

**MINUTES
ROANE COUNTY COMMISSION
REGULAR MEETIN
April 14, 2014**

**STATE OF TENNESSEE
COUNTY OF ROANE**

BE IT REMEMBERED,that the County Commission of Roane County, Tennessee convened in regular session in Kingston, Tennessee on the 14TH day of April ,2014 at 7:00 P.M.

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

Invocation was given by **Commissioner Cantrell**.

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

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

Absent: **Goddard (1)** (Mr. Goddard was ill)

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

APPROVE MINUTES OF THE MARCH 10,2014 MEETING.

MOTION was made by **Commissioner Moore** with second by **Commissioner Tedder** to approve.

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

ACCEPTANCE OF COMMITTEE REPORTS AND CORRESPONDENCE:

1. **Minutes** of Building Inspector, Codes & Review 07-18-13.
2. **Minutes** of Planning Commission 01-15-14.
3. **Minutes** of Board of Zoning Appeals.02-19-14
4. **Minutes** of Public Utility Board. 02-25-14
5. **Minutes** of Budget Committee.03-3-14
6. **Minutes** of Emergency Services 03-4-14
7. **Minutes** of Building Inspector, Codes & Review 03-07-14.
8. **Minutes** of Fire Board 03-11-14.
9. **Minutes** of Industrial Liaison Meeting 03-13-14.
10. **Minutes** of School Liaison Committee 03-17-14.
 Minutes of Subcommittee 03-07-14.
 Minutes of Governor's Task Force Report 03-24-14.
11. **Minutes** Beer Board 03-11-14.
12. **Letter** from Priddy Engineering re: Closed Landfill
 11-06-13.
13. **Cumberland**, Morgan & Roane Counties minutes of Special
 Called Meeting of Industrial Development Bd. 01-14-14.
14. **ISO** letter re Public Protection Classification of West
 Roane County Fire Department 02-14-14.
15. **Letter** from Election Commission Administrator re: increased
 compensation for officers of elections, judges, machine
 operators and inspectors 02-15-14.
16. **Trip Report** re: Energy Communities Alliance 02-16-28-2014.
17. **Letter** from Senator Yager re: SB1679. 03-5-14.
18. **Letter** from Energy Communities Alliance re: Waste Isolation
 Pilot Plant 03-07-14.
19. **Proclamation** re: PowerTalk 21 Day.
20. **Affidavit** of Tom Hamby re: Black Jack Lane 03-24-14.
21. **Letter** from DOT re: Spot Safety Request 03-26-14.
22. **Resignation** of Paul Hester from Utility Board 03-28-14.
23. **Letter** re: Mixed Drink Tax -3-18-14
24. **Proclamation** re: Relay For Life
25. **Proclamation** re: Child Abuse Prevention Month.
26. **Letter** re: Grand Vista Bay Community sewer bill.

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

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 County Clerk Barbara Anthony: Amber Wyrick, Suzanne Booher, Tammy D. Smith, Cheryl L. Haddad, Ashley Boyd, Evelyn F. Miller, Regenia B. Clark, Raezean G. Johnson, Patsy a. Templin, Ashley L. Morgan, Kathy Cox, Susan Roberts, Claudette Coulombe, Ellen Kilby Bright, Hugh Russell, Freda Frost Evans.

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

Motion **Passed** upon unanimous voice vote.

HEARING OF DELEGATION:

Wade Creswell, the new President/CEO of Roane Alliance introduced himself to the commission

COUNTY ATTORNEY'S REPORT:

Site work case was dismissed.

COUNTY EXECUTIVE'S REPORT:

- Correspondence #13: Industrial Board Meeting on January 14, 2014- I attended a meeting on March 31, 2014. As a result, Resolution#04-14-08 has been filed and deals with requesting an amendment in the Plateau Partnership Park Agreement regarding the sharing of property tax.
- Correspondence #23: This is related to information we have discussed previously on the Mixed Drink Tax and filed for consideration- Resolution #04-14-10.
- Tennessee Housing Development Agency has been lobbying a bill in Nashville that would reduce property taxes on government housing tax credit payments such as Deer Run Housing Development.
- Veteran's Officer's Report: on file (see attachment)
- The TCSA Post-Legislative Conference will be June 3rd and 4th in Gatlinburg. Please let Melanie

know if you wish to attend.

