

Carter County Commission
Regular Session
February 23, 2015

Approved
3-16-15
w/corrections
APPROVED

Chairman, Leon Humphrey called the meeting to order at 6:00 PM.

Chairman Humphrey noted that this meeting had been reset from February 17, 2015 to tonight due to inclement weather.

Roll Call as follows:

Present: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, L.C. Tester, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (20 Present)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

Quorum present.

Prayer was led by Willie Campbell and Ronnie Trivett followed with the *pledge to the American flag*.

Recognition of Elected and Appointed Officials/Guest

Public Comments – Roy Livingston of Hampton, spoke on behalf of Carter County Citizens in Action. He stated that the group was proceeding with the process in an attempt to correct what appears to be illegal activity with the 2014-2015 budget process.

Presentation of Plaque to Joe Wesley Oliver, ETSU Roan Scholar – Joe Wesley Oliver, the son of Joe and Betsy Oliver, was noted as being a recipient of the 2015 ETSU Roan Scholars Leadership Program. Mr. Oliver is a senior at Unaka High School where he is very active. He is vice president of his senior class, captain of the high school's football team, member of Key Club and National Honors Society, and also maintains a 4.0 GPA ranking top in his class.

Joe Oliver has participated in the Carter County Chamber of Commerce Youth Leadership Program, and serves on the Carter County "Clean Teens" as well as the American Red Cross and is active at his church.

Following graduation, Mr. Oliver plans to attend ETSU and major in biology or physics and begin a career in gene therapy.

Mr. Joe Wesley Oliver was presented a plaque for his achievements by Mayor/Chairman Leon Humphrey which was followed by a standing ovation.

Acceptance of Minutes from Previous Meeting – Regular Session January 20, 2015

Motion was made by Charles VonCannon, seconded by John Lewis, to **accept the minutes of the last meeting, January 20, 2015 as presented.**

Chairman Humphrey called for a Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, L.C. Tester, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (20 Ayes)

Nays: None (0 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

Notaries/Bonds

Motion was made by John Lewis, seconded by Danny Ward, to accept the following Notaries/Bonds as presented.

Shirlee Williams	Leslie Sharpe	Brandee L. Riddle
Keith Bowers, Jr.	William B. Preslor	Ruth H. Bowers
David Wortman	Theresa D. Hagler	Patricia Christine Colbaugh
Judy R. Veeneman	Michael Trippeer	Treva K. McKinney
Linda Little Baughman	Sonja W. Culler	Christopher A. Schuettler
Thomas E. Whitehead	Tammy Robin Adams	Milton Howard Mathers
*****	Robert H. Norris	*****

Chairman Humphrey called for a Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, L.C. Tester, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (20 Ayes)

Nays: None (0 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

RESOLUTIONS

A. THDA Home Program Resolution

County Attorney, Joshua Hardin read the resolution and presented the same for approval.

RESOLUTION No. 619

Motion was made by Ronnie Trivett, seconded by Mike Hill, to adopt as presented, "A RESOLUTION TO APPROVE THE POLICIES AND PROCEDURES FOR UTILIZATION OF THE GRANT FUNDS RECEIVED FROM THE TENNESSEE HOUSING DEVELOPMENT AGENCY HOME PROGRAM."

Recorded on pages 644-645.

Discussion followed.

Commissioner John Lewis spoke regarding funding issues and that "funding needed to go where it is suppose to."

Commissioner Ronnie Trivett noted that in his opinion that this was a "good program" and many have been helped through this program.

Commissioner Ray Lyons stated that this program had a long waiting list.

Chairman Leon Humphrey called for a Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, L.C. Tester, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (19 Ayes)

Nays: John Lewis (1 Nay)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

RESOLCUTION

B. Establishing Time, Date and Place of Commission Meetings

County Attorney, Joshua Hardin read the resolution and presented the same for approval.

Motion was made by John Lewis, seconded by Nancy Brown, to adopt as presented, "A **RESOLTUION ESTABLISHING THE TIME, DATE AND PLACE FOR ALL REGULAR SCHEDULED SESSIONS OF THE CARTER COUNTY COMMISSION.**"

Following discussion, Chairman Humphrey called for a Roll Call Vote as follows:

Ayes: Nancy Brown, Ronnie Trivett, Charles VonCannon, L.C. Tester, Timothy Holdren, Larry Miller, John Lewis, Ray Lyons, Cody McQueen, Robert Carroll, and Robert Gobble.
(11 Ayes)

Nays: Buford Peters, Willie Campbell, Mike Hill, Isaiah Grindstaff, Danny Ward, Ross Garland, Bobbie Gouge-Dietz, Randall Jenkins, and Sonja Culler. (9 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

Receiving 11 Ayes, 9 Nays, 4 being absent, **motion failed.**

Committee Reports/Recommendations

Budget Committee

Sonja Culler, Budget Committee Chair, presented the following recommendations for approval.

