

**MINUTES
ROANE COUNTY COMMISSION
REGULAR MEETING
February 10, 2014**

**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 10TH day of February, 2014 at 7:00 P.M.

The Commission was called to order by **Bailiff Jerry White**.

Invocation was given by **Commissioner Cantrell**.

The Pledge of Allegiance to the Flag of the United States of America was led by **Bailiff Jerry White**.

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

Absent: **Goddard** (1)

THEREUPON Chairman **Brummett** announced the presence of a quorum. Also present was the Honorable **Ron Woody**, County Executive, Budget Director **Kaley Walker**, County Clerk **Barbara Anthony**, County Attorney **Tom McFarland**, Deputy Clerk **Bobbie Tipton**, Zoning Officers **Kay Christopher** and Building Inspector **Glen Cofer**.

APPROVE MINUTES OF THE JANUARYY 13,2014 MEETING.

MOTION was made by **Commissioner Forrester** with second by **Commissioner Cantrell** to approve.

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

ACCEPTANCE OF COMMITTEE REPORTS AND CORRESPONDENCE:

1. **Minutes** of Zoning Public Hearing 10-13-14.
2. **Minutes** of Beer Board 1-14-14.
3. **Minutes** of Public Utility Board 1-28-14.
4. **Minutes** of Planning Commission 12-18-13.
5. **Minutes** of Budget Committee 1-6-14.
6. **Letter** to Executive Woody re: Manhattan Project National Historic Park amendment to the Fiscal Year 2014 National Defense Authorization (NDAA) 12-20-13.
7. **Letter** to Executive Woody re: Basic Education Program (BEP) 1-2-14.
8. **Notification** of Audit Release 1-7-14.
9. **Letter** to County Fireboard and EMA re: installation of fire hydrants 1-15-14.
10. **Letter** to Ed Carter re: property located at 393 Poplar Creek Road, Oliver Springs, TN 1-28-14.
11. **Order** re: Roane County vs. William John Smith 12-5-13.

12. **Warranty Deed** re: Roane County Board of Education and Roane County, Tennessee 1-9-14.
13. **Annual Inventory** from Road Superintendent 1-8-14.
14. **Letter** to Property Committee from Sheriff Stockton re: former site of Chris Cawood Office 1-31-14.

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

NOTARIES:

The following persons desiring to be elected as a Notary Public in Roane County were presented to the Commission by County Clerk **Barbara Anthony**: Connie L. Aytes, Benita K. Cornett, Gayla C. Cox, Karen L. Cunningham, Peggy M. Hill, Joan B. Kerley, Julia a. Olmstead, Kelli Poole, Kent T. Stephens, Elaine Strange, Sharon P. Templeton and Helen A. Whitaker.

Motion to accept was made by **Commissioner Bacon** with second by **Commissioner East**.

Motion **Passed** upon unanimous voice vote.

HEARING OF DELEGATION:

Andrew Whittenbarger discussed the robotics team and requested sponsors for this team.

Joe Eskridge thanked the Commission for the donation of property known as Greenwood School and one-half acres to the NAACP.

Roberta Dennis requested everyone be more diligent in the policies of adult protection.

COUNTY ATTORNEY'S REPORT:

Attorney McFarland reported that all cases were moving forward.

COUNTY EXECUTIVE'S REPORT:

- Correspondence #8 reflects the Comptroller's release of the County Audit for FY2013 as posted on the Comptroller's website. A copy of the press release and Audit are available on the county website.
- Correspondence #10 is a notification to TWRA regarding a Roane County prior zoning issue related to Lynn Bumgardner at 393 Poplar Springs Road.
- Back Tax property listed on Govdeals discussion:
 1. Church property in Harriman- Bidders #1, #2 and #3 either were not eligible or had ineligible offers. Bidder #4 was around \$1600 and may close this week.
 2. Bidding closed last Thursday on one house in Rockwood and another house in Harriman.
 3. Three (3) lots in Harriman are currently in the bidding process.

The county is abating all taxes, interest and penalties and insuring property owners that city tax would not have to be paid and if so would be paid by the county.

- Veteran's Service Officer should be hired this week.
- A bond refinancing opportunity on \$11 million rural school bond is posted on the county website on the Accounting Department page.

