

**MINUTES  
ROANE COUNTY COMMISSION  
REGULAR MEETING  
DECEMBER 12, 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 12<sup>th</sup> day of December at 7:00 P.M.

The Commission was called to order by **Bailiff Darrell Ruffner**.

Invocation was given by **Commissioner Mike Hooks**.

The Pledge of Allegiance to the flag of the United States of America was led by **Bailiff Darrell Ruffner**.

Present and presiding was the honorable **Ron Berry** and the following commissioners: **David Bell, James Brummett, Peggy Collier, Benny East, Randy Ellis, Greg Ferguson, Todd Fink, Carolyn Granger, Junior Hendrickson, Mike Hooks, Chris Johnson, Steve Kelley, Darryl Meadows, and Stanley Moore. (15)**

Absent: -0-

**THEREUPON**, the Chairman announced the presence of a **quorum**.

Also present was County Executive **Ron Woody**, County Attorney **Greg Leffew**, Budget Director **Connie Aytes**, Building Inspector **Glen Cofer**, Deputy Clerk **Bobbie Tipton**, and Deputy Clerk **Ariel Smith**.

**APPROVE MINUTES OF THE NOVEMBER 14, 2016 MEETING.**

**MOTION to approve** was made by **Commissioner Fink** with second by **Commissioner Brummett**.

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

**No: -0-                      Pass: -0-**

**MOTION passed.**

ACCEPTANCE OF COMMITTEE REPORTS AND CORRESPONDENCE:

- 1.Minutes of Jail Study Committee 11-17-16.
- 2.Minutes of Road Committee 06-15-16.
- 3.Minutes of Environmental Review Board 09-08-16.
- 4.Minutes of Board of Zoning Appeals 09-18-16.
- 5.Minutes of Environmental Review Board 10-06-16.
- 6.Minutes of Public Utility Board 10-11-16.
- 7.Minutes of Planning Commission 10-19-16.
- 8.Minutes of Industrial Liaison Committee 10-20-16.
- 9.Minutes of Codes Enforcement Review Board 10-24-16.
- 10.Minutes of Back Tax Committee 11-02-16.
- 11.Minutes of Jail Study Committee 11-17-16.
- 12.Letter from County Attorney Leffew re: Winter 2017 Cases.  
11-10-16.
- 13.Letter from County Attorney Leffew re: Juniors Restaurant Building 11-09-16.
- 14.Letter from County Attorney Leffew re: Board of Public Utilities v. Tennessee Land and Lakes, Inc. 10-20-16.
- 15.Final Agreement re: Roy Zumstein v Roane County Mayor/Property Assessor/Trustee.
- 16.Letter from County Attorney Leffew re: Summons return  
11-17-16.
- 17.Orders re: Roane County v. McInnis, Green, Russell, Pope and Brown 11-17-16.
- 18.Letter from County Attorney Leffew re:1422 Black Jack Road  
11-21-16.
- 19.Letter from County Attorney Leffew re: Property Maintenance Cases: Dishman, Trent, Phillips: Lawson and Watson 11-22-16.
- 20.Report,Quarterly for Probation Services LLC July , 2016 through September 30, 2016.
- 21.Letter of appreciation to County Executive Woody re: involvement in High School visioning community meeting  
11-16-16.
- 22.Letter to County Executive Woody re: TDOT Proposal 73004-0227-94 PIN No.120388.00 SR 1 Intersection at SR 29 (Pine Ridge Road) in Harriman and TDOT Proposal 73005-1208-14 PIN No. 101244.03 SR 1-(Us 70) from SR 382 to Midtown 11-02-16.
- 23.Tax Notice re: Property ID: 1/26C/H/26C/16/0.
- 24.Letter to County Executive Woody re: Hiring Program Application 11-03-16.
- 25.Letter to County Executive Woody re: Americans with Disabilities Act 11-14-16.
- 26.Letter to County Executive Woody re: Sale of State Owned Real Property @ no cost for Public Use, Track No:1.  
11-18-16.
- 27.Letter to County Executive Woody re: Sale of State Owned Real Property at no cost for Public Use, Track 29, 31,31A 11-18-16.