Motion was made by Sonja Culler, seconded by Nancy Brown, to transfer up to \$47,000 from the **Litigation Fund to the Building and Grounds Budget to cover the cost of courtroom renovations.**

Chairman Leon Humphrey called for a Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, L.C. Tester, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (20 Ayes)

Nays: None (0 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

Motion was made by Sonja Culler, seconded by Bobbie Gouge-Dietz, to accept the January 2015 donations totaling \$818.00 to the Animal Shelter. Recorded on page 646

Chairman Leon Humphrey called for a Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, L.C. Tester, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (20 Ayes)

Nays: None (0 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

Budget Chair, Sonja Culler stated that the Committee reviewed and discussed General Fund 101 Amendment #8. All items were approved with the exception of #7 which was set aside for discussion and later the Committee made a motion to deny #7.

Motion was made by Sonja Culler, seconded by Danny Ward, to approve General Fund 101 Amendment #8 with the exception of #7 for a total of \$59,420.26 with \$0 coming from Fund Balance. Recorded on pages 647.

Discussion followed. Several Commissioners questioned why item # 7 was denied as no additional money had been requested.

Chairman Humphrey stated that the motion, as presented, was that which was approved in Budget Committee.

Commissioner Nancy Brown, a member of the Budget Committee, replied that item #7 was to give Mr. Schuettler a raise. During a workshop held in August/September, it was noted that Mr. Schuettler had not completed his certification.

Planning Director, Chris Schuettler was questioned concerning his certification. Mr. Schuettler replied that due to personnel changes he would need to go back and do the certification.

Mrs. Brown went on to say that if Mr. Schuettler goes back and gets his certification and "comes back to us, we will be glad to approach this again, and give you your raise as it is well deserved."

Chairman Humphrey stated that the motion, as presented, was that which was approved in Budget Committee and called for a Roll Call Vote as follows:

Ayes: Nancy Brown, Ronnie Trivett, Charles VonCannon, Isaiah Grindstaff, Ross Garland, Timothy Holdren, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Cody McQueen, Robert Carroll, and Robert Gobble. (13 Ayes)

Nays: Buford Peters, Willie Campbell, Mike Hill, L.C. Tester, Danny Ward, Bobbie Gouge-Dietz, Sonja Culler. (7 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

Motion was made by Sonja Culler, seconded by John Lewis, to approve General Purpose School Fund 141 Amendment # 7 with 1 item for a total of \$12,290.20 with \$0 coming from General Purpose School Fund Balance. Recorded on page 646.

Chairman Humphrey called for a Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, L.C. Tester, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (20 Ayes)

Nays: None (0 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

Motion was made by Sonja Culler, seconded by John Lewis, to approve General Purpose School Fund 141 Amendment # 8 with 1 item for a total of \$1,000.00 with \$0 coming from General School Fund Balance. Recorded on page 646.

Chairman Humphrey called for a Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon,

L.C. Tester, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (20 Ayes)

Nays: None (0 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

Committee Chair Sonja Culler reported that Mayor Humphrey presented the bids received for the Wireless Voting System. He recommended the Roll Call Pro Advanced System which was the lowest bid. Ms. Culler noted that Mayor Humphrey explained to the Budget Committee how he would transfer funds within the Building and Grounds budget to purchase the system, laptop computer, and copier/printer for a total of \$20,000.00.

Motion was made by Timothy Holdren, seconded by John Lewis, to **approve General Fund 101 Amendment #9 for a total of \$20,000 with \$0 coming from Fund Balance for the purchase of the Wireless Voting System.** Recorded on page 646.

A lengthy discussion followed concerning the systems cost, budget cuts, maintenance cost and taxpayers money. Noted during discussion, it was stated that no new money would be needed to approve this item and it would be a good investment in updating technology in the courtroom.

