

Carter County Commission
Regular Session
August 22, 2017

APPROVED
w/ corrections
as noted 9-18-17

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

Courthouse – Emergency Egress Plan – was presented by Gary Smith, EMA Director.

Roll Call – Mary Gouge, County Clerk, as follows:

Name of Configuration File: C:\RollCall-Pro\Configurations\August 21 2017 Commission Meeting.rcc
Date and Time of New Session: 8/21/2017 6:04:02 PM

Beginning Roll Call for New Session:

Leon Humphrey is Present
Willie Campbell is Present
Buford Peters is Present
Robert Acuff is Present
Nancy Brown is Present
Mike Hill is Present
Al Meehan is Present
Bradley Johnson is Present
Ronnie Trivett is Present
Charles Von Cannon is Present
Isaiah Grindstaff is Present
L.C. Tester is Present
Danny Ward is Present
Ross Garland is Present
Bobbie Gouge-Dietz is Present
Timothy Holdren is Present
Randall Jenkins is Present
John Lewis is Present
Larry Miller is Present
Sonja Culler is Present
Ray Lyons is Present
Scott Simerly is Present
Robert Carroll is Present
Kelly Collins is Present
Cody McQueen is Present

Number of Voters PRESENT for Roll Call: 25

Number of Voters ABSENT for Roll Call: 0

Approval of Agenda

Chairman Humphrey noted that item, 14-B City of Elizabethton and Carter County Requesting Land Transfer From TDOT for MultiSports Park, was requested to be removed from the agenda.

Holdren

Motion was made by Timothy Holdren, seconded by John Lewis, to approve tonight's amended agenda as requested. (Item # 1) Recorded on page 369

Quoted
9-18-17

Roll Call Vote as follows (Item # 1):

1. Vote Results for: Item No. 1

Time of Vote: 6:27:04 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y

Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: Y
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (24 Y - 0 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

Opening Prayer – was led by Commissioner, Willie Campbell.

Pledge of Allegiance – was led by Commissioner, Robert Acuff.

Recognition of Elected and Appointed Officials/Guest was made by Chairman Humphrey. He requested those present to stand, thanking them for their service.

Presentation of Plaques

Chairman, Leon Humphrey, presented a plaque to Mrs. Landon (Betty) Pritchard in tribute, honor, and remembrance of Landon Pritchard. Mr. Pritchard, at the time of his death, on July 29, 2017, was the longest serving constable in the state of Tennessee. He was noted as willing to serve his community and anyone needing help.

A Proclamation in recognition of Landon Pritchard was read and presented to Mrs. Landon (Betty) Pritchard by Tennessee House of Representative, Matthew Hill.

Richard “Jarfly” Dugger was recognized and presented a plaque by Chairman, Leon Humphrey, in recognition of his outstanding athletic achievements in softball. Mr. Dugger was also recognized for giving countless hours of service to the community.

Chairman, Leon Humphrey, presented a plaque to Mr. Ken Potter. Mr. Potter, a dedicated law enforcement officer, was recognized for his law enforcement service extending over four (4) decades. Chairman Humphrey noted that Mr. Potter was truly committed to the betterment of Carter County.

Public Comments – None

Acceptance of Minutes from Previous Meeting

It was requested that a correction be made at the bottom of page 293, tax rate at \$ 2.48 corrected to read \$ 2.49.

Motion was made by Mike Hill, seconded by Ronnie Trivett, to accept with correction as noted, the minutes of the last meeting, July 17, 2017, as presented. (Item # 2)

Roll Call Vote as follows (Item # 2):

2. Vote Results for: Item No. 2

Time of Vote: 6:27:28 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y

Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: Y
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (24 Y - 0 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

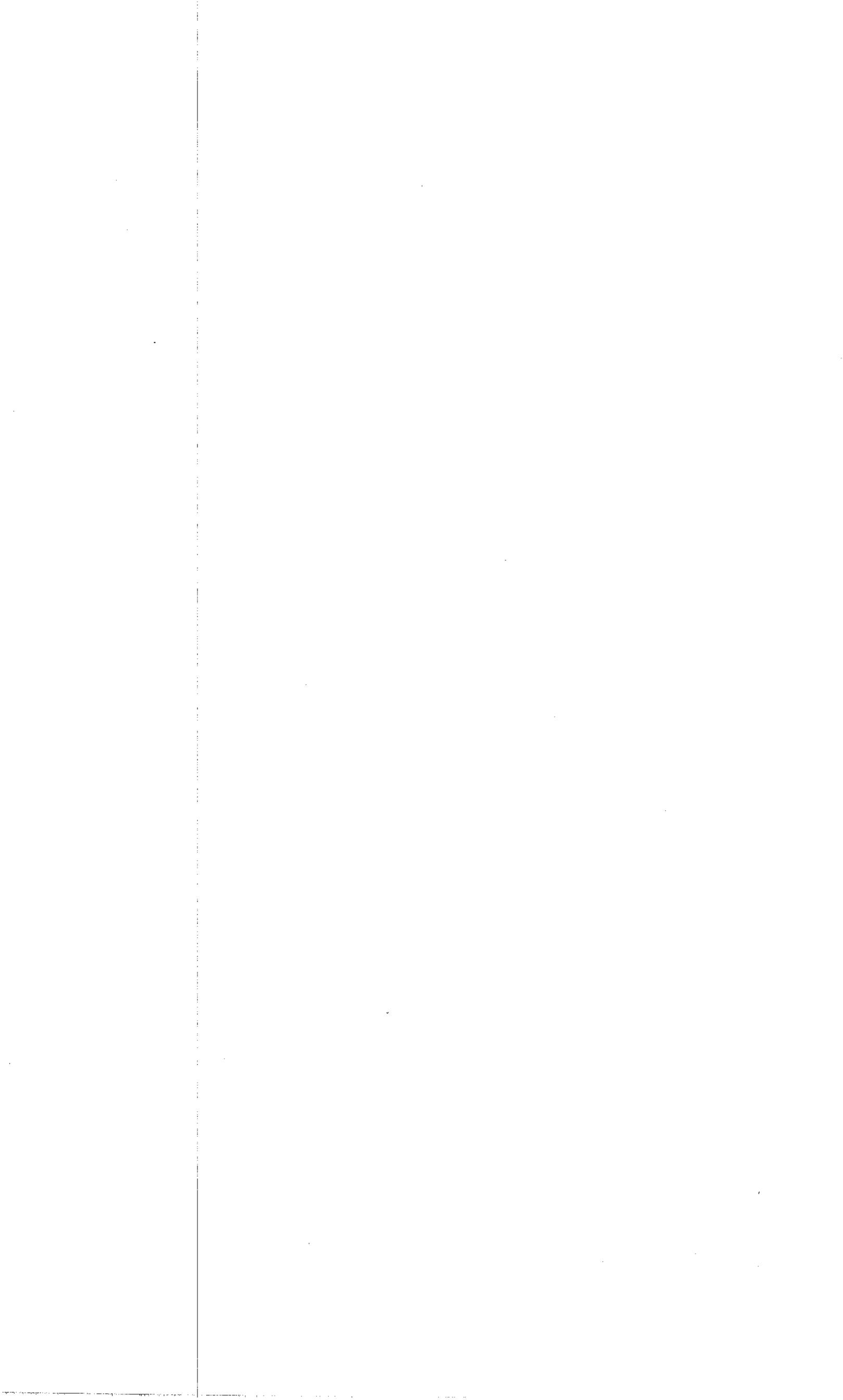
Notaries/Bonds

Motion was made by Ronnie Trivett, seconded by Sonja Culler, to accept and approve as presented the notaries/bonds for August 21, 2017. (Item # 3) Recorded on page 370

Roll Call Vote as follows (Item # 3):
3. Vote Results for: Item No. 3
Time of Vote: 6:28:41 PM
Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: Y
Kelly Collins voted: A
Cody McQueen voted: Y

Passed (23 Y - 0 N - 2 A - 0 Absent)
Number of Abstain Votes: 2



County Site Development Grant Application – Susan Robinson

Ms. Robinson approached the podium and presented information concerning the Site Development Grant. As part of the 2017 Rural Economic Development Fund, Tennessee is investing \$10 million in site development grants to aid eligible communities. This competitive grant requires a 5% match if awarded by the state. Four businesses have been through the Select Tennessee Property Evaluation Program: Matheson Property, Borla Property, Ritchie Property, and Treadway Property.

