

**MINUTES
ROANE COUNTY COMMISSION
REGULAR MEETING
August 12, 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 12TH day of August, 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 Lloyd Cook/

Present and presiding was the Honorable **James Brummett** and the following Commissioners: **Bacon, Berry, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Tedder**. (14)

Absent: **Nelson** (1)

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 JULY 8, 2013 MEETING.

MOTION was made by **Commissioner Ellis** with second by **Commissioner Tedder** to approve the minutes of the July 8, 2013 meeting.

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

ACCEPTANCE OF COMMITTEE REPORTS AND CORRESPONDENCE:

1. Minutes of Roane County Public Utility Board 06-27-13
2. Minutes of Roane County Beer Board. 07-09-13
3. Minutes of Roane County Planning Commission. 06-19-13

4. Minutes of Roane County Board of Zoning Appeals. 05-1-13
5. Minutes of County Public Utility Board. 05-23-13.
6. Summary of activities of Plateau Partnership Park from 3-1-13 to 6-30-13.
7. Letter to County Executive Woody re: inspection report, 285 Collection System Expansion- Phase II.
8. Letter to Sheriff Stockton re: re inspection of Roane County Detention Facility.
9. Letter to Division of Local Finance re: Roane County Budget, Taxing Resolutions, and Appropriation Resolutions.
10. Letter to Executive Woody re: Veterans Outreach event.
11. Letter to Executive Woody from Chris Mason re: appreciation Of Midtown Volunteer Fire Department, Roane County Rescue Squad, Roane County Sheriff Department for knowledge and Professionalism during a serious traffic accident.
12. Memorandum re: TCCA Regional Meetings.
13. Letter to Executive Woody re: Emergency Management Performance Grant information.
14. Financial Statement for Register of Deeds ending 06-30-13.
15. Financial Statement for County Clerk ending 06-30-13.
16. Financial Statement for Chancery Court ending 06-30-13.
17. Financial Statement for Trustee ending 06-30-13.
18. Proposed Budget for E-911 re: 2012-2013 & 2013-2014.

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

Motion **Passed** upon unanimous voice vote.

NOTARIES:

The following persons desiring to be elected as a Notary Public in Roane County was presented to the Commission by Deputy Clerk Bobbie Tipton:

Mia Bell-Scott, J. Polk Cooley, Teresa D. Garza, Alma Haase, Kathy May-Martin, William E. Miller, Alma Moore, Amber Swicegood, Lori A. Treadway, P. Vaughn, Linda Wolfenbarger.

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

Motion **Passed** upon unanimous voice vote.

HEARING OF DELEGATION:

Roberta Dennis of Rockwood voiced concern about the current limits on sentences issued by the courts to alcoholic abusers and the lack of mandatory treatment for those involved in alcoholic-related incidents. She also commented on the declining conditions of roads in the Pioneer Village area and their possible hazard to drivers.

COUNTY ATTORNEY'S REPORT:

County Attorney McFarland-reported that all lawsuits regarding zoning issues from July 2013 have been filed.

COUNTY EXECUTIVE'S REPORT:

Woody referenced:

Correspondence #12- TCCA Regional meeting- September 4, 2013 @ City County Building in Knoxville

Correspondence #10- Veterans' Outreach Event at VFW Post 6598 in Harriman August 21st from 9am to 2 pm

Founder's Day- November 5, 2013: we need your nominations- forms will be mailed to all commissioners this week

Resolution #07-13-10- allowing acceptance of donations. We have received about \$20,000 worth of items for animal control/shelter. The particular donated items were mentioned in the August County Commission newsletter.

Kaley & I attended a Joint Workshop at the Tennessee School Board Association with the school boards and county commissioners or designee. The presenter of one session was Roane County CTAS Consultant Wes Robinson. Wes is willing to conduct a work session with our commission and school board. The Director of Schools will mention this work session at the Thursday school board meeting. We are looking at various dates in September and we will explore using Roane State as a meeting site. The dates under consideration are Sept 11, 12, 23, or 24.

Budget Committee met Wednesday last week and reviewed the 2013 year ending numbers. Most everything ended as expected. Woody thanked the budget committee for their work last year, commission for your policies which guide us and Kaley and her staff for a great job in accounting and budgeting of our financials.

