resources	<u>150,174</u>	<u>142,429</u>	<u>(7,745)</u>

Other General Government

Industrial Development	663,350	603,850	(59,500)
Veteran's Services	4,000	4,000	-
Employee Benefits	165,340	49,000	(116,340)
Miscellaneous	<u>783,896</u>	<u>416,050</u>	<u>(367,846)</u>
Total Other General Government	<u>1,616,586</u>	<u>1,072,900</u>	<u>(543,686)</u>

Litter and Trash Collection

Total Litter & Trash Collection	<u>58,000</u>	=	<u>(58,000)</u>
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Transfers

Total Transfers (400K is for 171-CHJ)	<u>441,418</u>	<u>314,000</u>	<u>(127,418)</u>
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Total County General Fund	<u>16,988,607</u>	<u>16,713,798</u>	<u>(274,809)</u>
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SPECIAL REVENUE FUNDS**116-SOLID WASTE/SANITATION FUND**

Total Sanitation Fund	<u>1,184,892</u>	<u>1,200,748</u>	<u>15,856</u>
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118-AMBULANCE SERVICE FUND

Total Ambulance Service Fund	<u>2,993,539</u>	<u>3,032,548</u>	<u>39,009</u>
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121-FIRE & ANIMAL CONTROL FUND

Fire Prevention	513,832	513,605	(227)
Animal Control	<u>287,911</u>	<u>321,343</u>	<u>33,432</u>

Total Fire & Animal Control Fund	<u>801,743</u>	<u>834,948</u>	<u>33,205</u>
<u>122-SHERIFF'S DRUG FUND</u>			
Total Sheriff's Drug Fund	<u>93,421</u>	<u>101,921</u>	<u>8,500</u>
<u>123-RECYCLING FUND</u>			
Total Recycling Fund	<u>965,850</u>	<u>763,641</u>	<u>(202,209)</u>
<u>131-COUNTY ROAD FUND</u>			
Administration	323,165	316,653	(6,512)
Highway & Bridge Maintenance	1,804,280	2,043,412	239,132
Operation & Maintenance of Equipment	631,098	664,619	33,521
Traffic Signs	58,613	60,000	1,387
Litter and Trash Collection	-	49,400	49,400
Other Charges	195,700	202,950	7,250
Employee Benefits	58,410	58,410	-
Capital Outlay	138,000	100,000	(38,000)
Operating Transfers	<u>730,894</u>	<u>128,894</u>	<u>(602,000)</u>
Total Highway Fund	<u>3,940,160</u>	<u>3,624,338</u>	<u>(315,822)</u>
<u>141-GENERAL PURPOSE SCHOOL FUND</u>			
Regular Instruction Program	27,046,759		
Alternative Schools	240,540		
Special Education Program	4,724,516		
Vocational Education Program	1,556,454		
Attendance	108,229		
Health Services	636,719		
Other Student Support	1,791,849		
Instructional Support	2,533,586		

Alternative Schools Support	125,895		
Special Education Support	876,125		
Vocational Education Support	83,669		
Board of Education	921,377		
Office of Superintendent	310,202		
Office of Principal	4,067,155		
Fiscal Services	317,305		
Human Services/Personnel	23,866		
Operation of Plant	4,138,281		
Maintenance of Plant	1,092,375		
Transportation	197,056		
Community Services	730,261		
Early Childhood Education	662,712		
Capital Outlay	60,000		
Education Debt	100,000		
Transfers to Other Funds	<u>170,000</u>		
Total General Purpose School (Bottom Line Set)	<u>52,514,931</u>	<u>51,821,510</u>	<u>(693,421)</u>

142-SCHOOL FEDERAL PROJECTS FUND

Total School Federal Projects	<u>5,591,311</u>	<u>4,936,095</u>	<u>(655,216)</u>
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143-SCHOOL CAFETERIA FUND

Total School Cafeteria Fund	<u>4,066,737</u>	<u>3,972,000</u>	<u>(94,737)</u>
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144-TRANSPORTATION FUND

Total Transportation Fund	<u>2,664,786</u>	<u>2,877,500</u>	<u>212,714</u>
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146-EXTENDED SCHOOL PROGRAM

Total Extended School Program	<u>253,983</u>	<u>237,500</u>	<u>(16,483)</u>
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DEBT SERVICE FUNDS

