

Carter County Commission Meeting
Regular Session
February 19, 2014, 6:00 PM

APPROVED
3-17-14

Chairman, Tom Bowers called the meeting to order at 6:00 PM.

Roll Call as follows:

Present: Buford Peters, Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (22 Present)

Absent: Charlie Bayless, and Bill Armstrong. (2 Absent)

Quorum Present

Prayer was led by Lawrence Hodge, followed by Tom Bowers leading the *pledge* to the American Flag.

Recognition of Elected and Appointed Officials/Guest present were recognized and thanked for their services.

Sixth District Commissioners, Ken Arney, Steve Chambers and John Lewis were recognized by Chairman Bowers and approached the podium to make the following presentation.

Steve Chambers at this time requested that Hampton Elementary Basketball Coach, Dewayne Humphrey, along with the team members come forward.

Commissioner Chambers stated that it was a great honor to *recognize and present to the Hampton Elementary Boys Basketball Team, as TMSSA East Tennessee Class AA Sectional Title winners for the State of Tennessee, a plaque from the Carter County Commission.*

Mr. Chambers also noted that along with being State Champions, they were exceptional students as well. This presentation was followed with a standing ovation by all present.

Public Comments – Bill Peters and Tom Stetler, addressed the commission. However, items they wished to discuss were not on today's agenda. Chairman Bowers stressed that only matters pertaining to today's agenda would be discussed. He recommended all other items be addressed to the appropriate committee(s) for consideration.

Construction Update-Dean Blevins - Mr. Blevins was not present for comment.

Election of Civil Service Board Member – Chairman Bowers stated that an opening on the Civil Service Board had been advertised in the local newspaper on February 12, 2014. No applications had been received following that advertisement. However, an application had been submitted prior (to the ad), being that of Bradley Johnson, and no other applications had been submitted.

The floor was now open for nominations for Civil Service Board member by Chairman Bowers. Nomination for Bradley Johnson to the Civil Service Board was made by John Lewis, seconded by Russell Kyte.

There were no other nominations, therefore Chairman Bowers called for a roll call vote confirming Bradley Johnson as follows:

Ayes: Buford Peters, Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (22 Ayes)

Nays: None (0 Nays)

Absent: Charlie Bayless, and Bill Armstrong. (2 Absent)

By majority roll call vote, **Bradley Johnson** was elected to the Civil Service Board.

FEBRUARY TERM 2014

Acceptance of Minutes from Previous Meeting, January 21, 2014

Motion was made by John Lewis, seconded by Robert Gobble, to **approve the minutes of the previous meeting, January 21, 2014** as presented. By majority voice vote, all ayes, **motion carried.**

Notaries/Bonds

Motion was made by Russell Kyte, seconded by Sonja Culler, to accept the following **Notaries/Bonds** as presented.

Sandra Eller	Kay A. Nave	Linda Shupe
Lynn C. Shurtleff	Amy West	Melissa D. Hall
Amber Clatterbuck	Karen Diane Cannon	James S. Church
Justyn K. Markland	Tony E. Gouge	Ingrid Deloach, Finance Director

By majority voice vote, all ayes, **motion carried.**

Mayor's Report – General County Updates – None

Committee Reports-Recommendations

Clerk's notes:

Let the record reflect that an () indicates that the Disclaimer for Employees of Carter County, Tennessee was voiced by the Commissioner before casting a vote.*

Monthly Committee Meeting Minutes are kept on file in the County Clerk's Office and are available for viewing upon request.

Budget Committee

Motion was made by Harry Sisk, seconded by Nancy Brown, to accept the **January 2014 donations totaling \$1,415.00 for the Animal Shelter.** Recorded on page 383.

Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (22 Ayes)

Nays: None (0 Nays)

Absent: Charlie Bayless, and Bill Armstrong. (2 Absent)

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

Motion was made by Harry Sisk, seconded by Sonja Culler to approve **General Fund 101 Amendment #5 with 8 items for a total of \$75,747.36 with \$0 coming from Fund Balance.** Recorded on pages 384.

Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (22 Ayes)

Nays: None (0 Nays)

Absent: Charlie Bayless and Bill Armstrong. (2 Absent)

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

Motion was made by Harry Sisk, seconded by Ronnie Trivett, to approve **Highway Fund 131, Amendment # 3, with 2 items for a total of \$314,330 with \$75,635.83 coming from Highway Fund Balance.** Recorded on page 383.