Chairman Leon Humphrey called for a Roll Call Vote as follows:

Ayes: Nancy Brown, Ronnie Trivett, Charles VonCannon, Ross Garland, Timothy Holdren, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Cody McQueen, Robert Carroll, and Robert Gobble. (12 Ayes)

Nays: Buford Peters, Willie Campbell, Mike Hill, L.C. Tester, Isaiah Grindstaff, Danny Ward, Bobbie Gouge-Dietz, and Sonja Culler. (8 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

Receiving 12 Ayes, 8 Nays and 4 Absent, **motion failed.**

Committee Chair Sonja Culler, reported on the Annex Parking Lot. She stated that after the Budget Committee met at its regular scheduled meeting, bids were opened for the completion of the parking lot. The lowest bid received was from Baruch, Inc. being \$42,745.00. This amount will take the project from the stage the Highway Department has constructed, to final completion. The Highway Department has incurred expenses of \$6,521.68 bringing the total of the project to \$49,266.68.

Motion was made by Sonja Culler, seconded by Ray Lyons, to **approve the payment of said expenses, \$6,521.68 from the General Capital Projects Fund #171 where sufficient funds remain after completion of the Jail construction.**

Chairman Leon Humphrey called for a Roll Call Vote as follows:

Clerk's Note: (*) Indicates that the Disclaimer for Employees of Carter County, Tennessee was read before voting.

Ayes: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, L.C. Tester, (*)Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (20 Ayes)

Nays: None (0 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

Following the vote, Commissioners L.C. Tester requested that he be allowed to read the Disclaimer for Employees following the vote, which he did at this time.

Commissioner Robert Gobble was recognized by Chairman Humphrey. Mr. Gobble voiced concern about the Carter County Tomorrow program. He stated that this program needed to be reviewed due to lack of industry in Carter County.

Building and Grounds Committee

Committee Chairman, Ray Lyons stated the committee had visited several of the county buildings. He noted that some space and buildings could be used more effectively, namely the possibility of moving offices to another location.

Chairman Lyons also spoke concerning automatic handicap accessible doors. Research is being done concerning cost, however no action was taken at this time.

It was stated that repairs, when needed, should be made as soon as possible to county buildings as to not extend more damage and increase cost of repairs.

No recommendations or motions were presented by the committee.

Financial Management

Committee Chairman, Ray Lyons presented the report and noted that the committee minutes reflected the same.

A recommendation from the Financial Management Committee to lag county payroll was presented along with an detailed history of the proposal.

Motion was made by Ronnie Trivett, seconded by Danny Ward, to lag County payroll one day at a time until payroll is lagged one week starting with the first payroll in July 2015.

**Beginning: July 3, 2015 payroll-----check will be issued Monday, July 6, 2015
July 17, 2015 payroll----- check will be issued Tuesday, July 21, 2015
July 31, 2015 payroll-----check will be issued Wednesday, August 5, 2015
August 14, 2015 payroll-----check will be issued Thursday, August 20, 2015
August 28, 2015 payroll-----check will be issued Friday, September 4, 2015**

After this point, payroll will have been lagged one week, and future payrolls will continue on the same bi-weekly cycle as before with check coming every other Friday.

Discussion followed.

Commissioner Willie Campbell, a County Highway Department employee for many years, stated that uniforms were furnished, and had witnesses to confirm this. When the employment with the department ended, and the uniforms were turned in, the pay which was held, would be returned and paid to the employee.

However, this had been researched and no paper documentation could be located to confirm.

Commissioner Campbell spoke on behalf of fellow co-workers and others by stating that lagging would be difficult as most live from "paycheck to paycheck."

Ingrid Deloach, Financial Director, explained in detail the lagging process. She noted that the lagging of payroll does impact employees, and she would like to make it as easy as possible.

Commissioner Brown stated in her opinion, this would be a good business move for the county and do the right thing.

Commissioner Trivett asked some Department heads present, if this would be a good move. Several replied it would because of work hours and payroll period.

Commissioner Tester replied that this would create a financial hardship and conflict for many.

Chairman Humphrey, following a very lengthy discussion, called for a Roll Call Vote as follows:

Clerk's Note: (*) Indicates that the Disclaimer for Employees of Carter County, TN was read before voting.

Ayes: Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, (*) Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (17 Ayes)

Nays: Buford Peters, Willie Campbell, (*) L.C. Tester. (3 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew, and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

Education Committee

Charles VonCannon, Committee Chairman announced that Dr. Keith Young had been invited to speak at the next meeting set for March 2, 2015.