151-GENERAL DEBT SERVICE FUND

Principal on Debt	1,754,650	1,835,141	80,491
Interest on Debt	1,383,934	1,336,433	(47,501)
Other Debt Service	25,681	25,681	-

Fixed Charges	<u>98,000</u>	<u>75,000</u>	<u>(23,000)</u>
Total General Debt Service Fund	<u>3,262,265</u>	<u>3,272,255</u>	<u>9,990</u>
<u>152-RURAL DEBT SERVICE</u>			
Principal on Debt	1,150,000	1,200,000	50,000
Interest on Debt	612,165	568,165	(44,000)
Fixed Charges	<u>40,623</u>	<u>35,000</u>	<u>(5,623)</u>
Total Rural Debt Service Fund	<u>1,802,788</u>	<u>1,803,165</u>	<u>377</u>
<u>156-EDUCATION DEBT SERVICE</u>			
Principal on Debt	260,000	240,000	(20,000)
Interest on Debt	76,873	68,873	(8,000)
Fixed Charges	<u>16,000</u>	<u>10,000</u>	<u>(6,000)</u>
Total Education Debt Service	<u>352,873</u>	<u>318,873</u>	<u>(34,000)</u>
SUBTOTAL OF OPERATING BUDGETS	<u>97,525,886</u>	<u>95,559,240</u>	<u>(1,966,646)</u>

CAPITAL PROJECTS FUNDS

171-GENERAL CAPITAL PROJECTS

BAL - Balance Sub Fund	142,798	113,000	(29,798)
CCC - Convenience Center			
Capital Sub Fund	125,691	100,000	(25,691)
CHJ - Courthouse/Jail			
Maintenance Sub Fund	759,426	420,000	(339,426)
H12 - Homeland Security Grant			
FY12 Sub Fund	38,388	-	(38,388)
HOM - Home Grant Sub Fund	22,234	-	(22,234)

HSG - Homeland Security Grant FY11 Sub Fund	35,365	-	(35,365)
OFI - Other Facility Improvements Sub Fund	180,129	159,500	(20,629)
RCY - Recycling Sub Fund	468,996	390,000	(78,996)
REC - Recreation Sub Fund	166,000	185,000	19,000
RED - FIDP Red Diamond Grant Sub Fund	246,467	-	(246,467)
SIA - SIA RRBTTP Grant Sub Fund	423,633	-	(423,633)
TEQ - TVA Equipment	17,662	-	(17,662)
VEH - Vehicles Sub Fund	237,000	338,500	101,500
VWL - Volkswagen Land Grant Sub Fund	230,131	-	(230,131)
VWR - Volkswagen Road Grant Sub Fund	<u>928,535</u>	<u>-</u>	<u>(928,535)</u>
Total General Capital Projects	<u>4,022,455</u>	<u>1,706,000</u>	<u>(2,316,455)</u>

176-HIGHWAY CAPITAL PROJECTS FUNDS

Total Highway Capital Projects	<u>600,000</u>	<u>=</u>	<u>(600,000)</u>
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177-EDUCATION CAPITAL PROJECTS

Total Education Capital Projects	<u>5,243,464</u>	<u>2,894,500</u>	<u>(2,348,964)</u>
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AGENCY AND TRUST FUNDS

204-WASTEWATER TREATMENT FUND

Total Wastewater Treatment Fund	<u>3,434,200</u>	<u>2,016,508</u>	<u>(1,417,692)</u>
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264-EMPLOYEE INSURANCE FUND

Total Health and Dental Insurance	<u>2,680,074</u>	<u>2,970,000</u>	<u>289,926</u>
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266-WORKER'S COMPENSATION FUND

Total Worker's Compensation Fund	<u>640,000</u>	<u>657,000</u>	<u>17,000</u>
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357-JUDICIAL DISTRICT DRUG FUND

Total Judicial District Drug Fund	<u>299,063</u>	<u>282,562</u>	<u>(16,501)</u>
<u>359-ECON. & COMMUNITY DEVELOPMENT FUND</u>			
Total Economic & Community Development	<u>158,208</u>	<u>216,672</u>	<u>58,464</u>
<u>364-DISTRICT ATTORNEY GENERAL FUND</u>			
Total District Attorney General	<u>48,000</u>	<u>48,400</u>	<u>400</u>
<u>GRAND TOTAL OF ALL FUNDS</u>	<u>114,603,350</u>	<u>106,350,882</u>	<u>(8,300,468)</u>

