

**MINUTES
ROANE COUNTY COMMISSION
REGULAR MEETING
MARCH 14, 2016**

**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 14th day of March, 2016 at 7:00 P.M.

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

Invocation was given by **Commissioner Hooks**.

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 **Ron Berry**, and the following Commissioners: **Bell, Berry, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, Moore, Meadows (15)**

Absent: **-0-**

THEREUPON Chairman Berry announced the presence of a quorum. Also present was the Honorable **Ron Woody**, County Executive, Budget Director **Kaley Walker**, County Attorney **Greg Leffew**, Deputy Clerk **Bobbie Tipton**, and Building Inspector **Glen Cofer**.

APPROVE MINUTES OF THE FEBRUARY 09, 2015 MEETING.

MOTION was made by **Commissioner Meadows** with second by **Commissioner East** to approve.

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

ACCEPTANCE OF COMMITTEE REPORTS AND CORRESPONDENCE:

- 1. Minutes of Environmental Review Board 11-05-15.**
- 2. Minutes of Environmental Review Board 12-03-15.**
- 3. Minutes of Planning Commission 01-20-15.**

4. Minutes of Industrial Liaison Committee 01-26-16.
5. Minutes of School Liaison Committee 01-26-16.
6. Minutes of Cable TV Committee 02-01-16.
7. Minutes of Fire Board 02-09-16.
8. Minutes of Emergency Services Meeting 02-11-16.
9. Minutes of County Commission Work Session 02-23-16.
10. Minutes of Sheriff's Liaison Committee 02-25-16.
11. Minutes of County Commission/Tourism Committee 02-35-16.
12. Report, Quarterly: Probation Services LLC 10-01-15 through 12-31-15.
13. Report, Monthly: County Executive's Departments for January 2016.
14. Letter of resignation from Stanley Tilley of the Board of Equalization 01-22-16.
15. Letter from DOE re: DOE Travel Practices in Oak Ridge 02-02-16.
16. Letter of appreciation from Dr. John Merwin re: Ms. Teresa Goldston 04-02-16
17. Letter from Dept. of Health re: Tobacco Settlement Program 02-22-16.
18. Email to Executive Woody re: Impact Training 02-23-16.
19. Letter from Community Development Services re: Home Program 02-24-16.
20. Demolition estimate for 522 and 309 Roane Street 02-29-16.
21. Proclamation – "Clean up Roane County Month" March 2016.
22. Letter from Glen Cofer re: Abandonment of a portion of Pekoma Road in Philadelphia 03-02-16.
23. Letter to trustee Wilma Eblen re: last day to pay property Taxes for 2015. 02-22-16

Motion to accept was made by **Commissioner Ferguson** with second by **Commissioner Hooks**.

Motion **Passed** upon unanimous voice vote.

NOTARIES:

The following persons desiring to be elected as a Notary Public in Roane County were presented to the Commission by Deputy Clerk **Bobbie Tipton**: Angelique Dewert, Jayma N. Drinnon, James W. Gunter, Christy D. Hughes, Colleen Carey Landaiche, Gwen T. Scudder, Kevin L. Smith, Alison L. Terebush, Susan E. Thomas, Denese Wood, and Jared Nicholas Woodward.

Motion to accept was made by **Commissioner Brummett** with second by **Commissioner Meadows**.

Motion **Passed** upon unanimous voice vote.

HEARING OF DELEGATION:

Roberta Dennis encouraged support for the local police and sheriff departments of Roane County.

Ms. Dennis also mentioned the Comptroller 's work in Sumner County, regarding property taxes.

Toby Rhynehart expressed continued frustration with the level of noise produced by Tiger Haven, which is located next door to his property.

Wade Cresswell, President/CEO of Roane Alliance, addressed the commission about the pending status of the School Group Visioning Exercise for Roane County Schools.

COUNTY ATTORNEY'S REPORT:

County Attorney Leffew discussed lawsuits and answered questions from the Commission.

COUNTY EXECUTIVE'S REPORT:

A check presentation from the Community Action Group will be made at the front gate of the Swan Pond Sports Complex on Wednesday, February 10th at 11:00 am.

