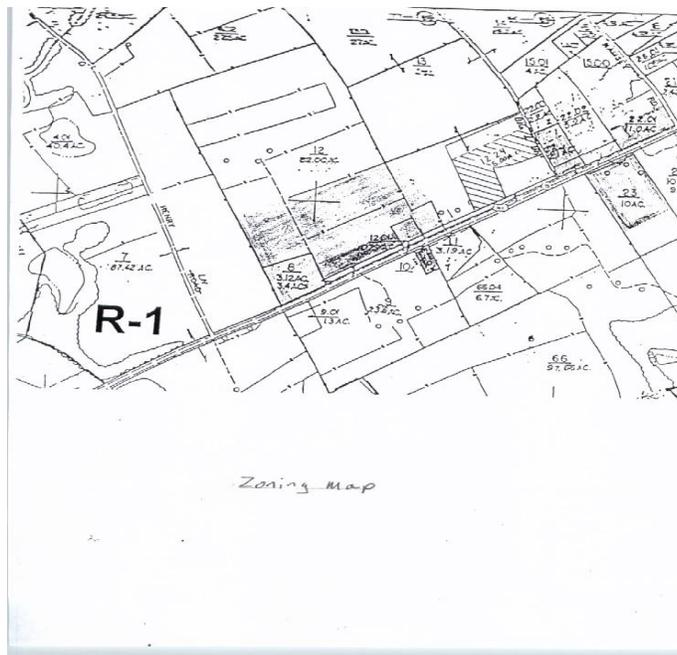


**NOTICE OF PUBLIC HEARING.** In accordance with Tennessee Code Annotated Sections 5-5-105 and 13-7-105, the Board of County Commissioners of Blount County, Tennessee, will convene and hold public hearing on February 9, 2010 at 6:30 P.M., at the Blount County Courthouse Commission Meeting Room for the following proposed amendments to the Zoning Resolution of Blount County, Tennessee, being Resolution 00-06-010, and specifically the Zoning Map of Blount County, Tennessee.

**A RESOLUTION TO AMEND THE ZONING MAP OF BLOUNT COUNTY TENNESSEE, from R-1(Rural District 1) to RAC- (Rural Arterial Commercial) for property located at 5131 Hwy 411 South, The property is identified on Tax Map 100 and Parcel 012.24.**



Copies of the Resolutions may be obtained at the offices of the Blount County Building Commissioner and Secretary to the County Commission, during regular office hours. Blount County does not discriminate based on race, color or national origin in federal or state sponsored programs, pursuant to Title VI of the Civil Rights Act of 1964 (42 U.S.C. 200d).

APPROVED:

Steve Samples  
Commission Chairman

ATTEST:

Roy Crawford, Jr.  
County Clerk

Jerry G. Cunningham  
County Mayor

**RESOLUTION No. 10-02-002**

**Sponsored by Commissioners Gary Farmer and Brad Harrison**

**A RESOLUTION TO AMEND THE ZONING MAP OF BLOUNT COUNTY TENNESSEE, from R-1 Rural District 1 to RAC- Rural Arterial Commercial for property located at 5131 HWY 411 South, being Tax Map 100, Parcel 012.24.**

**BE IT RESOLVED**, by the Board of Commissioners of Blount County, Tennessee, in session assembled this 18<sup>th</sup> day of February, 2010.

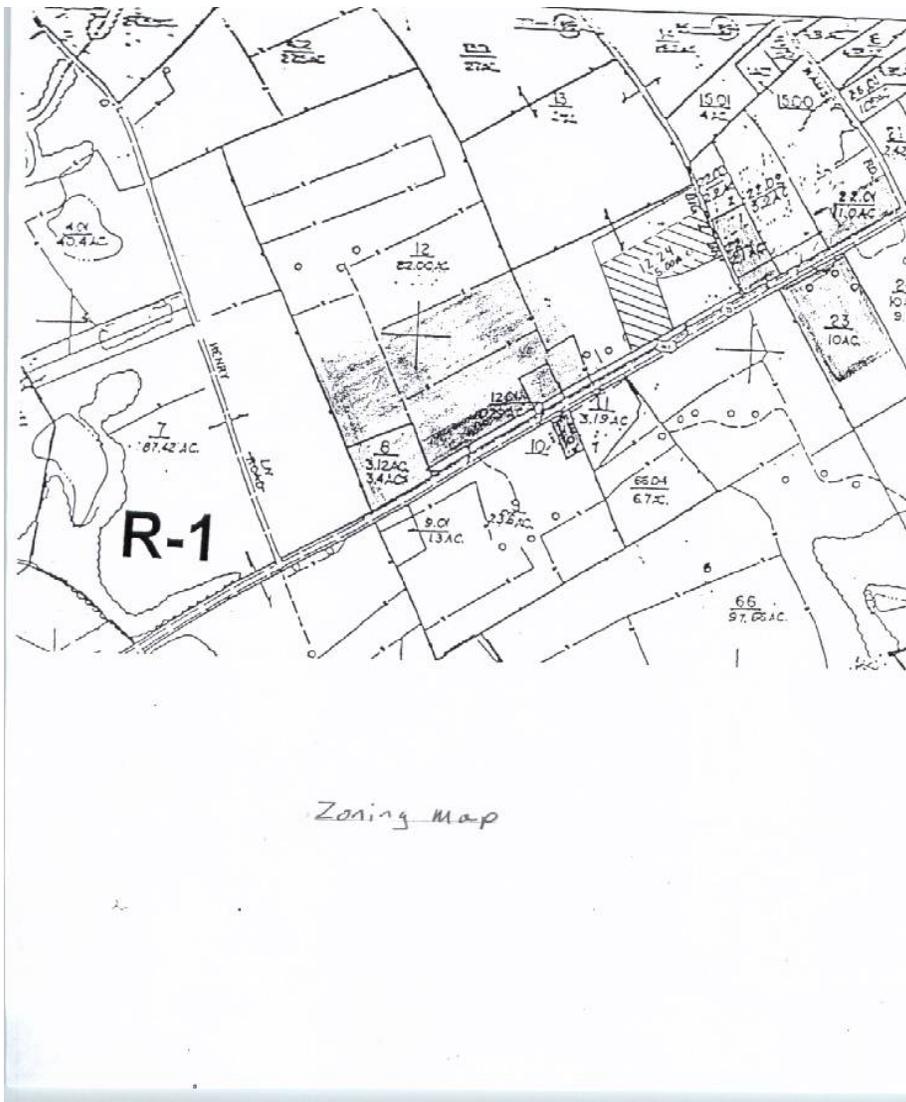
**WHEREAS**, the legislature of the State of Tennessee has enabled Blount County to adopt and amend zoning regulations, including a zoning map, in Tennessee Code Annotated Section 13-7-101, *et seq.*, and

**WHEREAS**, the Board of Commissioners of Blount County, Tennessee adopted zoning regulations, including the Zoning Map of Blount County, Tennessee in Resolution 00-06-010 **A RESOLUTION ADOPTING ZONING IN BLOUNT COUNTY PURSUANT TO SECTIONS 13-7-101, ET SEQ., OF THE TENNESSEE CODE ANNOTATED**, and

**WHEREAS**, it is desired to amend the Zoning Map of Blount County, Tennessee.

**NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF BLOUNT COUNTY, TENNESSEE**, to adopt the following:

That the Zoning Map of Blount County, Tennessee, be amended by rezoning land from R-1 Rural District 1 to RAC Rural Arterial Commercial for the property located at 5131 HWY 411 South, being Tax Map 100, Parcel 012.24, shown hatched on the following map.



**BE IT FURTHER RESOLVED THAT THIS RESOLUTION SHALL BE IN FORCE AND BECOME EFFECTIVE UPON ITS ADOPTION, THE PUBLIC WELFARE REQUIRING IT.**

**CERTIFICATION OF ACTION**

**ATTEST**

\_\_\_\_\_  
**Commission Chairman**

\_\_\_\_\_  
**County Clerk**

**Approved:** \_\_\_\_\_

**Voted:** \_\_\_\_\_

\_\_\_\_\_  
**County Mayor**

\_\_\_\_\_  
**Date**

# Memo

To: Blount County Planning Commission/County Commission  
From: Building Commissioner  
CC: Other Commission members, officials and staff.  
Date: February 3, 2010  
Re: Rezoning request at 5131 Hwy 411 South.

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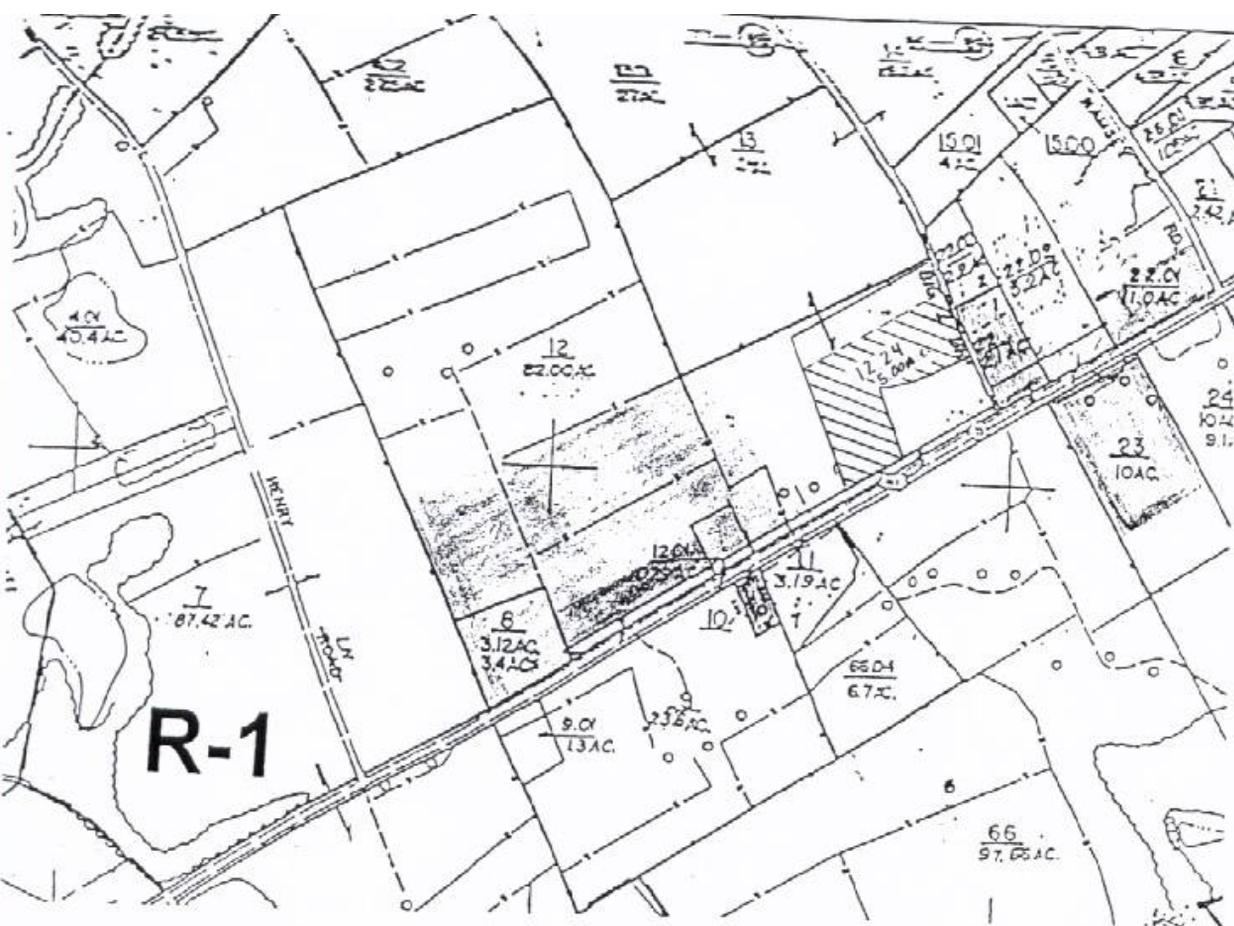
## **Background:**

Mr. Gerald Moore and Charles Dosset Jr. are requesting that the first 500 feet of their property, located at 5131 Hwy 411 South, be rezoned to RAC (Rural Arterial Commercial) from R-1 (Rural District 1). This property is identified on tax map 100 and parcel 12.24. The property currently houses a warehouse that they store tires in.

The property does have direct frontage onto Hwy 411 South and is located outside the urban growth boundary for the City of Maryville. Rezoning to a depth of 500 feet is consistent with property that has been rezoned in the immediate area.

The applicant is requesting the rezoning in order to put a store front for their tire sales at the location. Currently it is only approved for the warehouse. That use was approved by the BZA as a change of use from an automobile sales lot. A property can only have one change of use if it had an existing non-conforming use located on it prior to the enactment of our zoning regulations. If the rezoning is granted, the applicant will submit a site plan to the planning commission for the approval of the intended tire store.

Below I have included a copy of the zoning map, tax map and tax card. These maps are not to scale. This property has been divided since the original zoning map was created and I have tried to accurately reflect the new property boundaries for the parcel in question. I have indicated the proposed area to be rezoned by hatching that area on the maps below. The tax card on the property reflects that it is currently being taxed as commercial.



Zoning Map



Tax Map



**AGENDA**  
**BOARD OF COMMISSIONERS AGENDA COMMITTEE MEETING**  
**Tuesday, February 9, 2010, 6:30 p.m.**  
**Room 430, Blount County Courthouse**

- A. ROLL CALL.**
- B. PUBLIC INPUT ON ITEMS ON THE AGENDA.**
- C. APPROVAL OF AGENDA COMMITTEE MINUTES**
  - 1. January 12, 2010 meeting.
- D. SETTING OF AGENDA.**
- E. ITEMS FOR CONSENT AGENDA.**
  - 1. Resolutions for special recognitions.
  - 2. Appointments/Reappointments:
    - a. Smoky Mountain Visitors Bureau – Mike Lewis. (Herb Handly)
    - b. Sheriff's Merit Board – Gary Hall, Jerry Marrow, Harold Coulter, Danny Galyon, Cecil "Buster" Saffles.
- F. UNFINISHED BUSINESS:**
  - 1. HUD Homeless Management Information System. (Monika Murrell)
  - 2. Request Regarding Harvard Street. (Bill Dunlap)
- G. NEW BUSINESS:**
  - 1. Budget Transfers.
  - 2. Budget Increases.
    - a. General County Fund Budget – Other General Administration \$1,023,057.58.
  - 3. Other Budget Items.
  - 4. Request regarding emergency evacuation. (Steve Hargis)
  - 5. Interest rate swap analysis. (David Graham)
  - 6. Resolution to amend the Zoning Map of Blount County, Tennessee, from R-1 Rural District 1 to RAC-Rural Arterial Commercial for property located at 5131 HWY 411 South, being Tax Map 100, Parcel 012.24. (Commission)
  - 7. Resolution opposing unfunded mandates to local government and additions to local government maintenance of effort requirements.
  - 8. Resolution authorizing the lease under Tennessee Code Annotated 7-51-904 of an office copier for the Circuit Court Office of Blount County.
- H. PUBLIC INPUT ON ITEMS NOT ON AGENDA.**
- I. ADJOURNMENT.**

**STATE OF TENNESSEE  
COUNTY OF BLOUNT**

**BE IT REMEMBERED**, that an Agenda Committee of the Blount County Board of County Commissioners meeting was held on Tuesday, January 12, 2010, at 6:30 pm at the courthouse in Maryville, Tennessee.