OPERATIONAL LAWS

SECTION 2. BE IT FURTHER RESOLVED, Roane County, Tennessee operates under the County Budgeting Law of 1957, County Purchasing Law of 1957 and County Fiscal Procedure Law of 1957. These financial acts were adopted at the March, 1973 Roane County Quarterly Court meeting as agenda items #8, #9 and #10 respectively, and were amended at the June, 1973 meeting with resolution #14. The Roane County Board of Education has not been officially approved for inclusion into the 1957 Act; however they operate as included except for their payroll function. The school purchasing is handled under the Roane County Private Act of 1933 which makes the County Executive the Purchasing Agent.

FINANCIAL POLICIES

SECTION 3. BE IT FURTHER RESOLVED that the Fiscal Year 2014 Budget has been developed in consideration of the following financial policies:

- a) Resolution 04-11-32 established the Fund Balance Policy and Resolution 07-12-07 revised the policy; in addition the School Board Policy 4.38 sets forth their requirements. For Fiscal Year 2014 the County Budget is: not in compliance with our fund balance policy in three (3) funds. The General Fund (101) has lower than required fund balance, and the Education Debt Service Fund (156) and the Highway Fund (131) have higher than required fund balance. The General Fund (101) is attempting to add to fund balance slowly over several years to get to the optimum level. The Education Debt Service Fund and Highway Fund are using Fund Balance over the next several years to get down to within compliance with the Fund Balance Policy. Highway will use their fund balance for capital purchases.

- b) Resolution 03-11-22 established the Capital Projects Policy.
- c) Resolution 03-11-23 established the Debt Management Policy and Resolution 07-12-08 revised the Policy.
- d) Resolution 01-13-06 established the Donation Acceptance Policy for State and Federal Personal Property
- e) Resolution 01-13-07 established the Vehicle Procurement Policy
- f) Roane County's Spending Prioritization Policy is as follows; for the General Fund funds will be spent in the following order; restricted, committed, assigned and finally unassigned. For all special revenue funds, debt funds, capital project funds, trust and agency funds, funds will be spent in the following order, unassigned, assigned, committed and finally restricted.

SECTION 4. BE IT FURTHER RESOLVED, that the following commitments have been created for more efficient and effective cash management of County funds by means of inhibiting use of tax/revenue anticipation notes and securing long term investments.

Commitments:

101 General Fund	600,000
118 Ambulance Service	400,000
204 Wastewater	400,000
264 Employee Insurance	200,000

For the Employee Insurance Fund (264) Resolution #2373 of May, 1992 allowed the Designation to fall below the \$515,000 amount previously denoted.

At the end of each Fiscal Year each of the commitments may not be below the initial amount committed.

SECTION 5. BE IT FURTHER RESOLVED, that the portions of commissions and fees for collecting taxes and licenses and for the administering of Deeds, Clerk & Master, and Circuit Court Clerk, who is also the General Sessions Court Clerk and their officially authorized Deputies and assistants, may severally be entitled to receive under State Law heretofore or hereafter enacted shall be turned over to the County Trustee's Office, each month, and converted into revenue for the General Fund (101), as provided by law. Expenditures for all salaries and

operating expenses for the offices of the County Trustee, County Clerk, Circuit Court Clerk, Sessions Court Clerk, Clerk & Master and the Register of Deeds may be made for such purposes and in such amounts as may be authorized by existing law or by valid order of any Court having power to make such authorization and may be paid by the Central Accounting Office from the General Fund (101) provided by this Resolution.