2014 Chamber Awards Banquet will be at Whitestone Country Inn on April 25th at 6pm. The county has a table reserved. If you wish to attend, please let Melanie know.

Grand Opening of the Community Based Outpatient Clinic (Veterans' Clinic) will be April 16th at 11:00 a.m. All Commissioners are invited to attend.

Recreation report:

o New inclusive playground at Roane County Park is complete.

o Shelter 1 is under construction and should be complete in three (3) weeks, weather permitting.

Office of Emergency Services is having CPR/AED classes for county employees this week.

Delinquent Tax Properties purchased by the county which are approved by the Back Tax Committee and Commission for sale include:

o 44 properties were approved for sale

o 8 were sold with funds collected and deeds transferred

o 2 were sold and are awaiting collection of funds

o 3 properties are pending listing

o 31 are being prepared for sale

o About \$9,000 in city taxes are due on the properties sold

Mr. Woody recognized Charles Curtiss, Executive Director of Tennessee County Commission Association, was in attendance at commission meeting



Roane County Office of Veterans Affairs

Roane County VA Clinic, 2305 N. Gateway Ave. Harriman TN 37748

Brian Dunn

Office: 865-804-8858

Veterans Service Officer

Fax: 865-951-7471

To: Roane County Executive Ron Woody

VSO ACTIVITIES FOR THE MONTH OF MARCH 2014

OFFICE VISITS-	17
FORMS ASSISTED/FILED-	9
CLAIMS FILED-	3 PENDING
ELIGIBILITY VERIFICATION REPORTS-	16
TELEPHONE CONSULTATIONS-	79
OTHER: NURSING HOME VISITS -	2
HOSPITAL VISITS-	3
FUNERAL HOME VISITS-	2
HOME VISITS-	1
TRAINING DAYS- KNOXVILLE – 6 LOUDON-3 OTHER-2	11
VETERAN DIRECT PAYMENTS to County	<u>2014 FISCAL YEAR</u>
MONTH OF MARCH	<u>\$1,244,311.00</u>
YEAR-TO-DATE TOTAL	<u>3,732,933.00</u>

Brian Dunn, County VSO

04 April 2014

SPECIAL ORDERS:

1. Confirmation of the reappointment of Mary Holley, Thaxton Brown, Jr., Freddie Harvey, Stanley Tilley and Donna Davis to the Roane County Equalization Board due to the expiration of terms.
The new terms will expire May 31, 2016.

Motion to reappoint was made by Commissioner Moore with second by Commissioner Collier.

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

Thereupon Chairman Brummett announced that the reappointment was approved.

2. Approval of Surety Bond # 66130396 for Gary Aytes, Director of Schools in the amount of \$50,000.00

Motion to approve was made by Commissioner Berry with second by Commissioner Moore.

Upon roll call vote the following Commissioners voted Aye: Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Granger, Johnson, Kelley, Moore, Nelson, Tedder (14)

Thereupon Chairman announced that the bond was approved.

3. Confirmation of the appointment of Dan Hyder, Mary Anne Koltowich, Carolyn Granger and Allen Townsend to the Solid Waste Advisory Board. See Resolution # 04-14-07.

Motion to confirm was made by Commissioner Cantrell with second by Commissioner Kelley.

Motion Passed upon unanimous voice vote.

OLD BUSINESS:

Resolution # 01-14-08

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to amend the Highway Capital Projects Fund (176) to appropriate funds for building improvements, highway equipment and vehicles.

WHEREAS, the Highway Department transferred excess fund balance from operations to capital earlier in the fiscal year, and

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

WHEREAS, these include the purchase of new trucks, highway equipment and garage doors.

