

**MINUTES
ROANE COUNTY COMMISSION
REGULAR MEETING
JUNE, 12 2017**

**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 day of June 12, at 7:00 P.M.
The Commission was called to order by **Bailiff Darrell Ruffner**.

Invocation was given by **Commissioner 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: **Bell, Brummett, Collier, East, Ellis, Ferguson, Fink, Granger, Hendrickson, Hooks, Johnson, Kelley, Moore, Meadows (13)**.

Absent: **2-Brummitt, Fink**

THEREUPON Chairman Berry announced the presence of a quorum. Also present was County Executive **Ron Woody**, County Attorney **Greg Leffew**, Budget Director **Connie Aytes**, Amber Cofer and Deputy Clerk Beth Johnson.

APPROVE MINUTES OF THE MAY 8, 2017 MEETING.

MOTION was made by **Commissioner Moore** with second by **Commissioner Meadows**
To approve.

MOTION Passed upon unanimous voice vote.

ACCEPTANCE OF COMMITTEE REPORTS AND CORRESPONDENCE:

1. Minutes of Codes Enforcement Review Board 03-27-17.
2. Minutes of Environmental Review Board (RCERB) 04-06-17.
3. Minutes of Public Utility Board 04-11-17.
4. Minutes of Industrial Liaison Committee 04-13-17.
5. Minutes of Board of Zoning Appeals 04-19-17.
6. Minutes of Planning Commission 04-19-17.
7. Minutes of Department of Solid Waste 04-25-17.
8. Minutes of Public Records Committee 05-01-17.

9. Minutes of Tourism Committee Meeting 05-04-17.
10. Minutes of Fire Board 05-09-17.
11. Minutes of Budget Committee 05-12-17.
12. Minutes of Fire Board 05-27-17.
13. Minutes of Risk Management Committee 05-23-17.
14. Minutes of Budget Committee 05-30-17.
15. Letter re: Chamberlain Cove Road 05-5-17.
16. Order of Dismissal re: Roane County vs. Frances, Larman and Margaret Sprouse.
17. Order re: Roane County v James Baratlett.
18. Order re: Roane County v Jane McInnis.
19. Order re: Roane County v Evelyn & James Woody.
20. Order re: Roane County v Donald Goldberg.
21. Order re: Roane County v Lillie Watson.
22. Order re: Roane County v James Johnson.
23. Agreed Order re: Roane County v 2012 Delinquent Taxpayers.
24. Order re: Roane County v Charles & Heather Daniels.
25. Agreed Order re: Roane County v Gregory & Katie Mead.
26. Letter from Attorney Greg Leffew re: Dollar Store Building.
27. Letter from Attorney Reynolds re: Dollar Store Building.
28. Letter from Attorney Greg Leffew re: Dollar Store Building.
29. Quarterly Report from Community Probation Services.
30. Letter from Keith Henley re: Consolidation of Schools.
31. Letter from Executive Woody re: Payment-in-lieu of Tax.
32. Letter from Executive Woody re: General Obligation Refunding Bonds.
33. Letter from Rickey Gallaher re: Consolidation of Schools.
34. Invitation to County Government to attend Pipeline Safety, Damage Prevention and how to Handle a Pipeline Emergency.
35. Letter from Preserve of Clinch River Homes re: Dues.
36. Letter from Preserve of Clinch River Homes re: Dues.
37. Letter from Preserve of Clinch River Homes re: Dues.
38. Letter from Attorney Greg Leffew re: Park at Pine Hills Subdivision.
39. Letter from Attorney Greg Leffew re: Rarity Ridge.
40. Letter from Attorney Greg Leffew re: Mineral Rights Obtained at tax sales.
41. Order re: Roane County v Harold Roberts.
42. Letter to Executive Woody re: County's Report of Debt Obligation.
43. Statement naming Beth Johnson Interim Chief Deputy Clerk in Absence of Bobbie Tipton.
44. Letter from Attorney Greg Leffew re: Request for Proposals for proposals for Property and Casualty Insurance.

MOTION to accept was made by **Commissioner Kelly** with second by **Commissioner Hooks**.
MOTION Passed upon unanimous voice vote.

NOTARIES:

The following persons desiring to be elected as a Notary Public in Roane County were presented to the Commission by Deputy Clerk **Beth Johnson**: Christy Adair, Cecilia Cook, J. Polk Cooley, Allison L. Davis, Suzanne M. Griffin, Marti Higgins, Cindy Lyons, Scott McCluen, Margaret P. Murr, Melissa K. Payne, Karen L. Ray, Allison M. Rehn, Wanda Robinette, Suzanne Starnes, Amber Swicegood, Misty D Watts.