28. Letter to County Executive Woody re: Midtown First District FPSA 11-21-16.
29. Letter to County Executive Woody re: Lease dated October 19, 2016 between the Industrial Development Board of the City of Harriman, Tennessee and Harriman Gardens II, LP.
30. Letter to Legislators re: invasive aquatic weeds on the Tennessee Reservoir 11-22-16.
31. Letter to County Executive Woody re: K-25 Overlook Building 11-28-16.

**MOTION to accept** was made by **Commissioner Meadows** and seconded by **Commissioner Moore**.

**MOTION passed** upon unanimous voice vote.

At this time, a **motion** was made by **Commissioner Meadows** with second by **Commissioner Johnson** to **waive the 12-day-rule** in order to **include the re-appointment of John Harvey to the E-911 Board under the Special Orders** of this meeting.

**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**: Wesley J. Barger, John Burnum, Eve J. Christmas, E. Scott Dykes, Tammie R. Edwards, Tami J. Estes, Susanne Fischer, Teresa Beth Frady, Shaylee Helton, Lisa L. Lopez, Tamera Poland, Cynthia J. Pollard, Quinita K. Ray, David M. Smith Jr., Karen M. Tucker, and Monika Wiesmayer.

**MOTION to accept** was made by **Commissioner Brummett** with second by **Commissioner Fink**.

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

**No: -0- Pass: -0-**

**Thereupon**, the Chairman announced to the Commission that the notaries had been **approved**.

**HEARING OF DELEGATION:**

**Roberta Dennis** addressed the Commission on the topic of concerns about outbound voting and other matters, such as the use of paper ballots. Citing an incident in which her request for a paper ballot was denied by the Election Commission, Mrs. Dennis expressed disapproval of the reason given to her that included reserving paper ballots for those without photo I.D.'s as well as those who have not made proper address changes to their voter registration.

**Kenneth McElhaney** addressed the Commission over the matter of possible road abandonment on Mount Roosevelt, where he owns property and resides. Mr. McElhaney expressed concern over any abandonment of the roads that provide crucial sole access to his land asking that they not be abandoned, but continually maintained for use.

**John Dennis** addressed the Commission to recite "They the Builders of the Nation" in patriotic gratitude towards U.S. governing bodies, including, but not limited to, the Roane County Commission.

**COUNTY ATTORNEY'S REPORT:**

Attorney Leffew updated the Commission on pending lawsuits involving the county:

The filling of a petition for relief on behalf of the county in a case that involves 40 properties, though summonses must be served on all property owners involved before the petition may go before the court.

Mr. Leffew also addressed resolutions #11-16-07 and #11-16-08 that involve improvement to the State Highway Project that includes Pine Ridge Rd. and a particular Midtown intersection, explaining that these matters concern the county due to part of these roadways being outside city limits.

**COUNTY EXECUTIVE'S REPORT:**

County Executive Ron Woody encouraged the Commission to view three reports filed publicly on the website ([roanecountytn.gov](http://roanecountytn.gov)). They are:

\*The Annual Debt and Capital Projects Report compiled by the Budget Committee

\*The 2017 informational budget

\*Annual Audit

**SPECIAL ORDERS:**

Surety Bond 66238512 for Connie Cook-Aytes in the amount of \$100,000.

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

Upon roll call vote, the following Commissioners voted **Aye: Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, and Moore. (15)**

No: -0- Pass: -0-

THEREUPON, the Chairman announced that the motion passed.

Surety Bond 32S100535 (6623490) for Melissa Layne in the amount of \$5,000.

MOTION to approve was made by Commissioner Moore with second by Commissioner Johnson.