Ms. Robinson made reference to information provided in the packet in regards to Findings and Recommendations made by Austin Consulting, TN Department of Economic & Community Development. It was noted also that privately owned property could not use taxpayers dollars for improvements.

Ms. Robinson also stated that with the Commissions approval, she would research and contact the property owners to see which property might be the best suited to submit with the application. Each property has limitations. Ms. Robinson will presenting for final review, the grant application during the September Commission meeting. Pre-submittal must be made by September 29, 2017.

Motion was made by Robert Carroll, seconded by Mike Hill, to **authorize Ms. Susan Robinson to make application for grant and approval of the matching funds required, (coming from General Fund, if the grant is awarded). (Item # 4)**

Roll Call Vote as follows (Item # 4):

4. Vote Results for: Item No. 4

Time of Vote: 7:11:46 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote

Willie Campbell voted: Y

Buford Peters voted: N

Robert Acuff voted: Y

Nancy Brown voted: Y

Mike Hill voted: Y

Al Meehan voted: N

Bradley Johnson voted: N

Ronnie Trivett voted: Y

Charles Von Cannon voted: Y

Isaiah Grindstaff voted: Y

L.C. Tester voted: Y

Danny Ward voted: Y

Ross Garland voted: Y

Bobbie Gouge-Dietz voted: Y

Timothy Holdren voted: Y

Randall Jenkins voted: Y

John Lewis voted: Y

Larry Miller voted: Y

Sonja Culler voted: N

Ray Lyons voted: Y

Scott Simerly voted: Y

Robert Carroll voted: Y

Kelly Collins voted: Y

Cody McQueen voted: Y

Passed (20 Y - 4 N - 1 A - 0 Absent)

Number of Abstain Votes: 1

Mr. Mitch Miller, CEO of the Washington County Economic Development Council, was introduced and presented a brief update.



Lease Agreement (ATM Installation)
between Carter County and Northeast Community Credit Union

Motion was made by Ronnie Trivett, seconded by Robert Carroll, to approve and accept as presented, the Lease Agreement between Carter County, Tennessee and Northeast Community Credit Union (ATM Installation) (Item # 5) Recorded on pages 371 - 372

Roll Call Vote as follows (Item # 5):

5. Vote Results for: Item No. 5

Time of Vote: 7:36:57 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote

Willie Campbell voted: Y

Buford Peters voted: Y

Robert Acuff voted: Y

Nancy Brown voted: Y

Mike Hill voted: Y

Al Meehan voted: Y

Bradley Johnson voted: Y

Ronnie Trivett voted: Y

Charles Von Cannon voted: Y

Isaiah Grindstaff voted: Y

L.C. Tester voted: Y

Danny Ward voted: Y

Ross Garland voted: Y

Bobbie Gouge-Dietz voted: Y

Timothy Holdren voted: Y

Randall Jenkins voted: Y

John Lewis voted: N

Larry Miller voted: Y

Sonja Culler voted: Y

Ray Lyons voted: Y

Scott Simerly voted: Y

Robert Carroll voted: Y

Kelly Collins voted: Y

Cody McQueen voted: Y

Passed (23 Y - 1 N - 1 A - 0 Absent)

Number of Abstain Votes: 1

The Commission entered into a ten (10) minute recess. Following the recess, the meeting was called back to order by Chairman Humphrey.

Resolutions

A. To Amend the Reapportionment/Redistricting Plan for Carter County, Tennessee

Motion was made by Ross Garland, seconded by Danny Ward, to have Resolution A read by Attorney, Joshua Hardin. (Item # 6)

Roll Call Vote as follows (Item # 6):

6. Vote Results for: Item No. 6

Time of Vote: 8:25:37 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote

Willie Campbell voted: Y

Buford Peters voted: Y

Robert Acuff voted: Y

Nancy Brown voted: Y

Mike Hill voted: Y

Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: N
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y,
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: Y
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (23 Y - 1 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

Attorney, Joshua Hardin, read and presented Resolution A for consideration.

Motion was made by Nancy Brown, seconded by Cody McQueen, **to accept as presented Resolution A. (Item # 7)**

A lengthy discussion period began by sponsor of Resolution, and Chairman of the Rules and By-Laws Committee, Commissioner Randal Jenkins.

During the discussion, County Attorney, Joshua Hardin, responded to various questions with his evaluation. In his opinion, the County Commission ~~did not have the authority to do what it was doing in the downsizing resolution.~~ should not attempt to downsize the commission at this time in the manner proposed.

Roll Call Vote as follows (Item # 7):

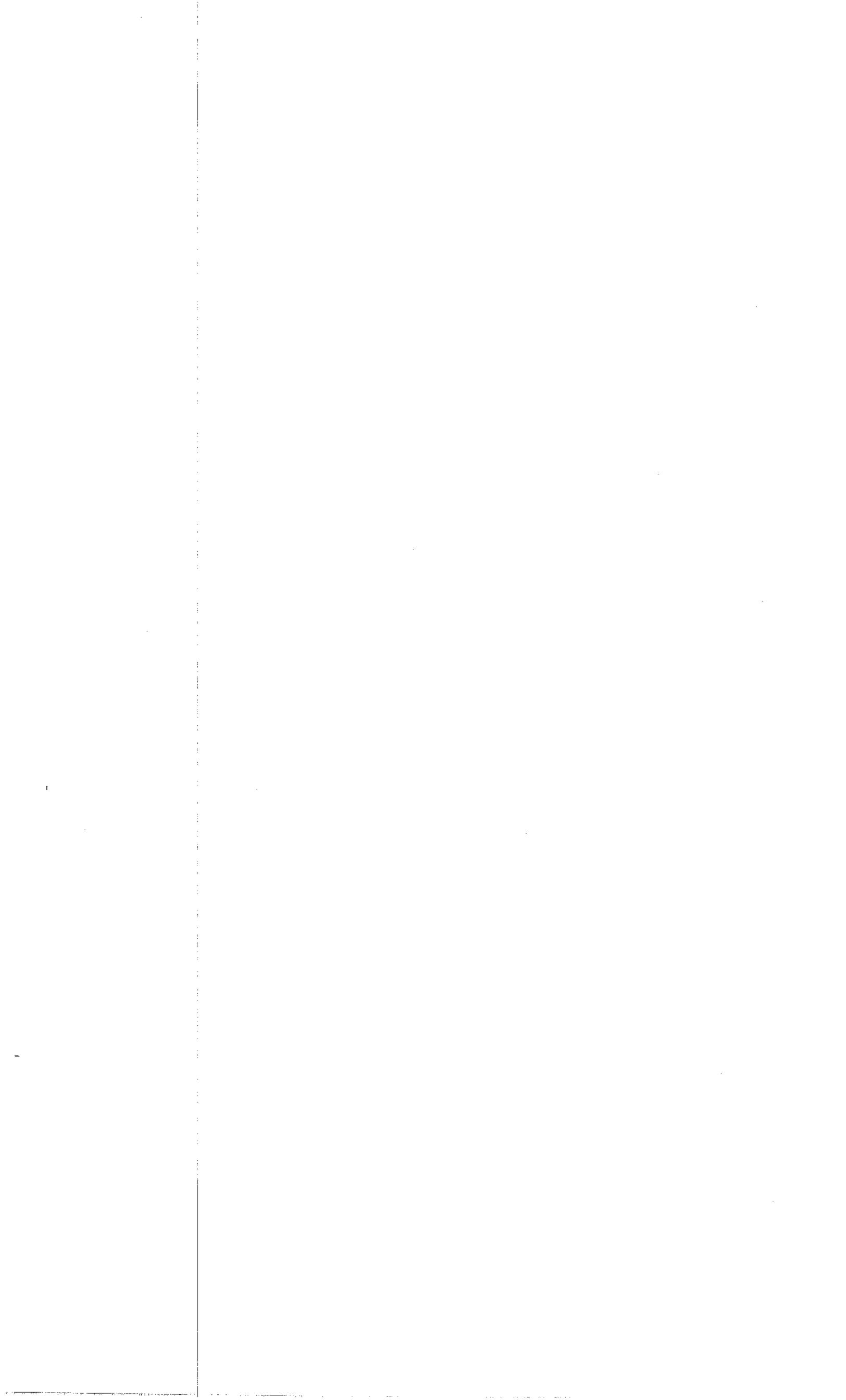
7. Vote Results for: Item No. 7

Time of Vote: 8:37:50 PM

Type of Vote: MAJORITY NEEDED TO PASS

(Corrected 9-18-17)

Leon Humphrey does not vote
Willie Campbell voted: N
Buford Peters voted: N
Robert Acuff voted: N
Nancy Brown voted: Y
Mike Hill voted: N
Al Meehan voted: N
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: N
L.C. Tester voted: N
Danny Ward voted: N
Ross Garland voted: N
Bobbie Gouge-Dietz voted: N
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: N
Larry Miller voted: N
Sonja Culler voted: N
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: Y



Kelly Collins voted: N
Cody McQueen voted: Y

Failed (10 Y - 14 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

Chairman Humphrey requested that Commissioner, Ray Lyons, assume the Chair as Chairman.
Mayor Humphrey stepped down and addressed the Commission in regards to Resolution A.