Upon roll call vote the following Commissioners voted Aye: **Bell, Berry, Collier, East, Ellis, Ferguson, Granger, Hendrickson, Hooks, Johnson, Kelley, Meadows, Moore (13)**

The following Commissioners voted Nay: **(0)**

Thereupon the Chairman announced the motion **Passed**.

HEARING OF DELEGATION:

COUNTY ATTORNEY'S REPORT:

County Attorney Greg Leffew discussed the county's pending lawsuits and answered questions from the Commissioners.

COUNTY EXECUTIVE'S REPORT:

Financial Report

Executive Woody reviewed various aspects of the May financial report with the Commission, specifically noting that property tax have met budget expectations.

Dollar General Store

As of right now, we are unable to close on the Dollar General property as a cloud exist on the title and we are unable to obtain title insurance

Association Dues

Correspondence #35, #36, #37, #39 deal with the Homeowners fees that are due on the properties at the Preserve at Clinch River.

Pine Hill Park

Correspondence #38 is a Park at the Pine Hill Subdivision in Harriman. It was deeded to the County for the purpose of a park. The County could surplus and transfer the county's easement to the property.

Mineral Rights

The County obtained mineral rights to two tracts of land at a back tax sale. These minerals rights can be surplus and sold.

2018 Budget

The Budget Committee completed recommendations on the 2018 Budget at the end of May, except for the School Budget, which was received last week.

The Budget Committee will review the School Budget this Thursday, June 15 at 6:00 p.m. We did not see any building plan expenditures in the proposed budget.

On Thursday, June 22 at 6:00 p.m. the Budget Committee will be holding their required Pubic Hearing, which will then go into a Budget Committee meeting that will be followed by a Budget Work session. We plan to file a consolidated Budget on June 28.

As always, you can find our Budget Committee minutes on the front page of the County's website, along with additional information regarding the 2018 budget in our monthly newsletters. We are just trying to keep everyone informed.

SPECIAL ORDERS:

Conformation of re-appointment of Greg Paulus to the County Board of Public Utilities. The new term will expire June 30, 2020.

Upon motion by **Bell**, seconded by **Commissioner Meadows**.
THEREUPON, the Chairman announced that the motion **passed**.

Conformation of re-appointment of Freda Ramey as full time Judicial Magistrate.
THEREUPON, the Chairman announced that the motion **passed**.

Upon motion by **Granger**, seconded by **Commissioner Ellis**.
THEREUPON, the Chairman announced that the motion **passed**.

Presentation of Resolution # 04-17-02 honoring Dave Reichle.

ZONING RESOLUTIONS: NONE

OLD BUSINESS:

NEW BUSUINESS:

Resolution # 06-17-01
IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION honoring the students of the 2nd Annual Commencement Class of Roane State Middle College

WHEREAS, the students of the **2nd Annual Class of Roane State Middle College** graduated on May 6, 2017 with their A.S. General Transfer Degree, and;

WHEREAS, Roane State Community College and the Roane County School System have partnered together to provide this educational opportunity to students in Roane County, and;

WHEREAS, the students of the **2nd Annual Class of Roane State Middle College** have shown dedication and scholarship worthy of honor, and;

WHEREAS, the students of the **2nd Annual Class of Roane State Middle College** has excelled above and beyond the expectations placed upon them; and

WHEREAS, the students of the **2nd Annual Class of Roane State Middle College** are to be commended for their efforts and their dedication to their education, and;

WHEREAS, it is altogether fitting and proper that the students of the **2nd Annual Class of Roane State Middle College** be honored for their performance within the classroom.

NOW, THEREFORE, BE IT RESOLVED, that the Roane County Commission does hereby honor the students of the **2nd ANNUAL CLASS OF ROANE STATE MIDDLE COLLEGE** for their achievements.

UPON MOTION of **Commissioner Ellis** , seconded by **Commissioner Granger**.

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

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 # 06-17-02

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to install a safety fence to block access at the Old Caney Creek Campground and signage to restrict access to the bridge.

WHEREAS, the County Risk Manager has inspected the bridge and declared it is a risk to the community, and;

WHEREAS, the County Risk Manager has requested that a fence be installed to block all access to the bridge and signage to warn the public of the potential danger, and;

WHEREAS, the County Risk Management Committee has agreed that a safety fence and signage needs to be installed to insure the safety of the public.

NOW, THEREFORE BE IT RESOLVED that the Risk Management Committee strongly recommends the County Commission accept this request to have a safety fence and signage installed to ensure the safety of the public.

Upon motion by **Kelly**, seconded by **Commissioner Johnson**.