SPECIAL ORDERS:

Motion to waive the 12 day rule and include the re-appointment as Roane County Judicial Magistrate to the agenda was made by **Commissioner Collier** with second by **Commissioner Forrester**.

Motion **Passed** upon unanimous voice vote.

Re appointment of Kathy Mount to a four year term as Roane County Judicial Magistrate with her salary remaining the same. This is a four year term beginning March 13, 2014 and ending March 13, 2018.

Motion to re appoint was made by **Commissioner Forrester** with second by **Commissioner Moore**.

Motion **Passed** upon unanimous voice vote.

OLD BUSINESS: None

NEW BUSINESS:

Resolution # 02-14-01

A Resolution authorizing Roane County to refund to: Anthony & Gordon Construction Co. Inc. (Roane County Dyllis School) 616 Luttrell Street, Knoxville, TN 37917 the sum of \$411.00.

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

Reason: SBE official certificate change

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
020	03.000		2012	\$543.00	\$411,00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Anthony & Gordon Construction Co Inc, 161 Luttrell Street, Knoxville TN 37917 the sum of \$411.00.

+--Moore

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

The following Commissioners passed: -0-

The following Commissioners voted No: -0-

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

1-15-14

ROANE COUNTY ASSESSOR OF PROPERTY
CHANGE OF ASSESSMENT
CERTIFICATION

The Assessor of Property Office hereby certifies the change shown to be correct for the
2012 tax year and authorizes the change to be made on the tax roll.

To:
County Trustee

City:
Harriman
Kingston
Midtown
Oak Ridge
Oliver Springs
Rockwood

Change# 12983

Receipt# 36605

From: ROANE COUNTY ASSESSOR OF PROPERTY

DATE: 1/14/14

Dist 02 Map 020 Gp _____ Ctl Map 020 Parcel 030.00 P/I _____ S/I 000

ADD

CHANGE

DELETE

REFUND

Property Owners Name: Roane County Dyllis School / Antony + Gordon Construction

Previous Appraisal:

Revised Appraisal:

Land \$8,500

Land \$ 8,500

Improvement \$261,900

Improvement \$15,768

Total Appraisal \$270,400

Total Appraisal \$24,268

Previous Assessment \$108,160

Revised Assessment \$6,067

Previous Tax Amount \$2,358

Revised Tax Amount \$132

Reason for order: The first tax adjustment amount was \$573.00

This is the second ad justment for this parcel

SBE official Certificate Change

Send Corrected Notice to: Antony + Gordon Construction Co. Inc.
616 Luttrell St.
Knoxville, TN 37917

DL Morgan 1/14/14
David L. Morgan, Assessor of Property

\$411.00
Refund
due - Jay
Paid
3-1-13

RESOLUTION No. 02-14-02

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION requesting the Tennessee Department of Corrections to increase the current rate of reimbursement.

WHEREAS, Roane County, Tennessee along with most of the counties in the state of Tennessee house convicted felons servicing local time as well as state inmates and Tennessee Department of Probation detainees awaiting revocation hearings; and,

WHEREAS, the Tennessee Department of Corrections currently reimburses Roane County, Tennessee at a rate of \$37.00 per day, whereas the actual county cost as calculated by the Roane County Director of Accounts and Budgets is much more than this amount; and,

WHEREAS, the Board of County Commissioners of Roane County, Tennessee does hereby request that the Tennessee Department of Correction amend its current rate of reimbursement of \$37.00 per day to a reimbursement which reflects a more accurate reimbursement rate; and

WHEREAS, the Board of County Commissioners of Roane County, Tennessee does also request that the Tennessee Department of Correction expand the amount of reimbursement to include any inmate classified as Tennessee Department of Corrections inmate, local sentenced felons, probation and parole detainees awaiting revocation and further that compensation for medical care costs including offsite and onsite physician care, x-rays, prescription medications and dental procedures; and

BE IT THEREFORE RESOLVED by the Roane County Commissioners of Roane County, Tennessee meeting in regular session on this 10th day of February, 2014, that:

1. The Board of County Commissioners of Roane County, Tennessee does hereby request that the Tennessee Department of Correction amend its current rate of reimbursement of \$37.00 per day to a reimbursement which reflects a more accurate reimbursement rate.
2. Board of County Commissioners of Roane County, Tennessee does also request that the Tennessee Department of Correction expand the amount of reimbursement to include any inmate classified as Tennessee Department of Corrections inmate, local sentenced felons, probation and parole detainees awaiting revocation and further that compensation for medical care costs including offsite and onsite physician care, x-rays, prescription medications and dental procedures.