SB1949- Roane County requested this bill related to delinquent tax properties. The bill will be heard in the State and Local Government Committee which is chaired by Sen. Ken Yager. In addition to Roane County, there are five other interested parties in the bill.

A lot of discussion is going on in Nashville regarding school vouchers. I suggested to Sen. Yager and Rep. Calfee that if the school vouchers were approved, then an amendment might be in order to limit the use to the county in which the student resides.

Update of Financial Beginning Balances for the current FY16 budget. See attached report. This information will also be posted to www.roanecountyttn.gov > County Executive > FY17 Budget Work.

Audit completed their work about two (2) weeks ago.
Review of the 2017 to 2030 Debt Service budget. See attached spreadsheets. This information will also be posted to www.roanecountytn.gov > County Executive > FY17 Budget Work.

SPECIAL ORDERS:

Approval of recommendation by Emergency Services Committee to appoint Sandy Monday to the Emergency Services Committee due to a vacancy caused by the resignation of Fran Puckett.

Motion to approve was made by **Commissioner Granger** with second by **Commissioner Meadows**.

Motion **Passed** upon unanimous voice vote.

ZONING RESOLUTIONS:

Resolution # 03-16-01Z

A rezoning request by the Planning Commission to rezone Parcels along Ruritan Road.

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: **PLANNING COMMISSION**

PUBLIC HEARING INFORMATION

NOTICE DATE: **Feb. 22, 2016**

NEWSPAPER: **ROANE COUNTY NEWS**

HEARING DATE: **March 14, 2016**

COUNTY COMMISSION ACTION

READING DATE: March 14, 2016

EFFECTIVE DATE: March 14, 2016

Planning Commission Chairman

Planning Commission Secretary

Date

COMMENT:

Planning Commission unanimously APPROVED the request.

WHEREAS, Roane County Legislative Commission has been asked to consider the rezoning of parcels along Ruritan Road as shown on the attached map dated 1/4/2016, and,

WHEREAS, the planning commission of jurisdiction has reviewed the request to have said parcel along Ruritan Road rezoned as per said map and,

WHEREAS, the planning commission recommendation is certified:

BE IT RESOLVED BY THE ROANE COUNTY COMMISSION THAT:

Section 1: Parcels along Ruritan Road as shown on the attached map are hereby zoned as shown on attached map dated 1/4/2016.

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

Upon motion by **Commissioner Johnson**,

Seconded by Commissioner **Hendrickson**

The following commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (15)**

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

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

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

OLD BUSINESS: None

NEW BUSINESS:

RESOLUTION NO. 03-16-01

A RESOLUTION authorizing the county attorney to file a lawsuit asking the court to declare whether Stephen & Rhonda Dishman, by operating a junkyard and/or outdoor storage/salvage operation on property designated as Tax Map 55, Parcels 038.02, is subject to Roane County Zoning Regulations, and if he 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 C-2/A-2 (Highway Commercial/Developing Agricultural) District.

WHEREAS, Stephen & Rhonda Dishman, having failed to comply with Roane County Zoning Regulations, Section 313, I-B Junkyard, by operating a junkyard-outdoor storage/savage operation in a Residential District on property designated as Map 55, Parcels 038.02 subject to Roane County Zoning Regulations, 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 Stephen & Rhonda Dishman is operating a junkyard-outdoor storage/savage operation on property designated as Map 55, Parcels 038.02 and is subject to Roane County Zoning Regulations, Section 313, I-B Junkyard, and if he is, petitioning the court to enforce the same by granting injunctive and other relief.

Upon motion by **Commissioner Hooks**, seconded by **Commissioner East**,

The following commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink Granger, Hendrickson, Hooks. Johnson, Kelley, Meadows, Moore (15)**

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.

SEE ATTACHMENT

RESOLUTION NO. 03-16-02

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 designated as Tax Map 057D, Group A, Parcel 005.00.

WHEREAS, Roane County, Tennessee adopted Resolution # 01-14-03 regarding overgrown vegetation and accumulated debris.