Roll call was taken by Rhonda Pitts, Commission Secretary/Deputy County Clerk:

David Ballard, Jr. – present	Mark Hasty – present	Joe McCulley – present
Tonya Burchfield – present	Scott Helton – present	Kenneth Melton – present
Gary Farmer – present	John Keeble – present	Monika Murrell – present
Ron French – present	Gerald Kirby – present	Robert Proffitt – present
David Graham – absent	Holden Lail – present	Wendy Pitts Reeves – present
Steve Hargis – present	Peggy Lambert – present	Steve Samples – present
Brad Harrison – present	Mike Lewis – present	Mike Walker – present

There were 20 present and 1 absent. Chairman Pro Tem Farmer declared a quorum to exist. The following proceedings were held to-wit:

**IN RE: MINUTES OF DECEMBER 8, 2009 AGENDA COMMITTEE.**

Commissioner Walker made a motion to approve the minutes. Commissioner Hargis seconded the motion.

A roll call vote was taken on the motion:

Ballard – yes	Harrison – yes	Lambert – yes	Reeves – yes
Burchfield – yes	Hasty – yes	Lewis – yes	Samples – yes
Farmer – yes	Helton – yes	McCulley – yes	Walker – yes
French – yes	Keeble – yes	Melton – yes	
Graham – absent	Kirby – yes	Murrell – yes	
Hargis – yes	Lail – yes	Proffitt – yes	

There were 20 voting yes, and 1 absent. Chairman Pro Tem Farmer declared the motion to have passed.

**IN RE: SETTING OF AGENDA.**

Commissioner Walker made a motion to set the agenda. Commissioner Helton seconded the motion.

A roll call vote was taken on the motion:

Ballard – yes	Harrison – yes	Lambert – yes	Reeves – yes
Burchfield – yes	Hasty – yes	Lewis – yes	Samples – yes
Farmer – yes	Helton – yes	McCulley – yes	Walker – yes
French – yes	Keeble – yes	Melton – yes	
Graham – absent	Kirby – yes	Murrell – yes	
Hargis – yes	Lail – yes	Proffitt – yes	

There were 20 voting yes, and 1 absent. Chairman Pro Tem Farmer declared the motion to have passed.

**IN RE: RESOLUTION HONORING HERITAGE HIGH SCHOOL DECA DEPARTMENT and  
RESOLUTION HONORING ALCOA HIGH SCHOOL FOOTBALL TEAM and  
RESOLUTION HONORING MARYVILLE HIGH SCHOOL FOOTBALL TEAM.**

Commissioner Lail made a motion to send the resolutions to the consent agenda for the January County Commission meeting. Commissioner Reeves seconded the motion.

A roll call vote was taken on the motion:

Ballard – yes	Harrison – yes	Lambert – yes	Reeves – yes
Burchfield – yes	Hasty – yes	Lewis – yes	Samples – yes
Farmer – yes	Helton – yes	McCulley – yes	Walker – yes
French – yes	Keeble – yes	Melton – yes	
Graham – absent	Kirby – yes	Murrell – yes	
Hargis – yes	Lail – yes	Proffitt – yes	

There were 20 voting yes, and 1 absent. Chairman Pro Tem Farmer declared the motion to have passed.

**IN RE: APPOINTMENT OF MIKE WALKER, MARK HASTY, DR. DEANNA WALKER, AND TOM BOWERS TO THE AGRICULTURE EXTENSION COMMITTEE.**

Commissioner Melton made a motion to send the appointments to the consent agenda for the January County Commission meeting. Commissioner Lewis seconded the motion.

A roll call vote was taken on the motion:

Ballard – yes	Harrison – yes	Lambert – yes	Reeves – yes
Burchfield – yes	Hasty – yes	Lewis – yes	Samples – yes
Farmer – yes	Helton – yes	McCulley – yes	Walker – abstain
French – yes	Keeble – yes	Melton – yes	
Graham – absent	Kirby – yes	Murrell – yes	
Hargis – yes	Lail – yes	Proffitt – yes	

There were 19 voting yes, 1 abstaining, and 1 absent. Chairman Pro Tem Farmer declared the motion to have passed.

**IN RE: APPOINTMENT OF JOHN KEEBLE, MIKE LEWIS, KENNETH MELTON, AND STEVE SAMPLES TO THE BUDGET COMMITTEE and APPOINTMENT OF JOHN KEEBLE, MIKE LEWIS, KENNETH MELTON, AND STEVE SAMPLES TO THE PURCHASING COMMISSION and APPOINTMENT OF SHARON HANNUM, DAN NEUBERT, SR., AND LARRY SHEARER TO THE JAIL INSPECTION COMMITTEE and APPOINTMENT OF CHARLES CAMERON TO THE PLANNING COMMISSION and APPOINTMENT OF SUSAN KELLER AND CLARENCE WILLIAMS TO THE BLOUNT MEMORIAL HOSPITAL BOARD OF DIRECTORS and APPOINTMENT OF GERALD KIRBY AND MIKE FONTINELL TO THE SOLID WASTE AUTHORITY.**

Commissioner Walker made a motion to send the appointments to the consent agenda for the January County Commission meeting. Commissioner French seconded the motion.

A roll call vote was taken on the motion:

Ballard – yes	Harrison – yes	Lambert – yes	Reeves – yes
Burchfield – yes	Hasty – yes	Lewis – yes	Samples – yes
Farmer – yes	Helton – yes	McCulley – yes	Walker – yes
French – yes	Keeble – yes	Melton – yes	
Graham – absent	Kirby – yes	Murrell – yes	
Hargis – yes	Lail – yes	Proffitt – yes	

There were 20 voting yes and 1 absent. Chairman Pro Tem Farmer declared the motion to have passed.

**IN RE: RESOLUTION TO AMEND THE ZONING RESOLUTION OF BLOUNT COUNTY, TENNESSEE, BY ADDING A NEW SECTION 7.16 DESIGN STANDARDS FOR PRIVATE NON-COMMERCIAL AIRSTRIPS, AMEND SECTION 9.2B TO INCLUDE PRIVATE NON-COMMERCIAL AIRSTRIPS, AND AMEND SECTION 11.5C TO INCREASING THE TIME OF POSTING A REQUEST FOR SPECIAL EXCEPTION FROM FIVE (5) DAYS TO TEN (10) DAYS and RESOLUTION TO AMEND THE ZONING RESOLUTION OF BLOUNT COUNTY, TENNESSEE, BY AMENDING ARTICLE VI SECTION A OF THE BLOUNT COUNTY FLOODPLAIN ZONING RESOLUTION TO SPECIFY THE BOARD OF ZONING APPEALS AS THE BODY WITH AUTHORITY TO HEAR VARIANCE REQUESTS and PETITION FOR TRAFFIC CALMING DEVICES ON HIGHLAND ROAD AND CECELIA AVENUE.**

Chairman Pro Tem Farmer informed the Commissioners these items were previously forwarded to the full Commission at the December, 2009, Agenda Committee meeting, and will be forwarded to the January County Commission meeting agenda. There was no action taken in these matters.

**IN RE: HUD HOMELESS MANAGEMENT INFORMATION SYSTEM.**

Commissioner Murrell made a motion to send the item to the Budget Committee for review. Commissioner French seconded the motion.

A roll call vote was taken on the motion:

Ballard – yes	Harrison – yes	Lambert – yes	Reeves – yes
Burchfield – absent	Hasty – yes	Lewis – yes	Samples – yes
Farmer – yes	Helton – yes	McCulley – yes	Walker – yes
French – yes	Keeble – yes	Melton – yes	
Graham – absent	Kirby – yes	Murrell – yes	
Hargis – yes	Lail – yes	Proffitt – yes	

There were 19 voting yes, and 2 absent. Chairman Pro Tem Farmer declared the motion to have passed.

**IN RE: RESOLUTION FOR CONTINUED SUPPORT FOR MINIMAL TAX RATES FOR THE FISCAL YEAR 2010-2011 FOR PROPERTY OWNERS IN BLOUNT COUNTY, TENNESSEE.**

Commissioner Lail made a motion to forward the resolution to the agenda of the January County Commission meeting. Commissioner Walker seconded the motion.

A roll call vote was taken on the motion:

Ballard – yes	Harrison – yes	Lambert – yes	Reeves – yes
Burchfield – absent	Hasty – yes	Lewis – yes	Samples – yes
Farmer – yes	Helton – yes	McCulley – yes	Walker – yes
French – yes	Keeble – yes	Melton – yes	
Graham – absent	Kirby – yes	Murrell – yes	
Hargis – yes	Lail – yes	Proffitt – yes	

There were 19 voting yes, and 2 absent. Chairman Pro Tem Farmer declared the motion to have passed.

**IN RE: RESOLUTION TO AMEND GENERAL COUNTY FUND BUDGET - \$6,000.00 and RESOLUTION TO AMEND GENERAL COUNTY FUND BUDGET - \$190,000.00 and RESOLUTION TO AMEND GENERAL COUNTY FUND BUDGET - \$198,096.02 and RESOLUTION TO AMEND GENERAL COUNTY FUND BUDGET - \$66,000.00 and RESOLUTION TO AMEND GENERAL CONSTRUCTION FUND BUDGET - \$501,600.00 and RESOLUTION TO AMEND GENERAL PURPOSE SCHOOL FUND BUDGET - \$90,000.00.**

Commissioner Keeble made a motion to forward the resolutions to the agenda of the January County Commission meeting. Commissioner Hargis seconded the motion.

A vote was taken on the motion:

Ballard – yes	Harrison – yes	Lambert - yes	Reeves – yes
Burchfield – yes	Hasty – yes	Lewis – yes	Samples – yes
Farmer – yes	Helton – yes	McCulley – yes	Walker – yes
French – yes	Keeble – yes	Melton – yes	
Graham – absent	Kirby – yes	Murrell – yes	
Hargis – yes	Lail – yes	Proffitt – yes	

There were 20 voting yes, and 1 absent. Chairman Pro Tem Farmer declared the motion to have passed.

**IN RE: A RESOLUTION TO AUTHORIZE AND APPROPRIATE FUNDS FOR AN ACTUARIAL STUDY OF THE COST(S) ASSOCIATED WITH PARTICIPATION OF A JOINT VENTURE IN THE TENNESSEE CONSOLIDATED RETIREMENT SYSTEM IN ACCORDANCE WITH TITLE 8, SECTION 34 THROUGH 37 OF THE TENNESSEE CODE ANNOTATED.**

Commissioner Keeble made a motion to forward the resolution to the agenda of the January County Commission meeting. Commissioner Samples seconded the motion.

A roll call vote was taken on the motion:

Ballard – yes	Harrison – yes	Lambert – yes	Reeves – yes
Burchfield – yes	Hasty – yes	Lewis – yes	Samples – yes
Farmer – yes	Helton – yes	McCulley – yes	Walker – yes

French – yes                      Keeble – yes                      Melton – yes  
Graham – absent                  Kirby – yes                      Murrell – yes  
Hargis – yes                      Lail – yes                      Proffitt – yes

There were 20 voting yes, and 1 absent. Chairman Pro Tem Farmer declared the motion to have passed.

**IN RE: A RESOLUTION CLASSIFYING THE ROADS OF BLOUNT COUNTY, TENNESSEE ACCORDING TO TENNESSEE CODE ANNOTATED 54-10-103 ET.SEG.**

Commissioner Walker made a motion to forward the resolution to the agenda of the January County Commission meeting. Commissioner Helton seconded the motion.

A roll call vote was taken on the motion:

Ballard – yes	Harrison – yes	Lambert – yes	Reeves – yes
Burchfield – yes	Hasty – yes	Lewis – yes	Samples – yes
Farmer – yes	Helton – yes	McCulley – yes	Walker – yes
French – yes	Keeble – yes	Melton – yes	
Graham – absent	Kirby – yes	Murrell – yes	
Hargis – yes	Lail – yes	Proffitt – yes	

There were 20 voting yes, and 1 absent. Chairman Pro Tem Farmer declared the motion to have passed.

**IN RE: REQUEST REGARDING HARVARD STREET.**

Commissioner Helton made a motion to refer the request back to the Highway Department to do a more in-depth study and bring back to the Agenda Committee meeting in February. Commissioner Walker seconded the motion.

A roll call vote was taken on the motion:

Ballard – yes	Harrison – yes	Lambert – yes	Reeves – yes
Burchfield – yes	Hasty – yes	Lewis – yes	Samples – yes
Farmer – yes	Helton – yes	McCulley – yes	Walker – yes
French – yes	Keeble – yes	Melton – yes	
Graham – absent	Kirby – yes	Murrell – yes	
Hargis – yes	Lail – yes	Proffitt – yes	

There were 20 voting yes, and 1 absent. Chairman Pro Tem Farmer declared the motion to have passed.

**IN RE: SETTING OF ZONING PUBLIC HEARING REGARDING REQUEST TO REZONE PROPERTY LOCATED AT 5131 HIGHWAY 411 SOUTH FROM R-1 (RURAL DISTRICT 1) TO RAC (RURAL ARTERIAL COMMERCIAL), IDENTIFIED ON TAX MAP 100 AND PARCEL 12.24.**

Commissioner Walker made a motion to forward the request to the agenda of the January County Commission meeting to set the public hearing for February 9, 2010, 6:30 p.m. Commissioner Helton seconded the motion.

A vote was taken on the motion:

Ballard – yes	Harrison – yes	Lambert – yes	Reeves – yes
Burchfield – yes	Hasty – yes	Lewis – yes	Samples – yes
Farmer – yes	Helton – yes	McCulley – yes	Walker – yes
French – yes	Keeble – yes	Melton – yes	
Graham – absent	Kirby – yes	Murrell – yes	
Hargis – yes	Lail – yes	Proffitt – yes	

There were 20 voting yes, and 1 absent. Chairman Pro Tem Farmer declared the motion to have passed.

**IN RE: ADJOURNMENT.**

Chairman Pro Tem Farmer declared the meeting to be adjourned.



JERRY G. CUNNINGHAM

Blount County Mayor

341 Court Street, Maryville, TN 37804-5906

Phone: (865) 273-5700

Fax: (865) 273-5705



JERRY G. CUNNINGHAM  
*Blount County Mayor*

DAVID R. BENNETT, CPA, CGFM  
*Assistant County Mayor*

TO: Blount County Board of Commissioners

FROM: Jerry Cunningham, County Mayor 

RE: Recommendation for Smoky Mountain Convention & Visitors Bureau

DATE: February 3, 2010

For the consideration of the full commission, I am submitting my recommendation of the following name for re-appointment to serve on the Board of the Smoky Mountain Convention & Visitors Bureau. This term would expire October 2012.