UPON MOTION of Commissioner Berry, seconded by Commissioner Moore,

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

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

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

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

Resolution #02-14-03

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A Resolution allowing Roane County to donate various properties to non-profits and government entities as described herein.

WHEREAS, it is Roane County's desire to insure that property is put into productive use and reduce the county's liability, and;

WHEREAS, Roane County has identified three (3) properties that have been under long-term leases or other agreements and the county has determined that these properties are not anticipated to be used to serve our core government function, and;

WHEREAS, the county has determined that these properties will be used for public use by the receiving organizations.

NOW, THEREFORE, BE IT RESOLVED that the Roane County Commission does hereby approve the transfer of ownership either by direct transfer of Warranty Deed, by a sale to receiving organization with a county contribution of cash to purchase the property, by a transfer of deed to the Roane County Industrial Board and subsequent transfer to receiving organization, or by another means that may allow a legal transfer of property.

BE IT FURTHER RESOLVED that the property known as Greenwood School, consisting of the school building and one-half acres, more or less, shall be donated to the Roane County Chapter of the NAACP and the description of the property shall be described in the transfer document and is known to be:

Lying and being in the Third Civil District of Roane County, Tennessee, and being known as the Greenwood Elementary School Property and being only a portion of said premises. The donated premises are that portion of the property consisting primarily of the building, sidewalks and parking lot adjacent to the building and excluding the ball field, outside recreation area and parking lot adjacent to the ball field.

The anticipated description shall be:

Point of beginning SE 96.65 feet, then NE 179.24 feet, then NW 104 feet, following the ROW of Roane Street for 90 feet, then SW 151.16 feet, to the point of beginning.

BE IT FURTHER RESOLVED that the property known as Potter Field, property adjacent to the Greenwood School building, and consisting of 3 acres, more or less, shall be donated to the City of Kingston and the description of the property shall be described in the transfer document and is known to be:

Lying and being in the Third Civil District of Roane County, Tennessee, and being known as the Greenwood Elementary School Property and being only a portion of said premises. The donated premises are that portion of the property consisting primarily of the ball field, outside recreation area and parking lot adjacent to the ball field, and excluding the building, sidewalks and parking lot adjacent to the building.

The property description shall be the remaining of the Greenwood School property that is not being donated to the Roane County Chapter of the NAACP as noted above. A tax map is attached as reference.

BE IT FURTHER RESOLVED that the property known as Rams' Field located at Pond Grove School, consisting of approximately five (5) acres, shall be donated to the Rockwood Rams Quarterback Club, Inc., chartered with the State of Tennessee August 13, 1971, and the legal description of the property shall be described in the transfer document and is known to be:

Lying and being in the Fifth Civil District of Roane County, Tennessee, and being a portion only of the Pond Grove Elementary School Property. The specific area to be donated is described as follows:

Beginning at an iron pin which is located in the Eastern edge of a forty foot access road on the Oscar Newcome property; thence North 77 degrees 16 minutes East following

an old fence right-of-way line 475 feet to an iron pin at an old corner post in the Howard Hicks Western property line; thence South 19 degrees 07 minutes East with the said Howard Hicks property line 432 feet to a stake; thence South 77 degrees 16 minutes West 534.1 feet to a stake; thence North 11 degrees 15 minutes West 429.5 feet running along the Eastern edge of the said access road to the iron pin at the point of beginning, and containing 5 acres more or less.

A tax map is attached as a reference.

BE IT FURTHERED RESOLVED that if needed or desired, the City of Kingston, the NAACP or the Rockwood Rams Quarterback Club shall be responsible for the legal descriptions and surveys to specifically describe the property.

