

**CARTER COUNTY COMMISSION MEETING  
MONDAY, MARCH 19, 2012 – 9:00 A.M.**

**APPROVED**

4-16-12  
PL

**Chairman, Tom Bowers called the meeting to order.**

**Roll Call:** Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble.

**Absent:** Lawrence Hodge and Charlie Bayless

**Motion** was made by John Lewis, seconded by Nancy Brown to approve a request made by Mayor Leon Humphrey to **move Public Comments, Item # 16 to follow Item # 9, Mayor's Report.**

Discussion followed noting that this change would benefit older and disabled citizens who wished to speak. It was also voiced that only items on the agenda should be discussed and all other items needed to be presented before committees.

Roll Call Vote as follows:

**Ayes:** Nancy Brown, Ronnie Trivett, Charles VonCannon, Dickie Renfro, John Lewis, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (9 Ayes)

**Nays:** Buford Peters, Gebe Ritchie, Joel Street, Richard Winters, Harry Sisk, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Ken Arney, Steve Chambers, Sonja Culler, and Russell Kyte. (13 Nays)

**Absent:** Lawrence Hodge and Charlie Bayless (2 Absent)

By majority roll call vote, motion failed.

**Opening Prayer – L.C. Tester**

**Pledge of Allegiance – Richard Winters**

**Motion** was made by John Lewis, seconded by Ken Arney to **accept the minutes of the last meeting, January 17, 2012, as printed.**

By majority voice vote, all ayes, motion carried.

**Motion** was made by Steve Chambers, seconded by JoAnn Blankenship to approve the following **notaries/bonds:**

- |  |                |                 |
|--|----------------|-----------------|
| John Odom                                      | Marsa Nidiffer | Kim McWherter   |
| Valencia Greenwell                             | Carroll Brumit | Jennings Wagner |
| John Wagner Sr.                                |                |                 |
| Ingrid B. Deloach (Director of Finance – Bond) |                |                 |

By majority voice vote, all ayes, motion carried.

Chairman Bowers **recognized the appointed and elected officials and guest** present today and thanked them for their service.

Chairman Bowers respectfully asked the Commission to grant Tom Anderson, Carter County Tomorrow, permission to present his report at this time due to the fact he has an important appointment to attend to.

**Motion** was made by Sonja Culler, seconded by Steve Lowrance to grant Tom Anderson, **Carter County Tomorrow** permission to present his report at this time.

By majority voice vote, motion carried. It is noted that a "no" vote was voiced by John Lewis.

**Carter County Tomorrow** report was presented at this time. Items discussed included:

Inland Container Building – Working with the City to move sewer and other parcels that are being developed near this which will attract additional businesses.

Re-Shoring – Relocation of companies. Companies searching for sites to develop. The possibility of a Spec building was also discussed.

Project Quest – Snap On Tools. Expansion to include additional jobs.

Project Red Energy – Currently in the testing stage. Meeting with other counties concerning agreements. Checking location. Announcement forthcoming sometime next year.

Hotels – One, maybe two Hotels are interested in visiting to discuss possible development.

Roan Mountain Sewer Project - Met with engineers will bring information back to discuss further work on this project. Possible Federal funding available.

**Mayor Leon Humphrey** at this time presented to the Commission a request from **Kem Richardson** concerning a purchase of 0.391 acres from Carter County which adjoins the Watauga Industrial Park on Judge Don Lewis Boulevard.

Discussion followed.

**Motion** was made by **Ronnie Trivett**, seconded by **Charles VonCannon** to **refer action concerning the request to purchase 0.391 acres from Carter County made by Kem Richardson to the Building and Grounds Committee** for consideration and report back to full Commission.

By majority voice vote, all ayes, motion carried.

**Motion** was made by **Ronnie Trivett**, seconded by **Steve Lowrance** to accept the **Lease Agreement between Carter County, Tennessee and First Tennessee Private Industry Council, Inc. (Workforce Development Center)** with option #22 being changed to read that Carter County reserves the right to review and re-negotiate rental rates following the seventeen year (17) period.

Discussion followed noting that no problems was foreseen with making the change.

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Dickie Renfro, Ken Arney, Steve Chambers, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (21 Ayes)

Nays: John Lewis (1 Nay)

Absent: Lawrence Hodge and Charlie Bayless (2 Absent)

By majority roll call vote, motion carried.

**Mayor's Presentations** was presented to the following:

**Keith Hart**, University of Tennessee Extension - Carter County, Director and Extension Agent – Agriculture.

**Camille Jessee**, University of Tennessee Extension-Carter County, Extension Agent - Youth Development.

Mayor Humphrey at this time introduced Mr. Keith Hart. He noted that Mr. Hart began working in Carter County November 1975 with farmers and in 4-H development. He was praised for his expertise in providing research-based information that enhances horticulture and plant production in Carter County.

Mr. Keith Hart was extended a standing ovation in recognition of his achievement of forty years of service with the University of Tennessee Extension Office and the Citizens of Carter County.

Camille Jessee was introduced by Mayor Humphrey who stated that she began her career in 1981 working with the Expanded Food and Nutrition Education Program within the schools. It was noted that she has worked with 4-H teaching life skills which have helped many children. Many of these children have been able to reach top judging teams at state and national levels.

Ms. Camille Jessee was extended a standing ovation in recognition of her achievement of thirty years of dedicated service with the University of Tennessee Extension Office and the Citizens of Carter County.

Repaving sections of the Dennis Cove Road was discussed at this time by Mayor Humphrey during the Mayor's Report.

**Charlie Bayless** at this time approached the podium beside Mayor Humphrey.

A **Proclamation Honoring Charlies Bayless** was read and presented to Mr. Bayless followed by a standing ovation in his honor and is recorded on pages 566 - 567.

**Mayor's Report** was continued discussing the following items:

1. Federal Funding Program-High Priority Projects Local. Available funds for improvement of street scape and paving repairs. These federal funds require a twenty percent local match.

2. Vacancy on the Siam Utility District

Per the provisions set forth by the State of Tennessee, TCA 7-82-307, Mayor Humphrey appointed **Dwight Collins to fill the vacancy on the Siam Utility District, Term 02-21-2012 – 02-21-2016.** Copy of Certification of Listing of Nominees as presented noted on page 568.

3. Carter County Board of Health Members. Per provisions set forth by TCA 68-2-601 a list of the Members was presented to the Commission for approval.

**Motion** was made by John Lewis, seconded by Scott Sams to approve the appointment of the **Members of the Carter County Board of Health, a four year term March 2012 – March 2016 as presented. Recorded on page 569.**

By majority voice vote, all ayes, motion carried.

4. Records on County Web-Site. Public Documents.

5. Courtroom Seating and Carpet. Date of installation set for week of April 16 thru April 20, 2012. Due to this, the April 16, 2012 Commission meeting will be held at 9:00 a.m.

6. Maintenance of County Property.

**Motion** was made by John Lewis, seconded by Nancy Brown to **assign custody of the maintenance of County owned property to that of County Mayor.**

Discussion followed concerning maintenance issues in various buildings. It was discussed that the Sheriff would be in charge of the jail and that this motion would be the maintenance of the building only if approved.

**Motion to table** the forgoing motion was made by Gebe Ritchie, seconded by Ken Arney.

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Richard Winters, Harry Sisk, L.C. Tester, Tom Bowers, Ken Arney, Steve Chambers, and Bill Armstrong. (9 Ayes)

Nays: Nancy Brown, Joel Street, Ronnie Trivett, Charles VonCannon, Steve Lawrence, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (14 Nays)

Absent: Lawrence Hodge. (1 Absent)

By majority roll call vote, motion to table failed.

Discussion followed. It was agreed that maintenance would not be responsible for County School Property or the Jail Building.

**Motion** was amended by John Lewis to state that the **Mayor will be responsible for the maintenance for all county owned buildings excluding the Carter County Jail and Carter County School Buildings.**

**MARCH TERM 2012**

Roll Call Vote as follows:

Ayes: Nancy Brown, Joel Street, Ronnie Trivett, Harry Sisk, L.C. Tester, Steve Lowrance, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (16 Ayes)

Nays: Buford Peters, Gebe Ritchie, Richard Winters, Tom Bowers, Ken Arney, and Steve Chambers. (6 Nays)

Passing: Charles VonCannon (1 Passing)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Motion** was made by Gebe Ritchie, seconded by Nancy Brown to enter into a **five (5) minute recess.**

By majority voice vote, all ayes, motion carried.

Following the recess, the meeting was called back to order by Chairman Bowers.

