

APPROVED

**Carter County Commission Meeting
Regular Session
October 21, 2013
6:00 PM**

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

A rose had been placed in memory of Earnest "Gebe" Ritchie who passed away October 11, 2013. Chairman Bowers asked that a **moment of silence be observed in memory of Commissioner Ritchie** at this time.

Roll Call as follows:

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

Absent: Lawrence Hodge, and Bill Armstrong. (2 Absent)

Quorum Present

Prayer was led by L.C. Tester, followed by Joel Street leading the pledge to the American flag.

Public Comments – Randy Payne, a Contractor, spoke during this portion of the meeting.

Motion was made by John Lewis, seconded by Steve Chambers to **accept the minutes of the last meeting, September 16, 2013, as presented.**

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

Motion was made by Ronnie Trivett, seconded by L.C. Tester to **accept the following Notaries/Bonds as presented.**

**Notaries/Bonds
Approved October 21, 2013**

Debra B. Alexander	Cynthia D. Hardin	K. Nannette Carver
Wayne Hodge	Candi Berry	Chris McAdams
Kristin M. Powell	Greg Dugger	James E. Stout
Patsy Trivett	Dawn Sheffield	Brandon Shell
Andrew Donald Oliver	Barbara E. Rumley	Daniel J. Wilson

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

Appointed Officials, elected Officials and Guests present were recognized and thanked for their services. It was noted that Tom Anderson, Carter County Tomorrow, was absent due to a family medical emergency.

MAYOR'S REPORT

General County Updates included a report on the Inmate Garden.

Motion was made by Nancy Brown, seconded by L.C. Tester to accept a \$ 2,000 grant from the **Elizabethton/Carter County Community Foundation Fund of the East Tennessee Foundation for the sole purpose of expansion of the Carter County Inmate Garden Program.**

Roll Call Vote as follows:

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

Nays: None (0 Nays)

Absent: Lawrence Hodge and Bill Armstrong (2 Absent)

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

COMMITTEE REPORTS AND RECOMMENDATIONS

Clerk's Note: 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.*

BUDGET COMMITTEE

Motion was made by Harry Sisk, seconded by Nancy Brown to **accept the September 2013 donations totaling \$300.00 for the Animal Shelter.** Recorded on page(s) 230.

Roll Call Vote as follows:

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

Absent: Lawrence Hodge, and Bill Armstrong. (2 Absent)

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

Motion was made by Harry Sisk, seconded by Nancy Brown to **approve General Fund 101 Amendment # 2 with 16 items for a total of \$78,798.37 with \$0 coming from Fund Balance.** Recorded on page(s) 231 - 232.

Roll Call Vote as follows:

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

Nays: None (0 Nays)

Absent: Lawrence Hodge and Bill Armstrong. (2 Absent)

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

Motion was made by Harry Sisk, seconded by Nancy Brown to **approve General Purpose School Fund 141 Amendment # 2, with 2 items for a total of \$487,930.46 with \$0 coming from Fund Balance.** Recorded on page(s) 233.

Roll Call Vote as follows:

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

Nays: None (0 Nays)

Absent: Lawrence Hodge, and Bill Armstrong. (2 Absent)

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

Motion was made by Harry Sisk, seconded by Steve Chambers to **approve General Purpose School Fund 141 Amendment # 3 with 2 items for a total of \$69,957.25 with \$0 coming from Fund Balance.** Recorded on page(s) 233.

Roll Call Vote as follows:

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

Nays: None (0 Nays)

Absent: Lawrence Hodge, and Bill Armstrong. (2 Absent)

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

Motion was made by Harry Sisk, seconded by Russell Kyte, to **approve Federal Projects Fund 142 Amendment # 1 with 2 items for a total of \$63,710.16 with \$0 coming from Fund Balance.** Recorded on page(s) 230.

Roll Call Vote as follows:

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

Nays: None (0 Nays)

Absent: Lawrence Hodge, and Bill Armstrong. (2 Absent)

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

Motion was made by Harry Sisk, seconded by Steve Chambers to **approve Federal Projects Fund 142 Amendment # 2 with 2 items for a total of \$567,863.81 with \$0 coming from Fund Balance.** Recorded on page(s) 234.