SECTION 6. BE IT FURTHER RESOLVED, that if the need shall arise, the Accounting Department with a written request from the Department Head or Elected Official and with written approval from the County Executive may transfer any amount from any item of appropriation to any other item of appropriation within the same function, with the exception of salary or benefit lines as per TCA 5-9-407 (c) (1). Transfers within the school budget shall be approved by the School Board. Be it further provided that a record of every such transfer is provided to the Budget Committee at a subsequent Budget Committee Meeting, and that any such transfer shall be authorized by written minutes of meeting(s) of the Budget Committee. One copy of the authorization reflected in said minutes shall be filed with the County Clerk, one copy with the Chairman of the Budget Committee, and one with the Accounting Department. Be it further provided that any transfers involving benefit lines (excluding schools) shall be approved by the Budget Committee. Be it further provided that only the Roane County Legislative Body as a whole shall give approval for transfer to or from any line items involving salaries and between functions or between funds. The detailed printout "Revenue Estimate and Appropriation Requests for Year 2013-2014" Dated June 26, 2013, is adopted by reference for line item details.

SECTION 7. BE IT FURTHER RESOLVED, in event of an emergency or crisis, should it become necessary, the Fiscal Agent is hereby authorized to borrow money from other County Funds (if sufficient funds are available) on tax/revenue anticipation notes, provided such notes are first approved by the Director of Local Finance to pay the expenses herein authorized until the taxes and other revenue for the Fiscal Year ending June 30, 2014 have been collected. The proceeds of loans for each individual fund shall not exceed 60% of the appropriations of each individual fund and shall be used only to pay the expenses and other requirements of the fund for which the money is borrowed. The notes evidencing the loans authorized under this section shall be issued under the applicable section of Title 9, Chapter 21 of the TCA. Said notes shall be signed by the County Executive and County Clerk and mature and be paid in full without renewal no later than the end of the current fiscal year June 30, 2014. The Fiscal Agent is hereby further authorized to postpone major expenditures during the first six (6) months of the fiscal year to improve cash flow or limit the need to borrow from other funds or on tax/revenue anticipation notes.

SECTION 8. BE IT FURTHER RESOLVED, that the County Executive shall make or have made a report at the end of each month showing the condition of the budget. Said reports shall

show for each item of appropriation the amount of appropriation, the amount of expenditures, the amount of encumbrances, and the amount of unexpended and unencumbered balance. It also shall show for each fund an itemized statement of the revenues and receipts estimated for the year compared with collections to the end of the month and show the amounts that are still expected to be collected. The most recent such report shall be presented to each regular session of the Legislative Body. In the report to the Legislative Body, the County Executive shall advise the Legislative Body of the condition of the budget and of any reduction of appropriation or expenditures which shall be made, and shall recommend any other action which the Legislative Body shall take in order that the budget may be kept in balance.

SECTION 9. BE IT FURTHER RESOLVED, that all delinquent County property tax, including interest and penalty collected by the County Trustee shall be prorated and apportioned based on the (outside) tax rate in place at the time of the original tax levy. Delinquent County property tax including interest and penalty collected by the Clerk & Master shall be prorated and apportioned based on the (outside) tax rate during fiscal year 2011-12.

SECTION 10. BE IT FURTHER RESOLVED, within the budget for the Highway Fund (131) approximately \$1,371,100 is anticipated to be produced by the local tax levy. Such portion of this money as is needed shall be used for the required “match money” in order to receive the maximum allocation of State Road monies; the liability insurance will likewise be paid for out of this money.

SECTION 11. BE IT FURTHER RESOLVED, revenues earned through lease agreements for the Caney Creek Marina and Caney Creek RV Park shall be receipted into the 171 Capital Projects Fund, subfund REC (Recreation) for capital improvements or grant match requirements. In addition, it is the intent that any profit received on the County operated Riley Creek Campground is used for investment in the County Park system.

SECTION 12. BE IT FURTHER RESOLVED, that all available Rural Local Option Sales Tax proceeds (discretionary amount) shall accrue to the General Fund (101) except the first \$370,000 shall be received into the Special Purpose/Fire & Animal Fund (121), and the next \$350,000 collected shall be received into the Solid Waste/Sanitation Fund (116). This availability is considering the contract with the City of Kingston.

SECTION 13. BE IT FURTHER RESOLVED, that investment interest shall be accrued as follows; Fund 141, 142, 146, and 177 shall accrue interest to Fund 141. Funds 122 EQS, 143, 144, 152, 156, 264, 266, 333, 359 and 357 EQS shall accrue interest to their respective funds. All other funds shall accrue interest into Fund 151.

