

**MINUTES  
ROANE COUNTY COMMISSION  
REGULAR MEETING  
NOVEMBER 18, 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 18<sup>th</sup> day of November, 2013 at 7:00 P.M.  
The Commission was called to order by **Bailiff Lloyd Cook**.

Invocation was given by **Commissioner Tedder**.

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, Collier, East, Ellis, Forrester, Goddard, Granger, Johnson, Kelley, Moore, Nelson, Tedder**. (14)

Absent: **Cantrell**, on family business (1)

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

**APPROVE MINUTES OF THE October 21, 2013 MEETING.**

**MOTION** was made by **Commissioner Forrester** with second by **Commissioner Johnson** to approve the minutes of the October 21, 2013 meeting.

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

**ACCEPTANCE OF COMMITTEE REPORTS AND CORRESPONDENCE:**

1. **Minutes** of Board of Zoning Appeals 08-21-2013
2. **Minutes** of Public Utility Board 09-24-2013
3. **Minutes** of Planning Commission 09-25-2013
4. **Minutes** of Fire Board 10-08-2013
5. **Minutes** of Budget Committee 10-15-2013

6. **Minutes** of Safety Committee 10-22-2013
7. **Minutes** of Emergency Services 10-22-2013
8. **Minutes** of School Liaison Committee 10-04-2013
9. **Minutes** of Sports Recreation Committee 10-29-2013
10. **Minutes** of Ad-Hoc Sub-Committee 08-22-2013
11. **Minutes** of Ad-Hoc Sub-Committee 10-29-2013
12. **Memo** from County Executive Ronald B. Woody to EDA Board Members on Semi-Annual Report for period of April 2013-September 2013.
13. **Note** of fourth analysis in the decision making process for the establishment of a Veterans' Service Office to enhance the service of benefits to our area veterans.
14. **Report**, quarterly for Community Probation Services third quarter 07-01-2013 through 09-30-2013.
15. **Report** of Trustee Summary Audit and Assessor Explanation 10-18-2013
16. **Letter** from State of Tennessee director Brooxie Carlton of the Department of Economic and Community Development in approval of the South Pine Ridge Road area sewer line project in the amount of \$487,067. 11-04-2013
17. **Letter** from County Executive Ronald B. Woody to Senator Ken Yager, State Representative Kent Calfee, and State Representative Ron Travis concerning the fiscal capacity formula used by the state to determine education funding for the county based on wealth and possible flaw in the formula found by statistics regarding Free and Reduced Lunch Program student enrollment. 11-06-2013
18. **Report**, annual financial statement for General Sessions Court for the year ended June 30, 2013. 08-01-2013
19. **Report**, annual financial statement for Circuit Court for the year ended June 30, 2013. 10-29-2013
20. **Lawsuit** Roane County vs. Leslie E. and Kathy Chastain.
21. **Lawsuit** Roane County vs. Wilma June Brooks.

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

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

**NOTARIES:**

The following persons desiring to be elected as a Notary Public in Roane County were presented to the Commission by County Clerk **Barbara Anthony:**

Whitney Hill, Amy B. Hall, Janet W. Woody, Albert Larry Hill, Jane R. Long, Becky R. Devaney, Steven R. Bandy.

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

Motion **Passed** upon unanimous voice vote.

**HEARING OF DELEGATION:** None

**COUNTY ATTORNEY'S REPORT:**

**Attorney McFarland** announced the impending return of the Honorable Judge Humphreys as scheduled for November 19, 2013. Attorney McFarland stated that all current lawsuits have been filed.

**COUNTY EXECUTIVE'S REPORT:**

**SPECIAL ORDERS:**

**Tax Assessor David Morgan** updated the commission on changes in the Property Assessor's office including new staff, training methods, customer service, transparency, the computer system, and other details.

David Morgan recognized employees and presented certificates awarded by the State Board of Equalization to employees Jerry Baird, Barry Cofer, and Nick Williams.

**ZONING RESOLUTIONS:**

**REZONING RESOLUTION # 11-13-01Z**

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

REQUESTED BY: **Thang Le**

ROANE COUNTY PLANNING COMMISSION RECOMMENDS:

                   APPROVAL                      PUBLIC HEARING INFORMATION  
      **X**       DENIAL                      NOTICE DATE: **Oct. 11, 2013**  
                   OTHER                      NEWSPAPER:           ROANE COUNTY NEWS

HEARING DATE: **Nov. 18, 2013**

COUNTY COMMISSION ACTION

READING DATE: **Nov. 18, 2013**

EFFECTIVE DATE: **Nov. 18, 2013**

Planning Commission voted unanimously to deny the request. The request is to allow warehousing of a commercial product. The reasons for denial were due to egress and ingress concerns, and it was considered to be spot zoning.

**WHEREAS**, Roane County Legislative Commission has been asked to consider the rezoning of Map 71, Parcel 68.01 as shown on the attached map, and,

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

**A-2 (Developing Agricultural) to C-2 (Highway Commercial)**  
and,

**WHEREAS**, the planning commission recommendation is certified:

**BE IT RESOLVED BY THE ROANE COUNTY COMMISSION THAT:**

Section 1: Map 71, Parcel 68.01 as shown on the attached map is hereby zoned C-2 (Highway Commercial).

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

(See attachments)

Submitted by the County Executive at the request of the Roane County Planning Commission.