**Motion** was made by Harry Sisk on behalf of the Nominating Committee and seconded by Sonja Culler to **appoint Benny F. Colbaugh as County Coroner. (2 yr term, 2012-2014).**

By majority voice vote, all ayes, motion carried.

**Motion** was made by Ronnie Trivett, seconded by Sonja Culler to accept **Agreement between the City of Elizabethton, and Carter County concerning the Carter County Jail.**

By majority voice vote, motion carried. It is noted that John Lewis voiced a "no" vote. Agreement is recorded on pages 570 - 572.

**Motion** made by Steve Lowrance, seconded by Gebe Ritchie to **suspend the reading of all motions on the agenda with the exception of :**  
Resolution C: Resolution to Support Ordinances Adopted Which Oppose the Sale of Synthetic Drugs  
Resolution E: Resolution to Support State Legislature Addressing the Sale of Synthetic Drugs

By majority voice vote, all ayes, motion carried.

**Motion** was made by JoAnn Blankenship, seconded by Steve Lowrance to accept **RESOLUTION# 556**  
**"A RESOLUTION TO REQUEST FUNDING FOR THE TENNESSE WILDLIFE RESOURCES AGENCY, ELIZABETHTON/CARTER COUNTY FISH HATCHERY FROM THIS YEAR'S STATE BUDGET".**

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie

Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried. Recorded on pages 573-574.

**Motion** was made by Gebe Ritchie, seconded by Joel Street to accept

**RESOLUTION #557**

**“A RESOLUTION TO REQUEST THE NAMING OF STATE PROJECT NUMBER CNG009 BRIDGE TO “RAZOR JOHN “DOC” CAMPBELL BRIDGE”.**

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried. Recorded on pages 575-576.

**Motion** was made by Pat Hicks, seconded by JoAnn Blankenship to accept

**RESOLUTION #558**

**“A RESOLUTION REQUESTING THAT THE GENERAL ASSEMBLY REPEAL T.C.A. 33-7-304 PUBLIC CHAPTER 531 SECTION 45 AND TO REQUIRE THE STATE OF TENNESSEE TO CONTINUE TO BE FINANCIALLY RESPOSIBLE FOR OUTPATIENT AND INPATIENT MENTAL HEALTH EVALUATION AND TREATMENT FOR INDIVIDUALS CHARGED WITH MISDEMEANOR OFFENSES ONLY”.**

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried. Recorded on pages 577-578.

**Motion** made by John Lewis, seconded by Sonja Culler to accept

**RESOLUTION #559**

**“A RESOLUTION ASKING THE TENNESSE GENERAL ASSEMBLY TO CAREFULLY INVESTIGATE AND REJECT ANY LEGISLATION WHICH PLACES NEW FINANCIAL OBLIGATIONS ON COUNTY**

**GOVERNMENTS OR TRANSFERS OBLIGATIONS FROM THE STATE TO LOCAL GOVERNMENTS”.**

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried. Recorded on pages 579-580.

**Motion** made by Sonja Culler, seconded by Joel Street to accept

**Resolution # 560**

**“ACCEPTANCE OF THE PROPOSAL OF THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A PROJECT DESIGNATED AS FEDERAL PROJECT NO.:STP-M-67(25), STATE PROJECT NO.: 10006-1248-94, S.R. 67 AT WILLIAMS AVENUE AND S.R. 91 AT DON LEWIS ROAD IN CARTER COUNTY”.**

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried. Recorded on pages 581-582.

**Motion** made by Joel Street, seconded by Harry Sisk to accept

**RESOLUTION # 561**

**“A RESOLUTION APPROVING AND AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH THE STATE OF TENNESSE DEPARTMENT OF ENVIRONMENT AND CONSERVATION (TDEC) MADE IN LIEU OF A PERFORMANCE BOND ON THE CITY ELIZABETHTON/CARTER COUNTY SANITARY LANDFILL PERMIT No. SNL 10-0186 ADJUSTING THE AMOUNT FROM \$2,662,620.00 TO \$2,580,021.00.”**

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (23 Ayes)

Nays: None (0 Nays)

**MARCH TERM 2012**

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried. Recorded on pages 583 - 584.

**Motion** was made by Steve Lowrance, seconded by Nancy Brown to accept

**RESOLUTION # 562**

**“A RESOLUTION AUTHORIZING AN APPLICATION FOR GRANT FUNDS FROM THE FAST TRACK INFRASTRUCTURE DEVELOPMENT PROGRAM (FIDP) OF THE TENNESSEE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT”**

Roll Call Vote to follow:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried. Recorded on pages 585 - 586.

**Motion** made by Ronnie Trivett, seconded by Ken Arney to accept both

**RESOLUTION # 563**

**“A RESOLUTION TO SUPPORT THE ORDINANCE ENACTED IN KINGSPORT, TENNESSEE OPPOSING THE SALE OF SYNTHETIC DRUGS”** Recorded on page 587 - 588.

and

**RESOLUTION #564**

**“A RESOLUTION REQUESTING THAT THE GENERAL ASSEMBLY MAKE THE SALE OF SYNTHETIC DRUGS A FELONY”**

as presented.

Recorded on page 589 - 590.

Following discussion concerning reasons for both Resolutions, Chairman Bowers called for a roll call vote.

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks and Robert Gobble (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

## COMMITTEE REPORTS

It was noted that all Committee Minutes are in Commissioners packets for review.

**Budget Committee** – Harry Sisk, Committee Chairman presented the following recommendations for approval.

**Motion** made by Harry Sisk, seconded by John Lewis to approve **\$24,228** from fund balance to **Carter County 9-1-1** to cover the short fall in the 9-1-1- budget.

Discussion followed noting that this funding was needed as a result of funding being cut since the 2005-2006 budget.

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble (20 Ayes)

Nays: Tom Bowers, and Steve Chambers (2 Nays)

Absent: Lawrence Hodge and Richard Winters (2 Absent)

By majority roll call vote, motion carried.

**Motion** was made by Harry Sisk, seconded by Ronnie Trivett to approve **\$1,000.00** from fund balance to cover the **cost of Coroner materials**, which are no longer provided by the Carter County Rescue Squad, in the **Coroners budget**.

Discussion confirmed that the Carter County Rescue Squad did furnish supplies but will no longer will do so.

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks and Robert Gobble. (22 Ayes)

Nays: Steve Chambers (1 Nay)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Motion** was made by Harry Sisk, seconded by Charlie Bayless to approve matching grant of **\$17,440.00** from fund balance for the **Snap-On Tools Fast Track Grant**.

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks and Robert Gobble. (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Motion** made by Harry Sisk, seconded by Dickie Renfro to approve the **Used Oil Grant** to be used to purchase heating systems for various locations of Solid Waste operations by the **Landfill for a total of \$ 27,500.00**. It is noted that this is a fully reimbursable grant.

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Motion** made by Harry Sisk, seconded by Ken Arney to approve **\$600.00** from fund balance to cover additional costs in the **Civil Service Budget**.

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Motion** by Harry Sisk upon request from Chief Deputy Sheriff, Ron Street and seconded by Charlie Bayless, to transfer **\$171,732.72 from line item 54210-160 to the appropriate line items to cover the cost of additional equipment, Guards salary and repairs needed for the new jail.**

Discussing noted that this was for this years budget only and next year's budget would have to be approved as usual. No new money.

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Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Peters, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (21 Ayes)

Nays: John Lewis (1 Nays)

Passing: Steve Chambers (1 Passing)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Motion** made by Harry Sisk, seconded by Charlie Bayless to approve **General Fund 101 Budget Amendment # 6** with 17 items for a total of \$303,734.93 and \$0 from fund balance and is recorded on pages 591-592.

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Motion** made by Harry Sisk, seconded by Charlie Bayless to approve **Highway Fund 131 Budget Amendment # 1** with 1 item for a total of \$29,000 and \$0 from fund balance and is recorded on page 594.

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Motion** made by Harry Sisk, seconded by Steve Chambers to approve **General Purpose School Fund 141 Budget Amendment # 8** with 1 item for a total of \$21,878 and \$0 from fund balance and is recorded on page 593.

Roll Call Vote as follows:

**Ayes:** Buford Peters, Gebe Ritchie, Nancy Brown, \*Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, \*Dickie Renfro, \*Ken Arney, \*Steve Chambers, John Lewis, \*Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, \*Pat Hicks and Robert Gobble. (23 Ayes)  
(\*Indicates that Disclaimer for Employees of Carter County, Tennessee was read before voting.)