Ray Lyons assumed the Chair as Chairman.

Mayor Humphrey stepped down and addressed the Commission in regards to Resolution A.

Mayor Humphrey spoke to the Commission providing an alternative to this matter as presented in Resolution A. Mayor Humphrey proceeded to speak concerning the 2010 census. He believed the current representation was not equal based on population. Mayor Humphrey proposed that a reapportionment committee be formed and held now rather than wait until 2020 in order for each district be equally represented. The State law grants that a county can authorize a reapportion at any time if the Commission feels it is necessary.

A short discussion period followed.

Motion was made by Mike Hill, seconded by Danny Ward, **to take information presented today concerning re-redistricting and place the item on next month's Commission Agenda for consideration. (Item # 8)**

Discussion on the matter continued.

Roll Call Vote as follows (Item # 8):

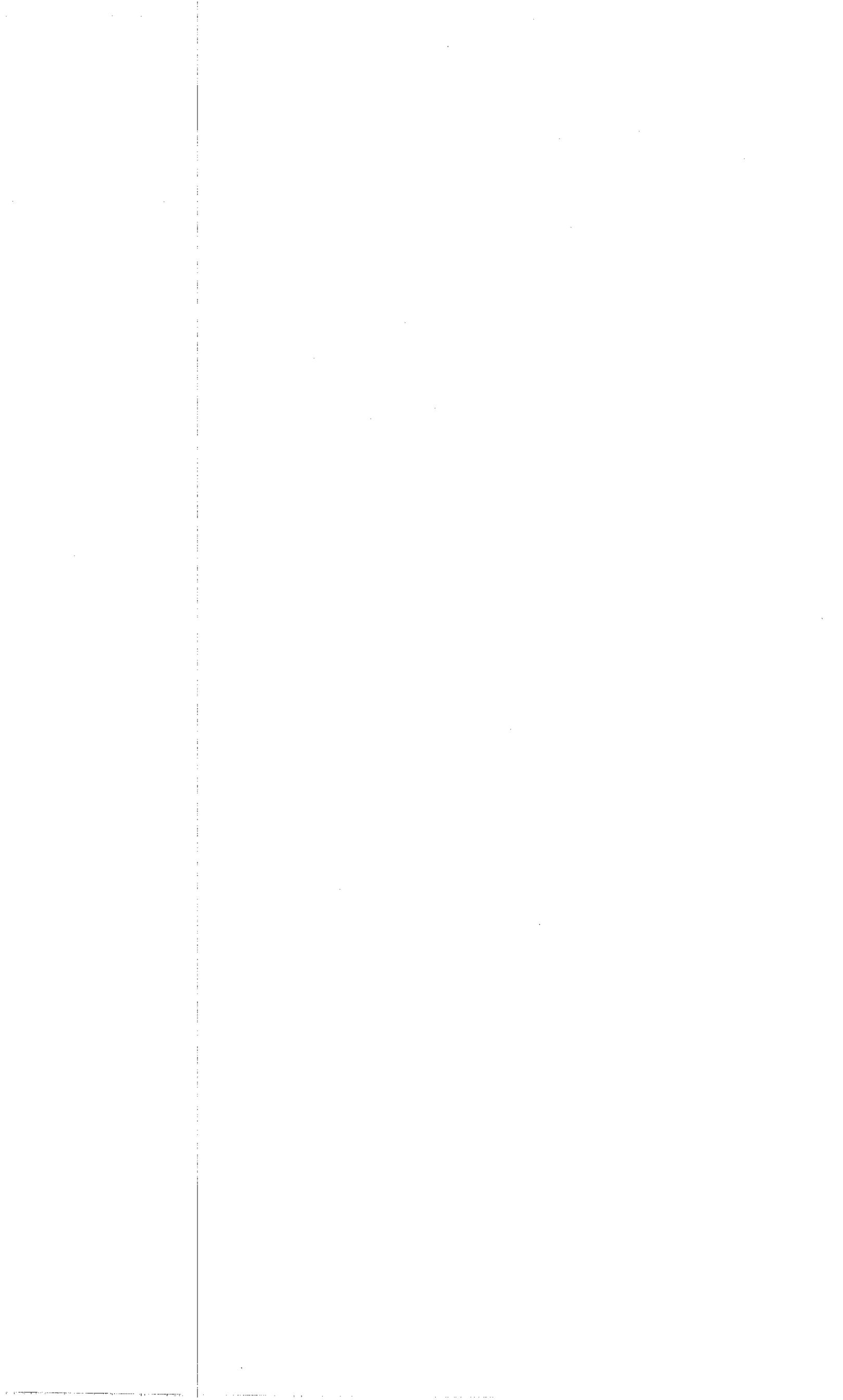
8. Vote Results for: Item No. 8

Time of Vote: 8:46:52 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: N
Robert Acuff voted: Y
Nancy Brown voted: N
Mike Hill voted: Y
Al Meehan voted: N
Bradley Johnson voted: Y
Ronnie Trivett voted: N
Charles Von Cannon voted: N
Isaiah Grindstaff voted: Y
L.C. Tester voted: N
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: N
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: N
Larry Miller voted: N
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: N
Kelly Collins voted: Y
Cody McQueen voted: N

Passed (13 Y - 11 N - 1 A - 0 Absent)
Number of Abstain Votes: 1



Commissioner, Ray Lyons, stepped down and assumed his seat as Commissioner. The Commission Chair was assumed by Leon Humphrey.

Committee Reports/Recommendations

Agricultural Committee – Ross Garland, County Liaison, presented the report. It was noted that the air conditioning in the UT Extension Office was in need of repair/replacement. Chairman Humphrey noted that the need would be addressed.

Budget Committee – Sonja Culler, Chairwoman, presented the following for consideration.

Motion was made by Sonja Culler, seconded by Mike Hill, to set a **Minimum Fund Balance Policy to be at 20% of the current year's budgeted expenditures for the General Fund.** Upon approval, County Attorney, Joshua Hardin, will be instructed to draft a resolution to be presented at next month's full Commission meeting for final approval. (Item # 9)

Discussion followed noting that a percentage was better to be presented rather than a fixed amount.

Roll Call Vote as follows (Item # 9):

9. Vote Results for: Item No. 9

Time of Vote: 8:54:20 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote

Willie Campbell voted: Y

Buford Peters voted: Y

Robert Acuff voted: Y

Nancy Brown voted: Y

Mike Hill voted: Y

Al Meehan voted: Y

Bradley Johnson voted: Y

Ronnie Trivett voted: Y

Charles Von Cannon voted: Y

Isaiah Grindstaff voted: Y

L.C. Tester voted: Y

Danny Ward voted: Y

Ross Garland voted: Y

Bobbie Gouge-Dietz voted: Y

Timothy Holdren voted: Y

Randall Jenkins voted: Y

John Lewis voted: Y

Larry Miller voted: Y

Sonja Culler voted: Y

Ray Lyons voted: Y

Scott Simerly voted: Y

Robert Carroll voted: Y

Kelly Collins voted: Y

Cody McQueen voted: N

Passed (23 Y - 1 N - 1 A - 0 Absent)