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

WHEREAS, William & Tammy Trent, having failed to comply with Resolution # 01-14-03, by continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Tax Map 057D, Group A, Parcel 005.00, are subject to Resolution # 01-14-03, 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 William & Tammy Trent, having failed to comply with Resolution # 01-14-03 by continually allowing overgrown vegetation on property identified as Tax Map 057D, Group A, Parcel 005.00, are subject to Resolution # 01-14-03, and if they are, petitioning the court to enforce the same by granting injunctive and other relief.

Upon motion by **Commissioner Kelley**, seconded by **Commissioner Brummett**,

The following commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (15)**

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

See attachment

**RESOLUTION NO. 03-16-03
IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE**

A RESOLUTION authorizing the county attorney to file a lawsuit regarding a violation of the 2012 International Building Code, Section 105, by allowing a structure to be placed on property identified as Tax Map 069, Parcel 065.03 without a building permit.

Motion to correct the name in the BE IT THEREFORE RESOLVED: clause from **James & Daniel Beene** to **Darrel Gene Lawson**.

Motion **Passed** upon unanimous voice vote.

Resolution # 03-16-03 (As Amended)

A RESOLUTION authorizing the county attorney to file a lawsuit regarding a violation of the 2012 International Building Code, Section 105, by allowing a structure to be placed on property identified as Tax Map 069, Parcel 065.03 without a building permit.

WHEREAS, Roane County, Tennessee adopted the 2012 International Building Code (IBC) by adoption of Resolution # 11-12-08.

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

WHEREAS, Darrel Gene Lawson, having failed to comply with the 2012 International Building Code, Section 105, by allowing a structure to be placed on property identified as Tax Map 069, Parcel 065.03 without a building permit, are subject to said building code, 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 Darrel Gene Lawson having failed to comply with the 2012 International Building Code, Section 105, by allowing a structure to be placed on property identified as Tax Map 069, Parcel 065.03 without a building permit, are subject to Resolution #11-12-08 IBC, and if they are, petitioning the court to enforce the same by granting injunctive and other relief.

Upon motion by **Commissioner Hooks** seconded by **Commissioner Johnson**,
The following commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (15)**

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

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

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

Resolution # 03-16-04

A Resolution authorizing the county attorney to file a lawsuit regarding an unsafe building and the condition of overgrown vegetation/accumulated debris on property designated as Tax Map 064E, Group C, Parcel 001.00, specific to resident Janice Cofer.

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

WHEREAS, Roane County, Tennessee adopted Resolution # 01-14-03 regarding overgrown vegetation and accumulated debris.

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

WHEREAS, Janice Cofer, having failed to comply with the Unsafe Building and Equipment guidelines Section 115 (2012 International Existing Building Code) in Resolution #11-12-08 and resolution #01-14-03, by continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Tax Map 036, Parcel 026.00, is subject to Resolution #11-12-08 and # 01-14-03, 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 Janice Cofer, having failed to comply with the Unsafe Building and Equipment guidelines Section 115 (2012 International Existing Building Code) in Resolution #11-12-08 and resolution #01-14-03 by continually allowing an unsafe structure and the condition of overgrown vegetation on property identified as Tax Map 064E, Group C, Parcel 001.00, are subject to Resolution #11-12-08 and #01-14-03, and if they are, petitioning the court to enforce the same by granting injunctive any other relief.

Upon motion by **Commissioner Meadows**, seconded by **Commissioner Hooks**,
The following commissioners voted Aye: **Berry, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (15)**

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

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

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

Resolution # 03-16-05

A Resolution authorizing the county attorney to file a lawsuit regarding the condition of overgrown vegetation/accumulated debris and to declare whether Mary Ruth Phillips, by operating a junkyard and/or outdoor storage/salvage operation on property designated as Tax Map 0041, Group A, Parcels 007.00, is subject to Roane Country Zoning Regulations, and if she is, partitioning the court to enforce the same by granting injunctive and other relief.