Upon roll call vote, the following Commissioners voted **Aye: Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, and Moore. (15)**

No: -0- Pass: -0-

THEREUPON, the Chairman announced that the motion passed.

Reappointment of Arvel McNelley to the E911 Board upon recommendation by the City of Rockwood due to the expiration of his term. The new term will expire December 31, 2020.

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

Upon roll call vote, the following Commissioners voted **Aye: Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Johnson, Kelley, Meadows, and Moore. (14)**

No: -0- Pass: Hooks (1)

THEREUPON, the Chairman announced that the motion passed.

(Waive the 12 day rule)

Reappointment of John Harvey to the E911 Board upon recommendation by the City of Oliver Springs due to the expiration of his term. The new term will expire December 31, 2020.

MOTION to approve was made by Commissioner Brummett with second by Commissioner Fink.

Upon roll call vote, the following Commissioners voted **Aye: Bell, Berry, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Johnson, Kelley, Meadows, and Moore. (14)**

**No: -0- Pass: Hooks (1)**

THEREUPON, the Chairman announced that the motion **passed**.

**ZONING RESOLUTIONS: None**

**OLD BUSINESS:**

**RESOLUTION NO. 11-16-07**

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

**A RESOLUTION** accepting the proposal of the Tennessee Department of Transportation to construct a project designated as Federal Project No. PHSIP-1(329), State Project No. 73004-0227-94, SR1 Intersection at SR 29 (Pine Ridge Road) in Harriman

**WHEREAS**, the Tennessee Department of Transportation has presented a Proposal to Roane County, Tennessee, concerning Federal Project No. PHSIP-1(329), State Project No. 73004-0227-94, which concerns SR1 Intersection at SR 29 (Pine Ridge Road); and

**WHEREAS**, the Roane County Commission has determined that the above referenced project will benefit Roane County and the citizens thereof; and

**WHEREAS**, the Roane County Commission wishes to cooperate with the State of Tennessee, Department of Transportation, in its project to make improvements at the SR1 Intersection at SR 29 (Pine Ridge Road); and

**WHEREAS**, said Proposal is incorporated herein by reference, the same as if copied herein verbatim, with a copy of said proposal attached hereto; and

**WHEREAS**, the terms and conditions of said Proposal to Roane County as submitted by the State of Tennessee, Department of Transportation, are accepted and approved by the Roane County Commission, and Roane County shall fulfill all obligations concomitant thereto.

**NOW, THEREFORE, BE IT RESOLVED**, by the Roane County Commission meeting in regular session on November 14, 2016 that Roane County accepts the proposal of the Tennessee Department of Transportation to construct a project designated as Federal Project No. PHSIP-1(329), State Project No. 73004-0227-94, SR1 Intersection at SR 29 (Pine Ridge Road) in Harriman

**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 **Moore**, seconded by Commissioner **Hendrickson**,

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

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

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

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

**SEE ATTACHMENT OF 5 PAGES**

**RESOLUTION NO. 11-16-08**

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

**A RESOLUTION** accepting the proposal of the Tennessee Department of Transportation to construct a project designated as Federal Project No. STP-1(129) State Project No. 73005-1208-14, SR1 (U.S. 70) from SR 382 to Midtown

**WHEREAS**, the Tennessee Department of Transportation has presented a Proposal to Roane County, Tennessee, concerning Federal Project No. STP-1(129) State Project No. 73005-1208-14, SR1 (U.S. 70) from SR 382 to Midtown; and

**WHEREAS**, the Roane County Commission has determined that the above referenced project will benefit Roane County and the citizens thereof; and

**WHEREAS**, the Roane County Commission wishes to cooperate with the State of Tennessee, Department of Transportation, in its project to make improvements on SR1 (U.S. 70) from SR 382 to Midtown; and

**WHEREAS**, said Proposal is incorporated herein by reference, the same as if copied herein verbatim, with a copy of said proposal attached hereto; and

**WHEREAS**, the terms and conditions of said Proposal to Roane County as submitted by the State of Tennessee, Department of Transportation, are accepted and approved by the Roane County Commission, and Roane County shall fulfill all obligations concomitant thereto.