Number of Abstain Votes: 1

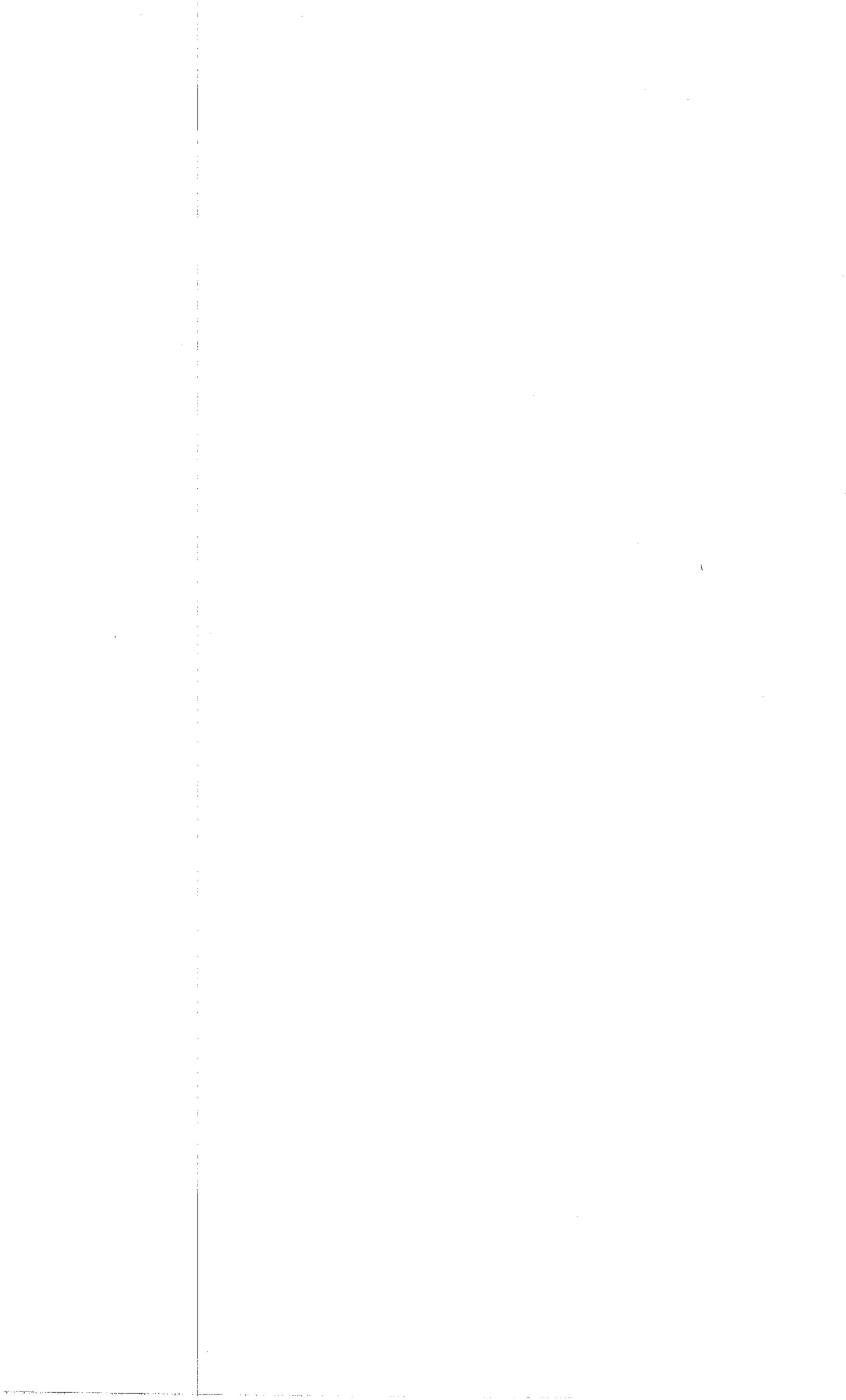
Motion was made by Sonja Culler, seconded by Bobbie Gouge-Dietz, to offer \$26,250 for the purchase of land on Minton Hollow Road to improve a dangerous curve near the landfill. Item # 10)

Roll Call Vote as follows (Item # 10)

10. Vote Results for: Item No. 10

Time of Vote: 9:03:03 PM

Type of Vote: MAJORITY NEEDED TO PASS



Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: N
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: N
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: N
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (21 Y - 3 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

Motion was made by Ross Garland, seconded by Ronnie Trivett, to approve up to \$15,000 for the EMA to use to purchase a used vehicle from the Forest Service. (Item 11)

Discussion followed. It was noted these funds, if approved, would be coming from Fund Balance.
The vehicle being considered is a 2011 Ford Expedition with approximately 81,000 miles.

Roll Call Vote as follows (Item # 11):
11. Vote Results for: Item No. 11
Time of Vote: 9:04:15 PM
Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: N
Buford Peters voted: N
Robert Acuff voted: N
Nancy Brown voted: Y
Mike Hill voted: N
Al Meehan voted: Y
Bradley Johnson voted: N
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: N
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: N
Timothy Holdren voted: N
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: N
Sonja Culler voted: N
Ray Lyons voted: N
Scott Simerly voted: N
Robert Carroll voted: N



Kelly Collins voted: Y
Cody McQueen voted: Y

Failed (11 Y - 13 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

Motion was made by Sonja Culler, seconded by Robert Acuff, to have the Trustee's Office, Assessor's Office and Finance Department hold a workshop to educate Commissioners and the public on their processes. (Item # 12)

It was noted this item had been approved by the Financial Management Committee.

Roll Call Vote as follows (Item # 12):

12. Vote Results for: Item No. 12
Time of Vote: 9:05:39 PM
Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: N
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: N
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: N
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (21 Y - 3 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

Motion was made by Sonja Culler, seconded by Danny Ward, to accept donations for June and July totaling \$2,021.89 with \$441.29 being for the Sheriff's Department and \$1,580.60 for the Animal Shelter. (Item # 13) Recorded on page 373.

Roll Call Vote as follows (Item # 13):
13. Vote Results for: Item No. 13
Time of Vote: 9:06:28 PM
Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y



Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: Y
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (24 Y - 0 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

Motion was made by Sonja Culler, seconded by Ronnie Trivett, to approve **General Fund 101 Amendment # 1 for a total of \$115,842.96 with 6 items and \$23,505.91 coming from Fund Balance. (Item # 14) Recorded on page 373**

Roll Call Vote as follows (Item # 14):

14. Vote Results for: Item No. 14

Time of Vote: 9:07:21 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: N
Al Meehan voted: Y
Bradley Johnson voted: N
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: N
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: N
Robert Carroll voted: N
Kelly Collins voted: Y
Cody McQueen voted: N

Passed (18 Y - 6 N - 1 A - 0 Absent)
Number of Abstain Votes: 1



Motion was made by Sonja Culler, seconded by Bobbie Gouge-Dietz, to approve Health Department Fund 117 Amendment # 1 for a total of \$22,956.00 with \$0 coming from Fund Balance for the purpose of building improvements and the purchase of office equipment. (Item # 15) Recorded on page 374

Roll Call Vote as follows (Item # 15):

15. Vote Results for: Item No. 15

Time of Vote: 9:08:01 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: Y
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (24 Y - 0 N - 1 A - 0 Absent)

Number of Abstain Votes: 1

Motion was made by Sonja Culler, seconded by Timothy Holdren, to approve Drug Fund 122 Amendment # 1 for a total of \$441.29 with \$0 coming from Fund Balance. (Item # 16) Recorded on page 374

Roll Call Vote as follows (Item # 16):

16. Vote Results for: Item No. 16

Time of Vote: 9:08:36 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y

Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: N
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (23 Y - 1 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

Motion was made by Sonja Culler, seconded by Nancy Brown, to approve **Highway Fund 131 Amendment # 1 for a total of \$500.00 with \$0 coming from Highway Fund Balance. (Item # 17)** Recorded on page 374

Roll Call Vote as follows (Item # 17):
17. Vote Results for: Item No. 17
Time of Vote: 9:09:44 PM
Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: Y
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (24 Y - 0 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

Motion was made by Sonja Culler, seconded by Bobbie Gouge-Dietz, to approve **General Purpose School Fund 141 Amendment # 1 for \$315,968.81 with 3 items and \$0 coming from School's Fund Balance. (Item # 18)** Recorded on page 375



Roll Call Vote as follows (Item # 18):
18. Vote Results for: Item No. 18
Time of Vote: 9:10:01 PM
Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: N
Kelly Collins voted: A
Cody McQueen voted: Y

Passed (22 Y - 1 N - 2 A - 0 Absent)
Number of Abstain Votes: 2

Motion was made by Sonja Culler, seconded by Robert Acuff, to approve Federal Projects Fund 142 beginning budgets for \$215,976.85 with 4 items and \$0 coming from Fund Balance.
(Item # 19) Recorded on page 376

Roll Call Vote as follows (Item # 19):
19. Vote Results for: Item No. 19
Time of Vote: 9:15:29 PM
Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y



Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: N
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (23 Y - 1 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

Carter County Expenditure Budget Report for the Month of July 2017 was provided to Carter County Commissioners by Christa Byrd, Director of Finance. Included in the report were the Account Numbers, Account Description, Budget Amounts, Budget Amendments, and Amended Budgets, Month-to-day expenditures, Outstanding encumbrances, and Unencumbered Balances.