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

Fund	Account No.	Description	Current Bgt	Amend	Amend Bgt
		no subfund			
		Expenditure			
		Capital Outlay			
176	99100 590	Transfer Out	-	185,000	185,000
		Fund Balance			
176	34585	Restricted for Capital Outlay	600,000	(185,000)	415,000

Fund	Account No.	Description	Current Bgt	Amend	Amend Bgt
Subfund 014					
Revenue					
176	49800	Transfer In	-	185,000	185,000
Expenditure					
Capital Outlay					
Building					
176	68000	707 Improvements	-	14,000	14,000
		714 Highway Equipment	-	131,000	131,000
		718 Motor Vehicles	-	<u>40,000</u>	40,000
				185,000	

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

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

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

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

NEW BUSINESS:

Resolution # 04-14-01

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing **ROANE COUNTY** to refund to: HCRI Tennessee Properties, 4500 Dorr Street, Toledo, OH 43615-4040, the sum of \$11,355.00.

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

Reason: SBE Official Certificate change

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
055A	C	001.00	2010	\$38,740.00	\$2,750.00
055A	C	001.00	2011	\$39,084.00	\$2,649.00
055A	C	001.00	2012	\$30,065.00	\$2,630.00
018		002.02	2010	\$37,478.00	\$1,092.00
018		002.02	2011	\$38,343.00	\$1,117.00
018		002.02	2012	\$38,343.00	P\$1,117.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to HCRI Tennessee Properties, 4500 Dorr Street, Toledo, OH 43615-4040, the sum of \$11,355.00.

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

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

The following Commissioners passed: -0-

The following Commissioners voted No: - -0-

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

Resolution # 04-14-02

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing ROANE COUNTY to refund to: Maplewood Healthcare Center %Property Valuation Services, 14400 Metcalf Avenue, Overland Park, KS 66223, the sum of \$2,998.00.

WHEREAS, taxes on the following parcel were changed by the Property Assessor's office.
Reason: SBE Official Certificate Change

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
045	011.05		2010	\$35,195.00	\$2,998.00

NOW, THEREFORE, BE IT RESOLVED, that ROANE COUNTY is hereby authorized to refund to Maplewood Healthcare Center, %Property Valuation Services, 14400 Metcalf Avenue, Overland Park, KS 66223, the sum of \$2,998.00.

Upon motion of Commissioner Ellis, seconded by Commissioner Kelley.

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

The following Commissioners passed: -0-

The following Commissioners voted No: - -0-

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

Resolution # 04-14-03

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing **ROANE COUNTY** to refund to: Sabra Healthcare Holdings III LLC, 18500 VonKarman Avenue, #550, Irvine CA 92612, the sum of \$6,136.00.

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

Reason: SBE official certificate change

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
045	011.05		2011	\$36,008.00	\$3,068.00
045	011.05		2012	\$36,008.00	\$3,068.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to Sabra Healthcare Holdings III LLC, 18500 VonKarman Avenue #550, Irvine, CA 92612, the sum of \$6,136.00.

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

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

The following Commissioners passed: -0-

The following Commissioners voted No: - -0-

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

Resolution # 04-14-04

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing ROANE COUNTY to refund to: State Farm Mutual Automobile Insurance, % Samantha, One State Farm Plaza, Bloomington IL 61710, the sum of \$4.00.

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

Reason: State Farm says no bills should go to Paul Wallace...It should be deleted.

Map	Group	Parcel No	Year	Amount of tax paid	Refund
047L	B	001.00P SI507	2013	\$4.00	\$4.00

NOW, THEREFORE, BE IT RESOLVED, that ROANE COUNTY is hereby authorized to refund to State Farm Mutual Automobile Insurance, %Samantha, One State Farm Plaza, Bloomington IL 61710, the sum of \$4.00.

Upon motion of Commissioner Ellis, seconded by Commissioner Kelley

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

The following Commissioners passed: -0-

The following Commissioners voted No: - -0-

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

Resolution # 04-14-05

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE.

A RESOLUTION authorizing **ROANE COUNTY** to refund to: CROET Greenways Foundation Inc, 1020 Commerce Park Drive, Suite L, Oak Ridge, TN 37830, the sum of \$1,730.00.