Mike Lewis



# Smoky Mountain Convention & Visitors Bureau

Blount Partnership

## 2009 Board of Directors

Office/Division	Name	Term Expires
<b>Chair</b> Motel Representative Alcoa/Maryville	Mr. Bryan Cable, General Manager Hilton Knoxville Airport 2001 Alcoa Highway Alcoa, TN 37701 Telephone: 970-4300 Fax: 984-7080 E-mail: <a href="mailto:bcable@cooperhotels.com">bcable@cooperhotels.com</a>	Began 2/8/1994 Elected 10/21/1999 Expires 10/2010
<b>Vice Chair</b> Chamber Representative	Ms. Maribel Koella NAI Knoxville P. O. Box 98 Knoxville, TN 37901-0098 Telephone: 521-8080 Fax: 546-3852 E-Mail: <a href="mailto:mwkoella@aol.com">mwkoella@aol.com</a>	Began 11/4/1993 Elected 10/14/1999 Expires 10/2011
<b>Secretary/Treasurer</b> Motel Representative Walland/Townsend Area	Mr. Mark Chipperfield Townsend Great Smokies KOA 8533 State Highway 73 Townsend, TN 37882 Telephone: 448-2241 Fax 448-6052 E-Mail: <a href="mailto:townsend@koa.net">townsend@koa.net</a>	Began 11/10/1998 Elected 6/2003 Expires 10/2010
<b>Chamber Representative</b>	Mr. Tommy Enos Woodland Homes 7525 Old Hwy. 73 Townsend, TN 37882 Telephone: 448-8102 Fax: 448-8103 E-Mail: <a href="mailto:tommy@woodlandhomes.us">tommy@woodlandhomes.us</a>	Began 1/13/2009 Elected 12/18/2009 Expires 11/2011
<b>County Commissioner</b> Representing Civil District 9	Mr. Mike Lewis GreenBank 325 W. Joule Street P. O. Box 369 Alcoa, TN 37701-0369 Telephone: 977-0800 Fax: 981-5153 E-mail: <a href="mailto:lewism@greencountybank.com">lewism@greencountybank.com</a>	Began 11/14/2006 Elected 9/21/2006 Expires 10/2009

**County Commissioner  
Representing Civil District 8** Mr. Gary Farmer Elected 9/2002  
111 Firefly Lane Began 10/2002  
Maryville, TN 37803 Expires 10/2011  
Work Telephone: 984-8110  
Home Telephone: 983-4778  
E-Mail: [farnerg@blountk12.org](mailto:farnerg@blountk12.org)

**Motel Representative  
Walland/Townsend Area** Mr. Tim Seay, Owner Elected 10/2005  
Hideaway Cottage & Log Cabins Began 10/2005  
P. O. Box 653 Expires 10/2011  
Townsend, TN 37882  
Work Phone: 984-1700  
Fax: 681-5503  
E-Mail:

**Motel Representative  
Alcoa/Maryville Area** Jewell Johnson Began 8/3/1999  
Director of Sales Elected 9/17/1998  
Courtyard by Marriott Expires 10/2010  
141 Furrow Way (Began June 2009 -  
Alcoa, TN 37701 filling un-exired term  
Work Phone: 977-8333 ext. 418 of Portia McKee – job  
[Jewell.johnson@mgibsonhotels.com](mailto:Jewell.johnson@mgibsonhotels.com) change)

**County Mayor** Mr. Jerry Cunningham, Mayor Concurrent  
Blount County Government Term  
341 Court Street  
Maryville, TN 37804-5906  
Work Phone: 273-5701  
E-Mail: [acowden@blounttn.org](mailto:acowden@blounttn.org)

**Staff:  
President/CEO** Fred Forster, President/CEO  
Smoky Mountain Convention & Visitors  
Bureau  
201 S. Washington Street  
Maryville, TN 37804-5728  
Telephone: 983-2241  
Fax: 984-1386  
E-Mail: [fforster@blountchamber.com](mailto:fforster@blountchamber.com)

**Executive Vice President of  
Tourism** Herb Handly Executive Vice President  
Smoky Mountain Convention & Visitors  
Bureau  
7906 E. Lamar Alexander Parkway  
Townsend, TN 37882  
Telephone: 448-6134  
Fax: 448-9806  
E-Mail: [hhandly@smokymountains.org](mailto:hhandly@smokymountains.org)

**SHERIFF'S MERIT BOARD  
(3 YEAR TERMS)**

**Gary Hall** 984-1737 – H  
2351 Riverside Drive  
Maryville, TN 37804

**Harold Coulter** 983-7668 – H  
207 Swanee Drive  
Maryville, TN 37804

**Danny Galyon** 983-2658 – H  
313 Luther Jackson Drive  
Maryville, TN 37804

**Jerry Marrow** 856-0566 - H  
1802 Saddle Horn Trail  
Maryville, TN 37803

**Cecil "Buster" Saffles** 982-7985 – H  
1936 Montvale Station Road  
Maryville, TN 37803

LAW ENFORCEMENT

CIVIL SERVICE MERIT SYSTEM

PRIVATE ACTS OF 1972

CHAPTER 332

SECTION 1. All counties having a population of not less than sixty-three thousand and seven hundred (63,700) nor more than sixty-three thousand eight hundred (63,800) inhabitants according to U. S. Census of population of 1970 or any subsequent U. S. Census of population may establish merit system for employees of the office of sheriff of such counties.

SECTION 2. The merit system to which this Act shall apply shall be the classified service which includes all positions and salaried employees in the office of sheriff except the sheriff, his chief deputy, jail cook, bookkeeper and his personal secretary, unless such secretary is deputized as a deputy sheriff.

SECTION 3. There is hereby created a merit service board composed of five (5) members selected by the Quarterly County Court to administer the provisions of this Act.

SECTION 4. The terms of the members shall be three (3) years; provided, however, that the initial appointment shall be as follows:

- (a) Two (2) members for one (1) year.
- (b) Two (2) members for two (2) years.
- (c) One (1) member for three (3) years.

All appointments thereafter shall be for three-year terms. A member shall be eligible to reappointment.

SECTION 5. All members of the board must be over twenty-one (21) years of age; of good moral character; a citizen of the United States and the State of Tennessee and must reside in the county.

SECTION 6. The members of the board shall receive such compensation as may be determined by the Quarterly County Court.

SECTION 7. The board shall designate one of its members to serve as chairman of the board. The sheriff shall appoint one of his employees to be personnel officer. The personnel officer shall be the keeper of the personnel records of employees under the provisions of this Act and shall serve as secretary of the merit service board.

SECTION 8. The merit service board as a body shall have the power:

- (a) To adopt and amend rules and regulations for the administration of this Act.
- (b) To make investigations concerning the enforcement and effect of this Act and to require observance of the rules and regulations.
- (c) To hear and determine appeals and complaints respecting the administration of this Act.
- (d) To establish and maintain a roster of all employees of the classified service in the office of the sheriff showing their positions, rank, compensation and places of residence.
- (e) To ascertain and record the duties and responsibilities pertaining to all positions in the classified service and to classify such positions in the manner hereinafter provided.
- (f) Except as otherwise provided in this Act to formulate and hold competitive tests to determine the qualifications of persons who seek employment in any position, and as a result of such tests, establish employment lists of eligibles for the various positions.
- (g) To establish records of the performance and a system of service ratings to be used to determine promotions, the order of lay-offs or reduction of force and the order or re-employment to assist in the determination of dismissal for cause and for other purposes.
- (h) To provide for part-time and temporary positions and appointments and to establish rules defining and governing such positions; provided, however, that no temporary position shall be more than three (3) months.
- (i) To keep any other records as may be necessary for the administration of this Act.

SECTION 9. The board shall, as soon as practical after this Act becomes operative, adopt a classification plan and make rules and regulations for its administration. The classification plan shall state for each class of positions, a class title, and the duties, authorities, responsibilities and character of work required for each position. Each class of positions may be subdivided, and classes may be grouped and ranked in such manner as is deemed appropriate. The board shall determine the requirements of each position and class thereof as to education, experience, capabilities, knowledge and skill. As far as practical, the probable lines of promotion to and from the classes of position shall be indicated.

SECTION 10. The board may, upon request and advice of the sheriff, create new positions or combine, alter or abolish existing positions in such manner as the board, acting with the advice of the sheriff, deems necessary for the effective operation of the office of sheriff; provided, however, that no position in the classified service shall be abolished except upon approval of the board acting in good faith upon the advice of the sheriff.

SECTION 11. The board shall formulate reasonable rules governing the granting of leaves of absence to members of the classified service in good standing. The board shall request the

recommendation of the sheriff upon any request of leave of absence before acting thereon and shall be guided by the requirements of the adequate law enforcement and operational efficiency of the office of sheriff when considering any such request for a leave.

Any person coming under the classified service who shall hereafter be inducted into the armed forces of the United States of America, or who shall hereafter enter said service voluntarily, by enlistment or otherwise in a time of war or other national emergency shall, upon application to the sheriff, receive a military leave of absence for the duration of the period of service required. Such employee shall retain all rights for seniority and shall be entitled to re-employment in the same capacity and position which he held at the time of entering said military service. The application for such rein-statement in position shall be made by or on behalf of such employee within three (3) months after termination of active service in the armed forces.

SECTION 12. The sheriff shall inform the board by periodic reports of the employment needs of the office of sheriff and the board shall, as often as required by the needs of the office of sheriff, hold tests for the purpose of establishing lists of eligibles for the various positions in the classified service. Such tests shall be public, competitive and open to all persons who may be lawfully appointed under the rules promulgated by the board and existing prior to the announcement of the examination. Such rules shall set limitations as to residence, age, health, habits, moral character and other necessary pre-requisites for the performance of the duties of the position for which examination is designated and such rules shall not be less than those provided in Section 38-1104 of the Tennessee Code Annotated.

Promotion tests shall be public, competitive and free to all persons examined and appointed under the provisions of this Act and who have held a classified position with the office of sheriff for at least one (1) year period of time. All tests shall be practical and shall consist only of subjects which will fairly determine the capacity of the person examined to perform the duties of the position in which the appointment is to be made. Tests may include examination for physical fitness and manual skill. No questions in any test shall relate to religious or political opinions or affiliations. The eligibles shall take rank upon a list which shall be compiled for each position, in the order of their relative excellence as determined by the tests without reference to the priority of the time from when the tests are given. No lists of eligible persons shall be valid after one (1) year except, however, the merit service board may extend an eligible period for not more than one (1) year. Notice of the time, place and general scope of each test and the duties, pay and experience required for all positions for which the test is to be held, shall be given by; the board to each applicant at least one (1) week preceding the test. The notice must be in writing and addressed to the last known address supplied by the applicant. Notice of promotional tests shall be given as the board may prescribe.

SECTION 13. Whenever a vacancy occurs in any position in the classified section of the office of sheriff, the sheriff shall make requisition to the board for the names and addresses of all persons eligible for appointment thereto. The board shall certify the names of all persons on the eligible list for position wherein the vacancy exists within thirty (30) days of the requisition to the board. The sheriff thereupon shall investigate each of the five (5) highest on the list of eligibles. In the event the investigations result in none of the five (5) eligible persons being acceptable to the sheriff, he shall investigate the next five (5) eligibles on the list, one after another until one of the eligibles investigated is acceptable to the sheriff. The sheriff shall appoint such person to the

position wherein the vacancy exists and shall notify the board of his action. If the merit service board fails to provide a list, then the sheriff may make appointments to vacancies after having notified the board of his action or his intentions so to do.

No appointment or promotion for any position in the classified service, shall be deemed complete until after the expiration of six (6) months probationary service during which time the sheriff may determine the effectiveness of the employee. If in his judgment the employee does not meet the standards, he may terminate the employment of any person certified and appointed when he deems it to be in the best interest of the service. Whenever a position of the classified service is filled by promotion and the services of the person promoted are terminated by the sheriff during the probationary period, such person shall forthwith be returned to duty in the previous position held by him in the classified service unless such person's conduct during the probationary period had given grounds for dismissal for cause under this Act. Any person dismissed during the probationary period shall not be eligible to a hearing before the board.

A person who is certified to the sheriff and does not report for duty at the time so designated and who does not explain such failure to report in writing within five (5) days, may be rejected by the sheriff who shall forthwith notify the board of the action taken and the reason therefor, and the person's name will then be removed from the eligible list.

SECTION 14. All employees in the classified service may be transferred from one position to another in the same class, and not otherwise. Transfers may be instituted only by the sheriff and shall be permitted only with the consent of the sheriff.

SECTION 15. The practice and procedure of the board with respect to any investigation by the board as authorized by this Act, shall be in accordance with the rules and regulations to be established by the board. Such rules and regulations shall provide for a reasonable notice to all persons affected by any order which the board may issue upon completion of such investigation. Such persons shall have the opportunity to be heard either in person or by counsel, and to introduce testimony in his behalf at a public hearing which shall be held for that purpose.

The board, when conducting any investigations or hearings authorized by this Act, shall have the power to administer oaths, take depositions, issue subpoenas, compel the attendance of witnesses and the production of books, accounts, papers, records, documents and testimony. In case of the obedience of any person to comply with the orders of the board or of a subpoena issued by the board or any of its members, or on the refusal of a witness to testify on any matter on which he may be lawfully interrogated, the judge in any court of record within the county on application of any member of the board, shall compel obedience by proceedings as for contempt. The sheriff or his legal deputy shall serve such subpoenas as issued by the board.

SECTION 16. The sheriff shall give an immediate report in writing of all appointments, reinstatements, vacancies, absences or other matter effecting the status of any member of the classified service or the performance of the duties of such members. The report shall be in the manner and form prescribed by the board.

The sheriff may suspend any employee for not more than ten (10) days for cause and there shall be no right of appeal for any suspension thereof. Provided, however, the sheriff shall not have

the authority to suspend any employee for more than one suspension of ten (10) days within any given six (6) month period of time without a right of appeal. If the sheriff shall suspend any employee for a period longer than ten (10) days, the suspended employee shall be notified in writing of the charges which caused his suspension. He shall thereafter have ten (10) days to request a hearing before the merit service board, and upon his request the board shall set a hearing not more than thirty (30) days from the date of the receipt of his request for a hearing.

SECTION 17. The sheriff shall have the authority to dismiss any employee for ordinary cause with a right of appeal to the board assured the employee. The dismissed employee shall be notified in writing of the causes for dismissal. He shall have ten (10) days to request a hearing before the board and upon his request the council shall set a hearing not more than thirty (30) days from the date of the receipt of his request. The rules of procedure for the conduct of any investigation by the merit service board shall apply to this hearing. Upon a finding by the board that the sheriff has not complied with the procedures of board, the board may order the employee to be reinstated.

SECTION 18. No. employee holding a position in the classified service shall take an active part in any political campaign while on duty nor under any circumstance shall any employee of the office of sheriff solicit money for political campaigns or in any way use his position as a deputy sheriff so as to reflect his personal political feelings as those of the office of sheriff or to use his position as deputy sheriff to exert any pressure on any one person or group of people to sway that person's or persons' political views. Neither an employee while on duty nor any officer while in uniform shall display any political advertising or paraphernalia on his person or on his automobile. No employee of the office of sheriff shall make any public endorsement of any candidate in any campaign for elected office. However, nothing in this Act shall be construed to prohibit or prevent any such employee from becoming or continuing to be a member of a political club or organization and enjoying all the rights and privileges of such membership or from attending any political meetings, while not on duty, or in the course of his official business, nor shall he be denied from enjoying any freedom from interference in the casting of his vote. Any person violating the provisions of this Section shall be dismissed from the service of the office of the sheriff.

SECTION 19. The sheriff shall not require any employee in the classified service to participate in any political activity as a condition of employment, continuation of employment, or promotion. If, upon an investigation by the board and its determination that such actions have taken place, the board shall issue an order to the sheriff to cease and desist such activity. If the sheriff fails to comply or persists in the activity, the council may apply to any court of record in the county for a citation of contempt.

SECTION 20. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not effect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to that end the provision of this Act are declared to [sic] severable.

SECTION 21. All laws or parts of laws in conflict with the provisions or [sic] this Act are hereby repealed.

SECTION 22. This Act shall become effective as to any county to which it may apply when the same shall have been approved by the Quarterly County Court of such county by vote of not less than two-thirds ( $\frac{2}{3}$ ) of the members thereof, such approval to be made by said Quarterly County Court within ninety (90) days after the sine die adjournment of the General Assembly of the State of Tennessee for the year 1972, the public welfare requiring it becoming effective at the time. Its approval or non-approval shall be proclaimed by the presiding officer of the Quarterly County Court and certified by him to the Secretary of State.

SECTION 23. For the purpose of approving or rejecting the provisions of this Act, as provided in Section 22, it shall be effective on becoming a law, the public welfare requiring it. For all other purposes it shall become effective September 1, 1972 upon being approved as provided in Section 22.

PASSED: March 22, 1972.

**HMIS – A History** U.S. Department of Housing and Urban Development HMIS (Homeless Management Information System) began as a grassroots effort in the mid to late 90's to use technology at the community level to improve service delivery, the Continuum of Care (CoC) process, and community planning. As this effort grew, it caught the attention of Congress. In 2001, Congress issued a directive to HUD to provide data and analysis on the extent and nature of homelessness and the effectiveness of the McKinney-Vento Act programs, including:

- Developing unduplicated counts of clients served at the local level;
- Analyzing patterns of service use; and
- Evaluating the effectiveness of these systems.

HUD responded to the directive by convening grassroots communities, technology experts, and service providers in a process to inform the development of the HMIS Data and Technical Standards (HMIS Standards) and standard methods for conducting one night counts (Point in Time).