Motion was made by Ronnie Trivett, seconded by Randall Jenkins, **to enter into a ten (10) minute recess.**

Chairman Humphrey noted that this motion needed a majority vote, and called for a Roll Call Vote as follows:

Ayes: Nancy Brown, Mike Hill, Ronnie Trivett, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Cody McQueen, Robert Carroll, and Robert Gobble. (15 Ayes)

Nays: Buford Peters, Willie Campbell, Charles VonCannon, L.C. Tester, and Sonja Culler. (5 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew, and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried** and Chairman Humphrey **recessed the meeting for ten (10) minutes.**

Commission was called **back to order** following the recess by Chairman Humphrey.

Health and Welfare Committee

Committee Chairman Timothy Holdren, stated that he had no report or recommendations at this time.

Highway Committee

Mike Hill, Committee Chairman approached the podium and presented the report. A "thank-you" was extended to Roger Colbaugh, Highway Superintendent and employees for a job well done during the recent severe weather. This was followed by round of applause.

Chairman Hill stated that during the Public Hearing held concerning a name change of Herbert Taylor Lane, to Mango Lane, motion failed. Also during the Public Hearing was the adoption of Town View Estates (located off of Hart Road) to the County Road List which was approved by the Committee, provided property owners make proper conveyances.

Motion was made by Mike Hill, seconded by Bobbie Gouge-Dietz, **to add Townview Estates to the current road list provided property owners make the proper conveyances.**

Chairman Humphrey called for a Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, L.C. Tester, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (20 Ayes)

Nays: None (0 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

Committee Chairman Hill stated that during the Public Hearing, the adoption of Williams Lane was discussed. However, action on this was tabled until the next committee meeting.

Chairman Hill announced that at the next Committees meeting, a Public Hearing will be held concerning the re-naming of Highway 91-Rondal Cole Highway to Ralph & Rondal Cole Memorial Highway.

Landfill Committee

Committee Chairperson Bobbie Gouge-Dietz, reported that she had no additional motions or recommendations at this time.

Law Enforcement Committee

Committee Chairman Cody McQueen, new Committee Chairman, extended a "thank-you" to Isaiah Grindstaff for the great job he did as Committee Chairman. This was followed by applause. Commissioner Grindstaff formally resigned as Committee Chairman due to his new job.

Nominating Committee

Motion was made by Ronnie Trivett, Committee Chairman, seconded by Robert Gobble, to accept **William Birchfield to the Zoning and Appeals Board, a four (4) year term.**

Chairman Leon Humphrey called for a Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, L.C. Tester, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (20 Ayes)

Nays: None (0 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

Motion was made by Ronnie Trivett, seconded by Nancy Brown, to accept as recommended to the **Agriculture Committee the following: Larry Nave to replace Buddy Farmer (as Farm Man), Dawn Winters to replace Terry Hubbard (as Farm Woman).**

Chairman Leon Humphrey called for a Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, L.C. Tester, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (20 Ayes)

Nays: None (0 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

Motion was made by Ronnie Trivett, seconded by Sonja Culler, to accept as recommended to the **Parks and Recreation Committee the following:**

First District: William Birchfield

Second District: Erick Anderson

Third District: Charles Dykes

Fourth District: Royal Smythe

Fifth District: Kenneth Gough

Sixth District: Junior (J.R.) Campbell

Seventh District: Charlie Mattioli

Eight District: James Hughes

Mayor's Appointment: Randall Jenkins, County Liaison

Chairman Leon Humphrey called for a Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Nancy Brown, Mike Hill, Ronnie Trivett, Charles VonCannon, L.C. Tester, Isaiah Grindstaff, Danny Ward, Ross Garland, Timothy Holdren, Bobbie Gouge-

Dietz, Randall Jenkins, Larry Miller, John Lewis, Ray Lyons, Sonja Culler, Cody McQueen, Robert Carroll, and Robert Gobble. (20 Ayes)

Nays: None (0 Nays)

Absent: Jerry Proffitt, Al Meehan, Beth Depew and Scott Simerly. (4 Absent)

By majority roll call vote, **motion carried.**

During discussion it was noted by Chairman Humphrey that the Zoning and Appeals Board was a four (4) year term. The term for the new Park and Recreation Committee, would be designated between the members of the new Committee as well and assigned and as approved, per statute, as Chairman Humphrey pointed out.