**NOW, THEREFORE, BE IT RESOLVED**, by the Roane County Commission meeting in regular session on November 14, 2016 that Roane County accepts the proposal of the Tennessee Department of Transportation to construct a project designated as Federal Project No. STP-1(129) State Project No. 73005-1208-14, SR1 (U.S. 70) from SR 382 to Midtown.

**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 **Moore**, seconded by Commissioner **Fink**,



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

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

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

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

**SEE ATTACHMENT OF 5 PAGES**

**RESOLUTION NO. 11-16-13**

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

A **RESOLUTION** transferring funds within the General Capital Project Fund from the SPC subfund to the REC subfund.

**WHEREAS**, upon adoption of the 2017 Budget \$126,000 funds from property tax were assigned to the SPC subfund for matching grant monies, in the event Roane County had a successful grant application.

**WHEREAS**, Roane County was unsuccessful and was not approved for a playground grant in which these tax monies were established,

**WHEREAS**, Roane County Recreation Program long term planning identify the need to replace a bridge at the old Caney Creek campground, and replace recreation playground equipment at Emory Gap Park

**WHEREAS**, this transfer of funds would allow the bridge project to be bid and should allow enough funds for a contract award, and should allow funding for replacement of playground equipment at Emory Gap

**WHEREAS**, the County will be able to reestablish the transferred of funds in their 2018 Budget if so desired.

**NOW, THEREFORE, BE IT RESOLVED** the General Capital Project subfund (171) be amended as follows:

**(SEE CHART ON NEXT PAGE)**

| <u>Fund</u>            | <u>Object Code</u>  | <u>Description</u>     | <u>Current Budget</u> | <u>Amend Budget</u> | <u>Amended Budget</u> |
|------------------------|---------------------|------------------------|-----------------------|---------------------|-----------------------|
| <i>SUBFUND 171-SPC</i> |                     |                        |                       |                     |                       |
| <b>Revenue</b>         |                     |                        |                       |                     |                       |
| 171-SPC                | 40110-SPC           | Current Property Tax   | 120,000               | (126,000)           | 0                     |
| <b>Expenditures</b>    |                     |                        |                       |                     |                       |
| 171-SPC                | 91150-724-SPC       | Site Development       | 606,303               | (126,000)           | 480,303               |
| <i>SUBFUND 171-REC</i> |                     |                        |                       |                     |                       |
| <b>Revenues</b>        |                     |                        |                       |                     |                       |
| 171-REC                | 40110-REC           | Current Property Taxes | 0                     | 126,000             | 126,000               |
| <b>Expenditure</b>     |                     |                        |                       |                     |                       |
| 171-REC                | 91150-705-REC-CANEY | Bridge Construction    | 200,000               | 111,000             | 311,000               |
| 171-REC                | 91150-790-EMGAP     | Other Equipment        | 0                     | 15,000              | 15,000                |

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

The following Commissioners voted **Aye**: **Collier, Granger, Hendrickson, Kelley, and Meadows**. (5)

The following Commissioners voted **No**: **Bell, Berry, Brummett, East, Ellis, Ferguson, Fink, Hooks, Johnson, and Moore**. (10)

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

**THEREUPON**, the County Chairman announced to the Commission that the said resolution had not received a constitutional majority and **failed** to pass.

**RESOLUTION NO. 11-16-14**

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

A **RESOLUTION** appropriating funds in order to secure an option on the Kingston Dollar General Store property and potential other properties within one or two blocks of the Roane County Courthouse/Jail area.