HUD requires all McKinney-Vento funded providers the implementation of and participation in HMIS and made HMIS an eligible use of Support Housing Program (SHP) funds through the CoC Notice of Funding Availability (NOFA) process. To support this effort, HUD also implemented a National Technical Assistance component to assist communities with the details of implementation. Between 2001 and 2005, Communities begin to implement HMIS and collect data to support program evaluation, community planning, and funding requests and grant writing. Each year, HUD increases the scoring in the NOFA process for HMIS implementation progress. HUD develops and publishes the first Annual Homeless Assessment Report (AHAR) in 2007. The AHAR is a report based on the Universal Data Elements in the HMIS Standards and information from the Housing Inventory Chart that provides aggregate data from communities to HUD via excel spreadsheets. This report, along with data from CoC NOFA applications, provides data for HUD and Congress to make programmatic and funding decisions for homeless programs. Congress continues to update the directive stating in 2007 that HUD must ensure full HMIS participation by all CoC and that future CoC funding will be tied to participation in HMIS and the AHAR. HUD announces that eventually CoC participation in the AHAR will become mandatory. In the 2008 CoC NOFA, HUD increases the scoring component for HMIS implementation and use to 24 points, which effectively signaling the importance of a fully functional HMIS and the shift towards evidenced based practices. Communities are now voluntarily providing data for the AHAR report and are implementing advanced uses of technology (data warehousing, handheld devices, and GIS) and analytical processes (self-sufficiency, impacts of program models on client outcomes, effectiveness of 10-yr plans, and advocacy) to support their efforts.

## **HMIS what is it?**

HMIS means Homeless Management Information System. HMIS is a computer system that lets agencies add information and view information from other agencies on homeless situations.

This information is used to:

- run our programs
- get more money for services for homeless persons
- make it easier for homeless persons to get services
- make services for homeless persons better
- understand the needs of homeless persons better

We add your information to information we have gotten from other homeless persons. This helps us figure out what services all homeless persons need. Your Social Security Number, Name, Birthday, and other information about your situation is sent to a computer at the Maine Bureau of Information Systems. This computer is run by Maine State Housing Authority and the 3 Continuums of Care. The Continuum of Care is a group of agencies who provide services and housing to homeless persons in your area. **THE HMIS DOES NOT TRACK YOUR PERSONAL INFORMATION.** Your Social Security Number and Name are not provided to the general public, researchers, or law enforcement (unless bound by law) – it is only used to connect the services we provide to you with the services you may have received at another agency. In HMIS, you become one of many persons who are in the same situation. **NO ONE WHO IS NOT AUTHORIZED WILL KNOW YOUR NAME.** Your information is protected by the most current computer security technology and very strict confidentiality rules of our agency.

February 8, 2010

### Report Regarding Request Concerning Harvard Street

A letter of request from Mr. Myron Farner regarding Harvard Street in Morganton Acres Subdivision at the end of Davenport Road off Morganton Road, dated January 5, 2010, was received by the Blount County Highway Department in early January. A copy of the letter and its attachments was submitted to the Agenda Committee of the Blount County Commission at its January, 2010, meeting. The letter requested that an unfinished portion of Harvard Street be completed in a westerly direction to the end of the platted rights-of-way. The Highway Department was instructed to prepare a report concerning the request for submission to the Agenda Committee at its regular meeting on February, 9. The following is the information this Department has been able to gather from public records.

#### HISTORY:

Harvard Street is included on a plat of "Morganton Acres," a subdivision originally containing 29 lots located in the 19<sup>th</sup> Civil District off Morganton Road in Blount County outside of the Maryville, Tennessee city limits. The plat is dated November 24, 1956, and was recorded with the Register of Deeds in early December, 1956. (the record date was not shown on the plat, the approximate date was determined by the plat being bracketed between plats recorded with earlier and later dates.) The layout of the lots and streets of "Morganton Acres" on the plat of record is consistent with the layout depicted on current property maps of record in the Property Assessor's office. Harvard Street is located where the north end of Davenport Road "tees" into Harvard Street. A portion of Harvard Street approximately 100 feet in length lies west of the intersection and deadends into the unimproved rights-of-way described above, while the remaining portion approximately 1055 feet in length is a cul-de-sac extending east from Davenport Road. Harvard Street has an average width of 18 feet, a rights-of-way width of 50 feet, and the "Official Roads List" shows a current overall length of 1155 feet. Approximately 532 feet has not been completed and is not being maintained by the Highway Department, although a fifty feet wide rights-of-way is provided on the plat for the unfinished portion. The unused rights-of-way comprises approximately six tenths of an acre of which half is in grass and half consists of scrub growth and small to medium size trees. It is difficult to determine if ever or to what extent the original roadway in this area was completed when the other roads in the subdivision were built. There are two parcels of interest that derive their road access solely from Harvard Street, although four other lots lie adjacent to Harvard Street, but are primarily accessed by other county roads. The unimproved portion of rights-of-way terminates at the line of unimproved property lying to the west. Records of sales, home construction, and other such confirm the development of "Morganton Acres" in the late nineteen fifties and sixties.

#### ANALYSIS:

The letter from Mr. Farner requests that the uncompleted portion of Harvard Street, approximately 532 feet, lying to the west of Davenport road be completed to provide access to

property (Lot 25 of the "Davenport Acres" subdivision) recently purchased by his parents. Currently Lot 25 fronts on the unfinished rights-of-way, but no portion of this property actually fronts on any of the completed portion of Harvard Street. Lot 25 is bounded on the south by the aforementioned rights-of-way, on the west by undeveloped land, on the north by Big Springs Industrial Park and the Maryville city limits, and on the east by Lot 26 occupied by Morganton Acres Church of God, about three fourths of which property in Lot 26 fronts on the maintained portion of Harvard Street. In October, 1975, abiding by state law, the Blount County Legislative Body promulgated an "Official List of County Roads" that included all roads or portions thereof which were to be publicly maintained by the Blount County Highway Department. Any road in Blount County not named on this list and not maintained by TDOT, any of the various cities in Blount County, TVA, the National Park Service, or any other public agency, is deemed to be a private road, regardless of its actual use, even though that use may be public in nature. In creating that list, apparently Highway Department personnel were interviewed about each individual road and determinations were made as to which roads or portions thereof were to be included on the final list. Other information gathered included rights-of-way widths (some from plats of record, some from field measurements where no plats were available), road lengths from field measurements of actual portions maintained at that time, and other pertinent data from whatever sources were available. The focus apparently was on roads and portions of roads which were actually being maintained at the time the list was created. However, this project was a formidable (and tedious) task and it is not surprising that some errors have been discovered since that time. Regardless, the "List," even with some errors, in its final form as of October, 1975, was accepted as the final authority on the true status of a road. Errors, as they have been discovered on occasion, have been addressed individually on a case by case basis since that time. All changes and amendments to the "List" are done exclusively by the action of the Blount County Commission. The "Official Roads List" is amended by resolution regularly in January of each year to add roads which have been newly constructed as County roads and have been formally approved by one of the local planning authorities as meeting published standards for county-maintained roads.

#### CONCLUSION:

Regarding the request of Mr. Farner, there appears to be three options available to the Blount County Commission to address his request. The first option available is as follows. In 1988, at the request of the Blount County Legislative Body, a "Private Act" was passed by the Tennessee State Legislature which allowed the Blount County Commission to consider adding a private road to the "List" if the road is providing access to multiple parcels and if the road has existed and functioned in this manner since prior to January 1, 1977. This option requires that the interested property owners making the request shall provide for two-thirds and the County one-third of the costs of improving the road to a standard acceptable for addition to the "List." Additionally, sufficient rights-of-way must be provided by the landowners, and according to usual practice, the landowners must execute an agreement with the County to develop the project and must deposit the landowners' share of the project costs with the Blount County Trustee prior to the beginning of construction. To comply with state law prohibiting local highway departments from doing work on private roads, a resolution adding the road to the "List" must be approved by the Commission prior to the Highway Department conducting any construction or

maintenance on the road. Regarding the second option, on a very few occasions, the Commission has determined that indeed a road was omitted from the "List" in 1975 due to an error and that the practical and reasonable means to correct the error is to take action to amend the "List" to include the road. This action is also accomplished by the Blount County Commission approving a resolution amending the "List." The funds for all costs to make the required improvements are provided by the County. However, this option has rarely been used and has required substantive evidence to support the contention that the original omission was in error. The third option is to take no action in response to this request. Either of the first two options would involve clearing and grubbing, grading, ditching, paving, and other related tasks required to construct a new extension of roadway up to 532 feet in length and a minimum of 18 feet in width on existing rights-of-way with a minimum of one-third and up to a maximum of 100 percent of the estimated costs.

R.A. Abbott  
Blount County Highway Department

February 9, 2010

ESTIMATE

SYNOPSIS OF WORK:

The tasks involved include the following:

Before any work can begin, a resolution adding this portion of Harvard Street to the "Official Roads List" must be acted on and approved by the County Commission.

The initial requirement will be the survey of the adjacent properties to locate and identify the limits of the rights-of-way for the installation of silt barriers for stormwater management and to insure no encroachments onto private property, and to locate and assess required drainage improvements (cross-drains, side-drains, ditches, silt ponds, and the like).

The property must be cleared and grubbed to clean up the site in preparation for grading. Refuse must be removed from the property and hauled to a waste area off the premises. Measures must be put in place to mitigate the tracking of mud and other debris onto existing road surfaces so as not to create traffic hazards or major inconvenience to the surrounding residents.

After a temporary centerline is located, grading of the site is begins. Topsoil must be removed from the proposed roadway and the subgrade is assessed to determine if the existing soil is suitable for the new road. Any required silt pond may be constructed at this time. Undercutting unsuitable soil is performed and that soil is hauled away for deposit at a waste area. Any needed topsoil is retained nearby for restoring the site after completion of grading. The site is graded to the finished subgrade, excess soil is hauled away after any required fills or backfills are completed. Initial ditching and the placement of any required crossdrains and sidedrains and the completion of any required silt ponds may be done. The replacement of topsoil to restore the site could begin at this stage. The site is then fine graded and the roadway itself is proof rolled in preparation for the placement of base stone. Damage to any silt fences and other related stormwater provisions may be repaired or adjusted as needed.

The placement of base stone begins. Crushed stone is hauled to the site by trucks and dumped on the roadway. The stone is spread and compacted by suitable equipment and generally made ready for the asphalt paving. Any soft spots observed in the roadway will be addressed during this process

After the possible application of a prime coat of liquid emulsified asphalt, the coldmix asphalt paving material is placed atop the base stone and compacted for a finished surface.

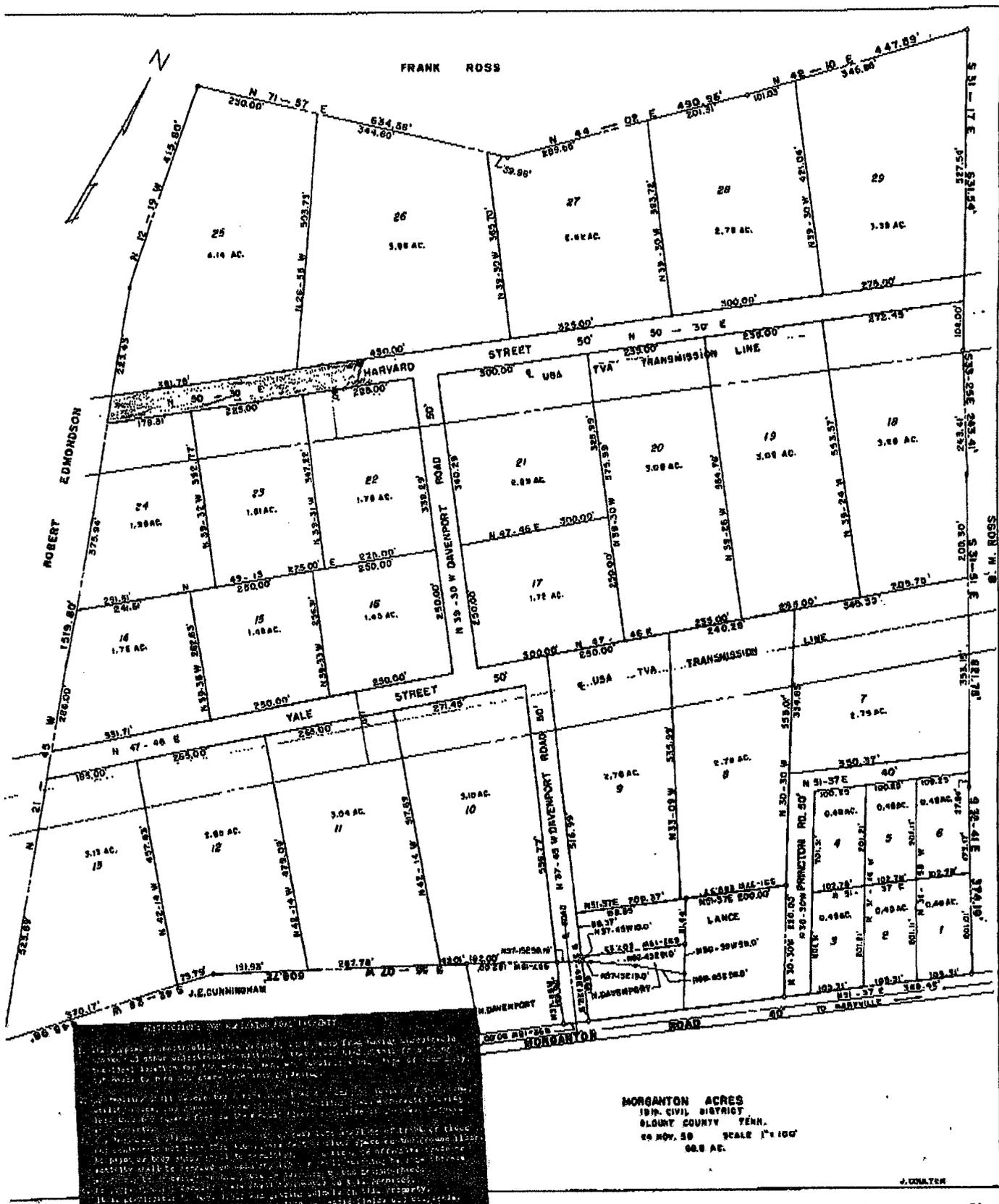
Final placement of topsoil to restore the site in preparation for seeding and strawing is completed. Final dressing of any ditches and the placement of any additional drainage features is completed. Silt fencing is left in place until vegetation is restored. Seeding and strawing is performed and a final dressing and cleanup of the site is done.

Required traffic control signs or markings and street name signs are installed.

The total estimated costs of the improvements for an extension of 532 feet to Harvard Street is-

\$ 16,825.00

RAA



**NOTICE OF SALE**  
 The undersigned, J.E. Cunningham, do hereby certify that the above described land is the property of the undersigned and is being sold to the highest bidder for cash at public sale on the 15th day of November, 1959, at 10:00 o'clock A.M. at the courthouse in Blount County, Tennessee. The terms of sale shall be as follows: The purchaser shall pay to the undersigned the sum of \$10,000.00 in cash at the time of sale. The balance of the purchase price shall be paid in three equal installments of \$3,333.33 each, due on the 15th day of November, 1960, 1961, and 1962. The purchaser shall also be responsible for the payment of all taxes and other charges which may be levied against the property. The undersigned reserves the right to cancel this sale if the property is not sold by the time specified above. Witness my hand and seal this 10th day of November, 1959.

J. CUMMINGS

1/5/2010

Myron Farner  
1926 Harvard St  
Maryville TN 37801

Bill Dunlap  
1227 McArthur Road  
Maryville TN 37804

Dear Sir

As per instructions given by Mr. Abbott, I am writing on behalf of my mother Juanita Farner, to request that the west end of Harvard Street, in Morganton Acres, Maryville TN, be re-opened or re-established and maintained by the county as it once was.