SECTION 14. BE IT FURTHER RESOLVED, the State Revenue Sharing – TVA account (Revenue Line 46851) contribution to the Solid Waste/Sanitation Fund (116) shall not exceed \$315,000. Said amount shall be given to the Solid Waste/Sanitation Fund as received, until the total budgeted amount is reached. The next \$760,000 shall be given to the General Purpose School Fund (141), as received until the total budgeted amount has been received. The remaining revenue shall be received into the General Fund (101).

SECTION 15. BE IT FURTHER RESOLVED, the budget for the School Federal Projects Fund (142) for the No Child Left Behind Act (NCLB), Individuals with Disabilities Education Act (IDEA), and the Carl Perkins Vocational Projects shall be the budget approved for separate projects within the fund by the Roane County Board of Education.

SECTION 16. BE IT FURTHER RESOLVED, the Local Option Sales Tax contribution to the School Transportation Fund (144) shall not exceed \$1,900,000. Until said amount is received in the Transportation Fund the monthly Local Option Sales Tax for education shall be split 60% General Purpose Schools Fund (141), and 40% Transportation Fund (144) with the calculation having been done on their ADA basis . Once the entire amount has been received in the Transportation Fund (144) all remaining Local Option Sales Tax dedicated to Education shall be received in the General Purpose School Fund (141).

SECTION 17. BE IT FURTHER RESOLVED, for Industrial Development and Tourism a consistent level of funding will be maintained year over year. This funding level is set to include 1.5 pennies of property tax (approx. \$180,000), 100% of Hotel/Motel Tax (per Private Act 1992, Chapter 166), 100% of Wholesale Beer Tax, 100% of LCUB and ORUD payments in relation to the Roane Regional Business and Technology Park (RRBTP), 100% of PILOT for businesses within the RRBTP.

SECTION 18. BE IT FURTHER RESOLVED, Roane County shall make a contribution to the Roane Alliance provide that the following conditions are met every year:

1. The Alliance shall maintain accounting records in accordance with Generally Accepted Accounting Principles (GAAP).
2. The Alliance shall have performed an annual independent audit of its accounting records and financial statements.
3. The Alliance shall adopt and comply with written purchasing procedures.
4. The Alliance shall adopt each year objective performance measures for itself and its employees.
5. The Alliance shall provide open access for all of the above conditions to the County Executive, Director of Accounts & Budgets, or their respective designee.

SECTION 19. BE IT FURTHER RESOLVED, that appropriations from each fund are made contingent on available revenues and fund balances. If the fund balance and estimated revenues are less than the aggregate amount herein appropriated from such fund, then expenditures herein authorized shall be reduced so as not to exceed such amount.

SECTION 20. BE IT FURTHER RESOLVED, that any appropriation made by this resolution which covers the same purpose for which a specific appropriation is made, is made in lieu of, but not in addition to, said statutory appropriation. The salary, wages, or remuneration of each officer, employee, or agent of the County shall not be in excess of the amount authorized by

existing state law or as set forth in the estimate of expenditures, which accompanies this resolution and shall not be expended for any other purpose but provisions for such salaries, by any Department, Agency or Division of the County. Such appropriation shall constitute the limit to the expenditures of any Department, Agency or Division for the year ending June 30, 2014. The aggregate expenditures or encumbrances for any item shall in no instance be more than the amount herein appropriated for such item.

SECTION 21. BE IT FURTHER RESOLVED, that any resolution which may hereafter be presented to the Roane County Legislative Body providing for appropriations in addition to those made by the budget appropriations resolution shall specifically provide, during the fiscal year in which the expenditure is to be made, funds to meet such additional appropriations either in additional revenue or fund balance.

SECTION 22. BE IT FURTHER RESOLVED, all unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse and be of no further force and effect.

SECTION 23. BE IT FURTHER RESOLVED, in accordance with TCA 5-9-101 (23) the County Legislative Body may appropriate money as follows: “to non-profit volunteer fire departments or to non-profit Countywide fire department authorized by TCA 5-17-101, upon such terms as may be agreed to by the County Legislative Body.” Any and all appropriations made to the Volunteer Fire Departments shall not be distributed unless all reporting requirements set forth by the Fire Board have been met, and said requests are made within the same fiscal year as the appropriations are made. No payments shall be made to any Volunteer Fire Departments after said appropriations have lapsed as of the end of the fiscal year June 30, 2014.

