

MINUTES
ROANE COUNTY COMMISSION
REGULAR MEETING
NOVEMBER 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 November at 7:00 P.M.

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

Invocation was given by **Commissioner Mike 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: **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**. (13)

Absent: **David Bell, James Brummett** (2)

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

Also present was 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 OCTOBER 17, 2016 MEETING.

MOTION TO APPROVE was made by **Commissioner Meadows** and seconded by **Commissioner Hooks**.

MOTION passed upon unanimous voice vote.

ACCEPTANCE OF COMMITTEE REPORTS AND CORRESPONDENCE:

1. MINUTES of Adhoc Insurance & Employee Benefits 09-24-16
2. MINUTES of Public Utility Board 09-20-16
3. MINUTES of Planning Commission 09-21-16
4. MINUTES of Local Emergency Planning Committee 10-04-16
5. MINUTES of Committee on Committees 10-04-16
6. MINUTES of Zoning Public Hearing 10-17-16
7. MINUTES of Beer Board 10-18-16
8. MINUTES of Fire Board 10-18-16
9. MINUTES of Emergency Services 10-20-16
10. MINUTES of Adhoc Insurance & Employee Benefits 10-24-16
11. MINUTES of Sports and Recreation Committee 10-25-16
12. MINUTES of Beer Board 10-25-16
13. MINUTES of Road Committee 10-27-16
14. MINUTES of Budget Committee 10-31-16
15. Proclamation: National Business Women's Week
16. Closing Statement: Permanent Drainage Easement
17. Email from Kathleen Burt re: Volkswagen Property Tax errors
18. Email from Seth Bengé, Environmental Scientist with the Division of Solid Waste Management, to Tony Brown re: Waste Reduction and State Goal Approval
19. Report, 2016 County Court Room Security 11-01-16
20. Letter to Tim Webster, Excess Land Coordinator TDOT, re: old Right-Of-Way of SR 58 11-01-16
21. Letter to Gene McClure, Roane Co PUB Director, re: TDOT proposals: 76004-0227-94 (SR 29 Pine Ridge Rd) and 73005-1208-14 (SR 382 to Midtown) 11-01-16
22. Letter to Dennis Ferguson, Road Superintendent, re: review & recommendation on TDOT proposals 76004-0227-94 and 73005-1208-14 for Road Committee 11-01-16
23. Memo on Roane County Founder's Day 11-01-16
24. Report, monthly for County Executive's Departments September 2016

MOTION TO ACCEPT was made by Commissioner Moore with second by Commissioner Fink.

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**: Sandra C. Crabtree, Kimberly M. Goddard, Mandy Lands, Nikolas Martin, Michael E. Pazich II, Joel E. Pearman, A.C. Reynolds, Benet S. Theiss, and Larry Ward.

MOTION TO ACCEPT was made by **Commissioner Hendrickson** with second by **Commissioner Granger**.

MOTION passed upon unanimous voice vote.

HEARING OF DELEGATION:

John Dennis addressed the Commission to express appreciation for all who offer their services to the county including, but not limited to, the Roane County Commissioners, a special mention of Reverend Mike Hooks who led prayer. Mr. Dennis also discussed his hope for the new leaders of the nation and respect for the old ones. In closing, Mr. Dennis gave a brief history of the Federal Reserve dating back to 1913 and how it has affected the gold standard of U.S. currency citing the previous power invested in Congress to coin money.

Julian Ahler addressed the Commission to request that there be no easement or proposal of easement on Stage Road, also known as "Old Gordon Road" and stands with the Black Creek community in litigation that aims to keep it open for use and maintenance. The road was named for a Mr. Gordon, built around 1820, and still has uses, including sole access to a cemetery in the area according to the speaker. Mr. Ahler hopes for no easement of that road until the litigation is complete.

COUNTY ATTORNEY'S REPORT:

Attorney Greg Leffew discussed two particular cases involving the county, one of which was ruled in favor of and one against. The case that was ruled against Roane County has been appealed and is waiting to be heard in the court of appeals involving a Mr. Zumstein who sued the county for some \$12,325.00 to cover the attorney fees that he accrued during the process of appealing his property tax assessment. The other case involved the questioning of 26 property assessments for the year 2010 in the name of Farnham and was dismissed by the Knox County Chancellor. No appeals have been filed by the plaintiff as it stands.