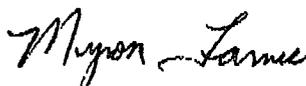
My family has lived in this subdivision since 1960. My father built the first house in here and myself and my brother have hunted, played, and rode over, quite possibly every foot of property here and Harvard Street was here from the beginning. It ran the entire distance from the George Ross property to the Robert Edmonson property.

My parents just recently purchased a parcel of property on Harvard Street from Mr. Robert White of Smyrna TN. Mr. White purchased the property on 6-18-1957 and the deed identifies the property as being on Harvard Street, but the street in its current condition does not continue on in front of the property. The original plat of the subdivision identifies Harvard Street, but shows it to be approximately 425 to 500 feet longer than is now maintained and the road bed is still discernable in satellite photos taken as recently as January 2007 (please see attached).

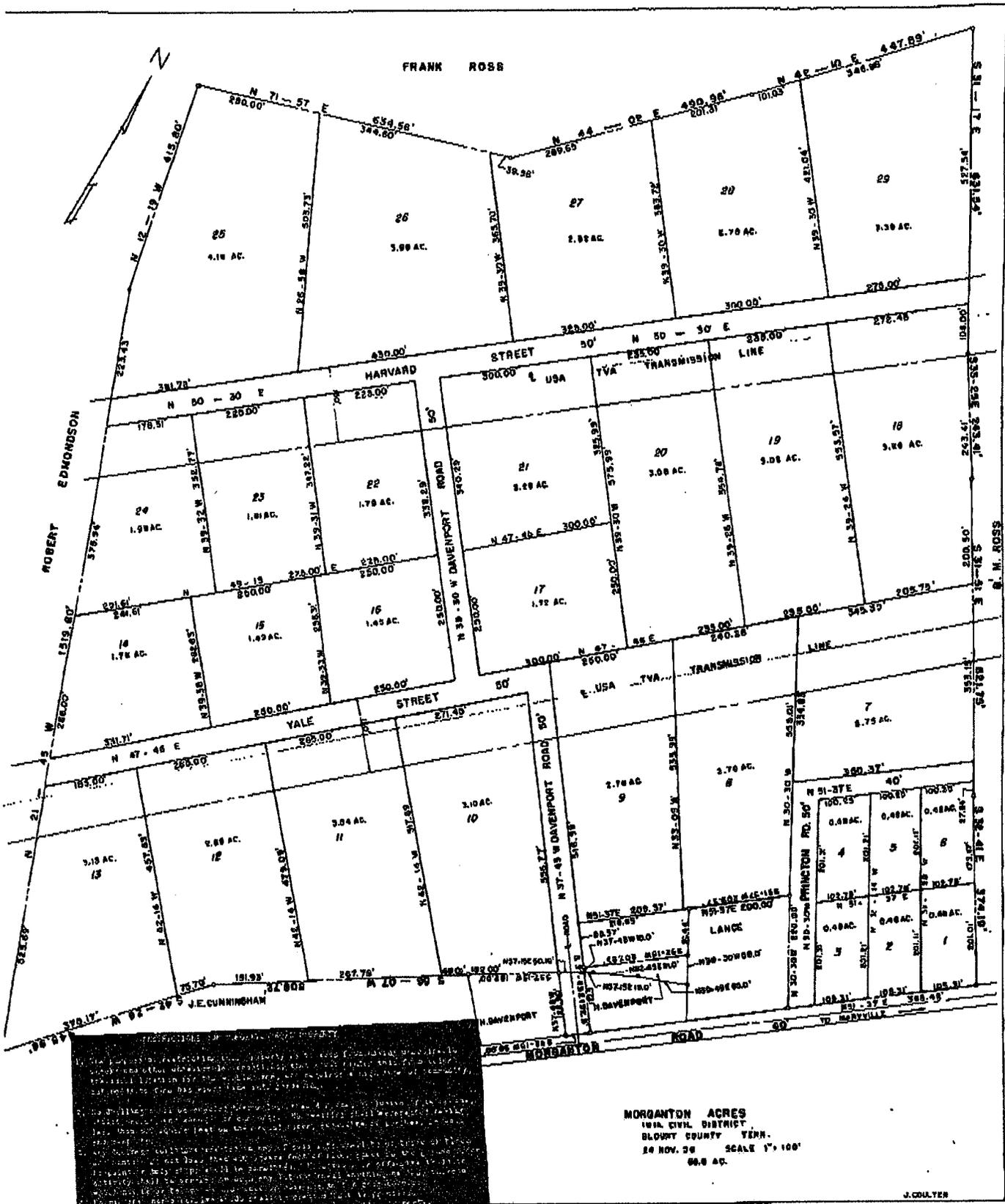
Why this section of the street has been neglected by the county is not known, but we request that it be re-established and maintained so as to allow access to said property.

Your consideration and action regarding this matter will be greatly appreciated.

Thank you.



Myron Farner  
1926 Harvard St  
Maryville TN 37801  
Phone 865-984-5958  
865-363-5959



[REDACTED]

**RESOLUTION NO. 10-02-004**

**Sponsored by: Commissioners Kenneth Melton and Mike Lewis**

**A RESOLUTION TO AMEND GENERAL COUNTY FUND BUDGET.**

**WHEREAS**, Blount County would like to amend the General County Fund Budget to appropriate funds in order to account for indigent billings through December, 2009.

**WHEREAS**, it is deemed to be in the best interest of Blount County to amend the General County Fund Budget as requested.

**NOW THEREFORE, BE IT RESOLVED BY THE** Board of Commissioners of Blount County, Tennessee assembled in regular session this 18th day of February, 2010 that the General County Fund Budget shall be amended as follows:

**Revenue:**

101-0-455401-51900                      General Sessions fees .....\$1,023,057.58  
**(indigent billing)**

**APPROPRIATION:**

101-051900-500332-51900      Legal Notices .....\$1,023,057.58

**Duly authorized and approved this 18th day of February, 2010.**

**CERTIFICATION OF ACTION**

**ATTEST**

\_\_\_\_\_  
**Commission Chairman**

\_\_\_\_\_  
**County Clerk**

Approved: \_\_\_\_

Vetoed: \_\_\_\_

\_\_\_\_\_  
County Mayor

\_\_\_\_\_  
Date

See attachment  
Page 1 of 2

Blount County, Tennessee  
REQUEST FOR BUDGET INCREASE/DECREASE  
Fiscal Year 2009-2010

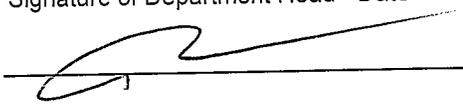
Fund Number 101 Cost Center Number 51900  
Fund Name Gen Fund Cost Center Name Other Gen Admin

	ACCOUNT NUMBER	ACCOUNT NAME	AMOUNT
Appropriation:	101-051900-500332-51900	Legal Notices	1,023,057.58
	Total Appropriation:		1,023,057.58

	ACCOUNT NUMBER	ACCOUNT NAME	AMOUNT
Estimated Revenue:	101-0-455401-51900	Gen Session fees - Indigent billing	1,023,057.58
	Total Estimated Revenue:		1,023,057.58

Reason for requested increase/decrease:  
Indigent billing through December 2009.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Note:  
Total appropriation  
must agree with total  
estimated revenue.

Signature of Department Head Date  
  
\_\_\_\_\_

# Indigent Billing

Page 2 of 2

Circuit Court Clerk:

<u>Date</u>	<u>Vendor #</u>	<u>Amount:</u>
2/24/2009	9449	7,500.00
2/25/2009	33390	31,424.14
3/2/2009	33390	59,923.50
6/23/2009	143710	7,537.00
6/25/2009	143710	24,283.00
6/25/2009	9450	78,341.00
	<u>Total</u>	<u>209,008.64</u>

7/14/2009	9449	110,299.00
7/17/2009	9450	91,176.17
7/24/2009	9450	91,003.91
8/3/2009	9450	141,586.11
8/13/2009	9450	54,943.73
8/13/2009	9449	11,500.00
8/18/2009	143710	4,613.00
8/21/2009	9450	38,485.03
8/21/2009	9450	41,354.04
8/28/2009	143710	3,953.00
9/1/2009	143710	37,798.00
9/30/2009	9450	32,169.00
10/1/2009	143710	6,915.00
10/19/2009	9450	34,721.00
12/15/2009	143710	10,443.00
12/16/2009	33390	39,107.95
12/31/2009	9450	55,731.00
1/4/2010	9449	8,250.00
		<u>\$ 814,048.94</u>

**Total to be Paid**                      \$ 1,023,057.58

**Rhonda Pitts**

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**From:** Julie Talbott [jtalbott@blounttn.org]  
**Sent:** Tuesday, February 09, 2010 9:35 AM  
**To:** 'Rhonda Pitts'  
**Cc:** arippetoe@blounttn.org; 'Susan Gennoe'; 'Jerry Cunningham'; 'Steve Samples'; mlewis@blounttn.org; kmelton@blounttn.org; jkeeble@blounttn.org  
**Subject:** addition to agenda meeting agenda from Budget Committee meeting  
**Attachments:** Compliance of Purchasing Policies.pdf

Rhonda,

Item E3b from the Budget Committee agenda was referred to the Commission for approval without Budget Committee recommendation as the criteria does not comply with the Budget Committee policies set in place effective Jan 1, 2008.

The portions of the two invoices that were dated after the po date have already paid. However, the payment for the dates prior to the po date have been held due to the fact it was against policy guidelines.

I have attached a copy of the guidelines for your convenience.

Thanks and have a great day!

Julie

*Julie Talbott*

**Budget Manager & Special Projects Manager**  
**Blount County Government**  
341 Court Street  
Maryville TN 37804  
865.273.5715 office  
865.273.5724 fax  
jtalbott@blounttn.org

# Blount County Purchasing / Budget Committee

## February 8, 2010 5:30 pm

### Committee Members:

Jerry Cunningham, John Keeble, Mike Lewis, Kenneth Melton & Steve Samples

A. ROLL CALL

B. INPUT ON ITEMS ON THE AGENDA

C. PURCHASING

1. DISCUSSION / POSSIBLE ACTION REGARDING

- a. Resolution for lease of a copier

2. INFORMATION ONLY

- a. Emergency Purchases  
b. Awarded Bids  
c. Sole Source

D. APPROVAL OF MINUTES

E. FINANCE

1. INCREASE/DECREASES (*All Inc / Dec go to Commission for approval*)

- a. Gen Co / Other General Admin / indigent billing through Dec 09 flow through / \$1,023,057.58

2. TRANSFERS (*\* to Commission for approval*)

- a. Gen Co / Election Commission / dependant insurance / \$3,162  
b. Gen Co / Election Commission / adding clerical personnel from contracted services contract / \$40,669.20  
c. GPSF / Early Childhood Ed / other contracted services from salary lines / \$39,179

3. DISCUSSION / POSSIBLE ACTION REGARDING

- a. General Fund-Resolutions to reclassify Blount County area fire departments to the Fire Prevention and Control cost center and to reinstate their funding to \$5,000 per agency per budget year beginning with the FY 10-11 budget cycle-*requested by Commissioner Hargis*
- b. Federal Projects School Fund-Request for special exception to rules of "invoice date prior to po date" for payment to parents participating in the Public School of Choice mileage reimbursement program / \$86.25 to Leigh Jones, \$101.53 to Adina Chumley
- c. Homeless Management Information System-*requested by Commissioner Murrell, Rod Jackson*

4. REPORTS

F. INPUT ON ITEMS NOT ON THE AGENDA

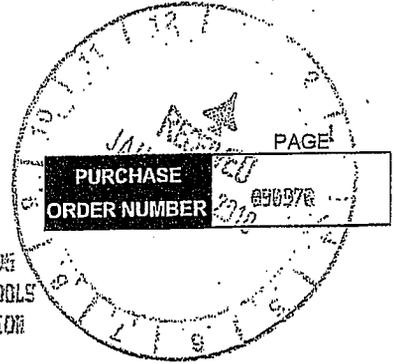
# BLOUNT COUNTY GOVERNMENT

385 Court Street

Maryville, Tennessee 37804-5906

## PURCHASE ORDER

*VS 2010*



VENDOR NO. 150570

LEIGH A JONES  
3924 KESER STATION RD  
LOUISVILLE TN

SHIP TO

SHIP TO NO: 000004  
BLOUNT COUNTY SCHOOLS  
ELEMENTARY EDUCATION  
DAVID MURRELL  
631 GRANDVIEW DRIVE  
MARYVILLE TN

37803

D/CONTRACT#	REQ/EMPL	TERMS	FOB	SHIP VIA
	050964 KYD			

CLASS	ACCOUNT NUMBER	DESCRIPTION	QUANTITY	UNIT COST	TOTAL AMOUNT
1 DESC	142-072130-500599-11002	MILEAGE REIMBURSEMENT FOR PUBLIC SCHOOL CHOICE FOR MICHAEL CLARE JONES 24.16 MILES ROUND TRIP	1.00 LT	2200.0000	2200.00
<p><i>Requested \$1010.37</i> <i>Paid (924.12)</i> <i>Need approval for remaining inv to date</i></p> <p><i>75 days x 24.16 x .51 = 924.12</i></p> <p><i>1010.37</i></p>					
TOTAL					2200.00

SPECIAL INSTRUCTIONS: KRISTY YATSE  
PURCHASING USE ONLY:

SEND 3 COPIES OF INVOICE TO:

BLOUNT COUNTY SCHOOLS  
FEDERAL PROJECTS ACCOUNTS PAYABLE  
631 GRANDVIEW DRIVE  
MARYVILLE TN

37803

Complete   
Partial

I certify that above listed items have been received in acceptable condition and I hereby authorized payment of the invoice.

Department Head

Date

BLOUNT COUNTY WILL NOT BE RESPONSIBLE FOR FIRST PAYMENT DISCOUNT IF INVOICE IS NOT SENT TO ABOVE ADDRESS.

CONTROL NUMBER

074613

RECEIVING COPY

IF THERE IS AN OTHERWISE UNENCUMBERED BALANCE ON THE CREDIT OF THE PROPER APPROPRIATION, FUND, OR FUND TO MEET THE EXPENDITURE AUTHORIZED BY THIS PURCHASE.

\_\_\_\_\_  
FINANCE DIRECTOR

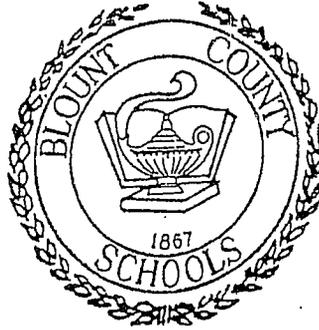
APPROVED:

DATE 05/12/09

\_\_\_\_\_  
PURCHASING AGENT

Director of Schools  
Mr. Rob Britt

(865) 984-1212  
FAX (865) 980-1002



BOARD OF  
EDUCATION

Chris Cantrell  
John P. Davis, Jr.  
Charles Finley  
Brad K. Long  
Dr. Don McNelly  
Mike Treadway  
Rob Webb

831 GRANDVIEW DRIVE  
MARYVILLE, TENNESSEE 37803

To: Leigh Ann Jones

From: David C. Murrell, Federal Programs Director

Date: July 13, 2009

RE: Public School Choice for 2009-2010

You are eligible to continue exercising the right for your child to attend Carpenters Middle School under No Child Left Behind provisions. Please submit this letter to the Blount County Schools Office of Federal Programs to my attention by July 27, 2009 if you wish to continue. You will receive reimbursement at a rate of \$.51 per mile roundtrip for each day your child attends Carpenters Middle School. The mileage rate is subject to change as approved by the Blount County Schools Board of Education. Checks will be processed by Blount County Government after each semester.

I wish to continue exercising my child's right to Public School Choice.