SECTION 24. BE IT FURTHER RESOLVED, that all resolutions or parts of past resolutions of the Legislative Body of Roane County, Tennessee which are in conflict with this resolution are hereby repealed.

PAY AND BENEFITS

SECTION 25. BE IT FURTHER RESOLVED, that the Roane County Legislative Body members be paid for each Committee meeting, with payment being made only for those meetings that are in conjunction with the Open Meeting or “Sunshine” Law, for which a quorum was present, for which official minutes have been filed with the County Executive, and the County Clerk, and for which funds are available within the specific budget appropriation. Pay for Commissioners is set through a separate resolution that is generally passed in September.

SECTION 26. BE IT FURTHER RESOLVED, per diem payment to members and staff of the Board of Equalization shall be made only for days when appointments or review work is scheduled. The pay shall be established at \$100 per meeting.

SECTION 27. BE IT FURTHER RESOLVED, that longevity pay of \$2,500 will be paid out to all county employees upon reaching 25 years of service. This pay shall be included as a onetime payment in the fiscal year following the 25 years of service date achieved.

SECTION 28. BE IT FURTHER RESOLVED, that the county shall annually adopt a separate resolution allowing county employees to receive an educational incentive payment upon completion of the County Officials Certificate Training Program. This incentive payment is available each year following certification if all criteria are met for certification renewal.

SECTION 29. BE IT FURTHER RESOLVED, that a 401(k) program has been established and the county's match amount for the current fiscal year is set at \$480 per employee, to be broken out at the rate of \$20 per pay period for each of the 24 pay periods that have withholdings.

SECTION 30. BE IT FURTHER RESOLVED, that no claims shall be paid for travel inside Roane County, with the exception of the School Department, Property Assessor, Juvenile Department, Office of Emergency Services, and the County Executive's Office, and reimbursement shall be on forms developed by the County Executive's Office. Said claims shall be approved by the Department Head or County Official. In addition, Roane County shall herein establish or have established travel regulations which are based on the State of Tennessee travel regulations and reimbursement rate schedule as approved, and approve any subsequent amendments to said regulations and rate schedule. Further clarification for travel policy purposes as follows:

1. Meals per day shall be at the rate set out within the rate schedule; however if the claimant did not have out-of-pocket expense for the meal, then no reimbursement is made. Upon use of the standard rate, receipts are not required.
2. Documentation is required to prove an overnight stay. Lodging reimbursement shall be set out within the rate schedule, unless lodging is at conference location, wherein reimbursement shall be the actual cost of lodging. All lodging requires receipts being filed. Sales tax shall not be paid due to government tax exempt status within the State of Tennessee.
3. Travel reimbursement for Commissioners shall be first approved and/or be within the guidelines of policies and procedures set by the County Commission.

SECTION 31. BE IT FURTHER RESOLVED, Roane County shall pay the Occupational Privilege Tax imposed by TCA 67-4-1709, on behalf of the professionals subject to the tax who are employed by the County.

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

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

No: **-0-**

Passed **-0-**

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

RESOLUTION # 07-13-18

A RESOLUTION fixing the tax levy in Roane County, Tennessee for the Fiscal Year beginning July 1, 2013.

BE IT RESOLVED by the County Commission of Roane County, Tennessee, assembled in session on the 8th day of July, 2013, that the combined property tax rate for Roane County, Tennessee, for the Fiscal Year beginning July 1, 2013, shall be \$2.18 on each \$100.00 of taxable property within the County and outside the corporate limits of the cities of Harriman, Kingston, Oak Ridge, Oliver Springs, and Rockwood, and \$2.13 on each \$100.00 of taxable property within the corporate limits of the cities of Kingston, Oliver Springs, and Rockwood, and \$1.99 on each \$100.00 of taxable property within the limits of the city of Harriman, and \$1.97 on each \$100.00 of taxable property within the limits of the city of Oak Ridge, which is to provide revenue for each of the following funds and otherwise conform to the following levies:

	Proposed	Outside	1 Inside	2 Inside	3 Inside
	Expenditures	Tax Rate	Tax Rate	Tax Rate	Tax Rate
Budgeted Value of the Penny		70,000	94,000	104,000	120,000
FUNDS					
County General	16,713,798	0.635	0.635	0.635	0.635
Solid Waste	1,200,748	0.03			
Ambulance Service	3,032,548	0.01	0.01	0.01	0.01