Building and Grounds Committee – Isaiah Grindstaff, Chairman, had no recommendations to present at this time. However, it was noted that Courthouse Security information would be presented for review in the near future.

Education Committee – Danny Ward, Chairman, presented a brief report. There were no recommendations to be presented.

Financial Management Committee – Ray Lyons, Chairman, presented a brief report with the following recommendation.

Motion was made by Ray Lyons, seconded by Sonja Culler, to approve the Copier Lease Agreement for the County Trustees office with Hungate Business System. (Item # 20)

Roll Call Vote as follows (Item # 20)
20. Vote Results for: Item No. 20
Time of Vote: 9:18:20 PM
Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: Y
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (24 Y - 0 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

Revenue Option Committee – Ray Lyons, Chairman, gave a brief update. The Committee has been dissolved. Chairman Lyons thanked those involved for their help.

Health and Welfare – Chairman, Timothy Holdren. There were no recommendations presented.

Highway Committee – Mike Hill, Chairman, presented the report and the following recommendations.

Motion was made by Mike Hill, seconded by Nancy Brown, and requested by Road Superintendent Roger Colbaugh, to approve and proceed with County Road with the list of State Aid projects as follows:

State Aid #: SA-1039 Old Buck Mountain Road (resurfaced)

State Aid #: SA-1032 Reynolds Road (resurfaced)

State Aid #: SA-1003 Main St. and Cloudland Drive in Roan Mountain (resurfaced)

TH&P Project No. 1415801C/TDOT Project No. 10SAB1-S3-005

Bridge Replacement Main Street Over Doe River,

This would require a 2% fund match. (Item # 21

Roll Call Vote as follows (Item # 21)

21. Vote Results for: Item No. 21

Time of Vote: 9:18:38 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote

Willie Campbell voted: Y

Buford Peters voted: Y

Robert Acuff voted: Y

Nancy Brown voted: Y

Mike Hill voted: Y

Al Meehan voted: Y

Bradley Johnson voted: Y

Ronnie Trivett voted: Y

Charles Von Cannon voted: Y

Isaiah Grindstaff voted: Y

L.C. Tester voted: Y

Danny Ward voted: Y

Ross Garland voted: Y

Bobbie Gouge-Dietz voted: Y

Timothy Holdren voted: Y

Randall Jenkins voted: Y

John Lewis voted: Y

Larry Miller voted: Y

Sonja Culler voted: Y

Ray Lyons voted: Y

Scott Simerly voted: Y

Robert Carroll voted: Y

Kelly Collins voted: Y

Cody McQueen voted: Y

Passed (24 Y - 0 N - 1 A - 0 Absent)

Number of Abstain Votes: 1

During discussion Superintendent Colbaugh stated that more of the required 2% match had already been expended in engineering services. This means the County would actually realize a rebate upon completion of the projects.

Chairman Hill also announced that public hearings would be held during the September 11th Highway meeting in regards to the naming of :

Bridge located near Sinking Creek Baptist Church, in memory of CMSgt "R" Sellers, and in honor of wife CMSgt "R" Sara Sellers

Main Street Bridge in Roan Mountain, in memory of Jim and Edna Potter

Bridge on Highway 91, across Buffalo Creek, in memory of CPL James David Bowers.



Landfill Committee – Bobbie Gouge-Dietz, Chairwoman, presented the report. No recommendations were to be presented.

Law Enforcement Committee – Committee Chairman, Cody McQueen, resigned as Chairman, and new Chairman, Randall Jenkins, has volunteered to take the position. There was nothing to present for consideration.

Rules and By-Laws – Committee Chairman, Randall Jenkins, had no recommendations to present.

Parks and Recreation – Randall Jenkins, County Liaison, had no recommendations.

Nominating Committee – Chairman, Al Meehan, spoke in regards to the appointment for the Library Board, and the Parks and Recreation Board. Recommendation to present the following nominations for approval.

Notice of these appointments being advertised was discussed. Both appointments were a recommendation from the boards, however, no advertisement had been made.

Motion was made by Al Meehan, seconded by Ray Lyons, **to confirm the appointment of Jeff Smythe and Mel McKay to the Parks and Recreation Board. (Item # 22)**

Roll Call Vote as follows (Item # 22):

22. Vote Results for: Item No. 22

Time of Vote: 9:29:23 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote

Willie Campbell voted: Y

Buford Peters voted: Y

Robert Acuff voted: Y

Nancy Brown voted: Y

Mike Hill voted: N

Al Meehan voted: Y

Bradley Johnson voted: Y

Ronnie Trivett voted: N

Charles Von Cannon voted: N

Isaiah Grindstaff voted: N

L.C. Tester voted: Y

Danny Ward voted: N

Ross Garland voted: N

Bobbie Gouge-Dietz voted: Y

Timothy Holdren voted: Y

Randall Jenkins voted: Y

John Lewis voted: Y

Larry Miller voted: Y

Sonja Culler voted: Y

Ray Lyons voted: Y

Scott Simerly voted: Y

Robert Carroll voted: Y

Kelly Collins voted: Y

Cody McQueen voted: A

Passed (17 Y - 6 N - 2 A - 0 Absent)

Number of Abstain Votes: 2

Motion was made by Al Meehan, seconded by Sonja Culler, **to confirm the appointment of Pat Hicks and Ed Spears to the Elizabethton-Carter County Public Library Board. (Item # 23)**

Roll Call Vote as follows (Item # 23)

23. Vote Results for: Item No. 23

Time of Vote: 9:35:58 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote

Willie Campbell voted: Y

Buford Peters voted: Y

Robert Acuff voted: Y

Nancy Brown voted: Y

Mike Hill voted: N

Al Meehan voted: Y

Bradley Johnson voted: Y

Ronnie Trivett voted: Y

Charles Von Cannon voted: A

Isaiah Grindstaff voted: N

L.C. Tester voted: Y

Danny Ward voted: Y (*****SEE NOTE BELOW*****)

Ross Garland voted: Y

Bobbie Gouge-Dietz voted: Y

Timothy Holdren voted: Y

Randall Jenkins voted: Y

John Lewis voted: Y

Larry Miller voted: Y

Sonja Culler voted: Y

Ray Lyons voted: Y

Scott Simerly voted: Y

Robert Carroll voted: N

Kelly Collins voted: Y

Cody McQueen voted: N

Passed (19 Y - 4 N - 2 A - 0 Absent)

****Corrected as requested: 18 Y - 5N - 0 Absent**

Number of Abstain Votes: 2

Note: Commissioner, Danny Ward, requested that the record show that his vote should have been a N. Chairman Humphrey stated that the record be so noted, as above.

Animal Shelter Transition Board – Buford Peters reported a new Animal Shelter Board had been recommended being three (3) members from the City of Elizabethton, three (3) members from the Carter County Commission, and one (1) member from the general public. These would be a one (1) year appointment.

The City of Elizabethton has appointed to the board, Sam Shipley, Wes Frazier, and Kim Birchfield.

Motion was made by Robert Acuff, seconded by Bobbie Gouge-Dietz, to **nominate as the representative from Carter County Commission to the Animal Shelter Board, (Buford Peters already serving) and adding Kelly Collins, and Sonja Culler. (Item # 24)**

Discussion followed noting that new by-laws be written for the Animal Shelter, and the transition team would be dissolved. Once the new by-laws were written and approved the new board would be confirmed.