Leigh Ann Jones  
Parent Signature

7-22-09  
Date

# BLOUNT COUNTY GOVERNMENT

385 Court Street

Maryville, Tennessee 37804-5906

## PURCHASE ORDER

PAGE 1

**PURCHASE ORDER NUMBER** 090971

VENDOR NO. 102189

ADINA CHUMLEY  
1240 HARBLE HILL DR  
FRIENDSVILLE TN

37737

SHIP TO

SHIP TO NO: 000095  
BLOUNT COUNTY SCHOOLS  
ELEMENTARY EDUCATION  
DAVID MURRELL  
831 GRANDVIEW DRIVE  
MARYVILLE TN

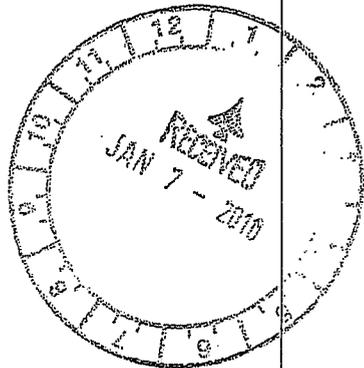
37803

D/CONTRACT#	REQ/EMPL	TERMS	FOB	SHIP VIA		
	050753 KYS					
M	CLASS	ACCOUNT NUMBER	DESCRIPTION	QUANTITY/UM	UNIT COST	TOTAL AMOUNT
1	DESC	142-072130-500599-11002	MILEAGE REIMBURSEMENT FOR PUBLIC SCHOOL CHOICE FOR EMMA GRANAN 28.44 MILES ROUND TRIP	1.00 L	2600.0000	2600.00
<p><b>SPECIAL INSTRUCTIONS:</b> PD TO KRISTI YATES</p> <p><b>PURCHASING USE ONLY:</b></p>						<p><b>TOTAL</b> 2600.00</p>

1/10/10

~~15010~~  
acct copy avail.

Requested \$ 1261.88  
Paid <1160.35>  
Need approval for remaining - inv > PO date  
\$ 101.53



80x28.44  
x.51  
1160.35  
1261.88  
(P)

SEND 3 COPIES OF INVOICE TO:

BLOUNT COUNTY SCHOOLS  
FEDERAL PROJECTS ACCOUNTS PAYABLE  
831 GRANDVIEW DRIVE  
MARYVILLE TN

37803

Complete

Partial

I certify that above listed items have been received in acceptable condition and I hereby authorized payment of the invoice.

Department Head

Date

CONTROL NUMBER

074614

RECEIVING COPY

BLOUNT COUNTY WILL NOT BE RESPONSIBLE FOR POST PAYMENT DISCOUNT IF INVOICE IS NOT SENT TO ABOVE ADDRESS.

HERE IS AN OTHERWISE UNENCUMBERED BALANCE ON THE CREDIT OF THE PROPER APPROPRIATION, ALLOTMENT, OR FUND TO MEET THE EXPENDITURE COVERED BY THIS PURCHASE.

FINANCE DIRECTOR

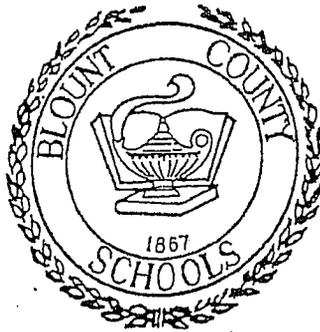
APPROVED:

DATE 08/12/09

PURCHASING AGENT

Director of Schools  
Mr. Rob Britt

(865) 984-1212  
FAX (865) 980-1002



BOARD OF  
EDUCATION

Chris Cantrell  
John P. Davis, Jr.  
Charles Finley  
Brad K. Long  
Dr. Don McNelly  
Mike Treadway  
Rob Webb

831 GRANDVIEW DRIVE  
MARYVILLE, TENNESSEE 37803

To: Adina Chumley

From: David C. Murrell, Federal Programs Director

A handwritten signature in dark ink, appearing to be 'DM', written over the 'From:' line.

Date: July 13, 2009

RE: Public School Choice for 2009-2010

You are eligible to continue exercising the right for your child to attend Carpenters Middle School under No Child Left Behind provisions. Please submit this letter to the Blount County Schools Office of Federal Programs to my attention by July 27, 2009 if you wish to continue. You will receive reimbursement at a rate of \$.51 per mile roundtrip for each day your child attends Carpenters Middle School. The mileage rate is subject to change as approved by the Blount County Schools Board of Education. Checks will be processed by Blount County Government after each semester.

I wish to continue exercising my child's right to Public School Choice.

A handwritten signature in dark ink, appearing to be 'Adina Chumley', written over the 'Parent Signature' label.  
Parent Signature

7-22-09  
Date

# Memo

**To:** Elected Officials / Department Managers  
**From:** Dave Bennett   
**Date:** December 12, 2007  
**Re:** Compliance of Purchasing Policies

---

In an attempt to continue to enhance our financial stewardship, effective January 1, 2008, we will no longer consider approving payments of purchases that are made in non-compliance with our purchasing policies. This comes as a result of a unanimous vote of the Purchasing/Budget Committee. Any purchases made of this nature, which would include items previously considered under agenda items listed below, will be the responsibility of the purchaser to pay personally.

- Purchases made without purchase order
- Purchases dated prior to purchase order date
- Purchase orders in excess of 10% of the original purchase order amount

If you should have any questions regarding this change, please contact the purchasing office.

In further business, the purchasing/budget committee reduced the payment authorization list and eliminated certain items from that list.

What does this mean to you? Any items that were previously included on the payment authorization list that have been removed will now require a purchase order. The specific items I wish to call to your attention that will now require a purchase order are expenditures related to travel, tuition, dues and memberships. Please note that any travel reimbursements after January 1<sup>st</sup>, 2008 will now require a purchase order for payment. Also, any tuition, hotel/motel expenses etc... will also require a purchase order for payment.

My office along with the purchasing office will be happy to help you in these first few weeks of transition to estimate expenditures that require purchase orders.

In addition, we are now scanning and attaching a copy of our monthly credit card statement along with the summary spreadsheet of charges in the budget committee packet.

Thank you for your cooperation and I hope each of you have a Merry Christmas!

jt

**BLOUNT COUNTY GOVERNMENT**

THE FOLLOWING ITEMS QUALIFY FOR PAYMENT WITH THE APPROVED FORM: (A purchase order is not required)

**"PAYMENT AUTHORIZATION FORM"**

1. Budget Committee "Approved Payment"
2. Telephone, pagers, beepers
3. Utilities
4. Jury
5. Inter-department billings
6. Appointed board and committee member pay
7. Acting Judge
8. Bonds
9. Insurance
10. Contributions
11. Fixed rate by public authority
12. Payroll reimbursements
13. Bomb squad charges
14. Standing book orders for Blount County Library
15. Legal fees for attorney
16. Freight/Shipping
17. Payments to hospital for inmates
18. Payments of inmate x-rays
19. Periodical subscription rate adjustments
20. Interpreters for courts
21. Doctor payments
22. Hospital lab work for hepatitis/lab work for inmates
23. Payments for inmates housed at other facilities
24. Inter-Library loan charges
25. Bank fees for services
26. Multiple items under \$50.00, reimbursements
27. Inter-local agreements - Sheriff Department
28. Medical bills for K-9 - Sheriff Department
29. Bus owner payrolls
30. Bid advertisements, newspaper subscriptions, periodical subscriptions, Publication Costs for Delinquent Tax Sales, Legal Notices
31. Audit services
32. Books, films or any materials ordered for preview and purchased - under \$100.00
33. Medications (prescriptions) for inmates - Sheriff Department
34. Emergency Purchases (Must be approved by Purchasing Agent/Budget Director)
35. Payments for Inmate Commissary Services Manager
36. Payments for paving county roads
37. Payments for State Sales Tax/Blount County Public Library Café

This list is subject to amendment upon the approval by the Purchasing Commission. Approved 12/10/2007

New  
List

Old  
List

## BLOUNT COUNTY GOVERNMENT

THE FOLLOWING ITEMS QUALIFY FOR PAYMENT WITH THE APPROVED FORM: (A purchase order is not required)

### "PAYMENT AUTHORIZATION FORM"

1. Budget Committee "Approved Payment"
2. Telephone, pagers, beepers
3. Utilities
4. Jury
5. Inter-department billings
6. Appointed board and committee member pay
7. Acting Judge
8. Bonds
9. Insurance
10. Reimbursements— **DELETE**
11. Contributions
12. Fixed rate by public authority
13. Payroll reimbursements
14. Freight on copier supplies—**DELETE**
15. Emergency calls on elevator—**DELETE**
16. Bomb squad charges
17. Beeper/Pager charges **DELETE**
18. Standing book orders for Blount County Library
19. Credit Checks/Blount Metro Narcotics Unit **DELETE**
20. Legal fees for attorney
21. Freight/Shipping
22. Contracts with Department of Human Services Parents **DELETE**
23. Updates for ID Kit for Sheriff Department **DELETE**
24. Payments to hospital for inmates
25. Payments of inmate x-rays
26. Periodical subscription rate adjustments
27. Interpreters for courts
28. Approval for juveniles at E.T. Regional Secure Center **DELETE**
29. Doctor payments
30. Hospital lab work for hepatitis/lab work for inmates
31. Payments for inmates housed at other facilities
32. Inter-Library loan charges
33. Security guards for Library **DELETE**
34. Bank fees for services
35. Multiple items under \$50.00, **ADD REIMBURSEMENTS**
36. Inter-local agreements - Sheriff Department
37. Medical bills for K-9 - Sheriff Department
38. Bus owner payrolls
39. Bid advertisements, newspaper subscriptions, periodical subscriptions, Publication Costs for Delinquent Tax Sales, Legal Notices
40. Audit services
41. Books, films or any materials ordered for preview and purchased - under \$100.00
42. Medications (prescriptions) for inmates - Sheriff Department
43. Emergency Purchases (Must be approved by Purchasing Agent/Budget Director)
44. Payments for Inmate Commissary Services Manager
45. Payments for paving county roads
46. Payments for State Sales Tax/Blount County Public Library Café
47. Payments for Motorcycle Gasoline for Blount County Sheriff's Office **DELETE**

### "REQUEST FOR DIRECT PAYMENT FORMS"

48. Membership fees—include publications— **DELETE**
49. Dues **DELETE**
50. Hotel/Motel travel prepayment—**DELETE**
51. Tuition **DELETE**

### "TRAVEL REIMBURSEMENT REQUEST"

52. Travel **DELETE**

This list is subject to amendment upon the approval by the Purchasing Commission. Approved 12/10/2007

## EVACU-TRAC CD7

Emergency evacuation chair for stairway descent



The Garaventa Evacu-Trac CD7 is an evacuation chair used to move people with a disability or injury down stairways quickly and safely during an emergency. Evacu-Trac's patented speed governor and braking system allow a small attendant to easily evacuate a larger passenger. It folds compactly when not in use.

The Garaventa Evacu-Trac CD7 is simply the best evacuation chair on the market today. It is easy for the operator to use and is comfortable for the passenger. This encourages regular practice drills, considered essentially to emergency preparedness.

Exclusive safety features such as a unique hydraulic speed governor and failsafe braking system that will stop and hold a fully loaded Evacu-Trac on the stairs set Evacu-Trac apart from all other evacuation chairs.

**Failsafe Brake System**

Although a governor controls the speed of descent, an additional mechanical brake is provided that will stop and hold Evacu-Trac on stairs. This failsafe brake system also serves as a parking brake when Evacu-Trac is stopped on flat surfaces. The brake engages automatically when the attendant releases the brake bar.

**Open Sides for Easy Transfer**

Open sides and the low seating position make Evacu-Trac easy to load in an emergency. Many disabled passengers can transfer into Evacu-Trac without assistance, once Evacu-Trac has been opened.

**Comfortable Seating Position**

Evacu-Trac provides passengers of various sizes with a comfortable seating position. The passenger's head, back, hips, legs and feet are well supported when descending the stairs and when parked after the evacuation.

**Leg Strap**

Swivel mounted strap can be located around passenger's upper or lower legs depending on passenger size. Location holds legs and knees firmly together.

**Adjustable Straps**

Three adjustable straps, with quick release Velcro, securely hold passengers of various sizes, including children.

**Auxiliary Wheels for Landings**

Six auxiliary wheels allow the attendant to easily move Evacu-Trac across flat surfaces and around stairway landings.

**Steel Reinforced Tracks**

Rubber tracks with special saw-tooth lugs securely grip the stairway. Hundreds of steel wires molded into the tracks ensure track strength and durability. The long track length provides stability on the stairway.

**Hydraulic Speed Governor**

The hydraulic speed governor mechanically engages with the tracks to control the descent speed at a comfortable rate. The attendant guides the machine but is not required to exert any effort to control the speed.



**Evacu-Trac Storage Cabinet**

Protect your Evacu-Trac, as you would any other important life-safety equipment, by storing it in a steel storage cabinet located near the top of the stairway. Designed to hold a single Evacu-Trac, the storage cabinet includes graphics clearly identifying the contents.

**Storage Cabinet Dimensions:**

- Height..... 1151mm/45.3in
- Width ..... 508mm/20.0in
- Depth ..... 279mm/11.0in



In an emergency such as a fire or an earthquake, elevators should not be used. People with limited mobility may be trapped. Garaventa's Evacu-Trac CD7 provides a lifeline to safety.

During an emergency, the passenger is transferred from their wheelchair to the Evacu-Trac. Once positioned in the Evacu-Trac, velcro straps are wrapped securely around the passenger's torso and lower legs. The passenger is then wheeled to the stairway for descent.



During descent the passenger sits in a comfortable, upright position, securely held by three safety straps.



To turn the Evacu-Trac on flat surfaces, the attendant pushes down on the handle and pivots the unit on the rear auxiliary wheels.



When ready to descend the next flight, the attendant squeezes the Brake Release Bar to release the secondary, failsafe brake.

## Features

- Quick and easy set up for immediate use
- Carries up to 300 lbs.
- Passenger's weight moves unit down stairs, while the governor controls speed
- Failsafe brake brings unit to a complete stop automatically
- Adjustable safety straps
- Stable and self-supporting
- Unique seat design allows easy transfer from wheelchair
- The tracks grip the stairs, regardless of the stair construction material

## Benefits

- Provides quick and safe emergency evacuation
- No hand carrying of mobility impaired persons
- Small attendants can easily move heavier passengers
- Easily stores in a secure area when not in use
- Requires minimal maintenance
- Available immediately

Evacu-Trac glides down hallways on six auxiliary wheels. When the stairway is reached, Evacu-Trac automatically lowers onto its rubber tracks for stairway descent.

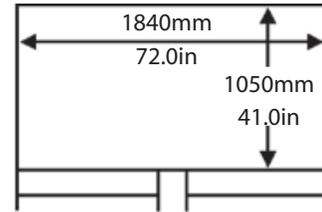


# EVACU-TRAC - Emergency Evacuation Chair

## Evacu-Trac CD7 Specifications

### Clearances

The diagram below shows typical clearances required on turnback stairways. Actual requirements may vary depending on stairway configuration.



## Order your Evacu-Trac DVD

To receive your free copy of the DVD, call 1-800-663-6556 or email: [productinfo@garaventa.ca](mailto:productinfo@garaventa.ca).

Visit our website at [www.garaventa.ca](http://www.garaventa.ca)

## Emergency Evacuation Chairs

- Evacu-Trac operation
- Product evaluation
- Specifications
- Testimonials
- Owner's Manual (PDF)
- Streaming video
- Other Garaventa Products

## Try before you buy

Not all evacuation chairs are created equal. There are currently no codes or standards regulating these products. Therefore buyers must diligently evaluate products for general functionality, ease of use and safety. We suggest you try before you buy. Refer to our suggested Product Evaluation Criteria when comparing products. Contact us if interested in trying one of our demo units.

## Garaventa Lift

PO Box 1769,  
Blaine WA 98231-1769  
7505 134A Street, Surrey, BC  
Canada V3W 7B3

Phone: 1+(604) 594-0422  
Toll Free: 1-800-663-6556  
Fax: 1+(604) 594-9915

Email: [productinfo@garaventa.ca](mailto:productinfo@garaventa.ca)  
Web site: [www.garaventa.ca](http://www.garaventa.ca)  
Global Portal: [www.garaventlift.com](http://www.garaventlift.com)

©2008 Garaventa Lift. As we are continuously improving our products, specifications outlined in this brochure are subject to change without notice.