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

The following Commissioner passed: **(0)**

The following commissioners voted No: **(0)**

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

**Resolution # 06-17-03
IN COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE**

A Resolution authorizing the County Executive to apply for a Federal Department of Justice grant to hire new full-time law enforcement officers

WHEREAS, the Federal Department of Justice Community Oriented Policing Services (COPS) offers a grant that allows local law enforcement departments to hire new full-time law enforcement officers; and

WHEREAS, the match for the 2017 COPS Hiring Program would be 25% of the salary and benefits for two (2) full-time officers which would equal approximately \$83,000 over three (3) years; and

WHEREAS, the grant amount for the 2017 COPS Hiring Program would be 75% of the salary and benefits for two (2) full-time officer which would equal approximately \$250,000 over three (3) years; and

WHEREAS, the Roane County Sheriff's Office has indicated the need for more full-time officers; and

WHEREAS, the hiring of the two (2) officers would be contingent upon successful application for the 2017 COPS Hiring Program grant.

NOW THEREFORE BE IT RESOLVED that the Roane County Commission approves the Roane County Executive to apply for the Federal Department of Justice 2017 COPS Hiring Program Grant to hire two (2) new full-time law enforcement officers.

BE IT FURTHER RESOLVED that upon an awarded grant, Roane County shall hire two (2) new full-time law enforcement officers.

BE IT FURTHER RESOLVED that Roane County shall appropriate the required grant match contribution of approximately \$27,500 per year for the grant duration.

BE IT FURTHER RESOLVED that Roane County understands that after the three (3) years of grant funding that officers hired under the COPS Hiring Program must be retained for at least twelve (12) additional months.

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 by **Hooks**, seconded by **Commissioner Granger**.

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

The following Commissioner passed: **(0)**

The following commissioners voted No: **(0)**

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

Resolution # 06-17-04

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION TO PLACE IN SURPLUS a certain Roane County vehicle described as a 2010 Chevrolet Tahoe currently assigned to the Sheriff's Department.

WHEREAS, the aforementioned vehicle (VIN 1GNVKBE07AR237203) has become surplus property to the Sheriff's Department, and

WHEREAS, the Sheriff's Department now seeks to have the vehicle declared surplus to be in compliance with the Vehicle Procurement Policy, and

WHEREAS, it is required that this vehicle must be sold and is not transferrable.

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

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

Upon motion by **Johnson**, seconded by **Commissioner Hendrickson**.

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

The following Commissioner passed: **(0)**

The following commissioners voted No: **(0)**

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

Resolution # 06-17-05

A RESOLUTION TO ADOPT A PUBLIC RECORDS POLICY FOR ROANE COUNTY GOVERNMENT

WHEREAS, Tenn. Code Ann. § 10-7-503(g), 2016 Public Chapter 722, requires county entities to adopt a public records policy by July 1, 2017; and

WHEREAS, Tenn. Code Ann. § 8-4-604(a)(4), 2016 Public Chapter 722, requires the office of open records counsel (OORC) to establish a model public records policy; and

WHEREAS, the OORC's model public records policy requires county entities to make certain selections under the policy; and

WHEREAS, Roane County desires to adopt the OORC's model public records policy with the necessary selections;

NOW THEREFORE, BE IT RESOLVED by the Roane County Commission, that:

SECTION 1. The model public records policy developed by the OORC with the selections and revisions chosen by Roane County is attached to this resolution and is hereby adopted as the Public Records Policy for Roane County.

SECTION 2. County entities, and elected office holders may adopt separate policies or, by default, accept this policy as the public records policy for the entity or elected office . Unless a separate policy is adopted by a county entity or elected office , this policy shall apply to each county entity and elected office.

SECTION 3. This resolution shall take effect July 1, 2017, the public welfare requiring it.

Upon motion by **Kelly**, seconded by **Commissioner Johnson**.

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

The following Commissioner passed: **(0)**

The following commissioners voted No: **(0)**

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

Resolution # 06-17-06

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to amend the Special Revenue Fund 121(Fire) to appropriate Midtown First District Fire Department reserve of funds that would allow them to purchase 12 fire hydrants.

WHEREAS, the cost of the 12 Fire Hydrants Assembly with Valve and Tee have a value of \$48,000, and

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

<u>Fund</u>	<u>Object/Cost Center</u>	<u>Description</u>	<u>Current BG</u>	<u>Amendment</u>	<u>Ending BG</u>
Decrease Reserve Code:					
121	34525-MID	Restricted for Public Safety	38,990	(38,990)	-
Increase Expenditure Code:					
121	54310-790-MID	Other Equipment	9,000	38,990	47,990

Upon motion by **Meadows**, seconded by **Commissioner Hendrickson**.