**Nays:** None (0 Nays)

**Absent:** Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Motion** by Harry Sisk, seconded by JoAnn Blankenship to approve **General Purpose School Fund 141 Budget Amendment #9** with 2 items for a total of \$18,149.87 and \$0 from fund balance and is recorded on page 593.

Roll Call Vote to follow:

**Ayes:** Buford Peters, Gebe Ritchie, Nancy Brown, \*Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, \*Dickie Renfro, \*Ken Arney, \*Steve Chambers, John Lewis, \*Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, \*Pat Hicks, and Robert Gobble. (23 Ayes)  
(\*Indicates that Disclaimer for Employees of Carter County, Tennessee was read before voting.)

**Nays:** None (0)

**Absent:** Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Motion** made by Harry Sisk, seconded by Dickie Renfro to approve **Federal Project Fund 142 Budget Amendment #3** with 1 item for a total of \$820 and \$0 from fund balance and is recorded on page 593.

Roll Call Vote as follows:

**Ayes:** Buford Peters, Gebe Ritchie, Nancy Brown, \*Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, \*Dickie Renfro, \*Ken Arney, \*Steve Chambers, John Lewis, \*Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, \*Pat Hicks and Robert Gobble. (23 Ayes)  
(\*Indicates that Disclaimer for Employees of Carter County, Tennessee was read before voting.)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Motion** made by Harry Sisk, seconded by Pat Hicks to approve **Federal Project Fund 142 Budget Amendment #4** with 1 item for a total of \$53,156 and \$0 from fund balance and is recorded on page 594.

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, \*Joel Street, Richard Winters, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, \*Dickie Renfro, \*Ken Arney, \*Steve Chambers, John Lewis, \*Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, \*Pat Hicks, and Robert Gobble. (22 Ayes)  
(\*Indicates that Disclaimer for Employees of Carter County, Tennessee was read before voting.)

Nays: Ronnie Trivett (1 Nay)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Financial Management Committee** - JoAnn Blankenship, Chairperson, reported and presented the following for recommendation.

JoAnn Blankenship requested that Committee reports be presented from the Commissioners seats in the future, as they are microphones available at those seats. No objections were voiced.

**Motion** was made by JoAnn Blankenship seconded by John Lewis to approve a **Lagging County Payroll Policy** change for Part-Time Employees as presented and read as follows:

“Since the General County payroll system is not lagged, the following will be required of County Employees. Part-time employees must first submit a completed, approved time sheet to payroll prior to processing, full-time or salaried employees, must submit a completed approved time sheet upon obtaining a payroll document on said payday.”

Roll Call Vote as follows:

Ayes: Buford Peters, Gebe Ritchie, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, JoAnn Blankenship, Charlie Bayless, Dickie Renfro, Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Bill Armstrong, Pat Hicks, and Robert Gobble. (23 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge (1 Absent)

By majority roll call vote, motion carried.

**Motion** was made by JoAnn Blankenship, seconded by Sonja Culler to approve the **Travel Policy** under section E to say:

“Per diem rates for meals and incidentals for Carter County shall be equal to the reimbursement guidelines used by the State of Tennessee and/or the U.S. General Services.”

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

Ingrid Deloach, County Finance Director reported concerning current payroll procedures. She noted that some changes were being looked into, however were not ready to be presented for recommendation at this time.

Mrs. Deloach reported that a resignation notice had been received from Dani Colbaugh, Payroll Coordinator, and that Jaclyn Lewis would be filling that position.

**Highway Committee** – Gebe Ritchie, Chairman reported and presented the following for recommendation.

**Motion** made by Gebe Ritchie, seconded by Joel Street to request that County Attorney, Keith Bowers, Jr. draft and send a letter requesting that the State of Tennessee assist with funding the clean-up process at the **boat ramp located near Rio Vista**.

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

**County Commission Chairman, Tom Bowers**, at this time commended Joel Street, the Landfill Committee, Landfill Employees and the many other personnel for participation and support of the Recycling Project.

Chairman Bowers, personally, and on behalf of Carter County and the Commission thanked everyone for their time, personal money spent and for efforts made in the endeavor of recycling. This “thank-you” was followed with applause.

**Planning Commission**-Steve Chambers presented the following report.

Mr. Chambers reported that during the January Planning Meeting, the Animal Shelter Director was discussed.

Mayor Humphrey noted that the Animal Shelter Advisory Board had met, applications taken and the interview process had began. The Boards recommendation should be ready for approval soon.

Chris Schuettler, Planning Director, stated that at present, he was working with the Carter County Humane Society concerning strays and such, and they are assisting with calls.

**Park and Recreation Committee** -Buford Peters, Chairman presented the following report. Mr. Peters noted that reorganization of the committee was in process and should be ready to present and report on in April.

**County Commission Chairman, Tom Bowers** informed the Commission that the Elizabethton City Council had met and approved the appointment of Pat “Red” Bowers to the Equalization Board therefore filling the unexpired term of the City's representative on the Equalization Board.

**County Attorney's Report – Keith Bowers, Jr.**

Items reported on and discussed are as follows:

Jail - Commended Chief Deputy Street with working together on this project.

State Bridge Closure - Working with Jack Perkins, Highway Superintendent

Park and Recreation – Working on Legislation for the Commission to consider as far as changing issues with the Park & Rec. which work better for Carter County.

USDA – Correspondence concerning closing of the local office has been sent.

Landfill Brush Disposal – Contract is being reviewed and redrafted.

Rails and Trails – Federal subpoena received requesting documentation of Right-of-Ways. Notice also received that Carter County could become a member in the Class Action suit concerning railways and railway right-of-ways running across county property. May become necessary to join in this Class Action Suit.

Closing of Road requested.

**Motion** made by Gebe Ritchie on behalf of the Highway Committee and seconded by Harry Sisk to hold a Public Hearing concerning the **closure of an “unnamed” strip of road in front of the old Roan Mountain Hotel** during the Highway Committee Meeting on April 9, 2012 and be presented before the full Commission for final approval.

By majority voice vote, all ayes, motion carried.

**Demand Letter** received from Attorney's for **Jan Peters** was noted by Mayor Humphrey at this time addressing the property adjoining the Courthouse.

**Public Comments**

Scott Snell of Arlington Drive, Carter County approached the the commission to discuss viewpoints concerning a mobile home in his neighborhood.

**Motion** to adjourn made by Dickie Renfro, seconded by Richard Winters.

By majority voice vote, being all ayes, meeting adjourned at 12:50 p.m

**PROCLAMATION**  
**HONORING CHARLIE BAYLESS**

**Whereas**, Charlie Bayless was born on October 1, 1923 in Washington County, TN. To date, he has since traveled down many roads and enjoyed countless memorable journeys during the span of his 88 plus years on this earth;

**Whereas**, Charlie Bayless as a student at Happy Valley High School proved that he was an exceptional athlete being lettered four years in basketball, three years in football and one in baseball;

**Whereas**, after high school graduation Charlie Bayless proudly served his country during World War II as part of the third army in England, Belgium and Germany. One of his many assignments was guarding High Ranking German Officers at Nuremburg Prison where they were held awaiting trial for war crimes;

**Whereas**, in January 1946 Staff Sergeant Bayless returned home from the war and married Jane Sisk;

**Whereas**, Charlie Bayless continued his education at Milligan College and then transferred to East Tennessee State College where he played two seasons for the Bucs;

**Whereas**, after graduating Happy Valley High School in June 1950 Charlie Bayless was appointed assistant coach under Carl Gouge. In 1952 Charlie moved to Jonesboro to serve as head coach, however, he returned to Happy Valley and in 1953 was appointed head coach. To date, Charlie has continuously and faithfully served in that role;

**Whereas**, Charlie Bayless is the only coach to ever win the Watauga Conference in all sports: baseball, basketball, football, track and golf;

**Whereas**, Charlie Bayless's basketball teams have won 13 conference championships, 10 district titles, 3 regional championships and advanced to the state tournament 4 times, winning the Class A state tournament in 1974;

**Whereas**, Charlie Bayless has logged 964 victories ranking his performance third overall in the state and first in games coached;

**Whereas**, in 1961 The Happy Valley High School Gymnasium was named in honor of Charlie Bayless;

**Whereas**, in 1989 Charlie Bayless was inducted into the East Tennessee Hall of Fame, 1993 TSSAA Hall of Fame and in 1997 the ETSU Hall of Fame;

**Whereas**, in 2002-2003 Charlie Bayless was a recipient of the TSSAA, A. F. Bridges Award;

**Whereas**, Charlie Bayless's 60 year coaching career is the longest in the United States for a high school basketball coach;