FEBRUARY TERM 2014

Roll Call Vote as follows:

Ayes: Buford Peters, (*)Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (22 Ayes)

Nays: None (0 Nays)

Absent: Charlie Bayless and Bill Armstrong. (2 Absent)

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

Harry Sisk, Budget Committee Chairman, announced the Carter County Commission 2014-2015 Budget Calendar was in the packets for viewing.

Nominating Committee

Motion was made by Harry Sisk, seconded by Ronnie Trivett to **approve the re-appointment of Benny Colbaugh as Carter County Coroner, this being a two-year term.**

Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (22 Ayes)

Nays: None (0 Nays)

Absent: Charlie Bayless, and Bill Armstrong. (2 Absent)

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

Motion was made by Harry Sisk, seconded by Steve Chambers, the to **approve the appointment of Ronnie Hazelwood, replacing Mike Nidiffer (expired term), to the Agriculture Committee.**

Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (22 Ayes)

Nays: None (0 Nays)

Absent: Charlie Bayless, and Bill Armstrong. (2 Absent)

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

Financial Management

Motion was made by Jo Ann Blankenship, seconded by Nancy Brown to **approve the Credit Card Reward Policy.** This policy notes that any reward points acquired during the statement period will be redeemed as a credit to the statement once received, and payment will be reduced accordingly.

Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (22 Ayes)

Nays: None (0 Nays)

Absent: Charlie Bayless and Bill Armstrong. (2 Absent)

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

Motion was made by Jo Ann Blankenship, seconded by Russell Kyte, to **approve and add "Debt Service Requirement" to the defined terms within the Financial Management Policy and Procedure Manuel.** Debt Service Requirement has been defined as being met as long as the obligations of the County are satisfied.

Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (22 Ayes)

Nays: None (0 Nays)

Absent: Charlie Bayless, and Bill Armstrong. (2 Absent)

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

Health & Welfare Committee

It was announced that training in use of the recently placed Automated External Defibrillators (AEDs) was set to began soon.

Election Commission

The Carter County Election Commission informed the Commission concerning the **change in the voting location for the 3rd District due to the closing of the Range School. The new voting location will be at Fairview Baptist Church Fellowship Hall, 585 Watauga Road, Watauga, Tennessee.** This decision was made with the input of the Commissioners from the 3rd District, Harry Sisk, Ronnie Trivett, and Charles VonCannon, along with the voters of that district as well. This change is effective with the **May 6, 2014** Republican Primary Election.

Law Enforcement Committee

Richard Winters addressed the Commission stating that due to inclement weather, information concerning the creation of a Carter County Probation Department was still in the process of being gathered. No update available at this time.

Audit Committee

Ronnie Trivett questioned findings concerning the office of Circuit Clerk. It was stated that the "undispersed funds" were not due back to the County, but to cases where funds are held by the court.

Resolutions

- a. Resolution for CDBG Grant**
- b. Resolution for Home Program Grant**

Motion was made by Pat Hicks, seconded by Steve Chambers to **waive the reading of the Resolution for CDBG Grant as presented.**

By majority voice vote, **motion carried.** Be it noted that a "no" vote was voiced by John Lewis.

RESOLUTION No. 597

Motion was made by Nancy Brown, seconded by Joel Street to **approve "A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO MAKE AND SIGN AN APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR REHABILITATION OF WATER LINES IN CARTER COUNTY, TENNESSEE"** as presented.

Recorded on pages 385 - 386 .

Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers,

Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (22 Ayes)

Nays: None (0 Nays)

Absent: Charlie Bayless, and Bill Armstrong. (2 Absent)

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

Motion was made by Ronnie Trivett, seconded by Lawrence Hodge to **wavie the reading of the Resolution for Home Program Grant as presented.**

By majority voice vote, **motion carried.** Be it noted that a "no" vote was voices by John Lewis.

RESOLUTION No. 598

Motion was made by Nancy Brown, seconded by Jo Ann Blankenship, to approve "A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO MAKE AND SIGN AN APPLICATION FOR GRANT FUNDS FROM THE TENNESSEE HOUSING DEVELOPMENT AGENCY TO FACILITATE HOUSING REHABILITATION FOR LOW INCOME RESIDENTS OF CARTER COUNTY, TENNESSEE." Recorded on pages 387 – 388.

Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (22 Ayes)

Nays: None (0 Nays)

Absent: Charlie Bayless and Bill Armstrong. (2 Absent)

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

APPROVED

Consideration of Addendum to lease agreement between Carter County and 911 Agency

County Attorney, Keith Bowers, Jr. presented the above mentioned agreement for consideration.

Motion was made by Sonja Culler, seconded by Jo Ann Blankenship, to approve ADDENDUM "A" TO LEASE AGREEMENT between Carter County, TN and Carter County Emergency Communications District as presented. Recorded on pages 389.

Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (22 Ayes)

Nays: None (0 Nays)

Absent: Charlie Bayless and Bill Armstrong. (2 Absent)

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

Carter County Expenditure Budget Report for the month of January 2014 was provided to Commissioners by Ingrid Deloach, Financial Director. Included in the report were the Account Numbers, Account Description, Budget Amounts, Budget Amendments, Amended Budget, Month-to-Date Expenditures, Outstanding Encumbrances, and Unencumbered Balances.

County Attorney's Report-Keith Bowers, Jr.- Items discussed included the following:

Death Form – New form requirement from TN Department of Health

Road Issues – Deloach Road

TN Tavern vs Carter County – Lawsuit Issues

Utility Research – Watauga River Regional Water Authority Resolution concerning stipends for different utility districts.

Landfill Research – Landfill Director, able to place bid with City of Elizabethton on behalf of Carter Co. and present back to full commission for approval.

Resolutions – Resolution for CDBG Grant and Resolution for Home Program Grant.

Addendum "A" To Lease Agreement – 911 Building (former Red Cross Office) Storage issues.

Animal Shelter Agreement - Changes concerning wording (recommendation from Auditor).

Open Records Request – From Volunteer Fire Departments concerning water pressure.

HIPAA Law – Privacy policy reviewed

Commissioner Comments – Items discussed included the following:

John Lewis - Firework sales by businesses other than Volunteer Fire Departments and non profit organizations.

Motion was made by John Lewis, seconded by Ronnie Trivett, to allow John Lewis to contact/approach the right people to limit **sales of fireworks** to Volunteer Fire Departments, and report back to the full commission for approval.

Following discussion, John Lewis agreed to **amend the previous motion** by changing motion to state: To allow/request County Attorney, Keith Bowers, Jr. to **research issues that would allow/limit sale of fireworks to Volunteer Fire Department** and report findings back to the full Commission for consideration.

Roll Call Vote as follows:

Ayes: Buford Peters, Willie Campbell, Lawrence Hodge, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Pat Hicks, and Robert Gobble. (21 Ayes)

Nays: Scott Sams (1 Nay)

Absent: Charlie Bayless, and Bill Armstrong. (2 Absent)

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

Steve Lowrance - A thank-you was extended to Chairman Tom Bowers, for his efforts to personally hand deliver the commission packets during the recent snow storm and for his exceptional leadership in doing so.

Charles VonCannon – Issues in connection with the sand mine located on Holston Mountain were discussed along with possibility of sink holes occurring in the same area. Freedom of speech, was discussed also.

Robert Gobble – The speed limits on the old Johnson City highway, between Elizabethton/Carter County and Johnson City/Washington County, just beyond Sinking Creek Baptist Church were discussed.

Motion to adjourn was made by Steve Chambers, seconded by Joel Street.

By majority voice vote, all ayes, motion carried and meeting adjourned at 7:07 PM.

January 2014 Donations

Animal Shelter Donation- Susan McKinney	100.00
Animal Shelter Donation- IPSOS/ April Jones	20.00
Animal Shelter Donation- James Corley	10.00
Animal Shelter Donation- Donna Smith in Memory of JW Bailey	100.00
Animal Shelter Donation- Debby Profit (put to sleep)	10.00
Animal Shelter Donation- Elizabeth Miller	20.00
Animal Shelter Donation- Teresa McKinney John Wagner Memorial	270.00
Animal Shelter Donation- Christy Manilla John Wagner Memorial	20.00
Animal Shelter Donation- Mary Jones John Wagner Memorial	20.00
Animal Shelter Donation- Paige Sholes John Wagner Memorial	50.00
Animal Shelter Donation- Andrew Monat	10.00
Animal Shelter Donation- Clifford Robbins donations for PTS	10.00
Animal Shelter Donation- Gene Ramsey John Wagner Memorial	25.00
Animal Shelter Donation- Leonard Whitehead	500.00
Animal Shelter Donation- Stephanie Reed for Winnie Honeycutt Collins Memorial	40.00
Animal Shelter Donation- David Hardy	50.00
Animal Shelter Donation- Terry Radford	20.00
Animal Shelter Donation- William Stanton John Wagner Memorial Donation	75.00
Animal Shelter Donation- Urban Pearl Salon	65.00
	\$ 1,415.00