WHEREAS, Roane County, Tennessee adopted Resolution # 01-14-03 regarding overgrown vegetation and accumulated debris. And

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

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

WHEREAS, Mary Ruth Phillips, having failed to comply with Resolution #01-14-03, by continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Tax Map 004I, Group A, Parcels 007.00, is subject to Resolution # 01-14-03, and if they are, petitioning the court to enforce the same by granting injunctive and other relief. And

WHEREAS, Mary Ruth Phillips, having failed to comply with Roane County Zoning Regulations, Section 313, I-3B Junkyard, by operating a junkyard-outdoor storage/savage operation in a Developing Agricultural District on property designated as Tax Map 004I, Group A, Parcels 007.00 is subject to on property identified as Tax Map 004I, Group A, Parcels 007.00, 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 Mary Ruth Phillips, having failed to comply with Resolution #01-14-03, and having failed to comply with Roane County Zoning Regulations, Section 313, I-3B Junkyard, on property identified as Tax Map 004I, Group A, Parcels 007.00, is subject to Resolution #01-14-03 and the on property identified as Tax Map 004I, Group A, Parcels 007.00, and if she is, petitioning the court to enforce the same by granting injunctive and other relief.

Upon motion by **Commissioner**, Kelley seconded by **Commissioner Hendrickson**,

The following commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink , Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (15)**

The following Commissioners 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.

See Attachment

Resolution # 03-16-06

A Resolution authorizing the county attorney to file a lawsuit regarding an unsafe building and the condition of overgrown vegetation/accumulated debris on property designated as Tax map 36, Parcel 26.00, specific to resident J.M. Sensaboy.

WHEREAS, Roane County, Tennessee adopted Resolution # 01-14-03 regarding overgrown vegetation and accumulated debris.

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

WHEREAS, J. M. Sensaboy, having failed to comply with Resolution # 01-14-03, by continually allowing conditions of overgrown vegetation/accumulated debris on property identified as Tax Map 036, Parcel 026.00, is subject to Resolution # 01-14-03, 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 J. M. Sensaboy, having failed to comply with Resolution # 01-14-03 by continually allowing overgrown vegetation on property identified as Tax Map 036, Parcel 026.00, are subject to Resolution # 01-14-03, and if they are, petitioning the court to enforce the same by granting injunctive and other relief.

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

The following commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore 15)**

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

See attachment

Resolution # 03-16-07

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

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

WHEREAS, Roane County has contracted with the state for planning services rather than adding an additional employee at this time, and

WHEREAS, the cost of insurance for buildings and liability were lower than originally anticipated, and

WHEREAS, a few of the grants for the sheriff's office need to be identified in this year's budget due to their receipt later than 60 days after the end of the fiscal year.

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

Upon motion of Commissioner Fink, seconded by Commissioner Granger,

The following Commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (15)**

No:-**0**-

Passed:-**0**-

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

See attachment

RESOLUTION NO.03-16-08

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION TO AMEND PERMIT FEES FOR ALL RESIDENTIAL AND COMMERCIAL MECHANICAL PERMITS.

WHEREAS, Roane County Commission ratified Chapter 279 of the Private Acts of 1974 to require any owner of real property in Roane County that plans to build, construct, or remodel, or who plans to cause or allow to be built, erected, constructed, or remodeled, any building or improvements upon their real property, to obtain a permit for such construction or remodeling.

WHEREAS, in said Chapter 279 of Private Acts 1974, Section 4 provides that Roane County Commission is authorized to pass and regulate by resolution, the cost of building permits.

WHEREAS, Roane County Commission has approved Resolutions #11-12-08 International Building Codes (IBC) and #11-12-09 International Residential Codes (IRC),

WHEREAS, R108.2 Schedule of permit fees. On buildings, structures, electrical, gas, mechanical and plumbing systems or alterations requiring a permit, a fee for each permit shall be paid as required, in accordance with the schedule as established by the applicable governing authority. And,

THEREFORE, BE IT RESOLVED, Section R108.2 Schedule of permit fees, is amended as attached and described,

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately after passage.

Upon motion by **Commissioner Hooks** seconded by **Commissioner East**.