**MOTION to defer** was made by **Commissioner Hooks** with second by **Commissioner Johnson**.

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

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

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

**THEREUPON**, the Chair announced to the Commission that said resolution had been **deferred for 30 days**.

**NEW BUSINESS:**

**RESOLUTION NO. 12-16-01**

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

A Resolution to Enter Into a Joint Bid Agreement  
with the City of Rockwood for Delinquent Tax Sale Properties

**WHEREAS**, many properties upon which delinquent taxes are owed to Roane County are also subject to delinquent taxes owed to the City of Rockwood.

**WHEREAS**, the City of Rockwood intends to begin conducting delinquent tax sales.

**WHEREAS**, *Tennessee Code Annotated Section 67-5-2508* allows Roane County and cities located within Roane County to jointly bid at delinquent tax sales.

**WHEREAS**, through Resolution 17-21, the City of Rockwood has chosen to enter into a Joint Bid Agreement with Roane County, said Agreement being attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** by the Roane County Commission that the Roane County Executive is hereby authorized and empowered to execute on behalf of Roane County, Tennessee, the Joint Bid Agreement with the City of Rockwood attached hereto.

**UPON MOTION** by 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, and Moore. (15)**

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

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

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

**SEE ATTACHMENT OF 3 PAGES**

RESOLUTION NO. 12-16-03

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION TO PLACE IN SURPLUS COMPUTERS FROM THE ACCOUNTING DEPARTMENT AND DONATE THEM TO THE ROANE COUNTY RESCUE SQUAD

MOTION to defer was made by Commissioner Ferguson with second by Commissioner East.

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

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

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

THEREUPON, the Chair announced to the Commission that said resolution had been deferred for 30 days.

RESOLUTION NO. 12-16-04

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION TO PLACE IN SURPLUS a certain Roane County vehicle described as a 2002 Ford Explorer currently assigned to the Waste Water Treatment Department

MOTION to defer was made by Commissioner East with second by Commissioner Hendrickson.

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

The following Commissioners **No**: Meadows (1)

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

THEREUPON, the Chair announced to the Commission that said resolution had been deferred for 30 days.

**RESOLUTION NO. 12-16-05**

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

**A RESOLUTION to authorize the County Executive to execute a contract for engineering services for the Jones Road 2016 Site Development Grant project between Roane County and McGill Associates**

**WHEREAS**, Roane County has received a site development grant from the Tennessee Department of Economic & Community Development for site improvements on Jones Road located in the Roane Regional Business & Technology Park, and

**WHEREAS**, McGill Associates is the engineer of record for engineering services for the Roane Regional Business & Technology Park, and has done the design for several projects in the park, and has just completed the road improvements of Jones Road through the TVA Invest Prep grant, and

**WHEREAS**, it is imperative that the project design and required permitting be completed prior to April 2017 in order to comply with the grant closeout period of January 2018.

**NOW, THEREFORE, BE IT RESOLVED** that the Roane County Commission does hereby authorize the County Executive to execute the contract with McGill Associates for engineering services for the Jones Road Site Development project.

**UPON MOTION** of Commissioner Granger, seconded by Commissioner Moore, the following Commissioners voted Aye: **Bell, Berry, Brummett, Collier, East, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, and Moore. (12)**

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

The following Commissioners voted **No:** **Ellis, Ferguson, and Meadows (3)**

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

RESOLUTION NO. 12-16-06

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing the County Attorney to file a lawsuit regarding the properties as listed on attached Case Request Form, by violating Roane County Resolution # 11-12-09 and/or Resolution # 11-12-08 regarding the 2012 International Building Codes and the 2012 International Residential Codes.

Resolution withdrawn.

RESOLUTION NO. 12-16-07

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing the County Attorney to file a lawsuit against each property owner regarding the properties as listed on attached Case Request Form, by violating Roane County Resolutions #2101 (April 2013) and/or Resolution #01-14-03 regarding overgrown vegetation and accumulated debris.

Resolution withdrawn.