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

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

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

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



Source: Esri, DigitalGlobe, GeoEye, Earthstar, USDA, USGS, AeroGRID, IGN, IGP, swisstopo, and the GIS User Community

A tax map has no legal standing other than assessment of taxes.
 It cannot be used to establish boundary lines or transfer and convey property.
 A land surveyor LICENSED to practice land surveying in the state of Tennessee
 should be retained for all questions of boundary and/ or lot lines



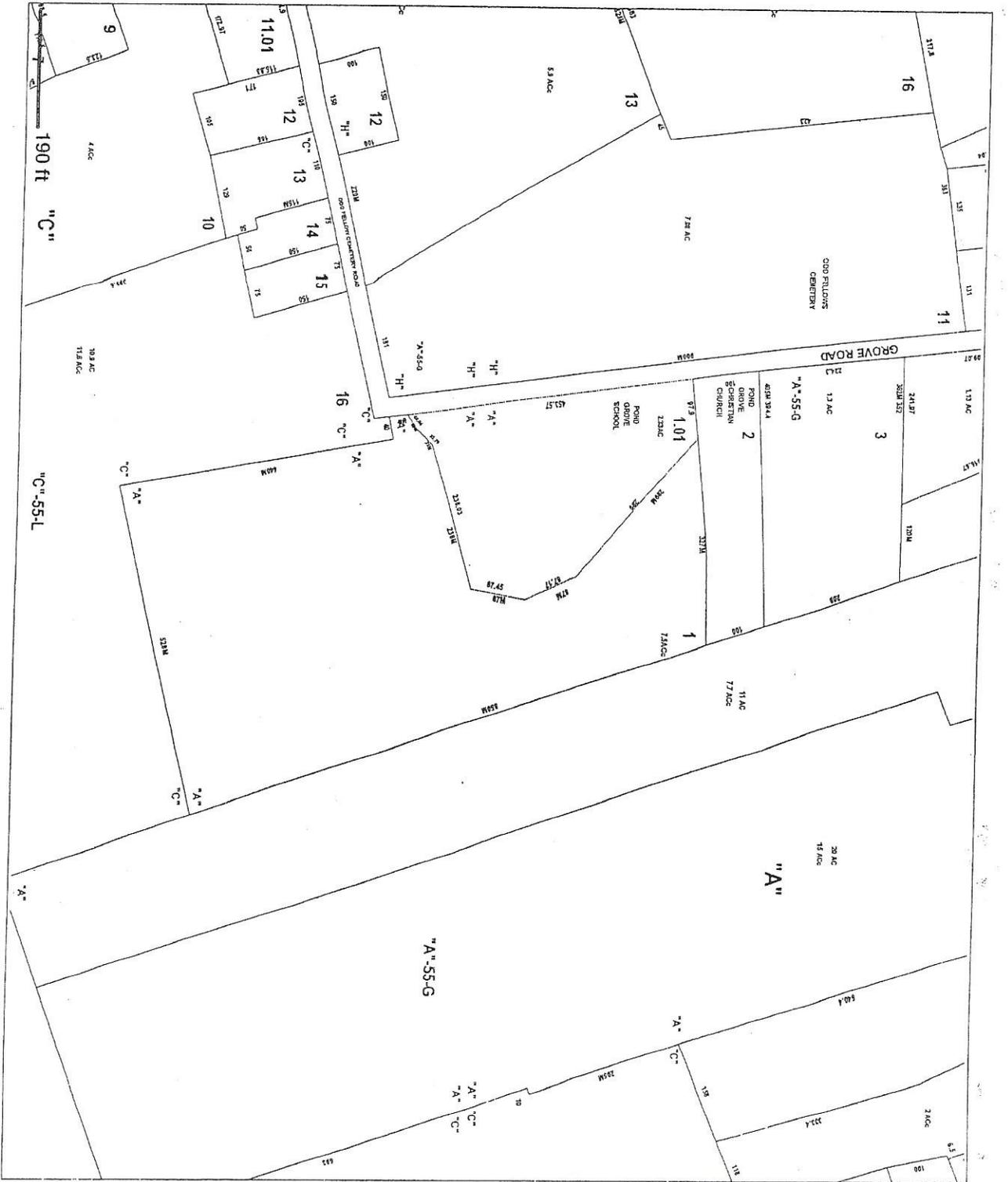
1 inch = 100 feet





ROANE COUNTY, TENNESSEE - Map 55G GIP A Pic 1.01

RECLAIMER THIS MAP IS FOR PROPERTY TAX ASSESSMENT PURPOSES ONLY. IT WAS CONSTRUCTED FROM PROPERTY INFORMATION PROVIDED IN THE OFFICE OF THE REGISTER OF DEEDS, AND IS NOT CONCLUSIVE AS TO LOCATION OF PROPERTY OR LEGAL OWNERSHIP.