At this time, Executive Woody turned the remainder of this report over to Kaley Walker, Director of Accounts and Budgets. Walker distributed and discussed two spreadsheets: (1) FY13 Budget Accuracy Analysis and (2) FY13 Operational Statement with FY14 budgets. Both spreadsheets will be included in the August 7, 2013 Budget Committee minutes filed in the September 2013 Commission packet.

Director of Accounts and Budget Kaley Walker reported: FY13 Budget Accuracy Analysis spreadsheet shows how each fund did with their budgets as compared to actual. Most funds came in within prescribed guidelines. One outlier was the Sheriff Drug Fund, as it received some EQS funding that is very hard to budget as it comes in without any notification or timeliness. Revenues were at or near 100% for most all of the operational funds. Expenditures were in the 90%-99% range. The second page of the handout shows the general fund came in with 9% of anticipated expenditures going unspent. This, along with revenue coming in at 102% resulted in a net gain of about \$230,000. The recycling fund lost money, but that was a scheduled reduction of fund balance with a transfer to capital that was actually greater than the loss. The highway fund lost money, but they are still over policy with their fund balance so next month there will be a resolution coming before budget committee and commission to shift this excess to their capital fund, in accordance with our fund balance policy. The General Purpose School Fund lost \$1.8M, as discussed. All three of the debt funds lost money, in accordance with the debt schedule that is established. One thing that could affect the 30 year debt schedule is the value of the penny. We have assumed a 3% growth in the value of the penny and, as you are aware, there has been no growth the last 2 years. If this trend continues, or if there is a contraction of property values, then this tax rate may have to be adjusted. Woody then offered to field any questions pertaining to proposed resolutions.

SPECIAL ORDERS:

Motion to waive the 12-day rule and add Resolution # 08-13-13 and Resolution # 08-13-14 to the agenda was made by **Commissioner Kelley** with second by **Commissioner Ellis**.

Motion **Passed** upon unanimous voice vote.

Approval of Bond # 32S100525 in the amount of \$5,000 for Christopher Mason

Motion to approve was made by **Commissioner Ellis** with second by **Commissioner Tedder**.

Upon roll call vote the following commissioners voted Aye:
Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Johnson, Kelley, Moore, Tedder (13)
(Commissioner Granger was out of the room.)

Thereupon the Chairman announced that the Bond was approved.

ZONING RESOLUTIONS:

REZONING RESOLUTION 08-13-01Z

A RESOLUTION OF ROANE COUNTY PLANNING COMMISSION RECOMMENDING ACTION BY THE ROANE COUNTY LEGISLATIVE COMMISSION ON A RESOLUTION AMENDING THE ROANE COUNTY ZONING MAP.

ROANE COUNTY PLANNING

COMMISSION RECOMMENDS:

 X APPROVAL

 DENIAL

 OTHER

REQUESTED BY: **Warren Walker**

PUBLIC HEARING INFORMATION

NOTICE DATE: **July 5, 2013**

NEWSPAPER: ROANE COUNTY NEWS

HEARING DATE: **Aug. 12, 2013**

COUNTY COMMISSION ACTION

READING DATE: **Aug. 12, 2013**

EFFECTIVE DATE: **Aug. 12, 2013**

Planning Commission Chairman

Planning Commission Secretary

Date

COMMENT:

**Planning Commission unanimously approved the request.
New property owner does not want the property to be zoned for a mobile home
park any longer.**

WHEREAS, Roane County Legislative Commission has been asked to consider the rezoning of Map 70, Parcel 27.00 as shown on the attached map, and,

WHEREAS, the planning commission of jurisdiction has reviewed the request to have said parcel rezoned from

MHP (Mobile Home Park) to A-2 (Developing Agricultural) and,

WHEREAS, the planning commission recommendation is certified:

BE IT RESOLVED BY THE ROANE COUNTY COMMISSION THAT:

Section 1: Map 70, Parcel 27.00 as shown on the attached map is hereby zoned A-2 (Developing Agricultural).

Section 2: This resolution shall take effect after the required public hearing and adoption by this commission.

Upon motion by **Commissioner Berry** seconded by **Commissioner Collier**.

The following commissioners voted Aye: **Bacon, Barry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, 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.