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

Reason: 2013 Tax Exemption

Map	Group	Parcel No.	Year	Amount of tax paid	Refund
029	010.04		2013	\$1,730.00	\$1,730.00

NOW, THEREFORE, BE IT RESOLVED, that **ROANE COUNTY** is hereby authorized to refund to CROET Greenways Foundation Inc, 1020 Commerce Park Drive, Suite L, Oak Ridge TN, 37830, the sum of \$1,730.00.

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

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

The following Commissioners passed: -0-

The following Commissioners voted No: - -0-

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

Resolution # 04-14-06

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

RESOLUTION TO ESTABLISH AN UPDATED OCCUPATIONAL SAFETY AND HEALTH PROGRAM PLAN, DEVISE RULES AND REGULATIONS, AND TO PROVIDE FOR A SAFETY DIRECTOR AND THE IMPLEMENTATION OF SUCH PROGRAM PLAN

WHEREAS, in compliance with Public Chapter 561 of the General Assembly of the State of Tennessee for the year 1972, the (City/County/etc) Roane County hereby updates the Occupational Safety and Health Program Plan for our employees.

WHEREAS, due to various changes in subsequent years, it has become necessary to amend the program plan to comply with more recent state requirements.

NOW, THEREFORE,

SECTION 1. BE IT RESOLVED BY THE (Council/Board/City/County/etc) County Commission, that there be and is hereby amended as follows:

TITLE:

This section shall be known as “The Occupational Safety and Health Program Plan” for the employees of Roane County.

PURPOSE:

The County Commission in electing to update the established Program Plan will maintain an effective and comprehensive Occupational Safety and Health Program Plan for its employees and shall:

- 1) Provide a safe and healthful place and condition of employment that includes:
 - a) Top Management Commitment and Employee Involvement;
 - b) continually analyze the worksite to identify all hazards and potential hazards;
 - c) Develop and maintain methods for preventing or controlling the existing or potential hazards; and
 - d) Train managers, supervisors, and employees to understand and deal with worksite hazards.

- 2) Acquire, maintain and require the use of safety equipment, personal protective equipment and devices reasonably necessary to protect employees.

- 3) Record, keep, preserve, and make available to the Commissioner of Labor and Workforce Development, or persons within the Department of Labor and Workforce Development to whom such responsibilities have been delegated, adequate records of all occupational accidents and illnesses and personal injuries for proper evaluation and necessary corrective action as required.

- 4) Consult with the Commissioner of Labor and Workforce Development with regard to the adequacy of the form and content of records.

- 5) Consult with the Commissioner of Labor and Workforce Development, as appropriate, regarding safety and health problems which are considered to be unusual or peculiar and are such that they cannot be achieved under a standard promulgated by the State.

- 6) Provide reasonable opportunity for the participation of employees in the effectuation of the objectives of this Program Plan, including the opportunity to make anonymous complaints concerning conditions or practices injurious to employee safety and health.

- 7) Provide for education and training of personnel for the fair and efficient administration of occupational safety and health standards, and provide for education and notification of all employees of the existence of this Program Plan.

COVERAGE:

The provisions of the Occupational Safety and Health Program Plan for the employees of (City/County/etc) Roane County shall apply to all employees of each administrative department, commission, board, division, or other agency whether part-time or full-time, seasonal or permanent.

STANDARDS AUTHORIZED:

The Occupational Safety and Health standards adopted by the (City/County/etc) Roane County are the same as, but not limited to, the State of Tennessee Occupational Safety and Health Standards promulgated, or which may be promulgated, in accordance with Section 6 of the Tennessee Occupational Safety and Health Act of 1972 (T.C.A. Title 50, Chapter 3).

VARIANCES FROM STANDARDS AUTHORIZED:

Upon written application to the Commissioner of Labor and Workforce Development of the State of Tennessee, we may request an order granting a temporary variance from any approved standards. Applications for variances shall be in accordance with Rules of Tennessee Department of Labor and Workforce Development Occupational Safety and Health, VARIANCES FROM OCCUPATIONAL SAFETY AND HEALTH STANDARDS, CHAPTER 0800-01-02, as authorized by T.C.A., Title 50. Prior to requesting such temporary variance, we will notify or serve notice to our employees, their designated representatives, or interested parties and present them with an opportunity for a hearing. The posting of notice on the main bulletin board shall be deemed sufficient notice to employees.