Chairman Humphrey asked if there were any objections to this request, and none were voiced.

Commissioner Ronnie Trivett also wanted to verify membership to Commissioner Charles VonCannon on the Agricultural Committee. Chairman Humphrey replied that Mr. VonCannon was not being replaced, and he still was on the Committee.

Rules and By-Laws Committee – No new business was reported by Committee Chairman, Randal Jenkins.

County Attorney's Report – Joshua Hardin Items discussed included the following:

Litigation – Litter Code Violations court date reset for April 14, 2015.

New Lawsuit – Suit filed by former inmate has been turned over to the Insurance carrier.

Delinquent Property Tax Sales – Sale date still on track and set for April 15, 2015.

Documents Prepared and Processed – Completion of the SIA Project, new road access to the Industrial Park on Highway 91.

Contract Issues – Resolved contract issues with the Highway Department and Waste Management.

Research and Opinions – Included the following:

Advertising on county property, a Farmers Market to be located in the Roan Mountain area, DUI forms for Judge Keith Bowers, Jr., research for the Sheriff's Department, as well as Resolutions prepared and presented today for consideration.

Commissioner Comments

Commissioner Charles VonCannon, requested clarification from County Attorney Joshua Hardin, concerning items being defeated in Committee, and still being presented before the Commission for consideration.

County Attorney Hardin stated that in his opinion, if voted down and not recommended by the Committee, it could not be brought before the Commission for vote.

Commissioner Robert Carroll, spoke in regards to budget cuts of 5%, however the tax rate was increased last year. Financial Director Ingrid Deloach, responded that the tax increase was due to debt service.

Commissioner Carroll also questioned, should a fire occur, would we have "back up?" Chairman Humphrey replied, that we do have insurance, however records could be affected.

Commissioner Robert Gobble, questioned the seating in the back of the Financial Director. Mrs. Deloach replied that it was of her own doing and preferred to set in the back.

Commissioner Mike Hill, spoke in regards to the TWRA rate increase concerns, and the Tweetsie Trail and the effects it could have on tourism. Commissioner VonCannon responded concerning

the boating and the fishing impact made by non-residents.

Commissioner Buford Peters, stated that he had been contacted by several residents in the First District concerning Commissioner Jerry Proffitt moving to a new residence which was not in the First District. Commissioner Peters requested what the status was concerning this issue.

County Attorney, Joshua Hardin responded. He stated, that by his research, that the moment he officially changes his residence, and is no longer in the District in which he represents, that of the moment that happens, his position is considered vacant. His vote, Commissioner Proffitt's, does not count.

Attorney Hardin went on to state, that it is incumbent upon the Commission to replace him within a one hundred twenty (120) days once it is considered a vacancy.

Attorney Hardin stated that due to other circumstances, he would research this and report back his findings for recommendation.

Commissioner Charles VonCannon spoke concerning attendance issues with Commissioner Beth Depew in District 3.

Commissioner Nancy Brown spoke concerning Al Meehan attendance issues in District 2.

Commissioner Danny Ward spoke in regards to the Policy and Procedures Manual which had been updated recently. Financial Director Ingrid Deloach, stated that due to a new system being installed, that hopefully this will be ready by March. It was also stated that this manual is quite lengthy and was on the website for review.

Chairman Leon Humphrey announced that Debbie Street, Administrative Assistant had taken a new position with Northeast State and wished her the best.

Carter County Expenditure Budget Report for the Month of February 2015 was provided to Commissioners by Ingrid Deloach, Financial Director. Included in the report were the Account Numbers, Account Description, Budget Amounts, Budget Amendments, and Amended Budgets, Month-to-day expenditures, Outstanding Encumbrances, and Unencumbered Balances.

Motion to adjourn was made by Sonja Culler, seconded by Randall Jenkins.

Chairman Humphrey asked for a Voice Vote. Being a majority vote, **motion carried** and meeting adjourned at 8:20 PM.

BEFORE THE COUNTY COMMISSION
OF CARTER COUNTY, TENNESSEE
REGULAR MEETING, MONDAY, FEBRUARY 23, 2015

RESOLUTION NO. 619

"A RESOLUTION TO APPROVE THE POLICIES AND PROCEDURES FOR UTILIZATION OF THE GRANT FUNDS RECEIVED FROM THE TENNESSEE HOUSING DEVELOPMENT AGENCY HOME PROGRAM."