Fire and Animal Control	834,948	0.02			
Recycling Center	763,641	0.02	0.02	0.02	0.02
County Road	3,624,338	0.095	0.095	0.095	0.095
General Purpose Schools	51,821,510	1.00	1.00	1.00	1.00
School Federal Projects	4,936,095				
School Cafeterias	3,972,000				
School Transportation	2,877,500				
After School Program	237,500				
General Debt Service	3,272,255	0.14	0.14	0.14	0.14
Rural Debt Service	1,803,165	0.14	0.14		
Education Debt Service	318,873	0.02	0.02	0.02	
Capital Projects Fund	1,706,000	0.03	0.03	0.03	0.03
Education Capital Projects	2,894,500	0.04	0.04	0.04	0.04
Wastewater Treatment	2,016,508				
Employee Insurance	2,970,000				
Workers Compensation	657,000				
Judicial Drug Enforcement	282,562				
Economic & Community Dev	216,672				
Other Funds (122,364,176)	198,721				
Total	106,350,882	2.18	2.13	1.99	1.97
Prior Year	114,603,350	2.18	2.13	1.99	1.97

1 - Within corporate city limits of Kingston, Oliver Springs, and Rockwood.

2 - Within corporate city limits of Harriman.

3 – within corporate city limits of Oak Ridge.

BE IT FURTHER RESOLVED, that this Resolution take effect from and after this passage, the public welfare requiring it. This Resolution shall be spread upon the minutes of the County Commission.

BE IT FURTHER RESOLVED, that there is levied by and for the use of Roane County, Tennessee, a business tax upon merchants, other vocations, occupations, and businesses doing business or exercising a taxable privilege by the Business Tax Act of the State of Tennessee and the amendments thereto. The business taxes hereby levied shall be the maximum amounts levied by the Business Act of 1971 and all amendments thereto. The proceeds of said taxes shall accrue to the County General Fund except where otherwise provided by statute.

BE IT FURTHER RESOLVED, that there is hereby levied a Tax upon the severance of sand, gravel, limestone, phosphate rock, or other mineral products in the sum of .15 per ton, as authorized by the provisions of Chapter 384 of the Private Acts of 1982 and all amendments thereto, and heretofore adopted and ratified by the Commission, proceeds of the severance tax shall accrue to the Highway Fund.

BE IT FURTHER RESOLVED, that there is hereby levied a tax upon the users of the Court System of Roane County a Litigation Tax to pay for the judge's salaries and mandated benefits over and above a base amount set

forth by TCA 16-15-5006. The tax per case is set at \$61 and will be reviewed on an annual basis to determine if this is sufficient to cover expenditures. This tax may be adjusted up or down depending on the analysis, however a separate resolution must be approved by County Commission to amend this tax rate.

BE IT FURTHER RESOLVED, that there is hereby levied a tax upon the users of the Court System of Roane County a Litigation Tax to pay for capital improvements or debt reduction related to the Courthouse or Jail per TCA 67-4-601 subsection (b). This tax is set at \$50 per case.

BE IT FURTHER RESOLVED, that there is hereby levied a tax upon the occupancy of every hotel of each tenant in the amount of five percent (5%) of the rate charged by the operator, as authorized by Chapter 166 of the 1992 Private Acts and all amendments thereto. The proceeds of said taxes shall accrue to the County General Fund and shall be dedicated to tourism.

Upon motion of **Commissioner Goddard**, seconded by **Commissioner Cantrell**, the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, East, Ellis, Forrester, Goddard, Granger, Johnson, Moore, Nelson, Tedder (13)**

No: **-0-**

Passed: **-0-**

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

RESOLUTION # 07-13-19

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION making appropriations to nonprofit charitable organizations of Roane County for the fiscal year beginning July 1, 2013 and ending June 30, 2014.