OLD BUSINESS: None

NEW BUSINESS:

RESOLUTION # 08-13-01

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing **ROANE COUNTY** to refund to: Barry Eugene Bacon, 238 Loudon Highway, Kingston TN 37763, the sum of \$401.00

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

Reason: Delete mobile home that was triple assessed

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
088		019.03	2012	\$1,809.00	\$215.00
088		019.04	2012	\$3,240.00	\$186.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Barry Eugene Bacon, 238 Loudon Highway, Kingston TN 37763, the sum of \$401.00.

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

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

Resolution # 08-13-02

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing **ROANE COUNTY** to refund to: Richard and Judith Griswold, 518 John Fox Runs, North Augusta, SC, the sum of \$16.00.

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

Reason: adjust 2012 to match 2011 assessment per SBE appeal

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
039B	A	014.00	2012	\$158.00	\$16.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Richard B and Judith Griswold, 518 John Fox Runs, North Augusta, SC 29860 the sum of \$16.00.

Upon motion of **Commissioner** Upon motion of **Commissioner Kelley** seconded by **Commissioner Ellis**

, The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, 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 spread of record.

Resolution # 08-13-03

A Resolution authorizing Roane County to refund to: John E. Stephens Jr., 292 Gordon Hollow Road, Ten Mile, TN 37880 the sum of \$52.00.

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

Reason: house removed in 2009 when mobile home was purchased

Map	Group Parcel No.	Year	Amount of tax paid	Refund
112	004.00	2012	\$573.00	\$52.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to John E Stephens Jr., 292 Gordon Hollow Road, Ten Mile TN 37880, the sum of \$52.00.

Upon motion of **Commissioner Kelley** ,seconded by **Commissioner Ellis**.

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

Resolution # 08-13-04

A Resolution authorizing Roane County to refund to: Teresa Hagler, RE: Fit4 Life, 269 Burke Mill Road, Rockwood, TN 37854 the sum of \$44.00.

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

Reason: Delete, business closed 1/31/2011.

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
045	008.03P	054	2012	\$44.00	\$44.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Teresa Hagler, 269 Burke Mill Road, Rockwood TN 37854, the sum of \$44.00.

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

, The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, 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 of record.

RESOLUTION # 08-13-05

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing **ROANE COUNTY** to refund to: Mary Jane Aiken, PO Box 784, Kingston TN 37763 the sum of \$1,070.00.

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
038	D	003.02	2010	\$668.00	\$560.00
038K	D	003.01	2010	\$411.00	\$301.00
038K	B	013.00	2010	\$898.00	\$209.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Mary Jane Aiken, PO Box 784, Kingston TN 37763, the sum of \$1,070.00.

Upon motion of **Commissioner** Upon motion of **Commissioner Kelley** seconded by **Commissioner Ellis**

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, 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 of record.

Resolution # 08-13-06

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION amending the General Purpose School Fund (141) reflecting changes in Expenditure estimates for the 2013/2014 fiscal year.

WHEREAS, the Expenditures of the above noted fund have changed due to: Using Instructional Reserves to add back Expenditures for Academic and Athletic Pay Supplements and adding back Expenditures for the Alternative School Program., and

WHEREAS, the Roane County Schools desire to revise Expenditure estimates to add back expenditures cut to meet the appropriation set by the Commission by using available reserves, and

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

NOW, THEREFORE, BE IT RESOLVED that General Purpose School Fund (141) be amended as follows: SEE ATTACHED

Upon motion of Commissioner Johnson seconded by Commissioner Forrester.

The following Commissioners voted Aye **Bacon, Berry, Brummett, Cantrell, East, Ellis, Forrester, Granger, Johnson, Kelley, Tedder (11)**

The following Commissioners voted No: **Collier, Goddard, Moore (3)**

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

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

Filed by the County Executive at the request of the School Board.
Approved by the Roane County School Board July 18, 2013.