Roll Call Vote as follows (Item # 24):

24. Vote Results for: Item No. 24

Time of Vote: 9:38:25 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote

Willie Campbell voted: Y

Buford Peters voted: Y

Robert Acuff voted: Y

Nancy Brown voted: Y

Mike Hill voted: Y



Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: Y
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (24 Y - 0 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

Motion was made by Sonja Culler, seconded by Randall Jenkins, to recognize the appointment of **Mike Barnett, from the general public to the Animal Board. (Item # 25)**

Roll Call Vote as follows (Item # 25):
25. Vote Results for: Item No. 25
Time of Vote: 9:47:19 PM
Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote
Willie Campbell voted: Y
Buford Peters voted: Y
Robert Acuff voted: Y
Nancy Brown voted: Y
Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: Y
Ray Lyons voted: Y
Scott Simerly voted: Y
Robert Carroll voted: Y
Kelly Collins voted: Y
Cody McQueen voted: Y

Passed (24 Y - 0 N - 1 A - 0 Absent)
Number of Abstain Votes: 1

County Attorney Report – Joshua Hardin, County Attorney, presented the report. See page 377



Commissioner Comments

Larry Miller spoke concerning county employee's salaries.

Motion was made by Larry Miller, seconded by John Lewis, to authorize a 5% raise for all county employees currently making less than \$20,000. Funding for this would be coming from Fund Balance. (Item # 26)

Roll Call Vote as follows (Item #26):

26. Vote Results for: Item No. 26

Time of Vote: 9:53:11 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote

Willie Campbell voted: A

Buford Peters voted: N

Robert Acuff voted: N

Nancy Brown voted: Y

Mike Hill voted: N

Al Meehan voted: A

Bradley Johnson voted: N

Ronnie Trivett voted: N

Charles Von Cannon voted: N

Isaiah Grindstaff voted: A

L.C. Tester voted: N

Danny Ward voted: N

Ross Garland voted: N

Bobbie Gouge-Dietz voted: N

Timothy Holdren voted: N

Randall Jenkins voted: Y

John Lewis voted: Y

Larry Miller voted: Y

Sonja Culler voted: N

Ray Lyons voted: N

Scott Simerly voted: N

Robert Carroll voted: N

Kelly Collins voted: N

Cody McQueen voted: N

Failed (4 Y - 17 N - 4 A - 0 Absent)

Number of Abstain Votes: 4

Commissioner, Cody McQueen, spoke in regards to Commissioner Comments being removed from the agenda. Commissioner McQueen placed this in a form of a motion, but it failed to receive a second, therefore the motion failed.

Commissioner, John Lewis, spoke concerning wheel tax possibilities as well as concerns with the brush issue at the Landfill.

Motion was made by John Lewis, seconded by L.C. Tester, to refer to the Landfill Committee a recommendation that research be done concerning ways for the Landfill to receive brush. (Item # 27)

Roll Call Vote as follows (Item # 27):

27. Vote Results for: Item No. 27

Time of Vote: 9:59:55 PM

Type of Vote: MAJORITY NEEDED TO PASS

Leon Humphrey does not vote

Willie Campbell voted: Y

Buford Peters voted: Y

Robert Acuff voted: Y

Nancy Brown voted: Y

Mike Hill voted: Y
Al Meehan voted: Y
Bradley Johnson voted: Y
Ronnie Trivett voted: Y
Charles Von Cannon voted: Y
Isaiah Grindstaff voted: Y
L.C. Tester voted: Y
Danny Ward voted: Y
Ross Garland voted: Y
Bobbie Gouge-Dietz voted: Y
Timothy Holdren voted: Y
Randall Jenkins voted: Y
John Lewis voted: Y
Larry Miller voted: Y
Sonja Culler voted: N
Ray Lyons voted: N
Scott Simerly voted: N
Robert Carroll voted: Y
Kelly Collins voted: Y
Cody McQueen voted: A

Passed (20 Y - 3 N - 2 A - 0 Absent)
Number of Abstain Votes: 2

Commissioner, Brad Johnson, voiced concerns about Budget Meetings and Budget Hearings. He urged everyone to attend the Education Workshop concerning the Trustee, Assessor and Finance Department process towards budget planning.

Commissioner Sonja Culler remarked, "the truth will stand."

Motion to adjourn was made by Al Meehan, seconded by Randall Jenkins. Chairman Humphrey adjourned the meeting. Meeting Ended at: 10:00:34 PM

AGENDA
CARTER COUNTY, TENNESSEE
Board of County Commissioners
REGULAR SESSION
Monday, August 21, 2017 at 6:00 PM

1. Call to Order
2. Courthouse-Emergency Egress Plan
3. Roll Call-County Clerk
4. Approval of Agenda
5. Opening Prayer
6. Pledge of Allegiance
7. Recognition of Elected and Appointed Officials/Guests
8. Presentation of Plaques
9. Public Comments
10. Acceptance of Minutes from Previous Meeting
11. Notaries/Bonds
12. County Site Development Grant Application
13. Lease Agreement (ATM Installation) between Carter County and Northeast Community Credit Union
14. Resolutions
 - A. TO AMEND THE REAPPORTIONMENT/REDISTRICTING PLAN FOR CARTER COUNTY, TENNESSEE
 - B. CITY OF ELIZABETHTON AND CARTER COUNTY REQUESTING LAND TRANSFER FROM TDOT FOR MULTISPORTS PARK
15. Committee Reports/Recommendations
16. County Attorney Report
17. Commission Comments
18. Adjourn



NOTARIES/ BONDS

to be

Approved

August 21, 2017

Michelle Lee Parker

Vanessa L. Canter

Dwayne Fortner

Lora L. Honeycutt

Bea C. Campbell

Kimberly Jones

Carrie D. Lee

Lance Simerly

Kathy G. Ledford

Teresa Timbs Harmon

Revonda E. Mills

Gary W. Price

Candi Berry

Kathy L. Wilson

Shirley G. Taylor



AGREEMENT

GREATAMERICA FINANCIAL SERVICES CORPORATION
625 FIRST STREET SE, CEDAR RAPIDS IA 52401
PO BOX 609, CEDAR RAPIDS IA 52406-0609



AGREEMENT NO.: 1279151

CUSTOMER ("YOU" OR "YOUR")

FULL LEGAL NAME: Carter, County of DBA Carter County Trustee

ADDRESS: 801 Elk Ave Elizabethton, TN 37643-4537

VENDOR (VENDOR IS NOT OWNER'S AGENT NOR IS VENDOR AUTHORIZED TO WAIVE OR ALTER ANY TERM OR CONDITION OF THIS AGREEMENT)

Hungate Business Services Inc Marion, VA

EQUIPMENT AND PAYMENT TERMS

TYPE, MAKE, MODEL NUMBER, SERIAL NUMBER, AND INCLUDED ACCESSORIES 1 Xerox VersaLink B7030 System SEE ATTACHED SCHEDULE

EQUIPMENT LOCATION: 801 Elk Ave Elizabethton, TN 37643-4537 (PLUS TAX)

TERM IN MONTHS: 60 MONTHLY PAYMENT AMOUNT: \$107.64 PURCHASE OPTION: Fair Market Value

ADDITIONAL TERMS AND CONDITIONS

AGREEMENT. You want us to pay your Vendor for the equipment referenced herein ("Equipment") and you agree to pay us the amounts payable under the terms of this agreement ("Agreement") each period by the due date. This Agreement will begin on the date the Equipment is delivered to you or any later date we designate. We may charge you a reasonable fee to cover documentation and investigation costs. If any amount payable to us is not paid when due, you will pay a late charge equal to: 1) the greater of ten (10) cents for each dollar overdue or twenty-six dollars (\$26.00); or 2) the highest lawful charge, if less.

NET AGREEMENT. THIS AGREEMENT IS NON-CANCELABLE FOR THE ENTIRE AGREEMENT TERM. YOU UNDERSTAND WE ARE PAYING FOR THE EQUIPMENT BASED ON YOUR UNCONDITIONAL ACCEPTANCE OF IT AND YOUR PROMISE TO PAY US UNDER THE TERMS OF THIS AGREEMENT, WITHOUT SET-OFFS FOR ANY REASON, EVEN IF THE EQUIPMENT DOES NOT WORK OR IS DAMAGED, EVEN IF IT IS NOT YOUR FAULT.

EQUIPMENT USE. You will keep the Equipment in good working order, use it for business purposes only, and not modify or move it from its initial location without our consent. You must resolve any dispute you may have concerning the Equipment with the manufacturer or Vendor. Payments under this Agreement may include amounts you owe your Vendor under a separate arrangement (for maintenance, service, supplies, etc.), which amounts may be invoiced by us on your Vendor's behalf for your convenience.

SOFTWARE/DATA. Except as provided in this paragraph, references to "Equipment" include any software referenced above or installed on the Equipment. We do not own the software and cannot transfer any interest in it to you. We are not responsible for the software or the obligations of you or the licensor under any license agreement. You are solely responsible for protecting and removing any confidential data/images stored on the Equipment prior to its return for any reason.