APPROVED

**Carter County
Highway Fund 131
Budget Amendment #3**

Item # 1	44530 Sale of Equipment	\$	12,000.00	Decrease
	62000-444 Salt	\$	12,000.00	Increase

To reallocate funds received from surplus sales for additional salt.

Item #2	47990 Other Direct Federal Revenue	\$	226,694.17	Increase
	39000 Undesignated Fund Balance	\$	75,635.83	Decrease
	62000-399 Other Contracted Services	\$	302,330.00	

To recognize funds received for EWP Projects and reallocate funds to cover excess costs.

	Total \$	314,330.00	\$	314,330.00
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Carter County
General Fund 101
Budget Amendment #5

Item # 1	46290 Other Public Safety Grants		\$	5,000.00	Increase
	54110-719 Office Equipment	\$		5,000.00	Increase

To recognize Highway Safety Grant for Sheriff's Department.

Item # 2	46390-53 Other Health and Welfare Grants		\$	60,000.00	Increase
	55900-189-53 Other Salaries and Wages	\$		7,179.00	Increase
	55900-201-53 Social Security	\$		445.10	Increase
	55900-210-53 Unemployment Compensation	\$		71.79	Increase
	55900-212-53 Employer Medicare	\$		104.11	Increase
	55900-355-53 Travel	\$		1,000.00	Increase
	55900-399-53 Other Contracted Services	\$		2,200.00	Increase
	55900-499-53 Other Supplies & Materials	\$		45,000.00	Increase
	55900-524-53 Staff Development	\$		1,000.00	Increase
	55900-599-53 Other Charges	\$		3,000.00	Increase

To recognize Special Needs Funding (Tobacco Settlement) Grant for Health Dept.

Item # 3	44540 Sale of Property		\$	857.36	Decrease
	52100-332 Legal Notices	\$		82.36	Increase
	52100-599 Other Charges	\$		775.00	Increase

To reimburse Finance Budget for costs of surveys & advertisements for excess property sale.

Item # 4	51800-415 Electricity		\$	3,500.00	Decrease
	51800-452 Utilities	\$		3,500.00	Decrease
	51800-166 Custodial Personnel	\$		3,700.00	Increase
	51800-201 Social Security	\$		300.00	Increase
	51800-207 Health Insurance	\$		2,800.00	Increase
	51800-208 Dental Insurance	\$		200.00	Increase

To reallocate funds within County Buildings for additional employee costs.

Item # 5	48610 Donations		\$	500.00	Decrease
	55120-413 Drugs and Medical Supplies	\$		500.00	Increase

To utilize donations received for a veterinary bill received for injured cat.

Item # 6	41120 Animal Registration		\$	1,120.00	Decrease
	55120-399-8: Other Contracted Services	\$		1,120.00	Increase

To allocate funds received for spay/neuter services through the Humane Society.

Item # 7	41120 Animal Registration		\$	35.00	Decrease
	44150 Sale of Animals	\$		35.00	Decrease
	55120-599 Other Charges	\$		70.00	Increase

To transfer funds for the refund of adoption fees of aggressive dog.

Item # 8	52310-317 Data Processing Services		\$	1,200.00	Decrease
	52300-309 Contracts with Government Agencies	\$		1,200.00	Increase

To reallocate funds from Reappraisal to Assessor's Budget for the purchase of tax notices.

FEBRUARY TERM 2014

Total \$ 75,747.36 \$ 75,747.36

APPROVED
 1/21/14

BEFORE THE COUNTY COMMISSION
OF CARTER COUNTY, TENNESSEE
REGULAR MEETING, TUESDAY, FEBRUARY 18, 2014

RESOLUTION NO. 597

"A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO MAKE AND SIGN AN APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR REHABILITATION OF WATER LINES IN CARTER COUNTY, TENNESSEE."