COUNTY EXECUTIVE'S REPORT:

November 14, 2016 Update to the Commission

Below please find an update on happenings in Roane County related to county government operations. Also please continue to read the monthly newsletter as we put a host of information regarding county government in our publication. The newsletter is available on the website.

I'm will not be attending the commission meeting as I will be travelling to an intergovernmental meeting out of state. The meeting in related to the Energy Community Alliance (DOE related).

Industrial Economic Development/Tourism

With the Happy Valley site being sold, the county and city of Oak Ridge along with our residents and guests have lost access to the K-25 Overlook facility. We are working with the new property owner to be able to use the Overlook for a period of time as Roane County and the City of Oak Ridge work with the National Park Service to set up the Manhattan Project National Historical Park. We will try to have a resolution for our December commission meeting.

Resolutions for November

#11-16-11- is a resolution that requests the Chancellor to rescind our bids on certain Back Tax Properties. The committee did not have a quorum so no recommendations were able to be made. As County Executive, to help protect Roane County finances, I recommend adoption with an amendment of switching the attachment of 61 properties to 40 properties.

#11-16-12- Recommended by the Budget Committee

#11-16-13- Recommended by the Budget Committee

#11-16-14- Recommended by the Budget Committee

Future Resolutions for November/December timeframe

Purchase of the Dollar General Store- The county's interest in the Third Street Dollar General Store has been expressed for a number of years. The county has requested the owner to make an offer on the property for a couple of years. Recently, the owner expressed a desire to sell. We have requested the owner to submit his offer in writing. **Committees of Budget, Property, Jail Study Committee, and Sheriff Liaison** should discuss at their next meetings.

This acquisition has been noted in the county's capital outlay plan and in a Jail Plan that has been submitted to the state in conjunction with the Tennessee Correctional Institute (TCI) jail inspections. We anticipate a resolution in December to establish a capital project account **we do not anticipate** having to borrow monies for this acquisition.

Swan Pond Sports Complex Paving Discussion

The county's sports and recreation committee met as noted in the **correspondence #11**. At the meeting there was discussion of paving the road and parking lot at the complex. We will receive estimates as requested but do not feel that we should pursue the road at this time as TVA continues to work at the far northern end of the property and often has heavy equipment travelling the road. We think it is in our best interest to wait and insure as best as we can that the road would not have heavy equipment travelling and damaging the road. Further, since there is also further construction plans at the site we would recommend that the county complete most of our heavy construction work prior to completing the road. Like building a house the last work is the road work due to potential damage of concrete trucks, block and brick truck, etc. We should exercise these "best practices".

We have in development several Executive Summaries (ES)

Here is a snapshot of the ES's we are currently developing. Some we will work internally and some will be presented at workshops or committee meetings.

Development of Website for Buildings and Codes- internal-RC

Delivery of Building and Codes Reorganization- internal-RC

CRO and ETP- internal -EG

Capital Outlay Implementation- Various Committees- CA

Salaries and Benefits- Committee-LF

Pumphouse Convenience Center Improvements- Committee- complete-JJ

How To have a Successful Ambulance A/R Program Committee-TS

Development of the Old Caney Creek Campground Area-Bridge development--MB

Future Delivery of Education Services-RW and AC

Aquatic Weeds in the Watt Bar Watershed-AC

DOE In Lieu of Tax Payments-RW

Review of the OES and Midtown VFD Properties of Swan Pond- SS

SPECIAL ORDERS:

Approval of bond 32S378091 for Dennis Ferguson in the amount of \$100,000

MOTION to approve was made by Commissioner Moore seconded by Commissioner East.

UPON roll call vote the following Commissioners voted Aye: Berry, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnsons, Kelley, Meadows, and Moore. (13)

The following Commissioners Passed: (0)

The following Commissioners voted No: (0)

THEREUPON, the Chairman announced that the motion Passed.

Approval of bond 14907864 for Scott Guinn in the amount of \$2500

MOTION to approve was made by Commissioner Johnson seconded by Commissioner Granger.