NO WARRANTY. WE MAKE NO WARRANTIES, EXPRESS OR IMPLIED, INCLUDING WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. YOU HAVE ACCEPTED THE EQUIPMENT "AS-IS". YOU CHOSE THE EQUIPMENT, THE VENDOR AND ANYALL SERVICE PROVIDER(S) BASED ON YOUR JUDGMENT. YOU MAY CONTACT YOUR VENDOR FOR A STATEMENT OF THE WARRANTIES, IF ANY, THAT THE MANUFACTURER OR VENDOR IS PROVIDING. WE ASSIGN TO YOU ANY WARRANTIES GIVEN TO US.

ASSIGNMENT. You may not sell, assign or sublease the Equipment or this Agreement without our written consent. We may sell or assign this Agreement or our rights in the Equipment, in whole or in part, to a third party without notice to you. You agree that if we do so, the assignee will have our rights but will not be subject to any claim, defense, or set-off assertable against us or anyone else.

LAW/FORUM. This Agreement and any claim related to this Agreement will be governed by Iowa law. Any dispute will be adjudicated in a state or federal court located in Linn County, Iowa. You consent to personal jurisdiction and venue in such courts and waive transfer of venue. Each party waives any right to a jury trial.

LOSS OR DAMAGE. You are responsible for any damage to or loss of the Equipment. No such loss or damage will relieve you from your payment obligations hereunder. We are not responsible for, and you will indemnify us against, any claims, losses or damages, including attorney fees, in any way relating to the Equipment. In no event will we be liable for any consequential or indirect damages.

UCC. You agree that this Agreement is (and/or shall be treated as) a "Finance Lease" as that term is defined in Article 2A of the Uniform Commercial Code ("UCC"). You agree to forgo the rights and remedies provided under sections 507-522 of Article 2A of the UCC.

APPLICABLE TO GOVERNMENTAL ENTITIES ONLY

You hereby represent and warrant to us that as of the date of the Agreement: (a) the individual who executed the Agreement had full power and authority to execute the Agreement on your behalf; (b) all required procedures necessary to make the Agreement a legal and binding obligation against you have been followed; (c) the Equipment will be operated and controlled by you, and will be used for essential government purposes for the entire term of the Agreement; (d) that all payments due and payable for the current fiscal year are within the current budget and are within an available, unexhausted, and unencumbered appropriation; (e) you intend to pay all amounts payable under the terms of the Agreement when due, if funds are legally available to do so; (f) your obligations to remit amounts under the Agreement constitute a current expense and not a debt under applicable state law; (g) no provision of the Agreement constitutes a pledge of your tax or general revenues; and (h) you will comply with any applicable information reporting requirements of the tax code, which may include 8038-G or 8038-GC Information Returns. If funds are not appropriated to pay amounts due under the Agreement for any future fiscal period, you shall have the right to return the Equipment and terminate the Agreement on the last day of the fiscal period for which funds were available, without penalty or additional expense to you (other than the expense of returning the Equipment to the location designated by us), provided that at least thirty (30) days prior to the start of the fiscal period for which funds were not appropriated, your Chief Executive Officer (or Legal Counsel) delivers to us a certificate (or opinion) certifying that (a) you are a state or a fully constituted political subdivision or agency of the state in which you are located; (b) funds have not been appropriated for the applicable fiscal period to pay amounts due under the Agreement; (c) such non-appropriation did not result from any act or failure to act by you; and (d) you have exhausted all funds legally available for the payment of amounts due under the Agreement. You agree that this paragraph shall only apply if, and to the extent that, state law precludes you from entering into the Agreement if the Agreement constitutes a multi-year unconditional payment obligation.

OWNER ("WE", "US", "OUR") CUSTOMER'S AUTHORIZED SIGNATURE

THIS AGREEMENT IS NON-CANCELABLE FOR THE FULL AGREEMENT TERM. THIS AGREEMENT IS BINDING WHEN WE FUND VENDOR FOR THE EQUIPMENT.

OWNER: GreatAmerica Financial Services Corporation CUSTOMER: (As Stated Above)

SIGNATURE: DATE: 8/21/17

PRINT NAME & TITLE:

CERTIFICATE OF DELIVERY AND ACCEPTANCE

The Customer hereby certifies that all the Equipment: 1) has been received, installed, and inspected, and 2) is fully operational and unconditionally accepted.

SIGNATURE: X NAME AND TITLE: DATE:





HUNGATE BUSINESS SERVICES

imagine. improve. innovate

Authorized Konica-Minolta Dealer

Authorized Xerox Reseller

(276) 783-5442

www.hbsx.com

Maintenance Terms and Conditions

Customer Name & Address: Carter County Trustees Office
801 Elk Ave.
Elizabethton, TN 37643

This Maintenance Agreement is effective from the Contract Begin Date and shall continue until the Contract End Date specified in the Equipment section below. Thereafter, this Agreement will renew annually until terminated by either party with written notice thirty (30) days prior to the end of the contract period. Price increases are subject to no more than 10% annually.

Hungate Business Services, Inc. (HBS) agrees to provide maintenance service availability Monday through Friday, from 8:30 a.m. to 5:00 p.m. HBS will keep the equipment in good working order while operated in accordance with the manufacturer's published specifications while the equipment is located within the HBS area of responsibility.

The maintenance provided is based on the specific performance standard needs of the equipment as determined by HBS. These needs include preventive maintenance handled at the discretion of a HBS Maintenance technician during a reported service call or at the discretion of the HBS Service Manager. On-call remedial maintenance will be provided and will include adjustments, lubrications and replacement of parts deemed necessary by HBS.

HBS shall have full and free access to the equipment during the service agreement as well as access for Meter Readings.

COST PER COPY (CPC) CUSTOMERS: All service and supplies are included under the maintenance contract - toner, ink sticks, maintenance kits, maintenance kits and drum cartridges. CPC customers must provide Meter Readings or access to Equipment for Meter Readings on a Monthly Basis. Failure to provide Meter Readings will cause HBS to use the established average volume on the next billing. As an option, customer may allow HBS to use remote monitoring software to obtain meter readings automatically and to also provide automatic replenishment of consumables. By initialing below customer is giving HBS permission to utilize this software for these stated purposes.

Maintenance service is contingent upon the proper use of all equipment and does not include: (1) Use of the equipment in a manner outside the normal operator functions as described in the manufacturer's operator manual; (2) Electrical work external to the equipment, attachments or other devices not furnished by HBS; (3) Failure of electrical power, air conditioning or humidity control; (4) If the equipment is located in an unsuitable place of installation or an unsafe or hazardous environment, as determined by HBS and OSHA; (5) Accident, transportation, neglect, theft, fire or water damage, misuse or other than ordinary use; (6) Use of non-OEM supplies.

EQUIPMENT

No	Model ID	Serial No	Tag ID	-- FSMA --			-- Black/White --		---- Color ----	
				Base	Period	CPC?	Allow	Overage	Allow	Overage
1	B7030/HS2	ABC123456	H	Included	60	Yes	0	\$0.0100	0	\$0.0000
				Contract Begin:	8/30/2017	End:	8/30/2022	Beginning Meter BW:		0
				Overage Billing Cycle -> Month			Beginning Meter Color:		0	

EQUIPMENT LOCATION

Unit	Equipment Location
1	Carter County Trustees Office 801 Elk Ave. Elizabethton, TN 37643

Customer Name (Please Print) _____

Customer Signature _____

Date _____



July 2017 Donations

July Animal Shelter Donation- Jenny Wallace	50.00
July Animal Shelter Donation- Keina Lovell	10.00
July Animal Shelter Donation- Friends of ECCAS	500.00
July Animal Shelter Donation- Michael E. Barnett	200.00
July Animal Shelter Donation- Mark Greenwald	5.00
July Animal Shelter Donation- Chris Lake	25.00
July Animal Shelter Donation- Franklin Edwards	20.00
July Animal Shelter Donation- Robert Rainbolt	45.60
July Sheriff Dept Donation-	441.29

Sheriff Dept. Total	\$ 441.29
Animal Shelter Total	\$ 855.60

July 2017 Total Donations **\$ 1,296.89**

June 2017 Donations

June Animal Shelter Donation- Vosika Cheryl	100.00
June Animal Shelter Donation- Jerrold and Linda Sexton	50.00
June Animal Shelter Donation- Julia Long	25.00
June Animal Shelter Donation- Delawder Trust	500.00
June Animal Shelter Donation- Donna Shell	150.00

June Total **\$ 725.00**

Sheriff Dept. Total	\$ -
Animal Shelter Total	\$ 725.00

**Carter County
General Fund 101
Budget Amendment #1
21-Aug-17**

Item #1	39000 Unassigned Fund Balance		\$ 8,505.91	Decrease
	54110-338 Maintenance & Repair-Vehicles	\$ 8,505.91		Increase

Recognize insurance reimbursement received in June for auto repair completed in July 2017.