The following commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (15)**

The following Commissioner Passed: **-0-**

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

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

RESOLUTION NO. 03-16-09

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION TO AMEND PERMIT FEES FOR ALL RESIDENTIAL AND COMMERCIAL MECHANICAL PERMITS.

WHEREAS, Roane County Commission ratified Chapter 279 of the Private Acts of 1974 to require any owner of real property in Roane County that plans to build, construct, or remodel, or who plans to cause or allow to be built, erected, constructed, or remodeled, any building or improvements upon their real property, to obtain a permit for such construction or remodeling.

WHEREAS, in said Chapter 279 of Private Acts 1974, Section 4 provides that Roane County Commission is authorized to pass and regulate by resolution, the cost of building permits.

WHEREAS, Roane County Commission has approved Resolutions #11-12-08 International Building Codes (IBC) and #11-12-09 International Residential Codes (IRC),

WHEREAS, R108.2 Schedule of permit fees. On buildings, structures, electrical, gas, mechanical and plumbing systems or alterations requiring a permit, a fee for each permit shall be paid as required, in accordance with the schedule as established by the applicable governing authority and,

THEREFORE, BE IT RESOLVED, Section R108.2 Schedule of permit fees, is amended as attached and described,

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately after passage.

Upon motion by **Commissioner Kelley** seconded by **Commissioner Hooks**,

The following commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore. (14)**

The following Commissioner Passed: **-0-**

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

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

RESOLUTION NO. 03-16-10

A RESOLUTION TO AMEND PERMIT FEES FOR ALL BUILDING PERMITS.

WHEREAS, Roane County Commission ratified Chapter 279 of the Private Acts of 1974 to require any owner of real property in Roane County that plans to build, construct, or remodel, or who plans to cause or allow to be built, erected, constructed, or remodeled, any building or improvements upon their real property, to obtain a permit for such construction or remodeling.

WHEREAS, in said Chapter 279 of Private Acts 1974, Section 4 provides that Roane County Commission is authorized to pass and regulate by resolution, the cost of building permits.

WHEREAS, Roane County Commission has approved Resolutions #11-12-08 International Building Codes (IBC) and #11-12-09 International Residential Codes (IRC),

WHEREAS, Section 109.2 Schedule of permit fees. On buildings, structures, electrical, gas, mechanical, and plumbing systems or *alterations* requiring a *permit*, a fee for each *permit* shall be paid as required, in accordance with the schedule as established by the applicable governing authority. And,

WHEREAS, Appendix L of the 2012 IRC is amended to reflect changes in the fees for permits.

THEREFORE, BE IT RESOLVED, Section 109.2 Schedule of permit fees, is amended as attached and described,

BE IT FURTHER RESOLVED, Appendix L of the 2012 IRC is amended attached and described.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately after passage.

Upon motion by **Commissioner Kelley** seconded by **Commissioner Granger**,

The following commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (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 orders same spread of record.

RESOLUTION NO. 03-16-11

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION TO AMEND PERMIT FEES REFUND FOR ALL BUILDING PERMITS.

WHEREAS, Roane County Commission ratified Chapter 279 of the Private Acts of 1974 to require any owner of a property in Roane County that plans to build, construct, or remodel, or who plans to cause or allow to be built, erected, constructed, or remodeled, any building or improvements upon their property, to obtain a permit for such construction or remodeling.

WHEREAS, in said Chapter 279 of Private Acts 1974, Section 4 provides that Roane County Commission is authorized to pass and regulate by resolution, the cost of building permits.

WHEREAS, Roane County Commission has approved Resolutions #11-12-08 International Building Codes (IBC) and #11-12-09 International Residential Codes (IRC),

WHEREAS, R108.5 Refunds. The building official is authorized to establish a refund policy.

THEREFORE, BE IT RESOLVED, R108.5 Refunds is amended as described: For any project for which a building permit has been issued, and the fee paid for the building permit, and the project is cancelled before any work has been completed, the permit holder shall be entitled to a refund of the permit fee paid minus a processing fee of 20% of the amount of the fee paid. To obtain a refund, the permit holder must request the refund on a form provided by Roane County Codes Enforcement within 180 days of the date the permit was issued. No refund will be issued for any permit of less than \$24,000.00 in construction value.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately after passage.