1 Upon roll call vote the following Commissioners voted Aye: Berry, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnsons, Kelley, Meadows, and Moore. (13)

The following Commissioners Passed: (0)

The following Commissioners voted No: (0)

THEREUPON, the Chairman announced that the motion Passed.

ZONING RESOLUTIONS:

NONE

OLD BUSINESS:

NONE

NEW BUSINESS:

RESOLUTION NO. 11-16-01

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION honoring Dr. GLENN WILSON KING for his contributions to Roane County

WHEREAS, DR GLENN WILSON KING was a resident of Roane County most of his life; and

WHEREAS, DR GLENN WILSON KING practiced optometry in Roane County for 31 years; and

WHEREAS, DR GLENN WILSON KING was an active member and elder of Rockwood Christian Church, Disciples of Christ, as well as a former board chairman and trustee of the church; and

WHEREAS, DR GLENN WILSON KING was an active member of the Rockwood Rotary Club, where he served as president and received the Paul Harris Fellow Award; and

WHEREAS, DR GLENN WILSON KING was very involved with his community, as he served as board chairman of Rockwood City Schools and a member of the Knights of Pythias on the local, state and national levels; and

WHEREAS, DR GLENN WILSON KING served as a life guard trainer at Roane County Park for 37 years and as a Scoutmaster for the Boy Scouts of American for 10 years; and

WHEREAS, it is altogether fitting and proper that his contributions to Roane County to be honored.

NOW THEREFORE BE IT RESOLVED by the Roane County Commission meeting in regular session on November 14, 2016 that the contributions of DR. GLENN WILSON KING to Roane County be honored.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Dr. Glenn Wilson King's family.

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

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.

RESOLUTION NO. 11-16-02

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION honoring the service of DR. PATRICK O'BRIEN, M.D. to the citizens of Roane County in his position as County Emergency Medical Officer

WHEREAS, DR. PATRICK O'BRIEN, M.D. served Roane County as County Emergency Medical Officer for eleven (11) years; and

WHEREAS, DR. PATRICK O'BRIEN, M.D., during his tenure as the Roane County Emergency Medical Officer, served the citizens of Roane County by providing emergency medical expertise to aid in securing the safety and health of the citizens of Roane County; and

WHEREAS, it is altogether fitting and proper that his service be honored by the Roane County Commission;

NOW, THEREFORE BE IT RESOLVED, that the Roane County Commission, meeting in regular session on November 14, 2016, does hereby unanimously honor the service of DR. PATRICK O'BRIEN, M.D., by spreading this resolution across the minutes of this Commission meeting.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Dr. Patrick O'Brien, M.D.

MOTION to adopt was made by **Commissioner Granger**, 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 NO. 11-16-03

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION establishing the Committees of the Roane County Commission for the period from January 1, 2017 to December 1, 2017

WHEREAS, much of the work and preliminary approval for the Roane County Commission is performed by committees prior to approval by the full Commission; and,

WHEREAS, committee assignments are made by the Committee on Committees which consists of Commissioners Moore, Johnson, East, Hendrickson, and Hooks; all appointed by the Commission at the September 2016 meeting; and,

WHEREAS, the Committee on Committees met on October 4, 2016 and unanimously recommends the attached list of committees;

BE IT THEREFORE RESOLVED that the Roane County Commission hereby establishes the attached list of Committees of the Roane County Commission for the period from January 1, 2017 to December 1, 2017

MOTION to adopt was made by **Commissioner Hendrickson** with second by **Commissioner Hooks**.

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 of 6 PAGES**

RESOLUTION NO. 11-16-04

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

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

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

WHEREAS, Resolution # 01-14-03 sets the criteria for overgrown vegetation and accumulated debris; and

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

WHEREAS, the property owners listed having violated Roane County Zoning Regulations Resolution #2101 (April, 2013) and/or Resolution # 01-14-03 regarding overgrown vegetation and accumulated debris, by continuing to allow the listed condition(s) to remain on properties as listed; and

WHEREAS, the property owners listed, having failed to comply with Roane County Zoning Regulations Resolution #2101 (April, 2013) and/or Resolution # 01-14-03 regarding overgrown vegetation and accumulated debris on properties as listed.