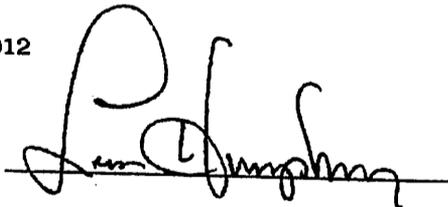
**Whereas**, Charlie Bayless's four daughters, Saraé, Charlene, Kathy and Karen have been his biggest supporters, rarely missing a game;

**Whereas**, Charlie Bayless has positively impacted the lives of countless youth throughout his teaching and coaching career, constantly stressing to his players that a strong work ethic would get them through life. One of his students recently stated that Charlie's mentoring helped him get through his basketball programs, high school, Vietnam, and 35 years at Eastman. What a tremendous testament this is to Charlie Bayless;

**Whereas**, Charlie Bayless has served 50 plus years as a County Commissioner;

**NOW, THEREFORE, BE IT RESOLVED** I Leon Humphrey, Mayor of Carter County honor and congratulate Charlie Bayless for his successful life, outstanding accomplishments as husband, father, coach, teacher, mentor, and civic leader. I applaud him for his tireless commitment to excellence which has resulted in 60 plus years of professional service to the citizens of Carter County. Not wanting to lose sight of the overwhelming significance of Charlie's Contributions I Hereby Proclaim October 1<sup>st</sup> of each year as "**Charlie Bayless Day**".

Proclaimed this 19<sup>th</sup> day of March, 2012



Leon Humphrey

The Siam Utility District  
Of  
Carter County, Tennessee 37643

Certification of Listing of Nominees For The Position Of  
Commissioner, To Fill The Four-Year Term Beginning February 21, 2012  
And Ending February 21, 2016,

1. Dwight Collins
2. Dale Robinson
3. Keith Carr

Pursuant To T. C. A., Sections 7-82-307 and 308, Each Of The  
Above-Named Nominees Is A Resident Of The District Or Owns  
Real Property Therein, And Said Nominees Have Been Listed  
In The ORDER OF PREFERENCE Recommended by the Board of  
Commissioners presently serving the District.

WITNESS our Official Signatures and the Seal of Said District,  
6th

This the ----- Day February, 2012

CERTIFIED AS CORRECT:

Arden E Gentry  
Arden E Gentry, Commissioner

Ronnie Hazelwood  
Ronnie Hazelwood, Commissioner

(Seal)

Submitted This The 6th Day Of February, 2012 To The  
Honorable Leon Humphreys, County Mayor of Carter County, TN

MARCH TERM 2012

February 2011

MEMBERS OF THE CARTER COUNTY

BOARD OF HEALTH

Dr. Jerry Gastineau, (Chair)  
1505 West Elk Avenue  
Elizabethton, TN 37643  
(543-1261)

Larry Proffitt, DPh  
1000 West "G" Street  
Elizabethton, TN 37643  
(542-4622)

Dr. Andrew Stephen May  
923 West "G" Street  
Elizabethton, TN 37643  
(279-2777)

JoAnn Blakenship  
County Commissioner  
144 Unaka View Road  
Johnson City, TN 37601  
(926-5959)

Mr. Leon Humphrey  
County Mayor  
801 Elk Avenue  
Elizabethton, TN 37643  
(542-1801)

Caroline Hurt (Ex-Officio)  
County Director  
Carter County Health Depart.  
403 East "G" Street  
Elizabethton, TN 37643  
(543-2521)

Dr. Shirley Ellis  
Director Of County Schools  
Academy Street  
Elizabethton, TN 37643  
(547-4000)

Maureen Burniston, RN  
Carter County Health Dept.  
403 East "G" Street  
Elizabethton, TN 37643  
(543-2521)

Douglas Cole, DDS  
904 West "G" Street  
Elizabethton, TN 37643  
(543-1916)

Jerome Kitchens  
Finance Director  
136 South Sycamore Street  
Elizabethton, TN 37643  
(542-1504)

Dr. David Kirschke (Ex-Officio)  
Regional Medical Officer  
Northeast Tennessee Regional Health  
Office  
1233 Southwest Avenue Extension  
Johnson City, TN 37604  
(979-3200)

Fred Edens  
City Manager  
136 South Sycamore Street  
Elizabethton, TN 37643  
(542-1504)

*\*Board of Health Members Above  
Approved by County Commission  
March 2008 per T.C.A. 68-2-601  
[Four (4)-Year Term]*

MARCH TERM 2012

## AGREEMENT

THIS AGREEMENT made and entered into on this the 19<sup>th</sup> day of March, 2012, by and between the **CITY OF ELIZABETHTON, TENNESSEE**, organized and existing by City Charter as a Municipal Corporation under the laws of the State of Tennessee (hereinafter the "City"), and **CARTER COUNTY, TENNESSEE**, organized and existing by action by the Legislature of the State of Tennessee, (hereinafter the "County").

W-I-T-N-E-S-S-E-T-H:

**WHEREAS**, Carter County, Tennessee, is currently in the process of completing the Carter County Jail such that it can be used to house prisoners; and,

**WHEREAS**, the City and County have met to discuss those items must be completed at the Carter County Jail site; and,

**WHEREAS**, the plans for the Carter County Jail site were approved by the Elizabethton Regional Planning Commission; and,

**WHEREAS**, those remaining items to be completed in order for the City of Elizabethton to issue a Temporary Certificate of Occupancy for the Carter County Jail are as follows:

1. Bollards need to be installed at the property line next to the fence to prevent access to the Cat Island Park;
2. Fire lanes need to be marked;
3. The temporary pods need to be removed from the site;
4. The parking lot must be striped;
5. The City of Elizabethton must receive a Letter of Acceptance from the architect on behalf of the engineer for the crystal stream devices and, further, the crystal stream devices must be cleaned; and,

**WHEREAS**, the City of Elizabethton and Carter County, Tennessee, have agreed that the County will have one hundred eighty (180) days from the execution of this Agreement to complete those requirements set forth above; and,

**WHEREAS**, THE County shall have an additional ninety (90) days after the removal of the pods to complete the paving and stripping of that area; and,

**MARCH TERM 2012**

WHEREAS, the City of Elizabethton has agreed to issue a Temporary Certificate of Occupancy to Carter County, Tennessee, upon the execution of this Agreement.

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements contained herein and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the parties hereto hereby agree as follows:

1. That upon the execution of this Agreement Carter County, Tennessee, will complete the following remaining tasks at the Carter County Jail within one hundred eighty (180) days from the date this Agreement is executed:

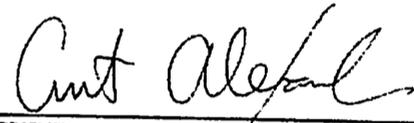
- (1) Bollards need to be installed at the property line next to the fence to prevent access to the Cat Island Park;
- (2) Fire lanes need to be marked;
- (3) The temporary pods need to be removed from the site;
- (4) The parking lot must be striped; and
- (5) The City of Elizabethton must receive a Letter of Acceptance from the architect on behalf of the engineer for the crystal stream devices and, further, the crystal stream devices must be cleaned.

2. That upon the removal of the pods set forth above, the County will have an additional ninety (90) days to pave and stripe that area.
3. That upon the execution of this Agreement, the City of Elizabethton will issue a Temporary Certificate of Occupancy to Carter County, Tennessee, for the occupancy of the Carter County Jail so that prisoners may be housed in that facility.
4. Upon the completion of all the terms of this Agreement, the City of Elizabethton will issue a Final Certificate of Occupancy to Carter County.
5. No amendment to or modification of this Agreement shall be effective unless in writing signed by the parties hereto.
6. This Agreement shall be governed by and construed in accordance with the laws of the State of Tennessee without consideration of any conflict of laws provisions unless preempted by Federal Law.

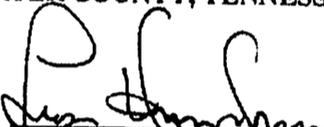
7. This Agreement contains the entire understanding between and among the parties and supersedes any prior understandings and agreements, either written or oral, among them respecting the subject matter of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed, or have caused to be executed, this Agreement in DUPLICATE ORIGINALS with a copy being retained by each party, on the day and date first above written.