Item #2	39000 Unassigned Fund Balance		\$ 15,000.00	Decrease
	52100-119 Accountants/Bookkeepers	\$ 13,934.00		Increase
	52100-201 Social Security	\$ 863.96		Increase
	52100-212 Employer Medicare	\$ 202.04		Increase

Allocate for intern to assist with extra duties due to new Public Records Coordinator requirements.

Item #3	46870 Emergency Hospital-Prisoners		\$ 63,690.51	Increase
	54210-507 Medical Claims	\$ 63,690.51		Increase

Recognize State reimbursement of inmate medical costs.

Item #4	34990-36 Commissary Reserve		\$ 24,683.00	Increase
	54110-707 Building Improvements	\$ 24,683.00		Increase

Allocate from reserve for construction of an evidence room and shelving/lockers.

Item #5	48140 Contracted Services		\$ 3,863.54	Increase
	54110-106 Deputy(s)	\$ 3,151.93		Increase
	54110-201 Social Security	\$ 195.30		Increase
	54110-204 Retirement	\$ 470.61		Increase
	54110-212 Employer Medicare	\$ 45.70		Increase

Allocate for Watauga Deputy reimb.

Item #6	44170 Misc. Refunds		\$ 100.00	Increase
	54110-353 Towing Services	\$ 100.00		Increase

Allocate for refund of tow bill from J. Vines.

Total **\$ 115,842.96** **\$ 115,842.96**

Carter County
Health Department Fund 117
Budget Amendment #1
21-Aug-17

Item #1	39000 Unassigned Fund Balance	\$ 22,956.00	Decrease
	55110-719 Office Equipment	\$ 22,956.00	Increase

Allocate funds withheld from the State of TN for the purpose of purchasing equipment for Health Dept.

	Total	\$ 22,956.00	\$ 22,956.00
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Carter County
Drug Fund 122
Budget Amendment #1
21-Aug-17

Item #1	46810 Donations		\$ 441.29	Increase
	54110-401 Animal Food & Supplies	\$ 441.29		Increase

Recognize donation for K-9 expenses.

	Total	\$ 441.29	\$ 441.29
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Carter County
Highway Fund 131
Budget Amendment #1
21-Aug-17

Item #1	48610 Donations	\$ 500.00		Increase
	62000-409 Crushed Stone		\$ 500.00	Increase

Allocate donation to gravel parking lot at park in Hampton.

	Total	\$ 500.00	\$ 500.00
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Carter County
General Purpose School Fund 141
Budget Amendment #1
21-Aug-17

Item #1	46515 Early Childhood Education		\$ 300,528.00	Increase
	73400-105 Supervisor	\$ 38,605.00		Increase
	73400-116 Teachers	\$ 121,004.00		Increase
	73400-162 Clerical Personnel	\$ 8,320.00		Increase
	73400-163 Educational Assistants	\$ 37,365.00		Increase
	73400-189 Other Salaries & Wages	\$ 1,000.00		Increase
	73400-195 Certified Substitute Teachers	\$ 5,000.00		Increase
	73400-201 Social Security	\$ 12,218.00		Increase
	73400-204 State Retirement	\$ 16,592.00		Increase
	73400-206 Life Insurance	\$ 175.00		Increase
	73400-207 Medical Insurance	\$ 40,269.00		Increase
	73400-208 Dental Insurance	\$ 1,500.00		Increase
	73400-210 Unemployment Compensation	\$ 700.00		Increase
	73400-212 Employer Medicare	\$ 2,857.00		Increase
	73400-307 Communication	\$ 903.00		Increase
	73400-330 Operating Lease Payments	\$ 3,000.00		Increase
	73400-355 Travel	\$ 2,200.00		Increase
	73400-429 Instructional Supplies & Materials	\$ 5,620.00		Increase
	73400-524 In-Service/Staff Development	\$ 2,000.00		Increase
	73400-599 Other Charges	\$ 1,200.00		Increase

Recognize the Voluntary Pre-K allocation from the State.

Item #2	49700 Insurance Recovery		\$ 7,415.81	Increase
	72710-338 Maintenance & Repair-Vehicles	\$ 7,415.81		Increase

Recognize insurance reimbursment for damage to 2016 F-150.

Item #3	49700 Insurance Recovery		\$ 8,025.00	Increase
	72320-599 Other Charges	\$ 8,025.00		Increase

Recognize insurance reimbursment for items stolen from State Line Rd.

Total	\$ 315,968.81	\$ 315,968.81
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Carter County
Federal Projects Fund #142
Beginning Budget Recognition
21-Aug-17

Item # 1	47139-065 School To Work Program		\$ 100,879.23	Increase
	72220-189-065 Other Salaries & Wages	\$ 55,035.23		Increase
	72220-201-065 Social Security	\$ 4,760.00		Increase
	72220-204-065 State Retirement	\$ 11,460.00		Increase
	72220-206-065 Life Insurance	\$ 120.00		Increase
	72220-207-065 Medical Insurance	\$ 28,164.00		Increase
	72220-208-065 Dental Insurance	\$ 1,040.00		Increase
	72220-210-065 Unemployment Compensation	\$ 300.00		Increase

Recognize School To Work 17-18 Budget.

Item #2	47131-801 CTE Perkins Basic		\$ 107,567.09	Increase
	71300-730-801 Vocational Instruction Equipment	\$ 85,188.00		Increase
	72130-355-801 Travel	\$ 16,000.00		Increase
	72130-524-801 In-Service/Staff Development	\$ 5,379.09		Increase
	72230-355-801 Travel	\$ 1,000.00		Increase

Recognize the CTE Perkins Basic Allocation for 17-18.

Item #3	47131-802 CTE Perkins Reserve		\$ 1,920.00	Increase
	71300-499-802 Other Supplies & Materials	\$ 1,920.00		Increase

Recognize the CTE Perkins Reserve Allocation for 17-18

Item #4	47143-896 IDEA Discretionary Supplemental Funds		\$ 5,610.53	Increase
	72220-499-896 Other Supplies & Materials	\$ 2,810.53		Increase
	72220-524-896 In-Service/Staff Development	\$ 2,800.00		Increase

Recognize the IDEA Discretionary Supplemental Funds for 17-18.

Total	\$ 215,976.85	\$ 215,976.85
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COUNTY ATTORNEY REPORT
August 2017

General Litigation update:

1. No Report

Other Work performed/ongoing:

1. Research completed and opinions rendered for various county office holders and commissioners as requested.
2. Finance Department- Research, meetings and correspondence re: hotel/motel tax issue.
3. Planning Department- Continuing research re: potential environmental court options; Research and meetings re: litter complaints.
4. Highway Department- Research and work with Road Superintendent on various citizen complaints; Draft of Deeds and completion of ROW acquisition for Main Street Bridge in Roan Mountain, Completion of ROW acquisition for adoption of Laurel Highlands Road.
5. Mayor's Office- Attended various meetings; Draft of Work Ready Community FTDD contract.
6. Parks and Rec Board- Review/draft Doe River Landing Operating Agreement; Draft of Resolution re: Multisport Park.
7. Sheriff's Office- Assist with open records issue; Review of Verizon contract; Assistance with Elevator contract issues.
8. Research regarding commission downsizing and related issues.
9. Highway Committee- Attended committee meeting; Begin to gather information for 4 Bridge dedication Resolutions.
10. Law Enforcement Committee- Attended committee meeting.
11. Animal Shelter Transition Committee- Attended committee meeting
12. Health & Welfare Committee- Attended committee meeting.
13. Rules & Bylaws Committee- Attended committee meeting; Draft of Resolution to Amend Reapportionment Plan.
14. Buildings & Grounds Committee - Attended committee meeting; Draft of ATM Lease with Northeast Community Credit Union.