THEREFORE, BE IT RESOLVED: The county attorney is authorized to file lawsuits to determine whether the property owners listed, having failed to comply with Roane County Zoning Regulations Resolution #2101 (April, 2013) and/or Resolution # 01-14-03 regarding overgrown vegetation and accumulated debris on properties as listed, are subject to Roane County Zoning Regulations Resolution #2101 (April, 2013) and/or Resolution # 01-14-03 regarding overgrown vegetation and accumulated debris, and if they are, petitioning the court to enforce the same by granting injunctive and other relief.

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

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

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 4 PAGES

RESOLUTION NO. 11-16-05

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A Resolution Authorizing the Execution of Quitclaim Deed and Boundary Line Agreement regarding Tax Parcel 68D/68D/68D/27.01

WHEREAS, by Deed recorded in the Roane County Register's Office in Record Book 1535, Page 149, Roane County acquired at the 2010 tax sale certain real estate described as Map 68D, Group D, Control Map 68D, Parcel 27.01.

WHEREAS, said real estate is depicted on the Roane County Tax Map as a narrow strip of land running between the real estate of Mary Ann Proffitt, known as Lot 9 of Andreas Place, Unit 3, Plat Book C, Page 151, and the property of Gary T. Scalf and wife, Nancy G. Scalf, known as Lot 10 in Andreas Place, Unit 4, Plat Cabinet D, Slide 105.

WHEREAS, Proffitt and Scalf agree that the narrow strip of land running between their properties acquired by Roane County at the aforesaid tax sale does not exist, and that the creation of said tax parcel acquired by Roane County at said tax sale was the result of inconsistencies in the aforesaid subdivision plats. Therefore, Proffitt and Scalf have executed the attached Quitclaim Deed and Boundary Line Agreement indicating that said narrow strip acquired by Roane County at said tax sale does not exist.

WHEREAS, neither of the aforesaid subdivision plats indicates the existence of the aforesaid strip of land acquired by Roane County at said tax sale.

NOW, THEREFORE, BE IT RESOLVED by the Roane County Commission as follows, to wit:

1. The County Executive is authorized and empowered to execute on behalf of Roane County the attached Quitclaim Deed and Boundary Line Agreement.

2. The County Attorney is hereby authorized to institute all legal proceedings necessary and to take all actions necessary to remove the aforesaid parcel from all pending and future Roane County and Kingston City suits to collect delinquent property taxes pertaining to said parcel.

MOTION to adopt was made by **Commissioner Kelley** and seconded by **Commissioner Meadows**.

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

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

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

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

SEE ATTACHMENT of 7 PAGES

RESOLUTION NO. 11-16-06

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A Resolution Authorizing the Execution of Quitclaim Deed and Boundary Line Agreement regarding Tax Parcel 68D/D/68D/1.01

WHEREAS, by Deed recorded in the Roane County Register's Office in Record Book 1535, Page 147, Roane County acquired at the 2010 tax sale certain real estate described as Map 68D, Group 68D, Control Map 68D, Parcel 1.01.

WHEREAS, said real estate is depicted on the Roane County Tax Map as a narrow strip of land running between the real estate of Carolyn C. Granger, known as Lot 57 of Andreas Place, Unit 3, Plat Book C, Page 151, and the property of Theodore Taylor and wife, Wilda Taylor, known as Lot 36 in Andreas Place, Unit 4, Plat Cabinet D, Slide 105.

WHEREAS, Granger and Taylor agree that the narrow strip of land running between their properties acquired by Roane County at the aforesaid tax sale does not exist, and that the creation of said tax parcel acquired by Roane County at said tax sale was the result of inconsistencies in the aforesaid subdivision plats. Therefore, Granger and Taylor have executed the attached Quitclaim Deed and Boundary Line Agreement indicating that said narrow strip acquired by Roane County at said tax sale does not exist.

WHEREAS, neither of the aforesaid subdivision plats indicates the existence of the aforesaid strip of land acquired by Roane County at said tax sale.

NOW, THEREFORE, BE IT RESOLVED by the Roane County Commission as follows, to wit:

1. The County Executive is authorized and empowered to execute on behalf of Roane County the attached Quitclaim Deed and Boundary Line Agreement.