WHEREAS, the County Commission of Carter County, Tennessee previously authorized the County Mayor to apply for grant funds in recognition of the need for housing rehabilitation for low income residents living within the county; and

WHEREAS, Carter County has received funding in the amount of five hundred thousand (\$500,000.00) dollars from the HOME program, administered by the Tennessee Housing Development Agency (THDA), to provide housing rehabilitation for low and very low income persons; and

WHEREAS, the County Commission of Carter County, Tennessee understands that in order to comply with applicable state and federal laws it must approve certain policies and procedures for utilization of the grant funds to ensure equitable and consistent housing rehabilitation services are provided; and

WHEREAS, the County Commission of Carter County, Tennessee desires to utilize the HOME program grant funds to provide housing rehabilitation services to eligible residents within the county in a legal, equitable and consistent manner.

NOW, THEREFORE, BE IT RESOLVED by the County Commission of Carter County, Tennessee, meeting in regular session on this the 23rd day of February, 2015, with a lawful quorum of said Commission being present and with a majority voting in the affirmative that the County Commission hereby approves the policies and procedures in the document attached to this Resolution entitled "Carter County 2012 HOME Program Policies and Procedures (H0-1)".

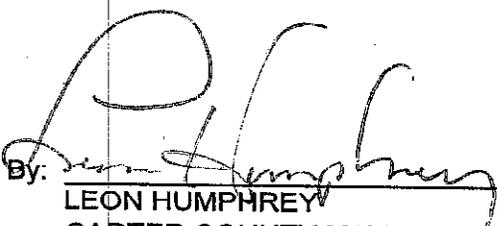
BE IT FURTHER RESOLVED that the County Commission also hereby authorizes the First Tennessee Development District to provide administrative services in the manner accorded in said policies.

BE IT FURTHER RESOLVED that this Resolution shall take effect from and after the date of its approval, the welfare of the county demanding.

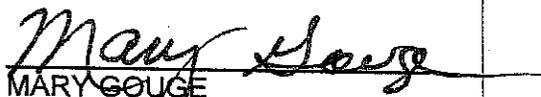
Adopted this 23rd day of February, 2015.

CARTER COUNTY, TENNESSEE

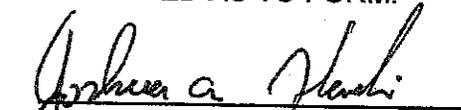
APPROVED:

By: 
LEON HUMPHREY
CARTER COUNTY MAYOR &
CARTER COUNTY COMMISSION CHAIRMAN

ATTEST:


MARY GOUGE
CARTER COUNTY CLERK

APPROVED AS TO FORM:


JOSHUA A. HARDIN
CARTER COUNTY ATTORNEY

January 2015 Donations

Animal Shelter Donation- Unaka Elementary	47.00
Animal Shelter Donation- Glen Ross	100.00
Animal Shelter Donation- Juli Nutter	20.00
Animal Shelter Donation- Joanne Ames	100.00
Animal Shelter Donation- Carl Taylor	100.00
Animal Shelter Donation- Mary Crumbley	20.00
Animal Shelter Donation- Lisa Largent	5.00
Animal Shelter Donation- Gary Grindstaff	10.00
Animal Shelter Donation- Meaghan Viggian	5.00
Animal Shelter Donation- M. Gail Myers	100.00
Animal Shelter Donation- Charlene Martin	5.00
Animal Shelter Donation- Woolftrax	1.00
Animal Shelter Donation- Huber	20.00
Animal Shelter Donation- Shannon Travis	10.00
Animal Shelter Donation- Misty Jenkins	10.00
Animal Shelter Donation- Sandra Johnson	200.00
Animal Shelter Donation- April Kepplinger	40.00
Animal Shelter Donation- Jack Lyons	25.00
	<u>\$ 818.00</u>

**Carter County Schools
General Fund 141
Budget Amendment #7
1/22/2015**

Item # 1	48610 Donations		\$ 12,290.20	Decrease
	71100-499 Other Supplies & Materials	\$ 12,209.20		Increase
Recognize U-Trust Grant for the purchase of computer software systemwide.				
Total		\$ 12,209.20	\$ 12,290.20	