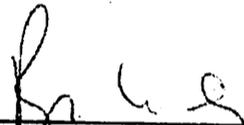
CITY OF ELIZABETHTON, TENNESSEE

BY:   
CURT ALEXANDER, MAYOR

CARTER COUNTY, TENNESSEE

BY:   
LEON HUMPHREY, MAYOR

PREPARED BY ME AND  
APPROVED AS TO FORM

  
ROGER G. DAY, CITY ATTORNEY  
CITY OF ELIZABETHTON, TN  
136 SOUTH SYCAMORE STREET  
ELIZABETHTON, TN 37643  
PHONE: (423) 542-9575  
FAX: (423) 975-0449  
BPR #14545

  
KEITH BOWERS, JR.  
CARTER COUNTY ATTORNEY  
3863 HIGHWAY 19E  
ELIZABETHTON, TN 37643  
PHONE: (423) 542-0200

BEFORE THE COUNTY COMMISSION  
OF CARTER COUNTY, TENNESSEE  
REGULAR MEETING, MONDAY, MARCH 19, 2012

RESOLUTION NO. 556

**"A RESOLUTION TO REQUEST FUNDING FOR THE TENNESSEE WILDLIFE  
RESOURCES AGENCY, ELIZABETHTON/CARTER COUNTY FISH HATCHERY FROM  
THIS YEAR'S STATE BUDGET"**

**WHEREAS**, Tourism is one of the largest industries for Carter County, Tennessee and all of the Upper East Tennessee Region; making both Carter County and the surrounding region greatly dependent on its success; and

**WHEREAS**, Carter County, Tennessee and the Upper East Tennessee Region have been blessed with beautiful lakes, rivers, and streams, which have attracted tourists from around the world to our region; and

**WHEREAS**, research indicates that the Tennessee Wildlife Resources Agency, Elizabethton/Carter County Fish Hatchery would financially benefit the entire Upper East Tennessee Region by bringing an additional 50,000 to 70,000 tourists to Carter County; and

**WHEREAS**, the Tennessee Wildlife Resources Agency, Elizabethton/Carter County Fish Hatchery would bring needed jobs to the area, not only through the hiring of staff at the hatchery, but the additional tourism it would generate through its fish stocking efforts, and would give rise to the service industry having to expand to meet the increase in demand; and

**WHEREAS**, the Tennessee Wildlife Resources Agency, Elizabethton/Carter County Fish Hatchery would be located on the Watauga River and research indicates the Hatchery would make Upper East Tennessee the trout fishing capital of the world; and

**WHEREAS**, the Tennessee Wildlife Resources Agency, Elizabethton/Carter County Fish Hatchery would be the hub of the river front project, which is a cooperative effort of Carter County, the City of Elizabethton, the City of Watauga, Carter County Tomorrow and the Chamber of Commerce; and

**NOW, THEREFORE, BE IT RESOLVED**, by the County Commission of Carter County, Tennessee, meeting in regular session at Elizabethton, Tennessee, on this 19<sup>th</sup> day of March, 2012, with a lawful quorum of said Commission being present and with a majority of said Commission voting in the affirmative; and

**BE IT FURTHER RESOLVED**, that the Carter County Commission hereby respectfully requests the Honorable Bill Haslam, Governor of the great State of Tennessee, to allocate funds for the Tennessee Wildlife Resources Agency, Elizabethton/Carter County Fish Hatchery in this year's state budget for the betterment of Carter County and Tennessee.

Adopted this 19<sup>th</sup> day of March, 2012.

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**MARCH TERM** 2012

CARTER COUNTY, TENNESSEE

APPROVED:

By: Tom Bowers  
THOMAS BOWERS  
CHAIRMAN CARTER COUNTY COMMISSION

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: \_\_\_\_\_

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, MONDAY, MARCH 19, 2012

RESOLUTION NO. 557

**"A RESOLUTION TO REQUEST THE NAMING OF STATE PROJECT NUMBER  
CNG009 BRIDGE TO "RAZOR JOHN "DOC" CAMPBELL BRIDGE"**

**WHEREAS**, Razor John "Doc" Campbell was born and raised in Carter County, Tennessee; and

**WHEREAS**, Razor John "Doc" Campbell was a Private First Class who served with the United States Army, 1<sup>st</sup> Calvary Division, 16<sup>th</sup> Armored Reconnaissance Company, during the Korean War; and

**WHEREAS**, Razor John "Doc" Campbell was killed in action, in defense of his country, on October 3, 1951 near Huksok-Tong, North Korea; and

**WHEREAS**, the Carter County Commission has approved during its regular session September, 2011 meeting, with a lawful quorum of said Commission being present and with a unanimous vote in the affirmative to name the bridge identified as State Project Number CNG009, said bridge located between mile marker seventeen (17) and eighteen (18) on Highway 91, the "Razor John "Doc" Campbell Bridge"; and

**WHEREAS**, the Carter County Commission has begun to collect the necessary monies required to cover the cost of the sign honoring Razor John "Doc" Campbell and his service to his grateful nation and hometown community; and

**NOW, THEREFORE, BE IT RESOLVED**, by the County Commission of Carter County, Tennessee, meeting in regular session at Elizabethton, Tennessee, on this 19<sup>th</sup> day of March, 2012, with a lawful quorum of said Commission being present and with a majority of said Commission voting in the affirmative; and

**BE IT FURTHER RESOLVED**, that the Carter County Commission hereby respectfully requests that our State Senator, the Honorable Rusty Crowe and our State Representative, the Honorable Kent Williams, representing Carter County in the General Assembly to sponsor, support, and enact a state resolution to name the bridge of State Project Number CNG009 between mile marker seventeen (17) and eighteen (18) on Highway 91, the "Razor John "Doc" Campbell Bridge".

Adopted this 19<sup>th</sup> day of March, 2012.

**MARCH TERM**

CARTER COUNTY, TENNESSEE

APPROVED:

By: Tom Bowers  
THOMAS BOWERS  
CHAIRMAN CARTER COUNTY COMMISSION

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: \_\_\_\_\_

ATTEST:

Mary Gouge  
MARY GOUGE  
CARTER COUNTY CLERK

APPROVED AS TO FORM:

Keith Bowers, Jr.  
KEITH BOWERS, JR.  
CARTER COUNTY ATTORNEY

MARCH TERM \_\_\_\_\_

BEFORE THE COUNTY COMMISSION  
OF CARTER COUNTY, TENNESSEE  
REGULAR MEETING, MONDAY, MARCH 19, 2012

RESOLUTION NO. 558

**"A RESOLUTION REQUESTING THAT THE GENERAL ASSEMBLY REPEAL  
T.C.A 33-7-304 PUBLIC CHAPTER 531 SECTION 45 AND TO REQUIRE THE  
STATE OF TENNESSEE TO CONTINUE TO BE FINANCIALLY  
RESPONSIBLE FOR OUTPATIENT AND INPATIENT MENTAL HEALTH  
EVALUATIONS AND TREATMENT FOR INDIVIDUALS CHARGED WITH  
MISDEMEANOR OFFENSES ONLY"**

**WHEREAS**, on June 26, 2009, Governor Phil Bredesen signed into law new legislation making counties responsible for the cost of outpatient and inpatient mental health evaluations and treatment for defendants charged only with misdemeanors and court ordered to undergo said evaluations (see T.C.A. 33-7-304, Public Chapter 531 Section 45); and

**WHEREAS**, before the adoption of T.C.A. 33-7-304, Public Chapter 531 Section 45 the State of Tennessee paid all costs and expenses for outpatient and inpatient mental health evaluations and treatment ordered by the court for defendants charged with both misdemeanors and felonies; and

**WHEREAS**, this unfunded mandate transferred the cost of outpatient and inpatient mental health evaluations and treatments for criminal defendants charged only with misdemeanors from the State of Tennessee to the individual counties has resulted in serious financial ramifications for Carter County, Tennessee already with the potential for untold cost in the future; and

**NOW, THEREFORE, BE IT RESOLVED**, by the county legislative body of Carter County, Tennessee, meeting in regular session at Elizabethton, Tennessee, on this 19<sup>th</sup> day of March, 2012, that:

**BE IT FURTHER RESOLVED**, that the county legislative body request that our State Senator and State Representative representing Carter County in the General Assembly sponsor legislation to repeal "T.C.A. 33-7-304, Public Chapter 531 Section 45" which requires counties to pay for court ordered mental health evaluations and treatment for defendants charged with misdemeanors and that the State of Tennessee through its mental health facilities and agencies provide at no cost to the counties of the State of Tennessee court ordered mental health evaluations and treatment of all defendants including those charged with misdemeanors.

Adopted this 19<sup>th</sup> day of March, 2012.