2. The County Attorney is hereby authorized to institute all legal proceedings necessary and to take all actions necessary to remove the aforesaid parcel from all pending and future Roane County and Kingston City suits to collect delinquent property taxes pertaining to said parcel.

MOTION to adopt was made by **Commissioner Kelley** and seconded by **Commissioner Hooks**.

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

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

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

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

SEE ATTACHMENT of 7 PAGES

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

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

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

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

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

THEREUPON, the Chair announced to the Commission that said resolution had been **deferred** to the upcoming **December 12, 2016 meeting**.

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

MOTION to defer was made by Commissioner Kelley with second by Commissioner Moore.

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

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

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

THEREUPON, the Chair announced to the Commission that said resolution had been **deferred** to the upcoming **December 12, 2016 meeting**.

RESOLUTION NO. 11-16-09

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION TO DECLARE SURPLUS TWO (2) ROANE COUNTY PROPERTIES AND TO TRANSFER THE PROPERTIES TO THE CITY OF OAK RIDGE, TENNESSEE

WHEREAS, two properties that have been acquired through delinquent back tax, identified as Control Map 008M, Group E, Parcel 015.00 and Control Map 008M, Group C, Parcel 035.00, both located on William Lane, (see attached) Oak Ridge, Tennessee were acquired by Roane County through a delinquent back tax sale, and

WHEREAS, the aforementioned properties are located in the City of Oak Ridge, Tennessee and currently have Oak Ridge utilities (description of utilities), and

WHEREAS, these properties are of no use to Roane County and they cannot be sold due to the existing utility installed on the properties.

NOW, THEREFORE, BE IT RESOLVED that the properties identified as Control Map 008M, Group E, Parcel 015.00 and Control Map 008M, Group E, Parcel 035.00, both located on William Lane (see attached) are declared surplus and can be transferred to the City of Oak Ridge, Tennessee.

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 Kelley seconded by Commissioner Johnson,

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

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

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

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

SEE ATTACHMENT of 2 PAGES

RESOLUTION NO. 11-16-10

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION APPROVING THE SALE OF BACK TAX PROPERTY FOR THE HIGHEST BID RECEIVED AND FOR NOT LESS THAN THE MINIMUM PRICE SET BY THE COUNTY OWNED BACK TAX COMMITTEE

WHEREAS, the properties on the attached list have gone through the procedures required to sell back tax property in both the Clerk & Master's and the County Executive's offices, and

WHEREAS, there were no bids on any of the properties on the attached list and now these properties are surplus to Roane County, and

WHEREAS, the County Owned Back Tax Committee has met and recommended a minimum amount that will be accepted for the properties on the attached list (as is evidenced in the June 28, 2016 minutes of the County Owned Back Tax Committee).

NOW, THEREFORE BE IT RESOLVED, that the properties on the attached list dated November 1, 2016 of (4) four properties and entitled 2011 County Owned Properties that the County shall sale on Govdeals.com with the following criteria:

- The County shall grant the buyer a Tax Deed.
- Property is sold "as is."
- Insure that city delinquent taxes are paid and county delinquent taxes are abated unless a city is the purchaser of the property and then the city taxes will not be paid.
- All taxes will be brought current, except for the current year.
- Deed is prepared by the County Attorney.
- County will register the deed on behalf of its buyer at a charge of \$50.
- Bids will increase at minimum in \$100 increments.

BE IT FURTHER RESOLVED, the declared surplus properties on the attached list are to be sold by the Purchasing Department to the highest bidder and not less than the minimum prices recommended by the County Owned Back Tax Committee as noted in the committee's meeting minutes dated November 3, 2016.

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 Granger,

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

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 (1 page)

RESOLUTION NO. 11-16-11

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A Resolution authorizing the County Executive to file a petition for relief with Roane County Chancery Court regarding certain properties acquired at the 2012 delinquent tax sale

Request to amend said resolution by substituting current attachment for new list of 40 properties has been heard.

MOTION to amend was made by **Commissioner Moore** with second by **Commissioner Fink**.

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

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

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

Resolution stands as amended.