Upon motion by **Commissioner Kelley**, seconded by **Commissioner Hooks**,

The following commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (14)**

The following Commissioner Passed: **-0-**

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

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

RESOLUTION # 03-16-12

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing the filing of a grant application with the Department of Environment and Conservation for recreation development at Swan Pond Sports Complex

WHEREAS, the Department of Environment and Conservation is offering a Local Parks and Recreation Fund grant opportunity; and

WHEREAS, the county desires to continue to develop the Swan Pond Sports Complex; and

WHEREAS, the Roane County Recreation Advisory Board supports the county's application for this grant; and

WHEREAS, the match for this grant is 50% of the project with the match amount being \$250,000 and the project cost being \$500,000.

NOW THEREFORE BE IT RESOLVED that the Roane County Commission in regular session on March 14, 2016 does hereby approve the submission of this grant application and commits to the future expense.

UPON MOTION of **Commissioner Johnson**, seconded by **Commissioner Hooks**,

The following Commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadow, Moore (14)**

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

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

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

Resolution No. 03-16-13

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to support construction of the Oak Ridge Airport at the East Tennessee Technology Park in Roane County.

WHEREAS, the Metropolitan Knoxville Airport Authority is engaged in efforts with the Department of Energy, the Federal Aviation Administration and the Tennessee Aeronautics Commission to build a new general aviation airport at the East Tennessee Technology Park located in the Oak Ridge section of Roane County; and

WHEREAS, the East Tennessee Technology Park is the site of the former K-25 Gaseous Diffusion Plant built during the World War II Manhattan Project; and

WHEREAS, the East Tennessee Technology Park contains a number of important infrastructure assets, including more than 1,000 acres of flat land, rail and barge facilities, electric power and interstate access; and

WHEREAS, the addition of a general aviation airport would serve to leverage these extensive infrastructure assets by providing access to corporate and private planes, making East Tennessee Technology Park one of the premier industrial parks in East Tennessee; and

WHEREAS, a general aviation airport would greatly increase the value of the East Tennessee Technology Park as a location for industrial investment and job creation in Roane County; and

WHEREAS, the Oak Ridge airport would be owned and managed by the Metropolitan Knoxville Airport Authority at no cost to the citizens of Roane County, including the airport's construction and operation; and

WHEREAS, the Oak Ridge Airport will be a highly valuable asset for the Roane Alliance's efforts to create jobs in the Roane County region.

NOW, THEREFORE, BE IT RESOLVED by the Roane County Commission meeting in regular session on March 14, 2016 does hereby strongly support the construction of a general aviation airport at the East Tennessee Technology Park in Oak Ridge.

BE IT FURTHER RESOLVED that a copy of this resolution by submitted to the Federal Aviation Administration, the Tennessee Aeronautics Commission, the Honorable Bill Haslam, Governor of Tennessee, and to members of the Roane County legislative delegation.

UPON MOTION of Commissioner Hooks, seconded by **Commissioner Ellis,**
The following Commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (14)**

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

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

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

Resolution # 03-16-14

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION TO ALLOW THE COUNTY EXECUTIVE OR HIS DESIGNEE TO RENEW THE RENTAL AGREEMENT WITH JON LODEN AS DESCRIBED HEREIN.

WHEREAS, Roane County entered into an agreement (attached hereto) with Jonathan J. Loden & wife, Vicki A. Loden (Property Owners) on February 1, 2014 for the purpose of having a facility to store Emergency Services and other departments vehicles and equipment, and

WHEREAS, it is the county's desire to renew said agreement for the period beginning February 1, 2016 and for additional one-year periods as long as the property is needed, with the understanding that the county can exit the agreement at any time with no penalties if the said vehicles/equipment are moved to a county-owned facility, and

WHEREAS, Roane County shall pay Property Owners as rental for the subject premises (described herein below) the sum of \$1,800.00 per month commencing on the 1st day of February, 2016 and continuing on the same day of each succeeding month during the term hereof. The rental payments of \$1,800.00 shall be made directly to Property Owners at 225 Beaver Trail, Kingston, TN 37763, or such place as the property owners shall designate in writing, and