CARTER COUNTY, TENNESSEE

APPROVED:

By: Tom Bowers  
THOMAS BOWERS  
CHAIRMAN CARTER COUNTY COMMISSION

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: \_\_\_\_\_

ATTEST:

Mary Gouge  
MARY GOUGE  
CARTER COUNTY CLERK

APPROVED AS TO FORM:

Keith Bowers, Jr.  
KEITH BOWERS, JR.  
CARTER COUNTY ATTORNEY

MARCH TERM 2012

BEFORE THE COUNTY COMMISSION  
OF CARTER COUNTY, TENNESSEE  
REGULAR MEETING, MONDAY, MARCH 19, 2012

RESOLUTION NO. 559

**"A RESOLUTION ASKING THE TENNESSEE GENERAL ASSEMBLY TO CAREFULLY INVESTIGATE AND REJECT ANY LEGISLATION WHICH PLACES NEW FINANCIAL OBLIGATIONS ON COUNTY GOVERNMENTS OR TRANSFERS OBLIGATIONS FROM THE STATE TO LOCAL GOVERNMENTS"**

**WHEREAS**, each year new legislation is proposed before the Tennessee General Assembly, while the proposed legislation potentially provides desirable benefits, the fiscal cost to county governments is rarely considered and if the potential legislation is passed, it results in a burden on Tennessee counties with millions of dollars of additional required duties and obligations; and

**WHEREAS**, in an effort to restrict state costs and spending, many existing mandates and obligations previously passed by the Tennessee General Assembly have required costs and expenditures which are then passed to the local government, again leaving counties vulnerable to millions of dollars of unfunded state mandates; and

**WHEREAS**, the citizens of our county can no longer endure these financial obligations that might address the needs of one but place a significant financial burden on the many; and

**WHEREAS**, each county's financial resources are scarce and finite. Unfunded state mandates create undue hardships for local governments to serve its citizenry, forcing the local government to reduce or eliminate services, thus the state's mandates erode the county's ability to afford their necessary expenditures; and

**NOW, THEREFORE, BE IT RESOLVED**, by the County Commission of Carter County, Tennessee, meeting in regular session at Elizabethton, Tennessee, on this 19<sup>th</sup> day of March, 2012, with a lawful quorum of said Commission being present and with a majority of said Commission voting in the affirmative, and;

**BE IT FURTHER RESOLVED**, that the Carter County Commission hereby respectfully requests that our State Senator, the Honorable Rusty Crowe and our State Representative, the Honorable Kent Williams, who represent Carter County in the General Assembly to carefully investigate and reject any legislation which places new financial obligations or provides a direct financial impact on county governments.

**BE IT FURTHER RESOLVED**, that the Carter County Commission hereby respectfully requests of our Honorable State Senator and State Representative to also reject any legislation which transfers current obligations from the State of Tennessee to the individual Counties which make up the state.

Adopted this 19<sup>th</sup> day of March, 2012.

CARTER COUNTY, TENNESSEE

APPROVED:

By: Tom Bowers  
THOMAS BOWERS  
CHAIRMAN CARTER COUNTY COMMISSION

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: \_\_\_\_\_

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, MONDAY, MARCH 19, 2012

RESOLUTION NO. 560

**"ACCEPTANCE OF THE PROPOSAL OF THE  
TENNESSEE DEPARTMENT OF TRANSPORTATION  
TO CONSTRUCT A PROJECT DESIGNATED AS  
FEDERAL PROJECT NO.: STP-M-67(25),  
STATE PROJECT NO.: 10006-1248-94,  
S.R. 67 AT WILLIAMS AVENUE AND S.R. 91 AT DON LEWIS ROAD  
IN CARTER COUNTY"**

**WHEREAS**, the Tennessee Department of Transportation has presented a Proposal to the County of Carter, Tennessee, concerning Federal Project No. STP-M-67(25), State Project No. 10006-1248-94, which involves a general highway project at S.R. 67 at Williams Avenue and S.R. 91 at Don Lewis Road in Carter County; and

**WHEREAS**, the Carter County, Tennessee Commission has determined that the above referenced project will benefit the County of Carter, Tennessee and the citizens thereof; and

**WHEREAS**, the Carter County, Tennessee Commission wishes to cooperate with the State of Tennessee, Department of Transportation, with their proposed road improvements in the County of Carter, Tennessee; and

**WHEREAS**, said Proposal is incorporated herein by reference, the same as if copied herein verbatim, with a copy of said Proposal attached hereto; and

**WHEREAS**, the terms and conditions of said Proposal to the County of Carter, Tennessee as submitted by the State of Tennessee, Department of Transportation, are accepted and approved by the Carter County, Tennessee Commission, and the County of Carter shall fulfill all obligations concomitant thereto; now

**THEREFORE, BE IT RESOLVED**, by the Carter County, Tennessee Commission that this resolution is duly passed and approved this the 19<sup>th</sup> day of March 2012, and shall take affect from and after its passage.

Adopted this 19<sup>th</sup> day of March, 2012.

MARCH TERM 2012

CARTER COUNTY, TENNESSEE

APPROVED:

By: *Tom Bowers*  
THOMAS BOWERS  
CHAIRMAN CARTER COUNTY COMMISSION

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: \_\_\_\_\_

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, MONDAY, MARCH 19, 2012

RESOLUTION NO. 561

**"A RESOLUTION APPROVING AND AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH THE STATE OF TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION (TDEC) MADE IN LIEU OF A PERFORMANCE BOND ON THE CITY OF ELIZABETHTON / CARTER COUNTY SANITARY LANDFILL PERMIT No. SNL10-0186 ADJUSTING THE AMOUNT FROM \$2,662,620.00 TO \$2,580,021.00."**

**WHEREAS**, Carter County and the City of Elizabethton, Tennessee were determined to be the responsible parties in the closing of the Carter County/City of Elizabethton Sanitary Landfill, which closing was in the year 2000; and,

**WHEREAS**, the State of Tennessee Department of Environment and Conservation (TDEC) allowed Carter County and the City of Elizabethton to enter into a Contract in Lieu of a Performance Bond and determined that the initial amount for such contract should be three million three hundred seventy-two thousand seventy-four dollars \$3,372,074.00; and,

**WHEREAS**, pursuant to the contract, each year the State of Tennessee Department of Environment and Conservation adjusts the amount of the contract to reflect the passage of time and inflation factors; and,

**WHEREAS**, the State of Tennessee Department of Environment and Conservation has informed the City of Elizabethton that the amount of the contract should be amended to two million five hundred eighty thousand twenty-one dollars (\$2,580,021.00) for the current year; and,

**WHEREAS**, it has been determined that it is in the best interest of the citizens and residents of Carter County, Tennessee, to enter into said Amendment of Contract in Lieu of Performance Bond.

**NOW, THEREFORE, BE IT RESOLVED**, by the County Commission of Carter County, Tennessee, meeting in regular session at Elizabethton, Tennessee, on this 19<sup>th</sup> day of March, 2012, with a lawful quorum of said Commission being present and with a majority of said Commission voting in the affirmative, as follows:

1. That the Contract in Lieu of Performance Bond with the State of Tennessee Department of Environment and Conservation be and hereby is amended to two million five hundred eighty thousand and twenty one dollars (\$2,580,021.00) and all other provisions of said contract should remain in full force and effect and are hereby ratified, confirmed and approved.
2. That the county legislative body vest the Mayor of Carter County with the authority to sign the Amendment of Contract in Lieu of Performance Bond and execute any and all necessary documents to put this Amendment into effect.
3. This Resolution shall be effective from and after its adoption.