RESOLUTION NO. 11-16-11 (as amended)

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A Resolution authorizing the County Executive to file a petition for relief with Roane County Chancery Court regarding certain properties acquired at the 2012 delinquent tax sale

WHEREAS, on September 24, 2016, the Clerk and Master held a delinquent tax sale for delinquent Roane County taxes for the 2012 tax year as ordered in Case Number 2014-41, Roane County, Tennessee v. Delinquent Taxpayers for the 2012 Real Property and 2012 Personal Property for Roane County, Tennessee.

WHEREAS, Roane County was required to enter bids on certain properties sold at said sale, and became the owner thereof.

WHEREAS, Tennessee Code Annotated Section 67-5-2507(c) provides to the County Executive a period of no less than ninety (90) days and no more than one hundred twenty (120) days to evaluate said properties and determine whether the value of each property or the amount of money the County is likely to receive upon the sale of the property exceeds the financial or environmental risks associated with the property.

WHEREAS, said statute allows County Commission, by two-thirds vote, to adopt a resolution directing the County Executive to petition the Chancellor for relief from the tax sale regarding any properties where the financial or environmental risks of the property outweigh the value of the property or the amount of money the County would likely receive if the County sold the property.

WHEREAS, the County Executive has evaluated all of the properties Roane County was required to purchase at said tax sale and determined which properties pose financial or environmental risks that outweigh the value of the property or the amount of money the County is likely to receive if the County sold the property. Said properties posing such financial or environmental risks are listed on the attached spreadsheet.

WHEREAS, the County Commission finds that it is not in the best interest of Roane County to acquire such properties because the financial or environmental risks posed exceed the values of the properties or the amount the County would receive upon the sale of the properties.

NOW, THEREFORE, BE IT RESOLVED that in accordance with Tennessee Code Annotated Section 67-5-2507(c), the County Executive is hereby authorized and empowered to petition the Chancellor for relief from the 2012 tax sale regarding the properties set forth on the attached spreadsheet, and the County Attorney is authorized and empowered to file all petitions and prosecute all actions necessary to obtain court orders relieving Roane County from its bids on the aforesaid properties described on the attached spreadsheet.

UPON MOTION by **Commissioner Moore** with second by **Commissioner Fink**,

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

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

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

THEREUPON, the Chair announced to the Commission that said Resolution has received a two-thirds majority, and ordered the same to be spread of record.

SEE ATTACHMENT (1 page)

RESOLUTION NO. 11-16-12

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to create a position in the office of the Clerk and Master that will be responsible for maintaining and or assisting with the Delinquent Tax Properties.

WHEREAS, the Clerk and Master working with the City delinquent tax attorney have been and will continue to be offering for sales city delinquent properties, and

WHEREAS, the city government have not participated in delinquent tax sales for decades, and

WHEREAS, additional work load has been and will continue to be anticipated and experienced due to these additional sales.

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

<u>Fund</u>	<u>Object Code</u>	<u>Description</u>	<u>Current Budget</u>	<u>Amend Budget</u>	<u>Amended Budget</u>
Expenditures					
101	53400-169	Part-time Personnel	124,054	15,000	139,054
Reserve					
101	39000	Unassigned Fund Balance	4,625,577	(15,000)	4,610,577

UPON MOTION by Commissioner Hendrickson, seconded by
Commissioner Granger,

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

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

SEE ATTACHMENT (1 page)

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

MOTION to defer was made by Commissioner Meadows seconded by Commissioner Hooks.

The following Commissioners voted **Aye: Berry, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Kelley, Meadows, and Moore. (12)**

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

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

THEREUPON, the Chair announced to the Commission that said resolution had been **deferred** to the upcoming **December 12, 2016 meeting**.

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 to the Property, Jail Study, and Sheriff's Liaison Committee(s) was made by Commissioner Meadows with second by Commissioner Moore.

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

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

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

THEREUPON, the Chair announced to the Commission that said resolution had been **deferred** to the upcoming **December 12, 2016 meeting**.

There being no further business,

MOTION duly made by **Commissioner Fink**, seconded by **Commissioner Granger** to adjourn the November 14, 2016 meeting.

MOTION Passed upon unanimous voice vote.

Meeting stood adjourned at 8:28 P.M.

APPROVED:

Chairman Ron Berry

ATTEST:

County Clerk Barbara J. Anthony