Roll Call Vote as follows:

Ayes: Buford Peters, (*) Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Charlie Bayless, Bobbie Gouge-Dietz, (*) Ken Arney, Steve Chambers, John Lewis, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (20 Ayes)

Nays: None (0 Nays)

Passing: Nancy Brown (1 Passing)

Absent: Lawrence Hodge, and Bill Armstrong. (2 Absent)

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

Motion was made by John Lewis, seconded by Ronnie Trivett to **purchase two (2) Automated External Defibrillators (AED) for total amount of \$2,880 with the money coming from the General Fund.**

During discussion it was noted that a search for grants in this area would continue for additional AED's.

Roll Call Vote as follows:

Ayes: Buford Peters, 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. (21 Ayes)

Nays: None (0 Nays)

Absent: Lawrence Hodge and Bill Armstrong. (2 Absent)

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

NOMINATING COMMITTEE

Motion was made by Harry Sisk, seconded by Russell Kyte, and upon recommendation by Keith Hart, to **appoint Shirley Buckles, (term ending October 2015) to the Agriculture Committee** filling the opening made by Cathy Campbell.

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

BUILDING and GROUNDS COMMITTEE

L.C. Tester informed the Commission that an option for an extension on the Annex Parking area had been discussed with the City of Elizabethton. However, a draft which was not yet completed, would be presented at a later date listing agreed upon requirements for the extension.

Motion was made by Joel Street, seconded by Sonja Culler, and upon a request from Keith Bowers, Jr., County Attorney, to **correct and execute a property deed with Trudy Brumitt.** It appeared on the deed in question that Carter County was the property owner which was incorrect.

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

HIGHWAY COMMITTEE

Buford Peters, Highway Committee Chairman announced that November 12, 2013 would be the next meeting. A public hearing will be held during the meeting to discuss the naming of the access road between the Old Bristol Highway and Hwy 19E four lane the W.G. Woods Road. Also, a public hearing will be held during the November meeting concerning the addition of Ellis Road, located in the Biltmore community, to the County Highway Road List.

Motion was made by John Lewis to proceed with installation of a **guardrail in the Poga** community. Mr. Lewis stated that he believed that this had previously been approved, but not yet been placed. **Motion failed** due to not receiving a second and was referred back to the Highway committee for further action.

RECORDS COMMITTEE

Scott Bowers reported that the Records Disposal form had been updated. Many office holders have taken advantage using this option, destroying records, therefore making additional space available.

RESOLUTION No. 596

“RESOLUTION TO ACCEPT AND AUTHORIZE THE TERMS OF THE CONTRACT FOR THE ADULT TRAFFIC OFFENDER SCHOOL AND THE SERIOUS OFFENDERS SCHOOL (DEFENSIVE DRIVING)”.

Recorded on page(s) 235-236.

Motion was made by Steve Lowrance, seconded by Jo Ann Blankenship to **waive the reading of the above Resolution No. 596** as presented.

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

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Motion was made by Ronnie Trivett, seconded by Jo Ann Blankenship to **approve as presented, RESOLUTION No. 596 “Resolution to Accept and Authorize the Terms of the Contract for the Adult Traffic Offender School and the Serious Offenders School (Defensive Driving)”**.

Roll Call Vote as follows:

Ayes: Buford Peters, Nancy Brown, Joel Street, Richard Winters, Ronnie Trivett, Harry Sisk, Charles VonCannon, L.C. Tester, Steve Lowrance, Tom Bowers, Jo Ann Blankenship, Charlie Bayless, Bobbie Gouge-Dietz, Ken Arney, Steve Chambers, Sonja Culler, Russell Kyte, Scott Sams, Pat Hicks, and Robert Gobble. (20 Ayes)

Nays: John Lewis (1 Nay)

Absent: Lawrence Hodge, and Bill Armstrong. (2 Absent)

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

COUNTY ATTORNEY'S REPORT – Keith Bowers, Jr.

Items discussed included the following:

Historical District Zoning Requirements – Replacement/Repairs of Courthouse windows.

TDOT – Contract issues completed.