ADMINISTRATION:

For the purposes of this resolution, (Name of Official or Title) Scott Stout is designated as the Safety Director of Occupational Safety and Health to perform duties and to exercise powers assigned to plan, develop, and administer this Program Plan. The Safety Director shall develop a plan of operation for the Program Plan in accordance with Rules of Tennessee Department of Labor and Workforce Development Occupational Safety and Health, SAFETY AND HEALTH PROVISIONS FOR THE PUBLIC SECTOR, CHAPTER 0800-01-05, as authorized by T.C.A., Title 50.

FUNDING THE PROGRAM PLAN:

Sufficient funds for administering and staffing the Program Plan pursuant to this resolution shall be made available as authorized by the (City/County/etc) Roane County.

SEVERABILITY:

SECTION 2. BE IT FURTHER RESOLVED that if any section, sub-section, sentence, clause, phrase, or portion of this resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

AMENDMENTS, ETC:

SECTION 3. BE IT FURTHER RESOLVED that this resolution shall take effect from and after the date it shall have been passed, properly signed, certified, and has met all other legal requirements, and as otherwise provided by law, the general welfare of the (City/County/etc) Roane County requiring it.

MOTION to adopt was made by **Commissioner Collier** with second by **Commissioner Ellis** .

Motion **Passed** upon unanimous voice vote.

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

See attachment

Resolution # 04-14-07

N THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION reconstituting and clarifying the Roane County Solid Waste Advisory Board, pursuant to T.C.A. § 68-211-813

WHEREAS, the Solid Waste Management Act of 1991 required that Roane County Commission create a Solid Waste Region after consideration of the development district needs assessment; and

WHEREAS, a public hearing was held on September 8, 1992 and suggested that Roane County be a separate solid waste region; and

WHEREAS, Roane County Resolution #2432 (As Amended) created a Roane County Solid Waste Region and established an administrative board for the region; and

WHEREAS, Resolution #2432 was amended on September 12, 2001 to include the City of Midtown and since that time, the City of Midtown has ceased to exist as an incorporated entity; and

WHEREAS, the City of Oliver Springs was a member of the original Roane County Solid Waste Advisory Board and since that time has transferred to the Anderson County Solid Waste Region; and

WHEREAS, Roane County wishes to reconstitute and clarify the membership and function of the Roane County Solid Waste Advisory Board; and

WHEREAS, the Solid Waste Advisory Board has operated on a very limited basis and Roane County wants to make it an active board in order to comply with Tennessee State laws, Tennessee Department of Environment and Conservation regulations and increase cooperation among the cities and county solid waste programs.

BE IT THEREFORE RESOLVED that the Roane County Commission hereby reiterates the designation of the county itself as its own solid waste region with the county having the authority to enter into contractual agreements with other counties or regions for the purpose of providing the most effective and efficient management of the solid waste system.

BE IT FURTHER RESOLVED that a solid waste board of seven (7) member is hereby created to administer the activities of the region.

BE IT FURTHER RESOLVED that the board shall be composed of the following members:

Four (4) members appointed by the Roane County Executive and confirmed by the Roane County Commission, representing Roane County, Tennessee.

One (1) member appointed by the Mayor of the City of Kingston and confirmed by the City Council of the City of Kingston, representing Kingston, Tennessee.

One (1) member appointed by the Mayor of the City of Harriman and confirmed by the City Council of the City of Harriman, representing Harriman, Tennessee.

One (1) member appointed by the Mayor of Rockwood and confirmed by the City Council of the City of Rockwood, representing Rockwood, Tennessee.

BE IT FURTHER RESOLVED that the members of the board shall serve for terms of six (6) years or until their successors are elected and are qualified by taking an oath of office, except that the initial board shall have approximately one-third (1/3) of the members with terms of two (2) years, those being one (1) representative from Roane County and the member from the City of Kingston, and approximately one-third (1/3) of the members with terms of four (4) years, those being one (1) representative from Roane County and the member from the City of Harriman, the remaining members to have six (6) year terms so as to stagger the terms of office.