General Purpose School Fund (141) Account

			Current	Amend	Revised
Teachers	71100	116	17,461,933	174,025	17,635,958
Other Salaries and Wages	71100	189	65,837	14,163	80,000
Social Security	71100	201	1,158,100	11,668	1,169,768
State Retirement	71100	204	1,662,556	15,453	1,678,009
Employer Medicare	71100	212	270,847	2,728	273,575
Teachers	71150	116	0	46,862	46,862
Career Ladder Program	71150	117	0	1,000	1,000
Educational Assistants	71150	163	0	28,249	28,249
Certified Substitute Teachers	71150	195	0	400	400
Non-certified Substitute					
Teachers	71150	198	0	2,900	2,900
Social Security	71150	201	0	4,221	4,221
State Retirement	71150	204	0	6,098	6,098
Life Insurance	71150	206	0	98	98
Medical Insurance	71150	207	0	15,000	15,000
Dental Insurance	71150	208	0	750	750
Employer Medicare	71150	212	0	987	987
Other Fringe Benefits	71150	299	0	1,250	1,250
Instructional Supplies &					
Materials	71150	429	0	1,500	1,500
Supervisor/Director	72215	105	0	73,601	73,601
Career Ladder Program	72215	117	0	1,000	1,000
Secretary(s)	72215	161	0	11,330	11,330
Social Security	72215	201	0	5,328	5,328
State Retirement	72215	204	0	7,660	7,660
Life Insurance	72215	206	0	59	59
Medical Insurance	72215	207	0	17,692	17,692
Dental Insurance	72215	208	0	450	450
Employer Medicare	72215	212	0	1,246	1,246
Other Fringe Benefits	72215	299	0	500	500
Other Supplies and Materials	72215	499	0	1,000	1,000
TOTAL EXPENDITURES AND OTHER USES				447,218	
Revenue and Other Sources Over (Under)					
Expenditures and Other Uses	39000		<u>-2,852,237</u>	<u>-447,218</u>	<u>-3,299,455</u>

MEMO: ENDING FUND EQUITY	EST	5,382,223	-447,218	4,935,005
MEMO: UNASSIGNED FUND BALANCE	EST	2,466,468	0	2,466,468
MEMO: RESTRICTED/COMMITTED/ASSIGNED	EST	2,915,755	-447,218	2,468,537

Resolution # 08-13-07

A Resolution authorizing the county attorney to file a lawsuit regarding the unsafe building and overgrown vegetation on property designated as Tax Map 96B, Gp.B, Parcel 8.00 in the name of Dennis Smith.

WHEREAS, Roane County, Tennessee adopted the Unsafe Building and Equipment Guidelines 115 (06 International Existing Building Code) by adoption of Resolution # 07-07-07, and,

WHEREAS, Roane County, Tennessee adopted regional zoning by adoption of Resolution #2709 on May 4, 1990.

WHEREAS, said property is located in an R-1 (Low-Density Residential) District.

WHEREAS, Dennis Smith, having failed to comply with the Unsafe Building and Equipment Guidelines 115 (06 International Existing Building Code) by allowing an unsafe building on their property, and by violating Resolution #2709, by continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Tax Map 96B, Gp. B, Parcel 8.00, is subject to the existing building code, and 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 Dennis Smith, having failed to comply with the Unsafe Building and Equipment Guidelines 115 (06 International Existing Building Code) by allowing an unsafe building on their property, and by violating Resolution #2709, by continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Tax Map 96B, Gp. B, Parcel 8.00, is subject to the existing building code, and 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 Moore** seconded by **Commissioner Kelley**.

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

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

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

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

Resolution # 08-13-08

A Resolution authorizing the county attorney to file a lawsuit asking the court to declare whether Wilma June Brooks by operating a junkyard and/or outdoor storage/salvage operation on property designated as Map 108, Parcel 83.00 is subject to Roane County Zoning Regulations, and if she is, 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, Wilma June Brooks, having failed to comply with Roane County Zoning Regulations by operating a junkyard-outdoor storage/savage operation in a A-2 District on property designated as Map 108, Parcel 83.00 is subject to Roane County Zoning Regulations, 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 Wilma June Brooks is operating a junkyard-outdoor storage/savage operation on property designated as Map 108, Parcel 83.00 is subject to Roane County Zoning Regulations, 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, Collier, East, Ellis, Forrester, Goddard, Johnson, Tedder. 12**

The following Commissioner passed: **Kelley (1)**

The following commissioners voted No: **-Moore (1)**

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

Resolution # 08-13-09

A Resolution authorizing the county attorney to file a lawsuit regarding overgrown/accumulated debris on property of Bobby & Kathy Lawhon by violating Roane County Zoning Regulations, Resolution # 2709, for continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Map 108, Parcel 82.00.