Health Department- Employee issues.

Financial Management Committee – School Policies.

Franchise Requirements – Cable issues.

Health Department – Contractors.

Committee Meetings – Attended several meetings to answer questions.

Industrial Bond Board – Pilot Agreements.

Conflict of Interest Statement – Researched. County employees only must read statement.

Deed Correction – Trudy Brumit deed.

City of Elizabethton – Draft agreement concerning Jail Parking lot.

Rescue Squad – Met with Attorney Norris concerning contract.

Form – Authorizing sale of excess property.

Records Committee – research work completed.

COMMISSIONER COMMENTS

Commissioner Ken Arney spoke on concerns in using the AED. He also spoke on the need to “clean up” the railroad ties that had not yet been removed from the Rails to Trails tracks. Keith Bowers, Jr., County Attorney stated he would research this and report findings.

Commissioner Charles VonCannon spoke on the recent removal of Scott Sams from Budget Committee.

**(Commissioner VonCannon stated that he would like to nominate Ronnie Trivett to the Budget Committee. Ronnie Trivett then declined and stated that he would vote for VonCannon (on the Budget Committee) if he wanted it. Commissioner VonCannon then stated “yes.” Chairman Bowers said that the nominations for this committee are made during the September meetings.)*

*(*Added per request by Commissioner Ronnie Trivett during November 18, 2013 Commission Meeting that the above be added and reflected in the October 21, 2013 Minutes)*

Motion was made by Steve Lowrance, seconded by Steve Chambers to refer any questions concerning policy and procedures to the Rules and By-Laws Committee.

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

Carter County Expenditure Budget Reports for the month September 2013 were provided to Commissioners by Ingrid Deloach, Financial Director. Included in the report were the Account Numbers, Account Description, Budget Amounts, Budget Amendments, Amended Budgets, Month-to-Date Expenditures, Outstanding Encumbrances, and Unencumbered Balances.

Motion to adjourn was made by Charlie Bayless, seconded by Steve Chambers.

By majority voice vote, all ayes, **motion carried.** Meeting adjourned at 7:15 PM.

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September 2013 Donations

Animal Shelter Donation- Anonymous	100.00
Animal Shelter Donation- Elaine Hara	50.00
Animal Shelter Donation- Deborah Maggart	100.00
Animal Shelter Donation- No name on receipt	20.00
Animal Shelter Donation- Connie Shields	30.00
	<u>\$ 300.00</u>

Carter County Schools
Federal Projects Fund 142
Budget Amendment #1

Item #1	46590-893	Other Federal Through State		\$	35,000.00	Increase
	71200-429-893	Instructional Supplies & Mtls	\$	2,000.00		Increase
	71200-725-893	Special Ed Equipment	\$	33,000.00		Increase

To recognize Special Ed. Discretionary Grant.

Item #2	46590-894	Other Federal Through State		\$	28,710.16	Increase
	71200-429-894	Instructional Supplies & Mtls	\$	3,234.40		Increase
	71200-725-894	Special Ed Equipment	\$	25,475.76		Increase

To recognize Special Ed. Discretionary Grant.

Total	\$	63,710.16	\$	63,710.16
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OCTOBER TERM 2013

**GENERAL FUND - 101
BUDGET AMENDMENTS #2
21-Oct-13**

Item #1	41590	Other Permits	\$ 4,565.00	Decrease	
	58900-361	Permits		\$ 4,565.00	Increase

State Building Permits

Item #2	46990	Other State Revenue	\$ 7,988.05	Decrease	
	58900-399	Other Contracted Services		\$ 7,988.05	Increase

East TN Railroad Funds

Item #3	53100-162	Clerical Personnel	\$ 15,000.00	Decrease	
	53100-399	Other Contracted Services		\$ 15,000.00	Increase

Funds for audit services-Circuit Court

Item #4	34990-000-34	Reserve from Securus	\$ 17,000.00	Decrease	
	54110-716	Law Enforcement Equipment		\$ 17,000.00	Increase

Funds to purchase law enforcement equipment

Item #5	44170	Miscellaneous Refunds	\$ 225.00	Decrease	
	54110-353	Tow-In Services		\$ 225.00	Increase