BE IT FURTHER RESOLVED that the first four (4) Roane County appointees to the Roane County Solid Waste Advisory Board shall be as listed on the attachment.

MOTION to adopt was made by **Commissioner Moore**, seconded by **Commissioner Berry**.

Motion **Passed** upon unanimous voice vote.

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

See attachment

RESOLUTION # 04-14-08

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION stating Roane County's position that the Interlocal Cooperation Agreement and the Economic Impact Plans of the Plateau Partnership Park be amended to include an equitable sharing of property tax in perpetuity.

WHEREAS, Roane County Government entered into an Interlocal Cooperation Agreement on 17 January 2007 with Cumberland and Morgan County to create an Industrial Park known as the Plateau Partnership Park; and

WHEREAS, the counties of Cumberland, Morgan and Roane, Tennessee authorized the incorporation of The Industrial Development Board of the Counties of Cumberland, Morgan and Roane, Tennessee (the "Board") on 24 January 2007; and

WHEREAS, since the original Interlocal Cooperation Agreement each county has made equitable investments (33.3%, \$2,500,000); and

WHEREAS, the Interlocal Cooperation Agreement with the Economic Impact Plan reflects Roane County receiving an equitable share of property tax only until 2027; and

WHEREAS, the Board has the responsibility to develop and sell the industrial park property and during negotiations of selling could sale at a price less than the partners' investments; and

WHEREAS, in recruiting industries often the property is given or sold to the industrial investor at no cost or less than investment and further property taxes are often abated for ten (10) to fifteen (15) years; and

WHEREAS, Roane County could potentially receive no return on the financial investment (33.3%, \$2,500,000); and

WHEREAS, Roane County is contributing to the increase in property values of Cumberland and Morgan Counties both inside the Industrial park and adjacent properties and thus increasing the respective county's property tax revenue while Roane County receives no increase in property tax revenue nor potential return of investment; and

WHEREAS, Roane County believes it is only right and just to expect equal return of the partners' investments; and

WHEREAS, Roane County is only seeking its share of the improved value which is within the Plateau Partnership Park; and

WHEREAS, Roane County recognizes that a number of options exist to help negotiation, such as, requesting the Roane County Industrial Board members to:

- a) Only vote in an affirmative to sell property at FMV or cost whichever is greater.
- b) Ask for a buy-out of Roane County's interest.
- c) Not approve any further expenditures of funds.

NOW, THEREFORE, BE IT RESOLVED that the Roane County Commission does hereby approve a change in the Allocation of Property Taxes portion of the Economic Impact Plans of the Board which shall grant Roane County partnership equality.

BE IT FURTHER RESOLVED that the intent of this resolution and the amended Economic Impact Plans is that Roane County shall receive a prorated share of property tax or payment in lieu of tax equivalent to their investment percentage and this sharing shall be in perpetuity.

BE IT FURTHER RESOLVED that in the event a restriction is outlined in Tennessee law regarding a limitation of property tax sharing then the county legislative bodies shall support change in general law or adoption of a private act allowing an equitable partnership and sharing of property tax within the investment properties.

BE IT FURTHER RESOLVED that the Roane County Executive shall submit to the County Mayors/Executives of Cumberland and Morgan Counties this resolution and work with the County Mayor/Executive to seek approval of their respective legislative bodies an amended Interlocal Cooperation Agreement and Economic Impact Plan which would include equitable sharing of increased property taxes for the investment properties within Cumberland and Morgan Counties.

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

The following Commissioners passed: -0-

The following Commissioners voted No:--0-

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

RESOLUTION #04-14-09

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION authorizing the Election Administrator to increase the compensation of the Officer of Elections, the Democratic Judge, the Republican Judge, machine operators and inspectors and also to increase the compensation for poll officials attending the instructional meeting for each election.