- TEXT_100FT
- TEXT_400FT
- TEXT
- PARCELS

Resolution # 02-14-04

A Resolution assigning the recently purchased Cawood Law Office house and property, Map 0586, Group E Parcel 010.00 to the Roane County Sheriff's Department.

WHEREAS, Roane County has recently purchased the Cawood Law Office house and property, Map 0586 Group E Parcel 010.00, and;
WHEREAS, the Roane County Sheriff's Department has requested the use of the house and property, and;
WHEREAS, the Roane County Sheriff's Department has expressed their desire to use said premise for:

- Office space
- Storage facility
- Facility to hold juvenile children who have been removed from their residences pending placement in suitable housing (facility will not hold a child for longer than 12 hours), and ;

WHEREAS, the Roane County Sheriff's Department recognizes that the use of the premise is considered temporary.
NOW, THEREFORE, BE IT RESOLVED that the Roane County Commission does hereby approve the assignment of the Cawood Law Office house and property, Map 0586 Group E Parcel 010.00, for temporary use to the Roane County Sheriff's Department.
BE IT FURTHER RESOLVED that the property's intended use is as described above.

UPON MOTION of Commissioner Forrester seconded by Commissioner Johnson.

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

The following Commissioners voted No:-0-

The following Commissioners Passed: -0-

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

Resolution # 02-14-05

A Resolution authorizing the county attorney to file a lawsuit regarding a violation of the 2012 International Residential Code, Section R105, by allowing a structure to be placed on property identified as Tax Map 110. Parcel 8.03 without a building permit.

Withdrawn without objection.

Resolution # 02-14-06

A Resolution authorizing the county attorney to file a lawsuit regarding a violation of the 2012 Residential Code, Section R105, by allowing a structure to be placed on property identified as Tax Map 114, Parcel 38.00 without a building permit.

WHEREAS, Roane County, Tennessee adopted the 2012 International Residential Code by adoption of Resolution # 11-12-09.

WHEREAS, said property is located in a A-1 (General Agricultural) District.

WHEREAS, Terry Cotts, having failed to comply with the 2012 International Residential Code, Section R105, by allowing a structure to be placed on property identified as Tax Map 114, Parcel 38.00 without a building permit, is subject to said building code, and if he is, petitioning the court to enforce the same by granting injunctive and other relief.

THEREFORE, BE IT RESOLVED:

The county attorney is authorized to file a lawsuit to determine whether Terry Cotts, having failed to comply with the 2012 International Residential Code, Section R105, by allowing a structure

to be placed on property identified as Tax Map 114, Parcel 38.00 without a building permit, is subject to the existing building code, and if he is, petitioning the court to enforce the same by granting injunctive and other relief.