Refund from various people for tow-in services-Sheriff's Dept

Item #6	43395	Sexual Offenders Register	\$ 50.00	Decrease	
	54110-599	Other Charges		\$ 50.00	Increase

Sexual Offenders Register-Sheriff's Dept

Item #7	48610	Donations	\$ 500.00	Decrease	
	54110-196	In-Service Training		\$ 500.00	Increase

Donation from Tennessee Blind Industries

Item #8	44170	Miscellaneous Refunds	\$ 368.93	Decrease	
	54210-422	Food Supplies		\$ 368.93	Increase

Reimbursement from PFG - Jail

Item #9	48610	Donation	\$ 650.00	Decrease	
	54210-599-27	Other Charges-Garden		\$ 650.00	Increase
Donation from Downtown Business Assoc.					
Item #10	47620	Police Service (Lake Area)	\$ 8,317.75	Decrease	
	54110-106	Deputies		\$ 8,317.75	Increase
US Forestry funds for patrolling - Sheriff's Dept					
Item #11	44170	Miscellaneous Refunds	\$ 530.00	Decrease	
	54110-451	Uniforms		\$ 530.00	Increase
Officers cost for boots - Sheriff's Dept					
Item #12	34164	Reserve for Automation	\$ 6,034.14	Decrease	
	53100-719	Office Equipment		\$ 6,034.14	Increase
Reserve from General Session to purchase 6 computers & accessories					
Item #13	44170	Miscellaneous Refunds	\$ 42.50	Decrease	
	54110-435	Office Supplies		\$ 42.50	Increase
Advertisement for Chancery Court Sale-Sheriff's Dept					
Item #14	47250	Law Enforcement Grant	\$ 5,947.50	Decrease	
	34990-000-32	Reserve for Sheriff's Dept		\$ 5,947.50	Increase
Dept of Justice Funds to purchase vest-Sheriff's Dept					
Item #15	44170	Miscellaneous Refunds	\$ 375.00	Decrease	
	54110-399	Other Contracted Services		\$ 375.00	Increase
State of TN Court of Appeals-Refund					
Item #16	21530	Drug Court	\$ 11,204.50	Decrease	
	53330-358	Remittance of Revenues Collected		\$ 11,204.50	Increase
2012-13 Drug Court Fees					

TOTAL \$ 78,798.37
\$ 78,798.37

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Carter County Schools
General Fund 141
Budget Amendment #2

Item # 1	46590 Other State Education Funds		\$ 424,971.00	Increase
	71100-499 Other Supplies & Materials	\$ 15,971.00		Increase
	71100-722 Regular Instruction Equipment	\$ 409,000.00		Increase

To recognize State Technology Funds.

Item # 2	44170 Miscellaneous Refunds		\$ 62,959.46	Increase
	71100-722-3015 Regular Instruction Equipment	\$ 62,959.46		Increase

To recognize Niswonger Grant for Cloudland High School.

Total \$ 487,930.46 \$ 487,930.46

Carter County Schools
General Fund 141
Budget Amendment #3

Item # 1	73400-116 Teachers	\$ 4,485.00		Increase
	73400-162 Clerical Personnel		\$ 3,536.00	Decrease
	73400-163 Education Assistants		\$ 949.00	Decrease
	73400-201 Social Security	\$ 506.44		Increase
	73400-204 State Retirement		\$ 1,244.06	Decrease
	73400-206 Life Insurance		\$ 50.00	Decrease
	73400-207 Medical Insurance	\$ 1,361.94		Increase
	73400-208 Dental Insurance		\$ 500.00	Decrease
	73400-210 Unemployment Comp.		\$ 100.00	Decrease
	73400-212 Employer Medicare	\$ 25.68		Increase
	73400-355 Travel		\$ 2,500.00	Decrease
	73400-524 Staff Development	\$ 2,500.00		Increase
	73400-599 Other Charges	\$ 5,000.00		Increase
	73400-790 Other Equipment		\$ 5,000.00	Decrease

To reallocate within the Pre-K Budget.