SUBJECT PROPERTY: Property Owners rents to Roane County the building and lot, referred to as the demised premises, situated at 102 Sycamore Road, Harriman, County of Roane, State of Tennessee, Map #0640, Group B, CTL map 046J, Parcel 00800. The demised premises consists of a commercial building and a fenced parking lot. It is understood that no representation or warranty is made with respect to the erection or

expansion of adjoining areas or to the time other store buildings will be erected and occupied.

NOW, THEREFORE, BE IT RESOLVED that the Roane County Commission does hereby authorize the County Executive or his designee to renew the rental agreement with Jonathan J. & Vicki A. Loden to rent the aforesaid subject property at a rental rate of \$1,800.00 per month for a one year period beginning February 1, 2016 with the option of additional one-year periods as long as the property is needed.

UPON MOTION of Commissioner Hendrickson , Seconded by Commissioner Granger,

The following Commissioners voted Aye: **Bell, Berry, Brummett, Collier, East. Ellis, Ferguson, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (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.

See attachment

Resolution # 03-16-15

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION TO APPROVE THE SEWER ORDINANCE PROVIDED BY LENOIR CITY UTILITY BOARD (LCUB) THAT GOVERNS THE SEWER SYSTEMS UNDER THE OPERATION OF LCUB.

WHEREAS, Roane County constructed the sewer system that is in the Roane Regional Business & Technology Park (RRBTP) and is under contract with LCUB in which the sewer system will be transferred to LCUB, and

WHEREAS, it is the County's desire and is in the best interest of the County to turn over the operation, sewer lines, pump stations, and appurtenances to Lenoir City Utility Board, and

WHEREAS, it is a requirement of LCUB that Sewer Ordinance #2010-6-28-1900-C be approved before the sewer system will be accepted by LCUB, and

WHEREAS, the Roane County Industrial Development Board has met and voted to support this resolution, and

NOW, THEREFORE, BE IT RESOLVED that the Sewer Ordinance #2010-6-28-1900-C is hereby approved for the operation of the sewer system at the Roane Regional Business & Technology Park.

UPON MOTION of Commissioner Kelley, Seconded by Commissioner Johnson,

The following Commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (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.

See Attachment

Resolution # 03-16-16

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION TO PLACE IN SURPLUS a Mobile Portable Kitchen for the Sheriff's Department.

WHEREAS, the Sheriff's Department received the donation of a Mobile Portable Kitchen, and

WHEREAS, it has been determined that there is not a need for the Mobile Portable Kitchen.

NOW, THEREFORE, BE IT RESOLVED that the Mobile Portable Kitchen is hereby declared surplus property and may be disposed of in accordance with TCA §5-14-108.

MOTION to adopt was made by **Commissioner Moore** with seconded by **Commissioner Hooks**.

Motion **Passed** upon unanimous voice vote.

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

Resolution # 03-16-17

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION supporting Tennessee House Bill 2155/Senate Bill 1776 authorizing a county legislative body to use revenue from certain county litigation taxes for substance abuse prevention purposes

Motion to withdraw was made by **Commissioner Granger** with second by **Commissioner Bell**.

Motion **Passed** upon unanimous voice vote.

Resolution # 03-16-18

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION TO ALLOW THE COUNTY EXECUTIVE TO EXECUTE DOCUMENTS TO TURN OVER THE SEWER SYSTEM INSTALLED AT THE ROANE REGIONAL BUSINESS & TECHNOLOGY PARK (RRBTP) TO LENOIR CITY UTILITY BOARD (LCUB).

WHEREAS, the County entered into an agreement with LCUB on December 31, 1999, in which the County is to construct a sewer system for the RRBTP, and

WHEREAS, at the end of construction, LCUB will take over the operation of the sewer system which includes all sewer lines, pump stations, and appurtenances, and

WHEREAS, LCUB has requested an amendment to the current contract and the County Executive has been in negotiations with LCUB to complete this transfer, and

WHEREAS, the Roane County Industrial Development Board has met and voted to support this resolution, and

WHEREAS, the amendment to the contract is negotiated and is in the best interest of Roane County, and the amendment is approved by the County Attorney.