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

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

The following Commissioner passed: **(0)**

The following commissioners voted No: **(0)**

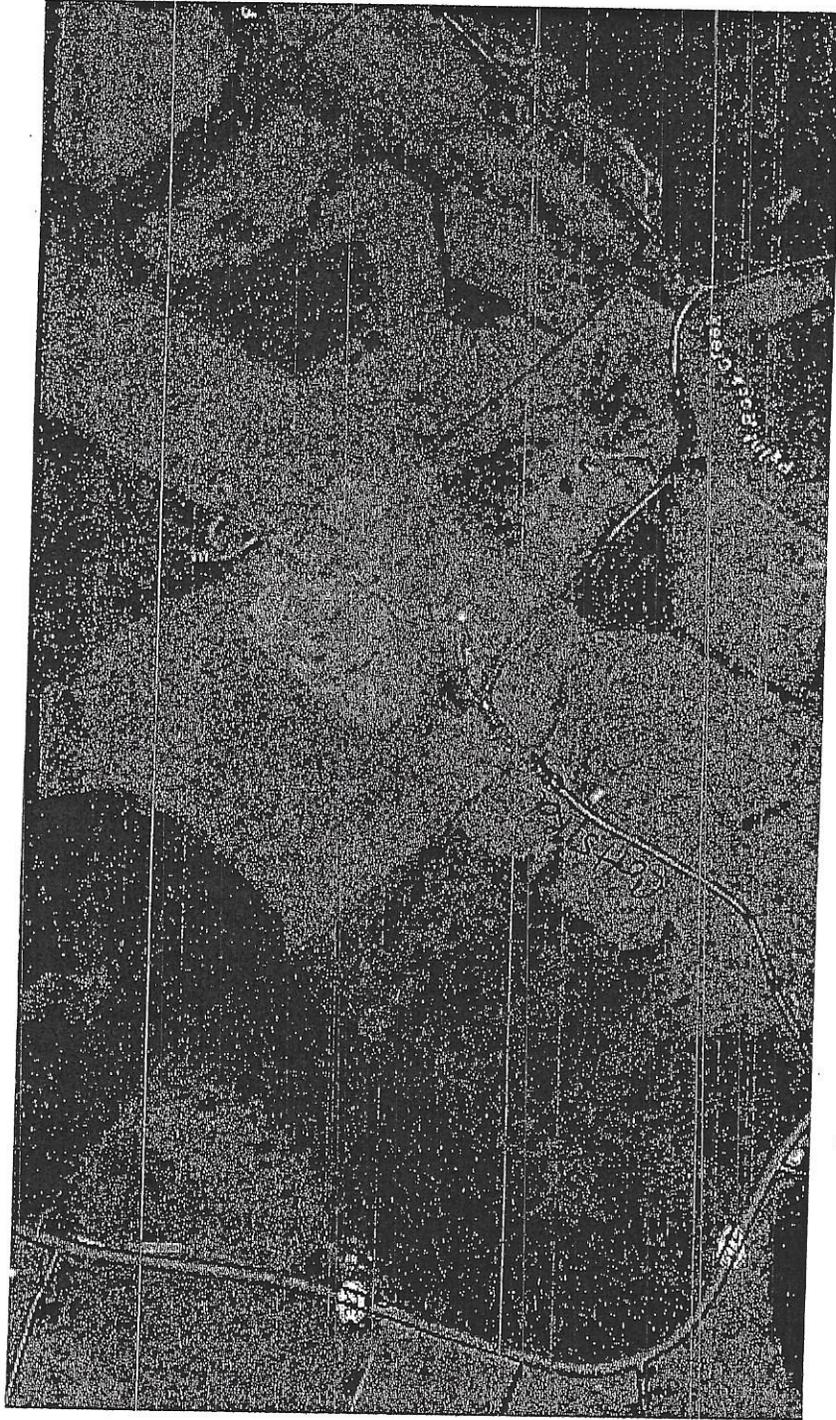
THEREFORE, the Chair announced to the Commission that said Resolution had received a constitutional majority and ordered same spread of record.

195 Cottis Rd
Philadelphia TN 378



196 Cottis Rd





195 Cott's Rd, Philadelphia
Map 114 - Parcel 38.00
Terry Cott's

Resolution # 02-14-07

A Resolution requesting the Tennessee General Assembly to repeal Chapter 111 of the Private Acts of 1937 and all amendments thereof.

Motion to adopt was made by **Commissioner Berry** with second by **Commissioner Kelley**.

Motion to send the resolution to the Legislative Committee was made by **Commissioner Johnson** with second by **Commissioner Forrester**.

The following voted Aye: **Bacon, Berry, East, Forrester, Johnson, Kelley, Nelson (7)**

The following Commissioners voted No: **Brummett, Cantrell, Collier, Ellis, Granger, Moore, Tedder (7)**

Motion Failed.

Upon roll call vote the following commissioners voted to adopt the resolution :**Bacon, Berry, East, Kelley, Nelson (5)**

that the property's intended use is as described above.

The following Commissioners voted No: **Brummett, Cantrell, Collier, Ellis, Forrester, Granger, Johnson, Moore, Tedder (9)**

Motion Failed.

Upon roll call vote to adopt Resolution # 02-14-07 the following Commissioners voted Aye: **Bacon, Berry, East, Forrester, Johnson, Kelley, Nelson (7)**

The following Commissioners voted No: **Brummett, Cantrell, Collier, Ellis, Granger, Moore, Tedder (7)**

Motion Failed.

Motion duly made by **Commissioner Moore** second by
Commissioner Tedder the December 10, 2012 meeting stood
adjourned at 8:30 P.M.

APPROVED:

Chairman James Brummett

Attest:

County Clerk Barbara J. Anthony