RESOLUTION NO. 12-16-08

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION accepting a donation of use of property from Bionomics

WHEREAS, an overlook facility is located across highway 58 and the old U.S. DOE of K-25 plant now known as East Tennessee Technological Park; and

WHEREAS, the overlook facility has been serving the public for a number of decades as an informational area for interpretation of The Manhattan Project which is now a National Historical Park; and

WHEREAS, the overlook facility and related property has been sold to a local resident; and



**WHEREAS**, the old K-25 plant has a designated planned historical project which will be used for the Manhattan Project National Historical park; and

**WHEREAS**, the historical project will be in development for a number of years; and

**WHEREAS**, the new owner of the overlook facility and related property has offered to donate use of the said facility to Roane County, allowing Roane County to operate the overlook as it has been operated over the past decades.

**NOW, THEREFORE BE IT RESOLVED** that Roane County Executive herein accept the donation of use of approximately 2.1 acres, K-25 overlook building, parking lot and lawn.

**BE IT FURTHER RESOLVED** that Roane County shall execute an agreement similar to the attached agreement.

Upon motion by Commissioner Kelley, seconded by Commissioner Hooks,

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

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

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

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

**SEE ATTACHMENT OF 3 PAGES**

**RESOLUTION NO. 12-16-09  
IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE**

**A RESOLUTION to extend Roane County's property tax incentive program for another year**

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

**WHEREAS**, the existing program was updated and extended by the participating counties of Roane and Anderson and the City of Oak Ridge in the fall of 2007 for another three years, in 2010 was updated in Roane County to include a targeted retail component to mirror that of Anderson Counties and Oak Ridge, and in 2014 was updated to include additional categories to the formula to be more responsive to mega sized industrial projects and providing more explanatory language regarding typical percentages of abatement, and;

**WHEREAS**, the PILOT program that presently is in effect in Roane County will sunset on January 14, 2017 unless it is extended by the Roane County Commission, and,

**WHEREAS**, although the existing program has been applied rarely and very judiciously, it has been highly beneficial to have a tax incentive program in place to stay competitive in the industrial recruiting process.

**NOW, THEREFORE, BE IT RESOLVED** that the Roane County Commission does hereby extend Roane County's property tax incentive program for another three years, incorporating the updated matrix and additional language.

**BE IT FURTHER RESOLVED** that the Property Tax Incentive Program is attached.

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

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

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 NO. 12-16-10

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing the addition of a portion of Sycamore Drive in Harriman and addition of said portion to the approved road list

WHEREAS, a portion of Sycamore Drive, located in the First Civil District, is a newly constructed road as shown on attached map; and

WHEREAS, the county is desirous of adding a portion of Sycamore Drive in Harriman; and

WHEREAS, the Roane County Road Superintendent has stated that the portion of Sycamore Drive in Harriman is constructed to Roane County road specifications; and

WHEREAS, in accordance with Tennessee Code Annotated 54-10-103, the county legislative body must approve all additions to the county road list, and Planning Commission recommends the addition of the portion of Sycamore Drive in Harriman; and

NOW, THEREFORE, BE IT RESOLVED by the Roane County Commission that, pursuant to the recommendation of the Road Committee, Roane County adds to the Roane County road list the portion of Sycamore Drive in Harriman, as shown in attached documents.

BE IT FURTHER RESOLVED, that after adoption of this resolution, the Road Committee recommends that a copy be sent to the Director of E-911 as notification of road changes.

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

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

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

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

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.