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, Bobby & Kathy Lawhon has violated Resolution #2709, by continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Map 108, Parcel 82.00.

WHEREAS, the Roane County Planning Commission recommends that the County Attorney be authorized to file a lawsuit to determine whether Bobby & Kathy Lawhon, by allowing overgrown vegetation/accumulated debris on property identified as Map 108, Parcel 82.00 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 Bobby & Kathy Lawhon, by continually allowing overgrown vegetation/accumulated debris on property designated as Map 108, Parcel 82.00 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 Berry**, seconded by **Commissioner East** .the following commissioners voted Aye:

Bacon, Berry, Brummett, Cantrell, Collier, East, Forrester, Goddard, Tedder (9)

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

The following commissioners voted No: **Ellis, Granger, Johnson, Kelley, Moore (5)**

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

Resolution # 08-13-10

A RESOLUTION TO AUTHORIZE THE USE OF COOPERATIVE PURCHASING AGREEMENTS FOR THE BENEFIT OF ALL COUNTY DEPARTMENTS.

WHEREAS, *Tennessee Code Annotated (TCA) §12-3-1009* allows for the use of Cooperative Purchasing Agreements upon the approval and consent of the local legislative body, and

WHEREAS, Cooperative Purchasing Agreements allow local governments to purchase goods and services from other local, state and national cooperative purchasing alliances that have been competitively bid under the same circumstances required by law by the purchasing entity, and

WHEREAS, these master cooperative agreements reduce time and personnel resources needed to competitively bid goods and services at the local level and allows local governments to take advantage of the lowest and best pricing available for the needed goods and services, and

WHEREAS, the use of these cooperative agreements will not be used to the detriment of Roane County vendors and purchases will be made with county vendors whenever possible, and

WHEREAS, Roane County has membership in U.S. Communities Government Purchasing Alliance, National Joint Powers Alliance and The Cooperative Purchasing Network and now seeks to have these agreements approved (Exhibits 1, 2 & 3).

NOW, THEREFORE, BE IT RESOLVED that the Roane County Commission does hereby authorize the use of these Cooperative Purchasing Agreements and further authorizes the execution of the attached agreements.

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

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

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

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

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

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

Resolution # 08-13-11

A Resolution to support the passage of the Marketplace Fairness Act, which will benefit Roane County businesses by putting main Street retailers on an equal footing with internet sellers.

Withdrawn without obligations

Resolution # 08-13-12

A Resolution amending the General Capital Project Fund 171 in order to match a TVA InvestPrep Industrial Property Site Preparation Program.

WHEREAS, TVA Economic Development Department has established an innovative multi-year economic development program designed to bring to market new/improved sites and facilities in order to position communities to compete successfully for new jobs and investments, known as, InvestPrep; and

WHEREAS, InvestPrep has available for an individual site up to \$500,000 where a community is required a 50% match; and

WHEREAS, Roane County's Roane Regional Business and Technology Park has a prospective site, known as, the Jones Road site, which appears to be a viable candidate for eligibility; and

WHEREAS, a partnership with the Roane Industrial Development Board and Roane County Government should reflect a commitment for community support of Industrial Economic Development; and

WHEREAS, the Roane County Industrial Development Board has pledged \$250,000; and

WHEREAS, Roane County has established a Capital Industrial Development account which has available approximately \$450,000 for capital investment; and

WHEREAS, a pre-application of InvestPrep has been approved and Phase II of the InvestPrep Program application is underway; and

WHEREAS, the project applied for, known as, Jones Road Site, consists of:
Approximately 44 acres,
Road Improvement Access, and
Begin preparing a pad ready site; and

WHEREAS, upon a successful approved project Roane County would receive from the Industrial Development Board one-half of the required local match up to \$250,000 and the County General Capital Projects Fund 171 would provide one-half of the required local match up to \$250,000; and

WHEREAS, the County General Capital Projects Fund 171 would be amended as noted below; and

NOW, THEREFORE, BE IT RESOLVED that the General Capital Projects Fund 171 account IND be herein amended as follows:

Fund		Object	Description	current	amend	amend bgt
Revenue			IND Sub Fund			
	171	44570-IDB	Contributions & Gifts	-	250,000	250,000
	171	44570-TVA	Contributions & Gifts	-	500,000	500,000
Expenditures						
	171	91190	724 Site Development	-	1,000,000	1,000,000
Fund Balance						
	171	34585	Restricted for Capital Projects for Invest Prep Project ONLY	450,000	(250,000)	200,000

BE IT FURTHER RESOLVED that if the TVA InvestPrep project is not approved that the budget amended as noted above shall be considered null and void; and

BE IT FURTHER RESOLVED that if the TVA InvestPrep project is approved but not at the maximum amount then the budget shall be established with contributions from the Industrial Development Board at one-half the local contribution amount, the County General Capital Projects Fund 171 at one-half the local contribution amount and the TVA InvestPrep award being one-half of the total project.