NOW, THEREFORE, BE IT RESOLVED that the County Executive is hereby authorized to execute the documents necessary to turn over the sewer system at Roane Regional Business & Technology Park to include the operation, sewer lines, pump stations, and appurtenances to Lenoir City Utility Board.

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

The following Commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (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 # 03-16-19

A Resolution to amend the Highway Fund (131) due to better estimates of revenues and expenditures.

WHEREAS, the Highway Department has some new retirees on the county health insurance, and

WHEREAS, the cost of insurance for buildings and liability were lower than originally anticipated however, vehicle insurance was higher, and

WHEREAS, additional reimbursable costs related to the ice storm last winter are showing this year's expenditures.

NOW, THEREFORE, BE IT RESOLVED that the Highway Fund (131) be amended as follows:

See Attached Sheet

Upon motion of **Commissioner Moore**, seconded by **Commissioner Granger**, the following Commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (15)**

The following Commissioners voted Nay: **-0-**

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

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

See attachment

Resolution # 03-16-20

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to amend the Ambulance Fund (118) and the General Capital Projects Fund (171) subfund Ambulance (AMB) to reflect transfer of property tax previously received into the operational fund with the purchase of ambulance equipment from the Capital Fund.

WHEREAS, the intent of the commission for fiscal year 2015 was for one (1) penny of property tax for ambulances to be in the Capital Fund, and

WHEREAS, the Tax Resolution was not updated in a timely manner to clearly show this intent and levied the tax for the Operational Fund, and

WHEREAS, the county needs to move the tax money from the operational fund to the capital fund.

NOW, THEREFORE, BE IT RESOLVED that the Ambulance Fund (118) and the General Capital Projects Fund (171) subfund Ambulance (AMB) be amended as follows:

Expenditure				Current	Amend	Amend Bgt
	Transfer Out					
118	99100	590	Transfer Out to Other Fund	-	122,272	122,272
	Fund Balance					
118	34530		Restricted for Public Health and Welfare	386,532	(122,272)	264,260

Revenue				Current	Amend	Amend Bgt
	Transfer In					
171	49800		Transfer In from Other Fund	-	122,272	122,272
	Fund Balance					
171	34585		Restricted for Capital	(84,915)	122,272	37,357

Upon motion of **Commissioner Granger**, seconded by **Commissioner Hooks**,

The following Commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (14)**

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

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

Resolution # 03-16-21

A Resolution to amend the Ambulance Fund (118) and the General Capital Projects Fund (171) subfund (Ambulance (AMB) to reflect transfer of property tax previously received into the operational fund with the purchase of ambulance equipment from the Capital Fund.

WHEREAS, Claiborne Hauling, LLC has offered to settle said lawsuit by paying to Roane County \$5,000,00, and by paying the court cost in said lawsuit.

WHEREAS, Dennis Ferguson, Roane County Road Superintendent, has recommended that the County accept said settlement offer.

NOW, THEREFORE, BE IT RESOLVED by the Roane County Commission that Greg Leffew, County Attorney, and Dennis Ferguson, Road Superintendent, are authorized to execute all documents necessary to settle said lawsuit in accordance with the authority to execute all documents necessary to settle said lawsuit in accordance with the authority granted by this resolution.

Motion to adopt was made by **Commissioner Moore**, and seconded by **Commissioner Granger**,

The following Commissioners voted Aye: **Berry, Brummett, Collier, East, Ellis, Ferguson, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (13)**

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

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

THEREUPON, the chair announced to the Commission that said Resolution has received a constitutional majority and ordered the same spread of record.

Motion duly made by **Commissioner Hendrickson** with second by **Commissioner Granger**, the March 14, 2016 meeting stood adjourned 9:25 P.M.

APPROVED:

Chairman Ron Berry

Attest:

County Clerk Barbara J. Anthony