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

The following Commissioner passed: **(0)**

The following commissioners voted No: **(0)**

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

Resolution # 06-17-07

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to amend the General Capital Project Fund (171) to appropriate additional funding for the cost of the Video Arraignment System located in the Jail.

WHEREAS, the cost of the system came in higher than originally anticipated the cost to be, and

WHEREAS, the funds that have been budgeted for the upgrade of the general ledger software will not all be used for the upgrade at this time, and

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

<u>Fund</u>	<u>Object/Cost Center</u>	<u>Description</u>	<u>Current BG</u>	<u>Amendment</u>	<u>Ending BG</u>
General Capital Project Fund 171-CHJ					
<u>Increase Expenditure Code:</u>					
171	91130-707-JAIL	Communication Equipment	6,000	3,600	9,600
<u>Decrease Expenditure Code:</u>					
171	91110-790-JAIL	Communication Equipment	65,000	(3,600)	61,400

Upon motion by **Hendrickson**, seconded by **Commissioner Granger**.

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

The following Commissioner passed: **(0)**

The following commissioners voted No: **(0)**

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

Resolution # 06-17-08

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to amend the General Fund (101) and the General Capital Project Fund (171) to appropriate additional funding for the Health Grant of \$10,000 for the Sidewalk project at Roane County Park.

WHEREAS, the bids came in approximately \$2,000 over the initial grant funding, and

WHEREAS, this transfer is necessary to complete the project, and

NOW, THEREFORE, BE IT RESOLVED that the General Fund (101) and General Capital Project Fund (171) be amended as follows:

<u>Fund</u>	<u>Object/Cost Center</u>	<u>Description</u>	<u>Current BG</u>	<u>Amendment</u>	<u>Ending BG</u>
General Capital Project Fund 171-REC					
<u>Increase Revenue Code:</u>					
171	49800	Transfer In	-	2,000	2,000
<u>Increase Expenditure Code:</u>					
171	91140-724-HABE	Site Development	10,000	2,000	12,000
General Fund 101					
<u>Decrease Expenditure Code:</u>					
101	56700-799	Other Capital Outlay	5,000	(2,000)	3,000
<u>Increase Expenditure Code:</u>					
101	99100-590-REC	Transfer to Other Funds	-	2,000	2,000

Upon motion by **Moore**, seconded by **Commissioner Hendrickson**.

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

The following Commissioner passed: **(0)**

The following commissioners voted No: **(0)**

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

Resolution # 06-17-09

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A **RESOLUTION** establishing the contribution rate to the Tennessee Consolidated Retirement System (TCRS) for legacy employees, those hire prior to October 1, 2015.

WHEREAS, Roane County has adopted a flat contribution with a hybrid retirement system for all employees hired after October 1, 2015; and

WHEREAS, those employees hired prior remain on the TCRS defined benefit plan with an adjustable actuary contribution yearly; and

WHEREAS, this actuarial valuation has been recommendation at a minimum of 4.08% of salary; and

WHEREAS, it is also recommended by TCRS to fund above this minimum so as to ensure funding in the case of any financial gains that fall below the 7.5% annual anticipated return.

NOW, THEREFORE, BE IT RESOLVED that the contribution rate is set for the fiscal year beginning July 1, 2017 through June 30, 2018 at 6% which is greater than the 4.08% minimum as provided from TCRS:

Upon motion by **Kelley**, seconded by **Commissioner Meadows**.

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

The following Commissioner passed: **(0)**

The following commissioners voted No: **(0)**

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

Resolution # 06-17-10

IN THE COUNTY COMMISSION FOR ROANE COUNTY, TENNESSEE

A RESOLUTION to amend the General Fund (101) to appropriate funding for an increase of inmate medical claims.

WHEREAS, it has come to our attention that claims exceeding over \$300,000 as of May 22, 2017, and

WHEREAS, of the \$300,000 in claims one claims, is \$190,000 plus and another is over \$50,000. We anticipate a discount on these claims, and

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

<u>Fund</u>	<u>Object/Cost Center</u>	<u>Description</u>	<u>Current BG</u>	<u>Amendment</u>	<u>Ending BG</u>
<u>Decrease Reserve Code:</u>					
101	39000	Unassigned Fund Balance	3,631,482	100,000	3,731,482
<u>Increase Expenditure Code:</u>					
101	54210-340	Medical Claims	275,000	100,000	375,000

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

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

The following Commissioner passed: **(0)**

The following commissioners voted No: **(0)**

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

Motion duly made by **Commissioner Ellis**, second by **Commissioner Granger** to **adjourn**.

The June 12, 2017 meeting stood adjourned at 8:02 P.M.

APPROVED:

Chairman Ron Berry

Attest:

County Clerk Barbara J. Anthony