Printed in Canada  
15804-C-PB

## Evacu-Trac Dimensions

Capacity: 136kgs/300lbs  
Speed: 1.1m(3.6ft)/sec\*  
Stair Angle: 40° Max.  
Weight: 20.7kgs/46lbs

## Size Open:

Length ..... 1310mm/51.6in  
Width ..... 426mm/16.8in  
Height ..... 810mm/31.9in

## Size Folded:

Length ..... 1100mm/43.3in  
Width ..... 426mm/16.8in  
Height ..... 270mm/10.6in

## Other Garaventa Lift Products



### Garaventa Power Evacu-Trac

Battery Powered Evacuation Chair

Many evacuation situations involve travel up stairs from below ground level or to an area of refuge on a higher floor. The Power Evacu-Trac is equipped with a powerful motor and battery, allowing a single small attendant to transport a heavy passenger up many flights of stairs to safety. This is a unique Garaventa product.



### Garaventa Super-Trac

Portable Standby Elevating Device

Super-Trac is a portable elevating device that can be used to move passengers or wheelchairs up and down stairs. The platform design means that the passenger does not have to transfer out of his/her wheelchair, saving time and reducing the chance of injury. The Super-Trac has a capacity of 200 kgs (440 lbs).



### GSL Artira

Inclined Platform Lift Models for Straight and Curving Stairways

The Stair-Lift is able to follow straight and curving stairways up several flights of stairs and across horizontal landings. A variety of platform sizes and options allow for extensive customization of the Artira to meet the needs of the user.



[www.garaventa.ca](http://www.garaventa.ca)



Authorized Garaventa Lift Representative



# GARAVENTA EVACU-TRAC QUOTATION

GARAVENTA LIFT  
 PO BOX 1769  
 BLAINE, WA 98231-1769  
 PH: (866) 824-8314 FX: (604) 594-9915  
 CONTACT: TREVOR DE JARAY  
[WWW.EVACUTRAC.COM](http://WWW.EVACUTRAC.COM)



**CUSTOMER:**  
 Blount County  
 Maryville, TN  
**Attn: Kathy Shields**

		REFERENCE NO.	TERMS	DATE
		1-10-68	NET 30	1/27/2010
QUANTITY	DESCRIPTION		UNIT PRICE	AMOUNT \$ USD
1	EVACU-TRAC CD7 (09570)		2,100.00	2,100.00
1	STORAGE CABINET (09444)		375.00	375.00
1	FREIGHT COST		110.00	110.00
	GARAVENTA EVACU-TRAC SPECIFICATION: MODEL EVACU-TRAC CD7 WEIGHT CAPACITY 136KGS/300LBS. DESCENT SPEED 1.1M/3.6FT/SEC. WEIGHT OF UNIT 20.7KGS/46LBS FIRE RETARDANT SEAT INCLUDED TRAINING DVD INCLUDED OWNERS MANUAL INCLUDED 2 YEAR WARRANTY INCLUDED  EXCLUDES - TAXES - ON-SITE TRAINING  TERMS - THIS QUOTATION IS VALID FOR 90 DAYS FROM THE ABOVE DATE. - NET 30 TERMS UPON DELIVERY  WARRANTY - THE WARRANTY COVERS MATERIALS AND WORKMANSHIP - GARAVENTA WARRANTS THE PRODUCT AGAINST DEFECT AND MATERIAL FOR A PERIOD OF TWO (2) YEARS FROM THE DATE OF DELIVERY - FAIR WEAR & TEAR, NEGLIGENCE USE, UNAUTHORIZED MODIFICATION OR NEGLIGENCE ARE EXCLUDED - THE WARRANTY SPECIALLY EXCLUDES ANY DAMAGE AFTER THE SHIPMENT HAS BEEN ACCEPTED FROM THE CARRIER; OR RESULTING FROM NEGLIGENCE USE OR IMPROPER OPERATION, OR MINOR MECHANICAL ADJUSTMENTS.  RETURNED INVENTORY POLICY - GOODS MAY BE RETURNED WITHIN 30 DAYS OF INVOICE DATE IF THEY DO NOT MEET EVACUATION REQUIREMENTS. CUSTOMER IS RESPONSIBLE FOR COST OF FREIGHT TO RETURN GOODS TO GARAVENTA LIFT. A RE-STOCKING FEE OF 10% WILL APPLY. CUSTOMER WILL ALSO BE CHARGED FOR COST OF ANY REQUIRED REPAIRS AND REPLACEMENT OF ANY MISSING ITEMS. CUSTOMER MUST RECEIVE A RETURNED GOODS AUTHORIZATION NUMBER FROM GARAVENTA BEFORE GOODS WILL BE ACCEPTED  FREIGHT DAMAGE POLICY - CUSTOMER IS RESPONSIBLE TO INSPECT GOODS UPON RECEIPT FOR POSSIBLE SHIPPING DAMAGE. DO NOT SIGN FOR DELIVERY WITHOUT PROPER INSPECTION. GARAVENTA LIFT IS NOT RESPONSIBLE FOR REPAIR OR REPLACEMENT OF GOODS THAT HAVE BEEN ACCEPTED BY THE CUSTOMER BUT ARE LATER FOUND TO BE DAMAGED.			
			USD \$	2,585.00

February 3, 2010

## INTRODUCTION

There are three financing options we use in Blount County. These are **fixed rate bonds**, **variable rate bonds**, and **variable rate bonds subject to swap**. Each has its advantages and disadvantages and the extent of their use depends on risk and economic conditions.

A **fixed rate** bond provides long term stability with low initial fees. The greatest disadvantage to the issuer is issuance of a fixed rate bond during a period of high interest rates (We are not in a high fixed interest rate environment.). Depending on the terms of the issuance, the fixed rate bond can be refinanced when fixed rates decline much like many of us have done with our own home mortgages.

A **variable rate** bond provides short term stability as long as interest rates are declining. In this environment, the variable rate saves the issuer when compared to the higher fixed rate. The disadvantage, besides ongoing management fees, occurs when the interest rate cycle has bottomed out and rates move higher. The issuer should consider moving to a low long term fixed position (Absent a depression, we are at the bottom of the interest rate cycle.).

A **variable rate bond subject to swap** is the new comer to the group. It also has recurring management fees and appears to take aspects of both fixed and variable rate bonds. It is a long term contract. Its existence is justified in a separate variable rate bond offering to which a swap contract containing a synthetically fixed rate is attached. This synthetically fixed rate is subject to mitigation through the increase or decline of the London 5 year Libor. The disadvantages include increased long term contractual liability (in our case 5 swap contracts totaling \$93,000,000.00), termination fees (for this issue as of June, 2009, \$4,846,740.00) and it is speculative by design.

The success or failure of a variable rate bond subject to swap is measured in a couple of ways. First, does the bottom line of the swap reduce the variable interest rate of the variable rate bond to which it is contractually attached? Second, how does the variable rate bond subject to swap measure up to its first cousin, the variable rate bond and its distant cousin, the long term fixed rate bond? The following analysis of three quarterly variable rate bond subject to swap statements can in part answer these questions.

## ANALYSIS

### Data Used

Three \$39,000,000.00 IV-C1 variable rate bond subject to swap statements labeled A, B, and C. Please note statement dates.

One chart of Federal Reserve 20 year fixed rate municipal bond interest rate history labeled D.

The use of 4.5% as an average long term fixed rate bond interest rate for comparison of a fixed rate bond versus variable rate subject to swap bond.

The first statement to be analyzed is labeled A. Box number 1 details the stand alone performance of the \$39,000,000.00 IV-C1 bond **without** swap and interest paid for the quarter. Box number 2 details the performance of the swap contract attached to the IV-C1 and funds due to/from Ambac Financial Services. Box number three is the settlement of accounts (who gets paid and how much). Note that the “Less Credit for Funds in Interest Account” in box 1 and the “Less Additional Payments Interest Earnings” in box 3 are not relevant and have been omitted from this analysis. Amounts are rounded off to the nearest dollar. Statements B and C follow the same outline. I have added my own calculations below for interest that would be due to bondholders on a 4.5% long term fix rate bond same period. This is for comparison purposes and does not appear on the statements.

#### **Statement A**

Box 1 or gross amount of Interest due Variable Rate Bondholders	\$358,930.00
Box 3 or net amount \$39,000,000 Interest Rate Swap Agreement	\$100,345.00
Box 3 or Fees	<u>\$ 43,875.00</u>
Total	\$503,150.00

If issued as a 4.5% long term fixed rate bond same period \$433,025.00

Difference to fixed rate \$ 70, 125.00

#### **Statement B**

Box 1 or gross amount of Interest due Variable Rate Bondholders	\$373,737.00
Box 3 or net amount \$39,000,000 Interest Rate Swap Agreement	\$106,428.00
Box 3 or Fees	<u>\$ 43,875.00</u>
Total	\$524,040.00

If issued as a 4.5% long term fixed rate bond same period \$442,583.00

Difference to fixed rate \$ 81,457.00

### Statement C

Box 1 or gross amount of Interest due Variable Rate Bondholders	\$196,896.00
Box 3 or net amount \$39,000,000 Interest Rate Swap Agreement	\$149,733.00
Box 3 or Fees	<u>\$ 43,875.00</u>
Total	\$390,504.00
If issued as a 4.5% long term fixed rate bond same period	\$440,811.00
Difference to variable rate with swap	\$ 50,307.00

### CONCLUSION

Two out of three statements favored long term fixed rate financing. It appears a positive position occurs for variable rate with swap when variable rates are 2.5% or lower and fixed rates are 4.5% or higher. Note: as of 12/2009 long term fixed rate financing was available at 4.21% (see chart D). Remember, I used 4.5%. Nor does the gain consider the added liability of the \$4,846,740.00 variable rate subject to swap termination fee or the \$93,000,000.00 of swap contracts and additional termination fees we added to our balance sheet. Even if this has occurred over several quarters, \$50,307.00 just doesn't seem like a lot considering the above. This is the main reason why we need an independent advisor to review our position. We appear to be losing more than gaining.

If we are going to speculate, we should simply remain in a variable rate bonds without swap. We are at the low end of the interest rate cycle yet continue to pay excessive amounts of additional funds to others for the privilege of speculating.

We pay the same fees regardless of gains or losses. If we are going to continue to have a position in swap contracts, these fees should be renegotiated and based on performance.

The swap contracts are not flexible.

We are missing an historical opportunity to fix both our variable rate bond with swap contracts (\$93,000,000.00) and any other variable rate bonds without swaps at historical low long term fixed rates. This is the biggest problem I have with this financing program.

David Graham  
Blount County Commissioner  
District 7, Seat B

A



SUBJECT TO SWAP (63.45% of 5-Year Libor)

February 16, 2007

Fax: 865-273-5705

Mr. Dave Bennett  
Director of Accounts & Budgets  
Blount County Courthouse  
341 Court Street  
Maryville, TN 37804

RE: TN Loans Local Government Public Improvement Bonds, Adjustable Rate Series IV C1

The Loan Payment due February 22, 2007 is as follows:

Interest due to Variable Rate Bondholders				
	From	December 1, 2006	To	February 28, 2007
		Budget Rate	Days	Interest Due
\$39,000,000 Total Outstanding		3.73%	90	\$ 358,930.00
				Less Credit for Funds in Interest Account \$ (8,216.63)
				Net Amount Due to Bondholders \$ 350,713.37
\$39,000,000 Interest Rate Swap Agreement with Ambac Financial (AFS)				
	From	December 1, 2006	To	March 1, 2007
		Budget Rate	Days	Interest Due
Due to Ambac Financial Services		4.2700%	90	\$ 416,325.00
Due From Ambac Financial Services				
63.45% CMS LIBOR 5-Year		3.1122%	30	\$ 101,147.23
63.45% CMS LIBOR 5-Year		3.2410%	30	\$ 105,333.35
63.45% CMS LIBOR 5-Year		3.3692%	30	\$ 109,498.84
				\$ 315,979.41
Net Due to/(from) Ambac Financial Services Inc.				\$ 100,345.58
Net Amount Due to Bondholders				\$ 350,713.37
Total Additional Payments Due				\$ 43,876.00
Less Additional Payments Interest Earnings				\$ (545.89)
				<b>Total Amount Due This Invoice \$ 494,388.26</b>

Please make funds available on or before due date.

PAID

If you intend to transfer Federal Funds VIA Federal Reserve Bank Wire Transfer System;  
Please direct your transfer to:

B



SUBJECT TO SWAP (63.45% of 5-Year Libor)

May 16, 2007

Fax: 865-273-5705

PAID

Mr. Dave Bennett  
Director of Accounts & Budgets  
Blount County Courthouse  
341 Court Street  
Maryville, TN 37804

RE: TN Loans Local Government Public Improvement Bonds, Adjustable Rate Series IV C1

The Loan Payment due May 25, 2007 is as follows:

Interest due to Variable Rate Bondholders				
	From	March 1, 2007	To	May 31, 2007
	Budget Rate		Days	Interest Due
\$39,000,000 Total Outstanding	3.80%		92	\$ 373,737.53
				Less Credit for Funds in Interest Account \$ (8,656.59)
				Net Amount Due to Bondholders \$ 365,080.94
\$39,000,000 Interest Rate Swap Agreement with Ambac Financial (AFS)				
	From	March 1, 2007	To	June 1, 2007
	Budget Rate		Days	Interest Due
Due to Ambac Financial Services	4.2700%		90	\$ 416,325.00
Due From Ambac Financial Services				
63.45% CMS LIBOR 5-Year	3.1807%		30	\$ 103,374.33
63.45% CMS LIBOR 5-Year	3.1554%		30	\$ 102,549.48
63.45% CMS LIBOR 5-Year	3.1991%		30	\$ 103,972.34
				\$ 309,896.15
Net Due to/(from) Ambac Financial Services Inc.				\$ 106,428.85
Net Amount Due to Bondholders				\$ 365,080.94
Total Additional Payments Due				\$ 43,875.00
Less Additional Payments Interest Earnings				\$ (399.43)
				<b>Total Amount Due This Invoice \$ 514,985.36</b>

Please make funds available on or before due date.

If you intend to transfer Federal Funds VIA Federal Reserve Bank Wire Transfer System,  
Please direct your transfer to:



# C INVOICE

## CORPORATE TRUST SERVICES

315-Deaderick Street - NA0408  
 Nashville, Tennessee 37237  
 Phone (615) 770-4357 Fax (615) 770-4350

DATE:  
 Administrator:  
 Bond Issue #

August 20, 2008  
 Terry Erdman  
 MOB0336

Bill To:  
 Mr. Dave Bennett  
 Blount County Courthouse  
 341 Court Street  
 Maryville, TN 37804

[dwest@blounttn.org](mailto:dwest@blounttn.org)  
[dbennett@blounttn.org](mailto:dbennett@blounttn.org)  
[arippetoe@blounttn.org](mailto:arippetoe@blounttn.org)

RE: TN Loans Local Government Public Improvement Bonds, Adjustable Rate Series IV C-1

**PAYMENT DUE DATE: August 25, 2008**

DESCRIPTION	AMOUNT	DATE	INTEREST DUE
<b>Interest Due to Variable Rate Bondholders</b>			
		From June 1, 2008	To August 31, 2008
	Budget Rate	Days	Interest Due
\$39,000,000 Principal Outstanding	2.01%	92	\$ 196,896.72
Less Credit for Funds Remaining in Interest Account			\$ (47,364.77)
Net Due to Bondholders			\$ 149,531.95
<b>\$39,000,000 Interest Rate Swap Agreement with Ambac Financial (AFS)</b>			
		From June 1, 2008	To September 1, 2008
	Budget Rate	Days	Interest Due
Due to Ambac Financial Services	4.270000%	90	\$ 416,325.00
Due From Ambac Financial Services			
63.45% CMS LIBOR 5-Year	2.7518%	30	\$ (89,434.36)
63.45% CMS LIBOR 5-Year	2.7233%	30	\$ (88,506.41)
63.45% CMS LIBOR 5-Year	2.7277%	30	\$ (88,650.75)
		90	\$ (266,591.52)
Net Due to/(from) Ambac Financial Services			\$ 149,733.48
Net Amount Due to Bondholders			\$ 149,531.95
Total Additional Payments Due			\$ 43,875.00
Less Additional Payments Interest Earnings			\$ (432.71)
Total Amount Due This Invoice:			\$342,707.72

Payment By Wire:  
 Regions Bank; Birmingham, AL  
 ABA #: 062005690  
 Credit: Trust Operations Account #: 0017541387  
 REF: TN LOAN IV C1; Attn: Ms. Terry Erdman, 615-770-4357

Payment By Check:  
 Must be received 5 business days in  
 advance at above Regions location.