WHEREAS, the Roane County Election Administrator has requested the authority to increase the compensation for the Officer of Elections, the Democratic Judge, the Republican Judge, machine operators, and inspectors; and

WHEREAS, the reason for this request is to bring Roane County's compensation rate in line with other adjacent counties; and

WHEREAS; Tennessee Code Annotated §2-4-109 indicates that the County Legislative Body must approve an increase in compensation; and

WHEREAS, the Roane County Election Administrator has requested the authority to increase the compensation for poll officials attending the instructional meeting for each election; and

WHEREAS, the reason for this request is to meet the minimum wage scale for the time required to hold the meeting; and

WHEREAS, Tennessee Code Annotated §2-4-108(b) indicates that the County Legislative body must approve an increase in compensation.

NOW, THEREFORE, BE IT RESOLVED that the Roane County Commission does hereby authorize the Election Administrator to increase the compensation of the Officer of Elections, machine operators, and inspectors from Ninety (\$90.00) Dollars to One hundred, twenty-five (\$125.00) Dollars which is an increase of Thirty-five (\$35.00) Dollars each in order to bring Roane County's pay scale in line with adjacent counties.

BE IT FURTHER RESOLVED that the Roane County Commission does hereby authorize the Election Administrator to increase the compensation of the Democratic Judge and the Republican Judge from One hundred, ten (\$110) Dollars to One hundred, forty-five (\$145) Dollars which is an increase of Thirty-five (\$35) Dollars each in order to bring Roane County's pay scale in line with adjacent counties.

BE IT FURTHER RESOLVED that the Roane County Commission does hereby authorize the Election Administrator to increase compensation for poll officials attending the instructional meeting for each election from Ten (\$10.00) Dollars to Twenty-five (\$25) Dollars per meeting which is an increase of Fifteen (\$15) Dollars each.

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

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

The following Commissioners passed: -0-

The following Commissioners voted No: - -0-

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

Resolution # 04-14-10

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A **RESOLUTION** to amend the General Fund (101) to provide for historical sharing of the local option mixed drink tax with the schools systems within the county.

WHEREAS, the County has received a local option mixed drink tax since 1980, and

WHEREAS, the law requires this revenue to be shared 50%/50% with the school systems, and

WHEREAS, the revenue sharing needs to be rectified and further the split of revenue will go forward from this point on, and

WHEREAS, the receipt of this revenue by the Roane County School System will be included in a future resolution as approved by their School Board.

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

Fund	Account No.	Description	Current Bgt	Amend	Amend Bgt
Expense					
	Transfer Out				
		590-			
101	99100	141	-	87,743	87,743
		590-356	-	5,835	5,835
Fund Balance					
101	39000	Unassigned Fund Balance	2,450,158	(93,578)	2,356,580

UPON MOTION of Commissioner Kelley, seconded by Commissioner Collier, the following Commissioners voted Aye: **Bacon, Berry, Brummett, Collier, East, Ellis, Forrester, Granger, Johnson, Kelley, Moore. (11)**

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

The following Commissioners voted No: **Cantrell, Nelson, Tedder (3)**

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

See attachment

Resolution # 04-14-11

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A **RESOLUTION** to amend the General Fund (101) and the Ambulance Fund (118) in order to provide additional cash flow money to the Ambulance Fund through the transition of third party billing companies.

WHEREAS, the County has cash money that is assigned for cash flow purposes in the General Fund (101) and the Ambulance Fund (118), and

WHEREAS, the County has contracted with a new company to provide billing services for Ambulance patient transports, and

WHEREAS, this company has stated there could be a 60-90 day lag in revenue collections during this transition, which could amount to \$750,000, and

WHEREAS, the current cash flow money in the Ambulance Fund (118) is not enough to sustain this level of revenue lag.

NOW, THEREFORE, BE IT RESOLVED that the General Fund (101) and the Ambulance Fund (118) be amended as follows.

SEE ATTACHED WORKSHEET

BE IT FURTHER RESOLVED, that section 4 of Resolution 07-13-17 is hereby changed and requirements suspended.