Item # 2	47143 Educ. Of the Handicapped Act-IDEA		\$ 56,078.19	Increase
	71200-399 Other Contracted Services	\$ 20,000.00		Increase
	71200-729 Instructional Supplies & Mtls	\$ 5,000.00		Increase
	71200-499 Other Supplies & Mtls	\$ 5,000.00		Increase
	71200-599 Other Charges	\$ 2,000.00		Increase
	71200-725 Special Ed. Equipment	\$ 2,000.00		Increase
	72220-355 Travel	\$ 5,000.00		Increase
	72220-499 Other Supplies & Mtls	\$ 1,000.00		Increase
	72220-524 Inservice/Staff Development	\$ 11,078.19		Increase
	72220-599 Other Charges	\$ 5,000.00		Increase

To recognize Special Ed High Cost Grant.

OCTOBER TERM 2013

Total \$ 69,957.25 \$ 69,957.25

Carter County Schools
Federal Projects Fund 142
Budget Amendment #2

Item #1	47311-580 First to the Top		\$ 467,863.81	Increase
	71100-116-580 Teachers	\$ 218,448.00		Increase
	71100-201-580 Social Security	\$ 14,146.52		Increase
	71100-204-580 State Retirement	\$ 12,688.49		Increase
	71100-206-580 Life Insurance	\$ 50.40		Increase
	71100-207-580 Medical Insurance	\$ 12,041.36		Increase
	71100-208-580 Dental Insurance	\$ 560.13		Increase
	71100-210-580 Unemployment Compens.	\$ 501.90		Increase
	71100-212-580 Employer Medicare	\$ 2,921.14		Increase
	71100-399-580 Other Contracted Services	\$ 38,800.00		Increase
	71100-429-580 Instructional Supplies & Mtls	\$ 13,000.00		Increase
	72110-355-580 Travel	\$ 4,000.00		Increase
	72130-322-580 Evaluation & Testing	\$ 45,000.00		Increase
	72210-189-580 Other Salaries & Wages	\$ 30,251.00		Increase
	72210-195-580 Certified Substitutes	\$ 1,875.56		Increase
	72210-196-580 In-Service Training	\$ 4,271.44		Increase
	72210-198-580 Non-Certified Substitutes	\$ 25.20		Increase
	72210-201-580 Social Security	\$ 6,020.68		Increase
	72210-204-580 State Retirement	\$ 248.50		Increase
	72210-206-580 Life Insurance	\$ 18.90		Increase
	72210-207-580 Medical Insurance	\$ 438.64		Increase
	72210-355-580 Travel	\$ 4,400.00		Increase
	72210-399-580 Other Contracted Services	\$ 37,200.00		Increase
	72210-790-580 Other Equipment	\$ 13,866.95		Increase
	72410-104-580 Principals	\$ 6,000.00		Increase
	72410-201-580 Social Security	\$ 372.00		Increase
	72410-204-580 State Retirement	\$ 570.00		Increase
	72410-210-580 Unemployment Compens.	\$ 60.00		Increase
	72410-212-580 Employer Medicare	\$ 87.00		Increase

To recognize First to the Top Grant.

Item #2	47141-110 Title I-Focus School Grant		\$ 100,000.00	Increase
	71100-116-110 Teachers	\$ 7,900.00		Increase
	71100-189-110 Other Salaries & Wages	\$ 44,000.00		Increase
	71100-195-110 Certified Substitutes	\$ 2,800.00		Increase
	71100-198-110 Non-Certified Substitutes	\$ 1,200.00		Increase
	71100-201-110 Social Security	\$ 3,468.00		Increase
	71100-204-110 State Retirement	\$ 850.00		Increase
	71100-212-110 Employer Medicare	\$ 8,110.00		Increase
	71100-429-110 Instructional Supplies & Mtls	\$ 9,072.00		Increase
	71100-499-110 Other Supplies & Mtls	\$ 600.00		Increase
	72130-499-110 Other Supplies & Mtls	\$ 2,000.00		Increase
	72210-524-110 In Service/Staff Development	\$ 20,000.00		Increase

To recognize Focus School Grant for Valley Forge.

Total	\$ 567,863.81	\$ 567,863.81
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