UPON MOTION of **Commissioner Barry** seconded by **Commissioner Collier** the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, 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 # 08-13-13 (waive the 12 day rule)

A Resolution for Roane County to participate in the Tennessee Corrections Institute's County Corrections Partnership Initiative.

WHEREAS, the Tennessee Corrections Institute has performed both an annual inspection and a follow-up inspection of the Roane County Jail; and

WHEREAS, both inspections have resulted in deficiency findings by the inspector from the Tennessee Corrections Institute that the Roane County Jail is currently overcrowded and the issuance of a formal "Notification of Inspection Findings Requiring a TCI Plan of Action" Form CI-0051 (Rev. 1/12); and

WHEREAS, the Roane County Sheriff, the Roane County Executive, and the governing body of the County are to approve the formulation of a County Corrections Partnership with the Tennessee Corrections Institute; and

WHEREAS, pursuant to Tennessee Code Annotated 41-4-140 (d) states “No local currently certified facility shall be de-certified if the local government has submitted a plan within sixty (60) days of the initial annual inspection which is reasonably expected to eliminate fixed ratio deficiencies within that facility and cause that facility to remain certified”; and

WHEREAS, the Tennessee Corrections Institute defines the term “Plan” on Form CI-0051 (Rev. 1/12) as “written documentation by a **county corrections partnership** supporting actions taken to correct fixed ratio standard deficiencies within a specified facility; and

WHEREAS, the Tennessee Corrections Institute has developed and initiated a statewide initiative available to all counties and municipalities entitled the county corrections partnership initiative; and

WHEREAS, the coordinator of the County Corrections Partnership for the Tennessee Corrections Institute has recommended that Roane County should enter into a plan of action to relieve overcrowding at the Roane County Jail in Roane County, Tennessee; and

WHEREAS, the coordinator has recommended Roane County participate in the Tennessee Corrections Institute’s county corrections partnership initiative.

NOW, THEREFORE, BE IT RESOLVED by the Roane County Commission, meeting this 12th day of August, 2013, that:

Roane County Commission and the Roane County Sheriff shall participate in the Tennessee Corrections Institute’s county corrections partnership initiative to continue State certification of the Roane County Jail; and

BE IT FURTHER RESOLVED that the Roane County Commission shall establish a County Corrections Partnership Committee initially formed by members of the Roane County Sheriff’s Liaison Committee and that the Roane County Commission shall consider changing and expanding the Corrections Partnership Committee structure as the Commission deems necessary for effectiveness and efficiency to meet the corrections needs of Roane County.

UPON MOTION of **Commissioner Ellis**, seconded by **Commissioner Forrester** the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, 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 # 08-13-14 (waive the 12 day rule)

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

RESOLUTION amending the General Fund (101) in order to provide capital funding from the Courthouse and Jail Maintenance Reserve for repairs to the fence in the recreation yard at the new jail.

WHEREAS, damage has been done to the fencing surrounding the recreation yard used by inmates housed at the new jail, and

WHEREAS, this capital expenditure is eligible to be covered by the litigation tax reserve for courthouse and jail maintenance.

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

Fund	Account No.		Description	Current Bgt	Amend	Amend Bgt
Expenditure						
101	Jail 54210	707	Building Improvements	-	20,000	20,000
Fund Balance						
101	34575	CHJ	Restricted for Capital Outlay	193,247	(20,000)	173,247
for repairs to fencing at the new jail						

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

Commissioners Passed: **-0-**

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** with second by **Commissioner Collier**, the August 12, 2013 meeting stood adjourned at 9:40 P.M.

APPROVED:

Chairman James Brummett

Attest:

County Clerk Barbara J. Anthony