MARCH TERM 2012

CARTER COUNTY, TENNESSEE

APPROVED:

By: Tom Bowers  
THOMAS BOWERS  
CHAIRMAN CARTER COUNTY COMMISSION

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: \_\_\_\_\_

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, MONDAY, MARCH 19, 2012

RESOLUTION NO. 562

**"A RESOLUTION AUTHORIZING AN APPLICATION FOR GRANT FUNDS FROM THE FAST TRACK INFRASTRUCTURE DEVELOPMENT PROGRAM (FIDP) OF THE TENNESSEE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT."**

**WHEREAS**, the Fast Track Infrastructure Development Program was formerly known as the Tennessee Industrial Infrastructure Program (TIIP); and,

**WHEREAS**, the Fast Track Infrastructure Development Program allocates matching grants which are to be used to create new jobs and business investment in a community. The grants must be with a specific project and must be tied to a company commitment to create or retain a defined number of jobs; and,

**WHEREAS**, this Fast Track Infrastructure Development Program's matching grant application will be used to acquire funds to make the necessary upgrades to the grading infrastructure for the expansion of the Snap-on Tools, Incorporated, Elizabethton, Tennessee facility; and,

**WHEREAS**, these infrastructure improvements will enable the Snap-on Tools, Incorporated, Elizabethton, Tennessee facility to expand its local operations and to provide more jobs and tax revenues within Carter County, Tennessee; and,

**WHEREAS**, Snap-on Tools, Incorporated has operated for over thirty five (35) years in the Carter County and Elizabethton communities; and,

**WHEREAS**, Snap-on Tools, Incorporated Carter County, Tennessee production facility has provided quality gainful employment to the Carter County and Elizabethton community and current employees approximately three hundred and fifty (350) associates; and,

**WHEREAS**, the estimated cost of the project is two hundred eighteen thousand dollars (\$218,000.00) with proposed funding of the two hundred thousand five hundred sixty dollars (\$200,560.00) from the Fast Track Infrastructure Development Program grant and the matching funds from Carter County, Tennessee of seventeen thousand four hundred forty dollars (\$17,440.00); and,

**NOW, THEREFORE, BE IT RESOLVED**, by the County Commission of Carter County, Tennessee, meeting in regular session at Elizabethton, Tennessee, on this 19<sup>th</sup> day of March, 2012, with a lawful quorum of said Commission being present and with a majority of said Commission voting in the affirmative, that the Carter County Mayor will submit an application to the Tennessee Department of Economic and Community Development Fast Track Infrastructure Development Program for the Snap-on Tools, Incorporated project:

**BE IT FURTHER RESOLVED**, that the county legislative body vest the Mayor of Carter County with the authority to enter into any all necessary agreement and assurances to implement this application.

MARCH TERM 2012

Adopted this 19<sup>th</sup> day of March, 2012.

CARTER COUNTY, TENNESSEE

APPROVED:

By: Tom Bowers  
THOMAS BOWERS  
CHAIRMAN CARTER COUNTY COMMISSION

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: \_\_\_\_\_

ATTEST:

Mary Gouge  
MARY GOUGE  
CARTER COUNTY CLERK

APPROVED AS TO FORM:

Keith Bowers, Jr.  
KEITH BOWERS, JR.  
CARTER COUNTY ATTORNEY

MARCH TERM 2012

BEFORE THE COUNTY COMMISSION  
OF CARTER COUNTY, TENNESSEE  
REGULAR MEETING, MONDAY, MARCH 19, 2012

RESOLUTION NO. 563

**"A RESOLUTION TO SUPPORT THE ORDINANCES ENACTED IN KINGSPORT,  
TENNESSEE OPPOSING THE SALE OF SYNTHETIC DRUGS"**

**WHEREAS**, synthetic drugs commonly referred to as synthetic marijuana, "bath salts", and designer stimulants pose a safety and public health threat to all citizens in Carter County. Said threat has been witnessed by the Carter County Emergency Medical Service (E.M.S.), the Sycamore Shoals Hospital Emergency Room, the Elizabethton Police Department and the Carter County Sheriff's Department; and

**WHEREAS**, synthetic drugs, also known as "plant food", "fake bath salts", "fake fertilizer", and "fake insect repellent" produce a similar effect to the body such as that of marijuana and methamphetamines; additionally they may be purchased by anyone regardless of their age; and

**WHEREAS**, the State of Tennessee has enacted T.C.A. section 39-17-438 (pertaining to "synthetic marijuana") and T.C.A. section 39-17-452 (pertaining to "bath salts"), with the intended purpose that there be successful regulation and control over the sale of items that make up these products. These statutes list the chemical elements and compounds that are combined to produce the synthetic drugs. Unfortunately those producing and selling these products continue to alter the formulas with other compounds which produce the same or similar effects; and

**WHEREAS**, currently in the State of Tennessee some of these products are being sold legally, while some are covered under current legislation making them illegal; however, punishable only by a misdemeanor charge; and

**WHEREAS**, the County Commission of Carter County, Tennessee urges the municipalities within its borders to enact ordinances such as what the City of Kingsport, Tennessee enacted making it unlawful to use, possess, produce, manufacture, distribute, transport, sale, offer for sale, trade, barter, exchange and/or purchase "synthetic marijuana" and "bath salts" that have a chemical formulation not covered by the statutes but that provide the same effect as natural marijuana and methamphetamines, with similar health issues; and

**WHEREAS**, the County Commission of Carter County, Tennessee urges the State of Tennessee's General Assembly to create, support, pass, and enforce additional legislation making it unlawful to use, possess, produce, manufacture, distribute, transport, sale, offer for sale, trade, barter, exchange and/or purchase "synthetic marijuana", "bath salts", and designer stimulants that have a chemical formulation not covered by the current statutes but that provide the same effect as natural marijuana and methamphetamines, with similar health issues; and

**WHEREAS**, during recent drug raids and drug related arrests throughout our local area which were conducted through a cooperative effort of the Tennessee Bureau of Investigation, State Attorney General's Office, and local law enforcement agencies, said actions have

MARCH TERM 2012

illustrated what a growing problem synthetic marijuana and designer stimulants have become for our local community; and

**NOW, THEREFORE, BE IT RESOLVED**, by the County Commission of Carter County, Tennessee, meeting in regular session at Elizabethton, Tennessee, on this 19<sup>th</sup> day of March, 2012, with a lawful quorum of said Commission being present and with a majority of said Commission voting in the affirmative; and

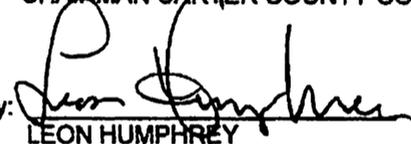
**BE IT FURTHER RESOLVED**, that the Carter County Commission hereby respectfully requests that our State Senator, the Honorable Rusty Crowe and our State Representative, the Honorable Kent Williams, representing Carter County in the General Assembly support legislation to expand the definition of what qualifies for this class of synthetic drugs and to make the sale of these designer stimulants a felony for the betterment of Carter County and all of Tennessee.

Adopted this 19<sup>th</sup> day of March, 2012.

CARTER COUNTY, TENNESSEE

APPROVED:

By:   
THOMAS BOWERS  
CHAIRMAN CARTER COUNTY COMMISSION

By:   
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: \_\_\_\_\_

ATTEST:

  
MARY GOUGE  
CARTER COUNTY CLERK

APPROVED AS TO FORM:

  
KEITH BOWERS, JR.  
CARTER COUNTY ATTORNEY

**MARCH TERM** 2012

BEFORE THE COUNTY COMMISSION  
OF CARTER COUNTY, TENNESSEE  
REGULAR MEETING, MONDAY, MARCH 19, 2012

RESOLUTION NO. 564

**"A RESOLUTION REQUESTING THAT THE GENERAL ASSEMBLY  
MAKE THE SALE OF SYNTHETIC DRUGS A FELONY"**

**WHEREAS**, synthetic marijuana and designer stimulants have created a public health problem in Carter County as witnessed by the Carter County Emergency Medical Service, the Sycamore Shoals Hospital Emergency Room, the Elizabethton Police Department and the Carter County Sheriff's Department; and

**WHEREAS**, during a recent drug raids and drug related arrest throughout Tennessee conducted by the Tennessee Bureau of Investigation, State Attorney General's Office, and local law enforcement agencies have illustrated what a growing problem synthetic marijuana and designer stimulants have become for local communities including our own; and

**WHEREAS**, currently in the State of Tennessee some of these products are being sold legally while some are covered under current legislation making them illegal but is a misdemeanor charge; and

**NOW, THEREFORE, BE IT RESOLVED**, by the county legislative body of Carter County, Tennessee, meeting in regular session at Elizabethton, Tennessee, on this 19<sup>th</sup> day of March, 2012, that:

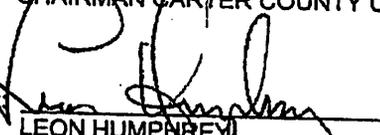
**BE IT FURTHER RESOLVED**, that the Carter County Commission hereby respectfully requests that our State Senator the Honorable Rusty Crowe and our State Representative the Honorable Kent Williams, representing Carter County in the General Assembly support legislation to make the sale of synthetic drugs a felony for the betterment of Carter County and all of Tennessee.

Adopted this 19<sup>th</sup> day of March, 2012.