**SEE ATTACHMENT OF 14 PAGES**

**RESOLUTION NO. 12-16-11**

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

**A RESOLUTION to amend the General Fund (101) to receive and appropriate grant money for three Governor's Highway Safety Office (GHSO) grants**

**WHEREAS**, Roane County has been awarded three grants from the GHSO; and

**WHEREAS**, all three grants require no match money; and

**WHEREAS**, all three (3) grants have been received by Roane County in previous years; and

**WHEREAS**, the Nighttime seatbelt demo project, CFDA # 20.616, grant NO. Z17THS388 is to be used to address national highway safety priority programs to reduce the number of highway deaths and injuries, and

**WHEREAS**, the safer TN through patrol and saturations, CFDA #20.600, grant NO. Z17THS059 is to be used for participation in law enforcement activities to reduce speeding, aggressive driving, driving under the influence, and non-seat belt usage for children and passengers; and

**WHEREAS**, the Network Coordinator, CFDA # 20.600, grant NO. Z17THS060 may be used for problems identified within the international program areas of Alcohol and other Drug Countermeasures, Police Traffic Services Occupant Protection, Traffic Records, Emergency Medical Services Motorcycle Safety, Pedestrian/Bicycle Safety, Speed Control and Roadway Safety, and

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

(SEE CHART ON NEXT PAGE)

| Fund                | Account No                             | Description        | Current Bgt | Amend  | Amend Bgt |
|---------------------|--|--------------------|-------------|--------|-----------|
| <b>Revenue</b>      |  |                    |             |        |           |
| 101                 | 46980-NT17                             | Other State Grants | 0           | 20,000 | 20,000    |
| <b>Expenditures</b> |  |                    |             |        |           |
| 101                 | Sheriff's Department<br>54110-187-NT17 | Overtime Pay       | 0           | 8,000  | 8,000     |
|                     | 54110-355-NT17                         | Travel             | 0           | 2,000  | 2,000     |
|                     | 54110-599-NT17                         | Other              | 0           | 10,000 | 10,000    |

| Fund                | Account No                             | Description        | Current Bgt | Amend  | Amend Bgt |
|---------------------|--|--------------------|-------------|--------|-----------|
| <b>Revenue</b>      |  |                    |             |        |           |
| 101                 | 46980-RD17                             | Other State Grants | 0           | 25,000 | 25,000    |
| <b>Expenditures</b> |  |                    |             |        |           |
| 101                 | Sheriff's Department<br>54110-187-RD17 | Overtime Pay       | 0           | 10,000 | 10,000    |
|                     | 54110-599-RD17                         | Other              | 0           | 15,000 | 15,000    |

| Fund                | Account No                             | Description        | Current Bgt | Amend  | Amend Bgt |
|---------------------|--|--------------------|-------------|--------|-----------|
| <b>Revenue</b>      |  |                    |             |        |           |
| 101                 | 46980-ST17                             | Other State Grants | 0           | 10,000 | 10,000    |
| <b>Expenditures</b> |  |                    |             |        |           |
| 101                 | Sheriff's Department<br>54110-187-ST17 | Overtime Pay       | 0           | 10,000 | 10,000    |

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

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

The following Commissioners voted No: -0-

The following Commissioners Passed: -0-

**THEREUPON**, the Chairman announced said resolution had received a constitutional majority and ordered same spread of the record.

**RESOLUTION NO. 12-16-12**

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

A RESOLUTION to amend the Highway Fund (131) revenue budget to properly reflect the five (5) year average total of \$1,309,891.

**WHEREAS**, the budget for Trustee's Prior Year Tax Collections has been changed to correctly reflect the required budget.

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

| <u>Fund</u>                | <u>Object Code</u> | <u>Description</u>   | <u>Current Budget</u> | <u>Amend-ment</u> | <u>Amended Budget</u> |
|----------------------------|--------------------|----------------------|-----------------------|-------------------|-----------------------|
| <b><u>Revenue</u></b>      |                    |                      |                       |                   |                       |
| 131                        | 40120              | Trustee's Prior Year | 44,000                | 4,000             | 48,000                |
| <b><u>Expenditures</u></b> |                    |                      |                       |                   |                       |
| 131                        | 62000-438          | Pipe                 | 35,000                | 4,000             | 39,000                |

Upon motion of 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, and Moore.** (15)

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 NO. 12-16-13**

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

**A RESOLUTION transferring funds within the General Capital Project Fund from the SPC subfund to the REC subfund**

**WHEREAS**, upon adoption of the 2017 Budget \$126,000 funds from property tax were assigned to the SPC subfund for matching grant monies, in the event Roane County had a successful grant application.

