

## STATE OF TENNESSEE

## COUNTY OF JEFFERSON

**BE IT REMEMBERED THAT**, the Quarterly Session of the Jefferson County Board of Commissioners began and was held in and for the aforementioned State and County on the 17<sup>th</sup> day of January, 2017 A.D. at 6:30 P.M., at the Jefferson County Courthouse in Dandridge, Tennessee. Present and Presiding were Chairman Jimmy Carmichael; County Clerk Frank Herndon; and the following County Commissioners answering to Roll Call Docket Book 4 Page 2 to-wit: Katy Huffaker, Todd Kesterson, Steve Douglas, David Gaut, Randy Baxley, Rita Musick, Donnie Tabor, John McGraw, Russell Turner, Tim Seals, Sammy Solomon, Robert Blevins, Ralph "Gene" Eslinger, Randy Bales, John Neal Scarlett, Terry Dockery, Robert Tucker, David Seal, Bob Beeler, and Barbara Sheets. Twenty One (21) members were present.

The Meeting was called to order by Chairman Jimmy Carmichael. An invocation was given by Chaplain Donnie Tabor, followed by the Pledge of Allegiance led by Chairman Jimmy Carmichael.

**APPROVAL & CORRECTIONS OF THE AGENDA:**

No corrections were suggested and the agenda was approved by consent.

**APPROVAL OF THE MINUTES:**

Commissioner McGraw moved to approve the minutes of the Regular Monthly Session, November 21, 2016. Commissioner Seals seconded the motion and the minutes were **approved** with no objections voiced.

**APPEARANCE OF CITIZENS:**

Jarrad Stump 3<sup>rd</sup> District – Spoke in favor of funding for the White Pine School renovation project.

Acoya R. Lamb 3<sup>rd</sup> District – Spoke in favor of funding for the White Pine School renovation project.

Natalia C. Marra 3<sup>rd</sup> District – White Pine School 5<sup>th</sup> Grader – Spoke in favor of funding for the White Pine School renovation project and her class' inability to attend music class in the music classroom because the music room at White Pine School is not handicap accessible.

Shonda L. Griffin 3<sup>rd</sup> District – Spoke in opposition to the proposed commerce park in White Pine and in favor of funding for the White Pine School renovation project.

Aiden A. Holt 3<sup>rd</sup> District – White Pine School Student – Requested the County Commission fund the White Pine School renovation project.

Bill Walker 3<sup>rd</sup> District – Spoke to the disadvantageous working conditions of the cafeteria staff at White Pine School and the difficulties with students moving to and from portables throughout the school day.

James A. Holt 3<sup>rd</sup> District – Declined to speak.

Jessica M. Ball 3<sup>rd</sup> District – Asst. Cafeteria Manager at White Pine School – Spoke to the problems and safety concerns of the cafeteria staff at White Pine School and requested funding for the project.

Robert D. Cox 3<sup>rd</sup> District – School Board Representative – Requested funding of the White Pine School renovation project to address ADA compliance for the music classroom, portable classroom use, and the small Cafeteria size.

**HONORARY RESOLUTION**

**Resolution 2017-12:** A resolution to honor Dr. Emmett S. Manley, MD for almost twenty-seven years of public service to the citizens of Jefferson County, Tennessee, as Jefferson County Medical Examiner. **Approved** by consent.

## HONORARY RESOLUTION

**Resolution 2017-13:** A resolution to honor a Public Servant. Commissioner Turner requested to roll this item to the March meeting. With no objections this item will be placed on the March agenda.

## APPROVAL OF NOTARIES & BONDS:

Commissioner Scarlett moved to approve the list of notaries as presented, Commissioner Seals seconded the motion. Hearing no objections, the motion **carried**, and the below named applicants for Notary Public were **approved** provided the proper bonds or property affidavits are filed in the office of the County Clerk.