WHEREAS, the County Commission of Carter County, Tennessee recognizes the need for water line rehabilitation within the existing water system for the Watauga River Regional Water Authority; and

WHEREAS, Carter County does not have the financial resources to perform said water line rehabilitation without the assistance of grant funds; and

WHEREAS, the County Commission of Carter County, Tennessee understands that the Tennessee Small Cities Community Development Block Grant (CDBG) Program provides assistance to cities and counties within the state of Tennessee for this purpose; and

WHEREAS, Carter County is eligible to apply for and utilize funds from the CDBG Program for the purposes of water line rehabilitation; and

WHEREAS, the estimated total cost of the water line rehabilitation project is five hundred fifty eight thousand ten (\$558,010.00) dollars, and the Watauga River Regional Water Authority has agreed to contribute the amount of thirty three thousand five hundred ten (\$33,510.00) dollars for completion of the project.

NOW, THEREFORE, BE IT RESOLVED by the County Commission of Carter County, Tennessee, meeting in regular session on this the 18th day of February, 2014, with a lawful quorum of said Commission being present and with a majority voting in the affirmative, as follows:

1. That the Carter County Mayor is hereby authorized to make and sign an application for five hundred twenty five thousand (\$525,000.00) dollars of CDBG funds to complete water line rehabilitation of the water system serving an area within the North Elizabethton Water Co-Op Division, with the remaining funds needed to complete the project being provided by the Watauga River Regional Water Authority.

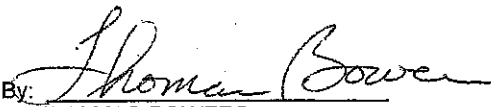
2. That the Carter County Commission acknowledges that the remaining funds needed to complete the water line rehabilitation project, which is estimated to be thirty three thousand five hundred ten (\$33,510.00) dollars, is being contributed by the Watauga River Regional Water Authority.

BE IT FURTHER RESOLVED that this Resolution shall take effect from and after the date of its approval, the welfare of the county demanding, and further that any part of past resolutions in conflict with this Resolution are hereby rescinded to the extent that a such conflict exists.

Adopted this 18th day of February, 2014.

CARTER COUNTY, TENNESSEE

APPROVED:

By: 
THOMAS BOWERS
CHAIRMAN CARTER COUNTY COMMISSION

FEBRUARY TERM 2014

By: *Leon Humphrey*
LEON HUMPHREY
CARTER COUNTY MAYOR

VETOED:

By: _____
LEON HUMPHREY
CARTER COUNTY MAYOR

Date: _____

VETO OVERRIDE VOTE:

_____ YES VOTES

_____ NO VOTES

_____ ABSTAIN VOTES

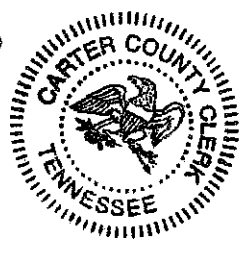
APPROVED WITH SUCCESSFUL OVERRIDE VOTE:

By: _____
THOMAS BOWERS
CHAIRMAN CARTER COUNTY COMMISSION

Date: _____

APPROVED

ATTEST:
Mary Gouge
MARY GOUGE
CARTER COUNTY CLERK



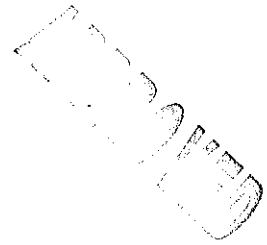
APPROVED AS TO FORM:
Keith Bowers, Jr.
KEITH BOWERS, JR.
CARTER COUNTY ATTORNEY

BEFORE THE COUNTY COMMISSION

OF CARTER COUNTY, TENNESSEE

REGULAR MEETING, TUESDAY, FEBRUARY 18, 2014

RESOLUTION NO. 598



"A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO MAKE AND SIGN AN APPLICATION FOR GRANT FUNDS FROM THE TENNESSEE HOUSING DEVELOPMENT AGENCY TO FACILITATE HOUSING REHABILITATION FOR LOW INCOME RESIDENTS OF CARTER COUNTY, TENNESSEE."