**Carter County Schools
General Fund 141
Budget Amendment #8
2/19/2015**

Item # 1	48610 Donations		\$ 1,000.00	Decrease
	73300-599 Other Charges	\$ 1,000.00		Increase
Recognize Kiwanis Club Headstart Donation				
Total		\$ 1,000.00	\$ 1,000.00	

**Carter County
General Fund 101
Budget Amendment #9
17-Feb-15**

Item # 1	51800-415 Electricity	\$ 10,000.00	Decrease
	51800-452 Utilities	\$ 5,000.00	Decrease
	51800-454 Water & Sewer	\$ 5,000.00	Decrease
	51800-708 Communication Equipment	\$ 20,000.00	Increase
Reallocate funds within the Buildings & Grounds Budget for purchase of Voting System.			
Total		\$ 20,000.00	\$ 20,000.00

General Fund 101
Budget Amendment #8
17-Feb-15

Item # 1	41120 Animal Registration 55120-399-81 Other Contracted Services	\$ 2,145.00	\$ 2,145.00	Decrease Increase
Reallocate funds received for spay/neuter services.				
Item #2	44540 Sale of Property 55120-413 Drugs and Medical Supplies	\$ 140.00	\$ 140.00	Decrease Increase
Recognize revenues from euthanasia specimen sales at Animal Shelter.				
Item #3	48610 Donations 55120-599 Other Charges	\$ 1,000.00	\$ 1,000.00	Decrease Increase
Reallocate funds received as donations for the purchase of microchips.				
Item #4	52400-162 Clerical Personnel 52400-355 Travel	\$ 800.00	\$ 800.00	Decrease Increase
Reallocate funds within the Trustee's Budget for attendance of Local Government Seminar.				
Item #5	53100-162 Clerical Personnel 53100-355 Travel	\$ 1,000.00	\$ 1,000.00	Decrease Increase
Reallocate funds within the Circuit Court Budget for additional travel expenses.				
Item #6	54240-320 Dues & Membership Fees 54240-322 Evaluation and Testing 54240-435 Office Supplies	\$ 370.00	\$ 170.00 \$ 200.00	Decrease Decrease Increase
Reallocate funds within the Youth Services Budget.				
Item #7	51720-599-59 Other Charges-Stormwater 51720-305 Supervisor/Director 51720-141 Foremen 51720-201 Social Security 51720-204 State Retirement 51720-212 Employer Medicare	\$ 5,325.00 \$ 1,823.00 \$ 657.62 \$ 1,067.91 \$ 103.65	\$ 8,977.17	Decrease Increase Increase Increase Increase Increase
Reallocate funds within the Planning Budget.				
Item #8	44170 Miscellaneous Refunds 51500-499 Other Supplies & Materials	\$ 283.20	\$ 283.20	Decrease Increase
Recognize City of Elizabethton Election Reimbursement.				
Item #9	44170 Miscellaneous Refunds 51500-499 Other Supplies & Materials	\$ 283.20	\$ 283.20	Decrease Increase
Recognize City of Watauga Election Reimbursement.				
Item #10	44170 Miscellaneous Refunds 51500-499 Other Supplies & Materials	\$ 601.80	\$ 601.80	Decrease Increase
Recognize City of Johnson City Election Reimbursement.				
Item #11	44170 Miscellaneous Refunds 54110-353 Tow-In Services	\$ 75.00	\$ 75.00	Decrease Increase
Recognize reimbursement from James Roland for tow-in services.				
Item #12	44170 Miscellaneous Refunds 54210-422 Food Supplies	\$ 35.00	\$ 35.00	Decrease Increase
Recognize refund from PFG Hale.				
Item #13	34116 Reserved for Automation-Chancery 53400-162 Clerical Personnel 53400-334 Maintenance Agreements	\$ 16,700.00	\$ 10,700.00 \$ 6,000.00	Decrease Decrease Increase
Reallocate funds from reserve and within Chancery Budget for TnCIS Software purchase.				
Item #14	34116 Reserved for Automation-Chancery 53400-719 Office Equipment	\$ 35,837.06	\$ 35,837.06	Decrease Increase
Reallocate funds reserved for purchase of TnCIS hardware for the Chancery Court.				
Item #15	53400-355 Travel 53400-320 Dues and Memberships	\$ 150.00	\$ 150.00	Decrease Increase
Reallocate funds within the Chancery Court budget.				
Total		\$ 68,397.43	\$ 68,397.43	