Andrea Lynn Malott	JoAnn Williams	Alicia D. Campbell	Patricia Oliver
Michael Lynn Ottinger	Betty J. Shaw	Shanda Mills Drew	Brenda Smyre
William F. Hall	Karen Partridge	Debra Elaine Ramey	

## REPORTS FROM ELECTED OFFICIALS, DEPARTMENT HEADS, AND OTHER OFFICIALS:

- A. County Mayor, Alan Palmieri
  1. **Resolution 2017-01:** A resolution authorizing the submission of a 2017 Community Development Block Grant Program application to fund a water system improvement project for New Market Utility District. A motion to approve was made by Commissioner Bales, seconded by Commissioner Solomon and **Resolution 2017-01** was **approved** with no objection voiced.
  2. **Resolution 2017-02:** A resolution authorizing the submission of an application for a Litter & Trash Collecting Grant from the Tennessee Department of Transportation and authorizing the acceptance of said grant. A motion to approve was made by Commissioner Scarlett, duly seconded by Commissioner Tabor and **Resolution 2017-02** was **approved** with no objection voiced.
  3. Mayoral Appointment: Mayor Palmieri appointed Darrell Helton to the Health Care Foundation Board and requested confirmation from Commission. Commissioner Seals moved to confirm the nomination, seconded by Commissioner Tabor, a vote by show of hands **carried** 17-4.
- B. Circuit/Sessions Court Clerk, Penny Murphy  
No Report.
- C. County Clerk, Frank Herndon
  1. 2<sup>nd</sup> Quarter Financial Report: Presented and Filed.
  2. Announced that the Department of Safety will have a mobile full service driver's testing station on the 3<sup>rd</sup> Thursday of each month beginning February 9, 2017 from 10AM-2PM located in the parking lot of the Health Department/Veteran's Service Office.
- D. Highway Superintendent, Charles Tipton
  1. Acceptance of County Road "Turcree View" .07 mile in length located off Cornfield Dr. approved by the Highway Commission. A motion to approve was made by Commissioner Solomon, seconded by Commissioner Kesterson. Acceptance was **approved** with no opposition voiced.
  2. Removal of County Road "Paschal Road" .42 mile in length located off Day Rd. approved for removal by the Highway Commission at the request of the only property owner on the road. A motion to approve was made by Commissioner Solomon, seconded by Commissioner Seals and the removal of Paschal Road was **approved** with no opposition voiced.
  3. 2<sup>nd</sup> Quarter Work Accomplished Report: Presented and Filed.
- E. Register of Deeds, Ed Stiner  
2<sup>nd</sup> Quarter Financial Report: Presented and Filed.

- F. Sheriff, G.W. "Bud" McCoig
  - 1. 2<sup>nd</sup> Quarter Report: Presented and Filed.
  - 2. Sheriff McCoig announced that the Justice Center and Workhouse were recertified for 2017.
- G. Trustee, Ginger Franklin
  - 2<sup>nd</sup> Quarter Financial Summary Report: Presented and Filed.
- H. Building Inspector, Rob Wilson
  - 2<sup>nd</sup> Quarter Permit Report, School Facilities Tax Report: Presented and Filed.
- I. Chamber of Commerce President & CEO, Darrell Helton
  - Board Report for November and December 2016: Presented.
- J. Director of Schools, Dr. Charles Edmonds
  - White Pine School Project Update: No Report.
- K. Economic Development Alliance – Jefferson County, Executive Director Scott Faulkenberry
  - 2<sup>nd</sup> Quarter Report: Presented.
- L. Emergency Communications District Executive Director, Justin Crowther
  - 2<sup>nd</sup> Quarter Report: Presented and Filed.
- M. Emergency Medical Service Director, Brad Phillips
  - 2<sup>nd</sup> Quarter Statistical Analysis: Presented and Filed.
- N. Environmental Services Director, Tom Carter
  - 2<sup>nd</sup> Quarter Report: Presented and Filed.
- O. Finance Director, Langdon Potts
  - 1. Jefferson County Board of Commissioners Resolutions
    - a. **Resolution 2017-05**, Declare Equipment Surplus & Dispose (Archives).
    - b. **Resolution 2017-06**, Declare Equipment Surplus & Dispose (Libraries).
    - c. **Resolution 2017-07**, Declare Equipment Surplus & Dispose (IT Dept.).
    - d. **Resolution 2017-08**, Withdrawn by Sanitation Dept.
    - e. **Resolution 2017-09**, Declare Equipment Surplus & Dispose (Finance Dept.).
    - f. **Resolution 2017-10**, Declare Equipment Surplus & Dispose (Facilities Dept.).
    - g. **Resolution 2017-11**, Declare Equipment Surplus & Donate (Libraries).