WHEREAS, the County Commission of Carter County, Tennessee recognizes the need for housing rehabilitation for low income residents living within the county; and

WHEREAS, Carter County desires to provide these services to its residents, including those residents of the municipalities within the county, but does not have the financial resources to perform said housing rehabilitation without the assistance of grant funds; and

WHEREAS, the County Commission of Carter County, Tennessee understands that the U.S. Department of Housing and Urban Development allows for assistance through the HOME program, which is administered by the Tennessee Housing Development Agency (THDA), to provide housing rehabilitation for low income persons; and

WHEREAS, Carter County is eligible to apply for grant funds from the HOME program for purposes of housing rehabilitation for low income residents living within the county.

NOW, THEREFORE, BE IT RESOLVED by the County Commission of Carter County, Tennessee, meeting in regular session on this the 18th day of February, 2014, with a lawful quorum of said Commission being present and with a majority voting in the affirmative, that the Carter County Mayor is hereby authorized to make and sign an application for 2013-2014 HOME funds with the THDA for the amount of five hundred thousand (\$500,000.00) dollars. There is no county funds match requirement.

BE IT FURTHER RESOLVED that the Carter County Mayor is further authorized to sign any and all documents, contracts, assurances, and forms of compliance necessary to effectuate the completion and submittal of the application and that the First Tennessee Development District administer this grant application and grant funds on behalf of Carter County.


BE IT FURTHER RESOLVED that this Resolution shall take effect from and after the date of its approval, the welfare of the county demanding, and further that any part of past resolutions in conflict with this Resolution are hereby rescinded to the extent that a such conflict exists.

Adopted this 18th day of February, 2014.

CARTER COUNTY, TENNESSEE

APPROVED:

By: 
THOMAS BOWERS
CHAIRMAN CARTER COUNTY COMMISSION

By: 
LEON HUMFREY
CARTER COUNTY MAYOR

FEBRUARY TERM 2014

VETOED:

By: _____
LEON HUMPHREY
CARTER COUNTY MAYOR

Date: _____

VETO OVERRIDE VOTE:

_____ YES VOTES

_____ NO VOTES

_____ ABSTAIN VOTES

APPROVED WITH SUCCESSFUL OVERRIDE VOTE:

By: _____
THOMAS BOWERS
CHAIRMAN CARTER COUNTY COMMISSION

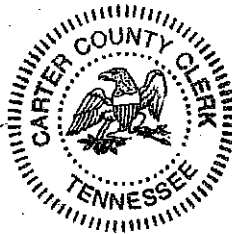
Date: _____

APPROVED

ATTEST:

Mary Gouge

MARY GOUGE
CARTER COUNTY CLERK



APPROVED AS TO FORM:

Keith Bowers, Jr.

KEITH BOWERS, JR.
CARTER COUNTY ATTORNEY

Prepared by:
Keith Bowers, Jr.
County Attorney for
Carter County, Tennessee
3863 Hwy 19E
Elizabethton, TN 37643

APPROVED

ADDENDUM "A" TO LEASE AGREEMENT

THIS ADDENDUM TO LEASE AGREEMENT, made and entered into on this the 18th day of February, 2014, by and between CARTER COUNTY, TENNESSEE, a political subdivision of the State of Tennessee, hereinafter referred to as LANDLORD; and CARTER COUNTY EMERGENCY COMMUNICATIONS DISTRICT, hereinafter referred to as TENANT; The parties, in an agreement reached through mutual negotiation, and for consideration given, agree to modify the terms on the Lease Agreement dated August 13, 2012, by adding the following provisions:

WITNESSETH:


21. RECORDS STORAGE. TENANT hereby agrees to allow LANDLORD to utilize a portion of the leased premises for the purposes of record storage. The LANDLORD agrees that only the portion of the building formerly used by the Red Cross will be used for the purpose of record storage. Landlord further agrees to provide locks on all points of access to the area where records are being stored, for the security and confidentiality of said records

22. HOLD HARMLESS. LANDLORD hereby agrees to save TENANT harmless from any and all liability associated with the storage of records upon the leased premises. TENANT shall not be responsible for the storage or maintenance of the records in any way, and further, shall assume no liability whatsoever in the event the records are unintentionally damaged or destroyed.


This Addendum represents the full and complete Agreement of the parties as to the modification of the Lease Agreement in question. All other provisions of the original Lease Agreement shall remain in full force and effect.

WITNESS the signatures of the parties hereto and to this Addendum this the 18th day of February, 2014

LANDLORD – Carter County, Tennessee:


Leon Humphrey, Carter County Mayor

TENANT- Carter County Emergency
Communications District:


Director, Carter County Emergency
Communications District