WHEREAS, Section 5-9-109, TENNESSEE CODE ANNOTATED, authorizes the County Legislative Body to make appropriations to non-profit charitable organizations; and

WHEREAS, the Roane County Legislative Body recognizes that various non-profit or charitable organizations located in Roane County have great need of funds to carry on their non-profit charitable work.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Roane County, on this the 8th day of July, 2013:

That the following appropriations are made totaling \$137,850:

Child and Family Services	\$2,780
Michael Dunn	\$30,000
Mid-East Community Action Agency	\$13,547
Roane County Heritage Commission	\$6,500
ETHRA	\$9,200
Roane County Rescue Squad	\$35,000
Michael Dunn Day Care Center	\$10,823
Child Advocacy Center	\$25,000
TBD	\$5,000

That the following in kind donations are made totaling \$14,808:

Non Profit	Location	Footage ²	Utilities	Rent Paid	Total In Kind Donation
CASA	C'house 3rd Floor	165	paid by county	-	1,980
RCADC	C'house 2nd Floor	154	paid by county	-	1,848
MECAA	Health Dept. Bldg	2,234	paid by county	12,000	14,808

Dumpsters are made available to Habitat for Humanity for use on their home construction sites at no charge.

Trees may be available at the landfill for nonprofit groups to cut up and donate to local low income households for heating purposes.

BE IT FURTHER RESOLVED, that all appropriations enumerated in above are subject to the following conditions:

1. That the non-profit charitable organization to which funds are appropriated shall file with the County Clerk and the disbursing official a copy of an annual report of its business affairs and transactions and the proposed use of the County's funds in accordance with rules promulgated by the Comptroller of the Treasury, Chapter 0380-2-7. Such annual report shall be prepared and certified by the Chief Financial Officer of such non-profit organization in accordance with Section 5-9-109 (c), T.C.A.

2. That said funds must only be used by the named non-profit charitable organization in furtherance of their non-profit charitable purpose benefiting the general welfare of the residents of the County.
3. That it is the expressed interest of the County Commission of Roane County providing these funds to the above named non-profit charitable organizations to be fully in compliance with Chapter 0309-2-7 of the Rules of the Comptroller of the Treasury, and Section 5-9-109 of Tennessee Code Annotated and any and all other laws which may apply to County appropriations to non-profit organizations and so this appropriation is made subject to compliance with any and all of these laws and regulations.
4. That appropriated funds shall be transferred to the appropriate organization on a quarterly basis no earlier than the first month of each quarter upon invoice from the organization.

UPON MOTION of Commissioner Granger, seconded by Commissioner Nelson, the following Commissioners voted Aye: Bacon, Berry, Brummett, Cantrell, East, Ellis, Forrester, Goddard, Granger, Johnson, Nelson, Tedder (13)

passed: -0- 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 # 07-13-20

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to affirm & support It Can Wait National Day Of Action and the Nationwide No-Texting-While-Driving Movement

WHEREAS, The Tennessee County Services Association (TCSA) holds the health and safety of its teenagers and adults as a chief concern; and

WHEREAS, Through ItCanWait.com, Facebook, text-to-pledge, tweet-to-pledge and events, more than 1.5 million people have committed to never text and drive; and

WHEREAS, 98 percent of American commuters know sending a text or email while driving is not safe; and

WHEREAS, Nearly 50 percent of commuters text while behind the wheel; and

WHEREAS, More than 40 percent of commuters who text while driving reported the activity as being a habit; and

WHEREAS, A Virginia Tech study showed those who send text messages while driving are 23 times more likely to crash; and

WHEREAS, A driver that sends a text message while driving not only jeopardizes his or her safety, but also the safety of passengers, pedestrians, and other drivers.

NOW THEREFORE, BE IT RESOLVED that the Roane County Commission, meeting in regular session on July 8, 2013, does hereby affirm its support of the It Can Wait National Day of Action, the nationwide no-texting-while-driving movement and the proclamation of September 19, 2013, as "No Text On Board – Pledge Day."

MOTION to adopt was made by **Commissioner Johnson**, seconded by **Commissioner Forrester**. .

Motion **Passed** upon unanimous voice vote.

THEREUPON the County Chairman announced to the Commission that said resolution had received a constitutional

Motion duly made by Commissioner Moore with second by **Commissioner** second by **Commissioner Tedder** the July 8, 2013 meeting stood adjourned at 9:15 P.M.

APPROVED:

Chairman James Brummett

Attest:

County Clerk Barbara J. Anthony