**WHEREAS**, Roane County was unsuccessful and was not approved for a playground grant in which these tax monies were established,

**WHEREAS**, Roane County Recreation Program long term planning identify the need to replace recreation playground equipment at Emory Gap Park

**WHEREAS**, this transfer of funds should allow funding for replacement of playground equipment at Emory Gap

**WHEREAS**, the County will be able to reestablish the transferred of funds in their 2018 Budget if so desired.

**NOW, THEREFORE, BE IT RESOLVED** the General Capital Project subfund (171) be amended as follows:

(SEE CHART ON NEXT PAGE)



| <u>Fund</u>                 | <u>Object Code</u>  | <u>Description</u>        | <u>Current<br/>Budget</u> | <u>Amend<br/>Budget</u> | <u>Amende<br/>d<br/>Budget</u> |
|-----------------------------|---------------------|---------------------------|---------------------------|-------------------------|--------------------------------|
| <b>SUBFUND 171-<br/>SPC</b> |                     |                           |                           |                         |                                |
| <b>Revenue</b>              |                     |                           |                           |                         |                                |
| 171-SPC                     | 40110-SPC           | Current<br>Property Tax   | 120,00<br>0               | (19,000<br>)            | 101,00<br>0                    |
| <b>Expenditures</b>         |                     |                           |                           |                         |                                |
| 171-SPC                     | 91150-724-<br>SPC   | Site<br>Development       | 606,30<br>3               | (19,000<br>)            | 587,30<br>3                    |
| <b>SUBFUND 171-<br/>REC</b> |                     |                           |                           |                         |                                |
| <b>Revenues</b>             |                     |                           |                           |                         |                                |
| 171-REC                     | 40110-<br>REC       | Current<br>Property Taxes | 0                         | 19,000                  | 19,000                         |
| <b>Expenditure</b>          |                     |                           |                           |                         |                                |
| 171-REC                     | 91150-790-<br>EMGAP | Other<br>Equipment        | 0                         | 19,000                  | 19,000                         |

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

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

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

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

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

**RESOLUTION NO. 12-16-14**

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

**A RESOLUTION authorizing the Roane County Executive to pay Volkswagen and HT Hackney for monies paid to Roane County in error due to a property tax assessment on property which was under a payment in lien of tax agreement**

**WHEREAS**, during the tax year 2014 the Roane County Assessor in error placed Volkswagen and HT Hackney on the property tax rolls; and

**WHEREAS**, both Volkswagen and HT Hackney had a separate pilot contract that was in effect whereby a tax assessment should not have taken place; and

**WHEREAS**, the Property Assessor has authority to institute the repayment of the 2015 and 2016 taxes.

**THEREFORE, BE IT RESOLVED** that the Roane County Executive is hereby instructed to refund Volkswagen and HT Hackney for the payment of the taxes paid in error for the 2014 tax year.

**BE IT FURTHER RESOLVED:** That these funds should be taken from the following major funds at the percentage of collections in 2014 with any additional changes of minor funds to the county's general fund.

**UPON MOTION** by Commissioner **Hendrickson**, seconded by Commissioner **Meadows**,

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

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

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

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

**SEE ATTACHMENT OF 5 PAGES**

There being no further business,

**MOTION** duly made by **Commissioner Moore**, seconded by **Commissioner Brummett** to adjourn the December 12, 2016 meeting.

**MOTION Passed** upon unanimous voice vote.

**Meeting stood adjourned at 8:40 P.M.**

**APPROVED:**

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**Chairman Ron Berry**

**ATTEST:**

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**County Clerk Barbara J. Anthony**