Commissioner McGraw requested to group the above resolutions and moved them for approval, with no objections the items were grouped, a Roll Call vote was taken and the motion **carried** 21-0 (in favor: all present).
  - 2. County & Schools Summary Financial Statements for October 2016 & November 2016: Presented and Filed.
  - 3. Mr. Potts informed commission that the Total Sales Tax for December for Jefferson County was down 1% and the sales tax for businesses located in the county portion only was down 22%.
- P. Health Department County Director, Sherrie Montgomery
  - 2<sup>nd</sup> Quarter Report: Presented and Filed.
- Q. Humane Society of Jefferson County, President Jeanne Weber Ringe
  - 2<sup>nd</sup> Quarter Animal Shelter Profit & Loss Report, Intake Statistics: Presented
- R. Library Board Director Michelle Templin
  - 2<sup>nd</sup> Quarter Report: Presented and Filed.
- S. Nursing Home Administrator, Roger Mynatt
  - Financial Statements with independent auditor's report for year ended June 30, 2016: Presented.
- T. Veterans Service Officer, Tim Williams
  - 2<sup>nd</sup> Quarter Report: Presented and Filed.

- U. Wheel Tax Compliance Officer, Tim Satterfield  
2<sup>nd</sup> Quarter Report: Presented and Filed.

#### REPORTS OF COMMITTEES, BOARDS, & COMMISSIONS:

- A. Budget Committee Chairman, Commissioner Scarlett – Budget Committee recommendations
1. Budget Amendments
    - a) County General Fund 101, Amendment #8, Items #1-6: **Approved** on a Roll Call vote 21-0 (in favor: all present).
    - b) County Sanitation Fund 116, Amendment #4, Item #1: **Approved** on a Roll Call vote 14-6-1 (in favor: Huffaker, Baxley, Musick, Tabor, McGraw, Turner, Seals, Solomon, Blevins, Eslinger, Dockery, Tucker, Beeler, and Sheets Abstain: Gaut).
    - c) County Landfill Fund 207, Amendment #4, Item #1: **Approved** on a Roll Call vote 15-5-1 (in favor: Huffaker, Kesterson, Baxley, Musick, Tabor, McGraw, Turner, Seals, Solomon, Blevins, Eslinger, Dockery, Tucker, Beeler, and Sheets Abstain: Gaut).
    - d) Schools General Purpose Fund 141, Amendment #8, Item #1-4: **Approved** with no objection voiced.
    - e) Schools Federal Purpose Fund 142, Amendment #6, Items #1-2: **Approved** with no objection voiced.
    - f) Schools Food Service Fund 143, Amendment #2, Item #1: **Approved** with no objection voiced.
    - g) Schools General Purpose Fund 141, Amendment #9, Item #1: Commissioner Dockery made the following motion – “I move to amend the budget committee recommendation to stipulate that this cap funding for Capital improvements at White Pine School at \$2,800,000 until the project is completed, all areas of renovation and construction are in use, and the project is closed contingent on approval by County Commission of a revised plan by the School Board.” The amendment was duly seconded by Commissioner Bales. After considerable discussion Commissioner Baxley called for the question. Commissioner Scarlett objected to the call and after a Roll Call Vote the call **failed** 9-12 (in favor: Gaut, Baxley, Musick, Tabor, Turner, Solomon, Eslinger, Beeler, and Sheets). After further discussion, a Roll Call vote was taken on the amendment and the amendment **carried** 11-10 (in favor: Huffaker, Kesterson, Douglas, McGraw, Blevins, Eslinger, Bales, Scarlett, Dockery, Carmichael, and Seal). A Roll Call vote was taken on the budget amendment as amended and it **carried** 18-3 (in favor: Huffaker, Kesterson, Douglas, Gaut, Baxley, Tabor, McGraw, Turner, Solomon, Blevins, Eslinger, Bales, Scarlett, Dockery, Tucker, Carmichael, Seal, and Sheets).
- B. Conservation Board Chairman, Commissioner Tucker – The Conservation Board met in December and was presented with a preliminary plan for a park with walking trails, bridges, dog park, and waterfalls that could yield a \$500,000 - \$750,000 asset to the county with minimal contribution by the county due to grant funding.