**UPON MOTION** by **Commissioner Moore**, Seconded by **Commissioner Berry**

The following commissioners voted Aye: **Brummett, Collier, Ellis, Forrester, Granger, Johnson, Kelley, Moore, Nelson, Tedder (10)**

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

The following commissioners voted No: **Bacon, Berry, East, Goddard (4)**

**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 # 11-13-01**

**IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.**

**A RESOLUTION authorizing ROANE COUNTY to refund to: Robert and Cynthia Wilson, 187 Van Stowe Road, Harriman TN 37748, the sum of \$128.00.**

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

Reason: re-measured and found errors on field review

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
057E	E	007.00	2013	\$1,479.00	\$128.00

**NOW, THEREFORE, BE IT RESOLVED,** that **ROANE COUNTY** is hereby authorized to refund to Robert Wilson, 187 Van Stowe Road, Harriman TN 37748, the sum of \$128.00.

**UPON MOTION of Commissioner Moore, seconded by Commissioner Kelley ,**

The following Commissioners voted Aye: **Bacon, Berry, Brummett, Collier, East, Ellis, Forrester, Goddard, 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.

**RESOLUTION # 11-13-02**

**IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE**

**A RESOLUTION to amend the General Fund (101) in order to fund a part time position to assist local veterans with access to needed services.**

**WHEREAS**, the State of Tennessee has asked counties to take a proactive position in helping local veterans, and

**WHEREAS**, the county currently has a small contribution set up for four (4) non-certified officers, and

**WHEREAS**, a dedicated part time employee can offer a higher level of assistance to our veterans by becoming a certificated officer and having a dedicated office (as approved by the county commission October, 2013) and

**WHEREAS**, a part time certified position will require at minimum 1,000 work hours a year and will need various equipment in their office such as phone, printer/copier along with access to either a county vehicle or travel budget, and

**WHEREAS**, an annual budget is anticipated at \$30,000 with the first year budget being \$17,000, and

**WHEREAS**, a Decision Making Analysis of Establishment of a Veteran's Service Office has been published on the county website describing in more detail Roane County's need.

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

Fun d	Account No.	Description	Current Bgt	Amend	Amend Bgt
<b>Expenditure</b>					
		Veteran's Services			
		Part Time			
101	58300	169 Personnel	-	12,000	12,000
		201 Social Security	-	1,000	1,000
		355 Travel	-	500	500
		425 Gasoline	-	500	500
		In Service Staff			
		524 Development	-	1,000	1,000
		Data Processing			
		709 Equipment	-	<u>2,000</u>	2,000
				17,000	
<b>Fund Balance</b>					
		Unassigned Fund	2,467,15	(17,000	2,450,15
101	39000	Balance	8	)	8

**UPON MOTION of Commissioner Moore, seconded by Commissioner Collier,**

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

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

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

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

**RESOLUTION # 11-13-03**

**IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE**

**A RESOLUTION** to amend the General Fund (101) in order to receive and appropriate a grant for the Sheriff's Department.

**WHEREAS,** the Sheriff's Department was awarded a grant from Wal-Mart, and

**WHEREAS,** the grant is for \$1,000 and has no match money requirement, and

**WHEREAS,** this grant is to be used towards the purchase of tactical uniforms for officers.

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

Fund No.	Account	Description	Current Bgt	Amend	Bgt
<b>Revenue</b>					
101	44570	wlmt Contributions & Gifts	-	1,000	1,000
<b>Expenditure</b>					
	Sheriff's Department				
		451-			
101	54110	wlmt Uniforms	-	1,000	1,000

**UPON MOTION of Commissioner Moore, seconded by Commissioner Ellis,**

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

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

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

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

**RESOLUTION # 11-13-04**

**IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE**  
**A RESOLUTION to amend the Highway Capital Projects Fund (176) to reassign funding from the Crystal Cove project and appropriate funding for projects on Airport Road and Poplar Springs Road.**

**WHEREAS,** the work being done in Crystal Cove is projected to come in under budget and funds are eligible to be reappropriated, and

**WHEREAS,** additional capital projects have been identified by the Highway Department, and

**WHEREAS,** these additional projects are on Airport Road and Poplar Springs Road.

**NOW, THEREFORE, BE IT RESOLVED** that the Highway Capital Projects Fund (176) be amended as follows:

Account Fund No.	Description	Current Bgt	Amend Amend	Amend Bgt
<b>Sub Fund COV</b>				
<b>Expenditure</b>				
	Capital Outlay			
176	68000	312	Contracts with Private Agencies	157,017 (30,000) 127,017
		321	Engineering Services	81,784 (30,000) 51,784
	Transfer Out			
176	99100	590-014	Transfer Out	- 60,000 60,000

Account Fund No.	Description	Current Bgt	Amend Amend	Amend Bgt
<b>Sub Fund 014</b>				
<b>Revenue</b>				
176	49800		Transfer In	- 60,000 60,000
<b>Expenditure</b>				
	Capital Outlay			
176	68000	312-Air	Contracts with Private Agencies	- 10,000 10,000
		312-Psp	Contracts with Private Agencies	- 10,000 10,000
		409-Air	Crushed Stone	- 10,000 10,000
		409-Psp	Crushed Stone	- 10,000 10,000
		713-Air	Highway Construction	- 10,000 10,000
		713-Psp	Highway Construction	- <u>10,000</u> 10,000
				60,000

**UPON MOTION** of **Commissioner East**, seconded by **Commissioner Kelley**,

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

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

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

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