CARTER COUNTY, TENNESSEE

APPROVED:

By   
THOMAS BOWERS  
CHAIRMAN CARTER COUNTY COMMISSION

By   
LEON HUMPHREY  
CARTER COUNTY MAYOR

MARCH TERM 2012

599

VETOED:

By: \_\_\_\_\_  
LEON HUMPHREY  
CARTER COUNTY MAYOR

Date: \_\_\_\_\_

VETO OVERRIDE VOTE:

\_\_\_\_\_ YES VOTES

\_\_\_\_\_ NO VOTES

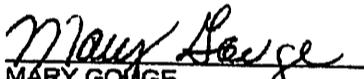
\_\_\_\_\_ ABSTAIN VOTES

APPROVED WITH SUCCESSFUL OVERRIDE VOTE:

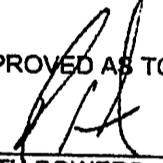
By: \_\_\_\_\_  
THOMAS BOWERS  
CHAIRMAN CARTER COUNTY COMMISSION

Date: \_\_\_\_\_

ATTEST:

  
MARY GOUGE  
CARTER COUNTY CLERK

APPROVED AS TO FORM:

  
KEITH BOWERS, JR.  
CARTER COUNTY ATTORNEY

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**MARCH TERM** 2012

**#6 2011-12 BUDGET AMENDMENTS  
GENERAL FUND  
19-Mar-12**

Item #1	40110 51300-540	Current Property Tax Tax Relief	\$ 13,764.00	Debit	\$ 13,764.00	Credit
2011-12 Tax Relief Funds						
Item #2	47660 58130-499 58130-599 58130-791	FGA Grant Other Supplies & Materials Other Charges Other Construction	\$ 247,415.43	Debit	\$ 13,576.00 \$ 21,937.35 \$ 211,902.08	Credit Credit Credit
Funds for HOME Grant						
Item #3	41590 58900-361	Other Permits Permits	\$ 13,550.00	Debit	\$ 13,550.00	Credit
State Building Permits						
Item #4	44170 54110-355	Miscellaneous Refunds Travel	\$ 40.00	Debit	\$ 40.00	Credit
Refunds from Hotel for Sheriff Mathes						
Item #5	49700 54110-338	Insurance Recovery Maintenance/Repairs-Vehicles-Sheriff's Dept	\$ 5,323.75	Debit	\$ 5,323.75	Credit
Insurance recovery for Sheriff's Dept accident						
Item #6	44170 54240-355	Miscellaneous Refunds Travel	\$ 9.16	Debit	\$ 9.16	Credit
Refund from Hotel for Juvenile Services						
Item #7	58300-348 58300-355	Postal Charges Travel	\$ 285.38	Debit	\$ 285.38	Credit
Reallocate funds to cover travel in Veteran's Service Office						
Item #8	49700 54210-160	Insurance Recovery Guards	\$ 1,249.16	Debit	\$ 1,249.16	Credit
Insurance Recovery from Workman's Comp-Jailor Phillips						
Item #9	44170 51500-499	Miscellaneous Refunds Other Supplies & Materials	\$ 38.00	Debit	\$ 38.00	Credit
Sale of CD from Election Office						

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Item #10	46420 58190-399-61	State Aid Program Other Contracted Services	\$ 3,728.07	Debit \$ 3,728.07	Credit
Funds for Little Milligan Water Line Project					
Item #11	44170 54410-353	Miscellaneous Refunds Tow-In Services	\$ 225.00	Debit \$ 225.00	Credit
Fund collected for tow-in services - Sheriff's Dept					
Item #12	44170 54210-422	Miscellaneous Refunds Food Supplies	\$ 88.07	Debit \$ 88.07	Credit
Refund from PFG to the Jail for food					
Item #13	44170 54110-716	Miscellaneous Refunds Law Enforcement Equipment	\$ 3,217.15	Debit \$ 3,217.15	Credit
City of Elizabethton for Fingerprint Machine Maintenance					
Item #14	44170 54210-336	Miscellaneous Refunds Maintenance/Repairs Equipment	\$ 142.46	Debit \$ 142.46	Credit
Inmate funds for damage to equipment in Jail					
Item #15	51720-599-59 51720-355	Other Charges Travel	\$ 8,500.00	Debit \$ 8,500.00	Credit
Reallocate funds to travel for training in Storm Water-Planning					
Item #16	52400-162 54240-106	Clerical Personnel Deputy	\$ 6,119.90	Debit \$ 6,119.90	Credit
Reallocate funds in the Trustee's Office					
Item #17	44170 54110-355	Miscellaneous Refunds Travel	\$ 39.40	Debit \$ 39.40	Credit
Refund check from Music City Sheraton for travel-Sheriff's Dept					
Total			\$ 303,734.93	\$ 303,734.93	

**MARCH TERM** 2012

**Carter County Schools**  
**General Purpose School Fund 141**  
**Budget Amendment #8**

Item #1	46980	Other State Grants		\$	20,288.00	Increase
	72260-201	Social Security		\$	1,590.00	Decrease
	71600-116	Teachers	\$	8,174.64		Increase
	71600-201	Social Security	\$	506.83		Increase
	71600-212	Employer Medicare	\$	118.53		Increase
	71600-429	Instructional Supplies & Materials	\$	8,800.00		Increase
	72260-105	Supervisor/Director	\$	491.00		Increase
	72260-189	Other Salaries & Wages	\$	1,500.00		Increase
	72260-204	State Retirement	\$	667.00		Increase
	72260-212	Employer Medicare	\$	67.00		Increase
	72260-355	Travel	\$	1,000.00		Increase
	72260-524	In Service/Staff Development	\$	553.00		Increase

To allocate funds within the Adult Education Grant.

---

Total \$ 21,878.00 \$ 21,878.00

**Carter County Schools**  
**General Purpose School Fund 141**  
**Budget Amendment #9**

Item #1	46590	Other State Education Funds		\$	14,588.18	Increase
	72320-399	Other Contracted Services	\$	14,588.18		Increase

To recognize reimbursement for Star Student Management Software.

Item #2	73400-355	Travel		\$	3,561.69	Decrease
	73400-524	In Service/Staff Development	\$	3,407.75		Increase
	73400-196	In-Service Training	\$	153.94		Increase

To reallocate funds within the Pre-K Budget.

---

Total \$ 18,149.87 \$ 18,149.87

**Carter County Schools**  
**Federal Projects Fund 142**  
**Budget Amendment #3**

Item # 1	71100-499-101	Other Supplies and Materials		\$	820.00	Decrease
	71100-599-101	Other Charges	\$	820.00		Increase

To reallocate funds to cover costs of private school students.

---

Total \$ 820.00 \$ 820.00

**Carter County Government  
Highway Fund 131  
Budget Amendment #1**

Item # 1	63100-425 Gasoline		\$ 29,000.00	Decrease
	63100-418 Equipment and Machinery Parts	\$ 25,000.00		Increase
	63100-450 Tires and Tubes	\$ 4,000.00		Increase

To reallocate funds within the Highway Budget for increased use of parts and tires.

---

Total      \$ 29,000.00    \$ 29,000.00

**Carter County Schools  
Federal Projects Fund 142  
Budget Amendment #4**

Item # 1	47311-580 First to the Top		\$ 29,456.00	Increase
	71100-116-580 Teachers		\$ 5,600.00	Decrease
	71100-198-580 Non-Certified Substitutes		\$ 4,000.00	Decrease
	72210-399-580 Other Contracted Services		\$ 9,200.00	Decrease
	72410-701-580 Administration Equipment		\$ 4,900.00	Decrease
	71100-429-580 Instructional Supplies			
	71100-722-580 Regular Instruction Equipment	\$ 6,740.00		Increase
	72210-189-580 Other Salaries and Wages	\$ 2,100.00		Increase
	72210-196-580 In-Service Training	\$ 3,179.00		Increase
	72210-201-580 Social Security	\$ 17,562.00		Increase
	72210-204-580 State Retirement	\$ 1,479.00		Increase
	72210-206-580 Life Insurance	\$ 2,545.00		Increase
	72210-207-580 Medical Insurance	\$ 11.00		Increase
	72210-208-580 Dental Insurance	\$ 1,125.00		Increase
	72210-210-580 Unemployment Comp	\$ 109.00		Increase
	72210-212-580 Employer Medicare	\$ 51.00		Increase
	72210-499-580 Other Supplies & Materials	\$ 346.00		Increase
	72210-524-580 In Service/Staff Development	\$ 700.00		Increase
	72410-499-580 Other Supplies & Materials	\$ 209.00		Increase
		\$ 17,000.00		Increase

To align the First to the Top budget with the 11-12 award.

---

Total    \$ 53,156.00    \$ 53,156.00