UPON MOTION of **Commissioner Berry**, seconded by **Commissioner Collier**, the following Commissioners voted Aye: **Bacon, Berry, Brummett, Cantrell, Collier, East, Ellis, Forrester, Granger, Johnson, Kelley, Tedder (12)**

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

The following Commissioners voted No: **Moore, Nelson (2)**

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

See attachment

Resolution # 04-14-12

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to amend the Special Purpose Fund (121) to commit funds previously appropriate but unspent for fire hydrants throughout the county.

WHEREAS, since FY08 the county has annually appropriated \$7,500 for each of the five (5) volunteer fire districts, and

WHEREAS, this money was to be used to purchase and install fire hydrants or replaced damaged hydrants in each district, and

WHEREAS, due to circumstances beyond our control some districts were not be able to install the hydrants at the time of the appropriation, and

WHEREAS, this money should be committed for the districts until such time as installation becomes feasible.

NOW, THEREFORE, BE IT RESOLVED that the Special Purpose Fund (121) be amended as follows:

A	B	C	D	E	F
	Eligible (2008-2013)	Installed	Stock	B-C-D	Reserves
Midtown	18	6	0	12	\$30,000
Blair	18	16	2	0	0
East	18	18	3	(+3)	(-\$7,500)
South	18	18	4	(+4)	(-\$10,000)
West	18	18	0	0	0

Fund	Account No.	Description	Current Bgt	Amend	Amend Bgt
Expenditure					
Fire Prevention and Control					
121	54310	790-PLUGS Other Equipment	37,500	(37,500)	-
		790-BLAIR Other Equipment	-	7,500	7,500
		790-EAST Other Equipment	-	7,500	7,500
		790-MID Other Equipment	-	37,500	37,500
		790-SOUTH Other Equipment	-	7,500	7,500
		790-WEST Other Equipment	-	<u>7,500</u>	7,500
				30,000	
Fund Balance					
121	34525	Restricted for Public Safety	458,339	(30,000)	428,339

BE IT FURTHER RESOLVED, any appropriations for fire hydrants which go unspent will be committed for each department until such time as it can be appropriated and used.

Upon motion of **Commissioner Johnson**, seconded by **Commissioner Forrester**.

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

No: **-0-**

Passed: **-0-**

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

Resolution # 04-14-13

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A **RESOLUTION** to amend the General Capital Projects Fund (171) related to three (3) grants, a new Homeland Security Grant, a new Waste Oil Grant, and a shift of expenditure from the TVA Equipment Grant.

WHEREAS, the Office of Emergency Services has received a Homeland Security Grant to purchase radios and related equipment, and

WHEREAS, Roane County was successful in obtaining a Waste Oil Grant from the State of Tennessee to be used to purchase equipment to provide heat to a previously unheated building, and

WHEREAS, an industrial washing machine for turnout gear was purchased using the TVA Equipment Grant, but was later deemed an ineligible expense and that expense needs to be moved to the General Fund (101).

NOW, THEREFORE, BE IT RESOLVED that the General Capital Projects Fund (171) be amended as follows.

SEE ATTACHED SHEET

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

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

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

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

Resolution # 04-14-14

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A **RESOLUTION** amending the General Capital Projects Fund (171) to appropriate the remaining fund balance for Capital for Convenience Centers (CCC) and to receive and appropriate money for a vehicle in Vehicles (VEH) for the Sheriff's Department.

WHEREAS, the Solid Waste Department has encountered additional costs associated with purchase and placement of new compactors at two center sites, and

WHEREAS, the county has received insurance money for a patrol car that was totaled so the Sheriff's Department can purchase a replacement vehicle.

NOW THEREFORE BE IT RESOLVED that the General Capital Projects Fund (171) subfund (CCC) and (VEH) budget be amended as follows:

Upon motion of **Commissioner Granger**, seconded by **Commissioner Nelson**.

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

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

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

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

See attached sheet

Motion duly made by **Commissioner Johnson** with second by **Commissioner Cantrell**, the April 14, 2014 meeting stood adjourned at 9:00 P.M.

APPROVED:

Chairman James Brummett

Attest:

County Clerk Barbara J. Anthony