#### ITEMS OF INFORMATION FOR COMMISSIONERS

- A. Baneberry VFD – Chief James “Donnie” Williford, November 2016 Activity Report: Presented.
- B. Chestnut Hill VFD – Chief George Owenby, December 2016 Report: Presented.
- C. Dandridge VFD – Chief Andrew Riley, September 2016 Activity Report: Presented.

## UNFINISHED BUSINESS:

Commissioner Bob Beeler: White Pine School Project – Commissioner Beeler stated that he had a motion prepared but in light of the commission’s action on the budget committee recommendation he would yield the floor to the 3<sup>rd</sup> district commissioners to make any motions they would like to make concerning the project. With no response from the 3<sup>rd</sup> District, Commissioner Tucker made a motion to take the \$646,000 allocated to schools capital improvements and set it aside in a reserve account to be used for additional improvements at White Pine School once the current project is completed. Commissioner Scarlett called this motion out of order explaining that the money was not asked by the school system to be placed in a reserve account therefore commission could not take that action. Commissioner Tucker then made a motion to rescind the budget amendment that was passed (Schools General Purpose Fund 141, Amendment #9, Item #1) Commissioner Musick provided a second after discussion, a Roll Call vote was taken and the motion **failed** 8-13 (in favor: Gaut, Baxley, Musick, Tabor, Turner, Solomon, Tucker, and Beeler).

## NEW BUSINESS:

- A. **Resolution 2017-03** – Rezoning request from A-1 (Agriculture-Forestry) to C-2 (General Commercial) for property located at 911 Hwy 25/32, White Pine, Tennessee, by Kenneth E. Galyon, Jr. (Tax Map 039, Parcel 094.00). Commissioner Baxley made a motion to approve, seconded by Commissioner Scarlett and with a vote by show of hands **Resolution 2017-03 carried** 20-0-1 with Commissioner Seals abstaining.
- B. **Resolution 2017-04** – Rezoning request from R-1 (Rural Residential) to C-2 (General Commercial) for property located at the corner of Hwy 92 & Hickory Hills Road, Jefferson City, Tennessee, by David Vaughn (Tax Map 014, a portion of parcel 007.14). Commissioner Seal made a motion to approve seconded by Commissioner Douglas, a Roll Call vote was taken and **Resolution 2017-04 failed** 8-11-2 (in favor: Douglas, Gaut, Solomon, Blevins, Eslinger, Scarlett, Carmichael, and Seal, Commissioners Seals and Bales abstained).
- C. Commission Chairman Jimmy Carmichael, 2017 Jefferson County Commission Regular Schedule (as amended): Commissioner Dockery moved to approve, seconded by Commissioner Solomon, Commissioner Huffaker requested to approve only Jan-Sept and approve Oct-Dec after the schools released its schedule so meetings would not coincide with fall break. Commissioners Dockery and Solomon accepted the amendment by consent and the motion was **approved** by a show of hands with no objection voiced.
- D. Commissioner Tucker requested to allow Commissioner Turner to speak to research he had done on the complaints from citizens in reference to Nyrstar mining’s geographical studies. With no objection Commissioner Turner stated that he had spoken to Nyrstar in reference to the lack of communication between Nyrstar and property owners and the company’s disrespect toward property owners. Nyrstar stated that they had mailed 580 letters for the 580 properties that they were going to be accessing however some of those letters were returned due to inaccurate addresses. Nyrstar said that this project was completed in two phases and they learned some lessons in the first phase and worked in the second phase to correct their process of notification. Commissioner Turner stated that while a current deed may not mention that mineral rights were sold by a prior owner, he urged anyone with questions in reference mineral rights on their property to research that in the Register of Deeds office. Commissioner Seal expressed his displeasure in how Jefferson County Citizens were treated during this process and Commissioner McGraw reminded everyone that although it is a bad situation, the CLB lacks power to resolve the matter.

A motion to adjourn was made by Commissioner Solomon, seconded by Commissioner Douglas. With no further business before the commission, the meeting was **adjourned** at 8:58 PM.