**PAID**

THANK YOU FOR YOUR BUSINESS!

D

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07/2009, 4.72  
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10/2009, 4.20  
11/2009, 4.37  
12/2009, 4.21

8 of 9

**FEDERAL  
RESERVE  
20 YEAR BOND  
FIXED RATE HISTORY**

**RESOLUTION No. 10-02-002**

**Sponsored by Commissioners Gary Farmer and Brad Harrison**

**A RESOLUTION TO AMEND THE ZONING MAP OF BLOUNT COUNTY TENNESSEE, from R-1 Rural District 1 to RAC- Rural Arterial Commercial for property located at 5131 HWY 411 South, being Tax Map 100, Parcel 012.24.**

**BE IT RESOLVED**, by the Board of Commissioners of Blount County, Tennessee, in session assembled this 18<sup>th</sup> day of February, 2010.

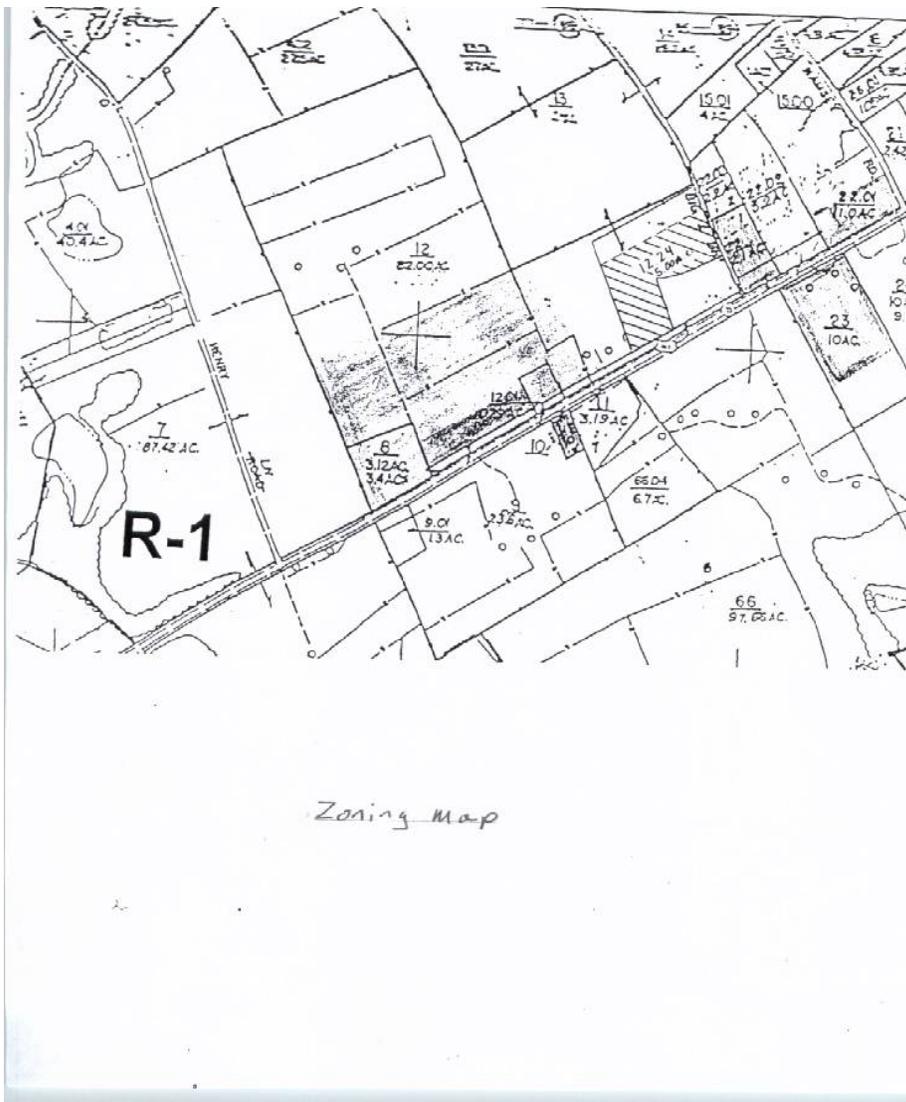
**WHEREAS**, the legislature of the State of Tennessee has enabled Blount County to adopt and amend zoning regulations, including a zoning map, in Tennessee Code Annotated Section 13-7-101, *et seq.*, and

**WHEREAS**, the Board of Commissioners of Blount County, Tennessee adopted zoning regulations, including the Zoning Map of Blount County, Tennessee in Resolution 00-06-010 **A RESOLUTION ADOPTING ZONING IN BLOUNT COUNTY PURSUANT TO SECTIONS 13-7-101, ET SEQ., OF THE TENNESSEE CODE ANNOTATED**, and

**WHEREAS**, it is desired to amend the Zoning Map of Blount County, Tennessee.

**NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF BLOUNT COUNTY, TENNESSEE**, to adopt the following:

That the Zoning Map of Blount County, Tennessee, be amended by rezoning land from R-1 Rural District 1 to RAC Rural Arterial Commercial for the property located at 5131 HWY 411 South, being Tax Map 100, Parcel 012.24, shown hatched on the following map.



**BE IT FURTHER RESOLVED THAT THIS RESOLUTION SHALL BE IN FORCE AND BECOME EFFECTIVE UPON ITS ADOPTION, THE PUBLIC WELFARE REQUIRING IT.**

**CERTIFICATION OF ACTION**

**ATTEST**

\_\_\_\_\_  
**Commission Chairman**

\_\_\_\_\_  
**County Clerk**

**Approved:** \_\_\_\_\_

**Voted:** \_\_\_\_\_

\_\_\_\_\_  
**County Mayor**

\_\_\_\_\_  
**Date**

# Memo

To: Blount County Planning Commission/County Commission  
From: Building Commissioner  
CC: Other Commission members, officials and staff.  
Date: February 3, 2010  
Re: Rezoning request at 5131 Hwy 411 South.

---

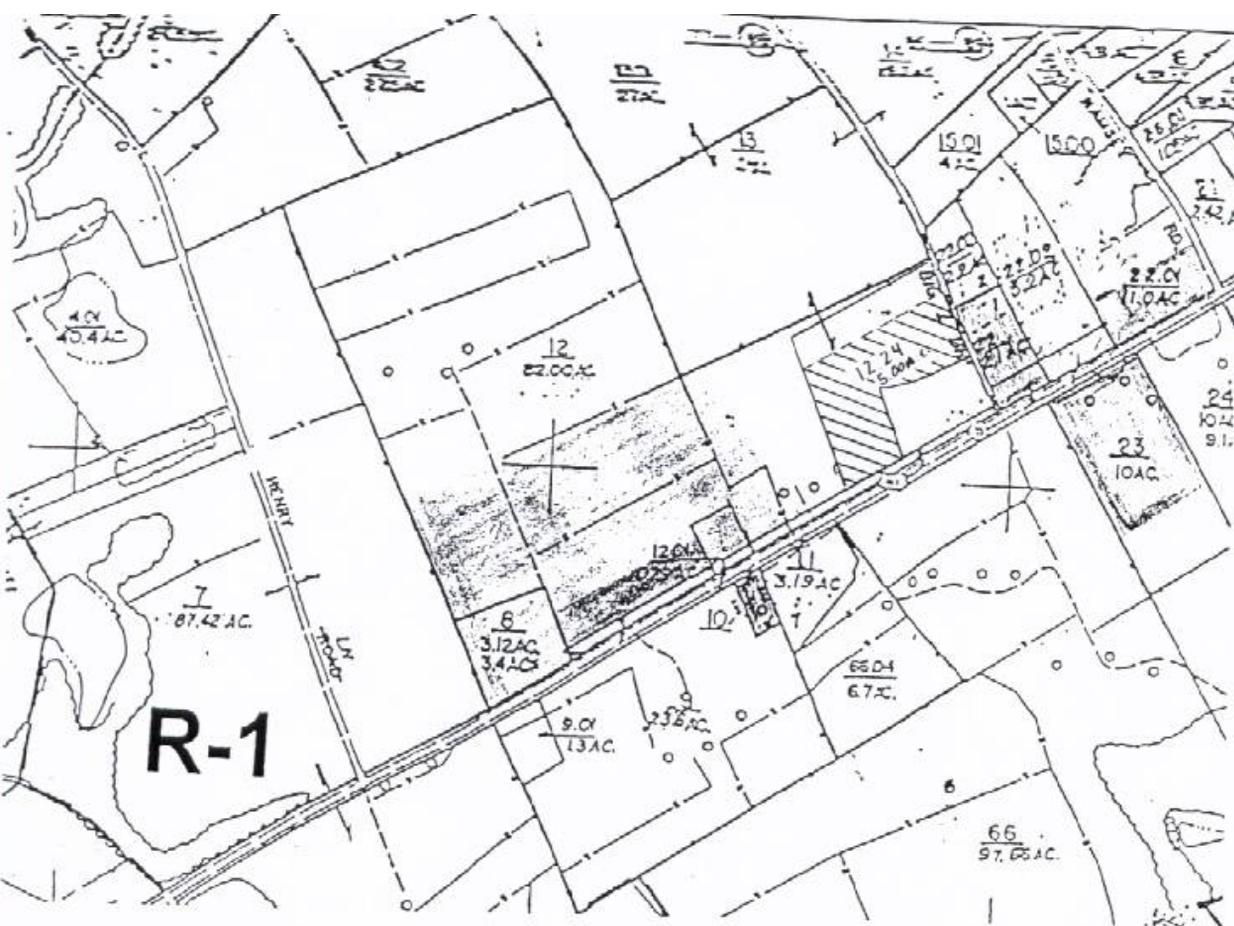
## **Background:**

Mr. Gerald Moore and Charles Dosset Jr. are requesting that the first 500 feet of their property, located at 5131 Hwy 411 South, be rezoned to RAC (Rural Arterial Commercial) from R-1 (Rural District 1). This property is identified on tax map 100 and parcel 12.24. The property currently houses a warehouse that they store tires in.

The property does have direct frontage onto Hwy 411 South and is located outside the urban growth boundary for the City of Maryville. Rezoning to a depth of 500 feet is consistent with property that has been rezoned in the immediate area.

The applicant is requesting the rezoning in order to put a store front for their tire sales at the location. Currently it is only approved for the warehouse. That use was approved by the BZA as a change of use from an automobile sales lot. A property can only have one change of use if it had an existing non-conforming use located on it prior to the enactment of our zoning regulations. If the rezoning is granted, the applicant will submit a site plan to the planning commission for the approval of the intended tire store.

Below I have included a copy of the zoning map, tax map and tax card. These maps are not to scale. This property has been divided since the original zoning map was created and I have tried to accurately reflect the new property boundaries for the parcel in question. I have indicated the proposed area to be rezoned by hatching that area on the maps below. The tax card on the property reflects that it is currently being taxed as commercial.



Zoning Map



Tax Map



**RESOLUTION NO. 10-02-003**

**SPONSORED BY COMMISSIONER STEVE SAMPLES**

**RESOLUTION OPPOSING UNFUNDED MANDATES TO LOCAL GOVERNMENT AND ADDITIONS TO LOCAL GOVERNMENT MAINTENANCE OF EFFORT REQUIREMENTS**

**WHEREAS**, counties have been hard hit by the economic downturn and are struggling to fund their budgets in the face of drastically diminishing revenue collections, just as the state is doing; and

**WHEREAS**, county governments in Tennessee are fundamental political subdivisions of our State and already are the primary providers of numerous essential government services including, but not limited to, public K-12 education, jails and law enforcement, road building and maintenance, election administration and voter registration, property assessment, solid waste disposal, record keeping and administration for the various state courts, and the many services provided by the offices of County Clerk, Circuit Court Clerk, Clerk and Master, Register of Deeds, Property Assessor, Elections Administrator, Trustee, Sheriff, and Highway Superintendent; and

**WHEREAS**, counties are required under existing laws to maintain certain levels of funding for numerous services they provide, including but not limited to, education law enforcement, highways and roads, and libraries; and

**WHEREAS**, county governments have limited taxing powers under state law and have limited sources of revenue available to them to fund the services they provide; and

**WHEREAS**, property values and income levels are declining, and increases in property taxes will be especially difficult in the current economic environment; and

**WHEREAS**, even before the current economic downturn, counties were struggling to find sufficient revenue sources to meet the growing demands of their citizens for services which are vital to the health, welfare, and safety of the people of this state, to provide improvements to infrastructure required by population and economic growth, and to meet constitutional responsibilities and state legislative mandates such as those required by the state's Basic Education Program; and

**WHEREAS**, the Tennessee Constitution, in Article II, Section 24, provides that no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the costs; and

**WHEREAS**, in dealing with the State's budget crisis, it must be remembered that county governments are facing the same budget crisis coupled with an inability to secure alternate sources of revenue; and

**WHEREAS**, in balancing the State's budget, the General Assembly should not cut state funding to programs and pass the cost of funding those programs to counties.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Blount County, Tennessee, meeting in regular session on this 18<sup>th</sup> day of February, 2010, that:

1. The Tennessee General Assembly is strongly urged to pass no new laws imposing increased expenditure requirements on counties unless the General Assembly provides additional funding to cover the increased expenditures; and
2. The Tennessee General Assembly is strongly urged either to eliminate programs or continue to fund them at the state level, rather than passing these responsibilities to county governments; and
3. The Tennessee General Assembly is strongly urged to pass no laws that would increase above current levels any maintenance of local funding requirements ("maintenance of effort"), including but not limited to, education funding.

**BE IT FURTHER RESOLVED**, that the county clerk shall mail certified copies of this resolution to the Governor, the Speaker of the House and the Lieutenant Governor, and the members of the Tennessee General Assembly representing the people of Blount County, Tennessee.

Adopted this 18<sup>th</sup> day of February, 2010.

**CERTIFICATION OF ACTION**

**ATTEST**

\_\_\_\_\_  
Commission Chairman

\_\_\_\_\_  
County Clerk

Approved: \_\_\_\_\_

Vetoed: \_\_\_\_\_

\_\_\_\_\_  
County Mayor

\_\_\_\_\_  
Date

RESOLUTION No. 10-02-005

Sponsored By Commissioners Kenneth Melton and Mike Lewis

A RESOLUTION AUTHORIZING THE LEASE UNDER TENNESSEE CODE ANNOTATED 7-51-904 OF AN OFFICE COPIER FOR THE CIRCUIT COURT OFFICE OF BLOUNT COUNTY.

WHEREAS, Tennessee Code Annotated 7-51-904 (a) states that "Whenever the period or term, including any renewal term or extension period, of any contract, lease, or lease-purchase agreement for any real property is to be for less than five (5) years, under the authority of 7-51-902 or 7-51-903, or for tangible personal property, regardless of the period or term, such contract, lease or lease-purchase agreement shall first be approved by resolution or ordinance duly adopted by the governing body of the municipality, and no such contract, lease, or lease-purchase agreement shall be entered into by a municipality without such approval."; and

WHEREAS, Tennessee Code Annotated 7-51-901 (4) defines a municipality as any county or incorporated city or town of the state of Tennessee; and

WHEREAS, the Circuit Court Office, of Blount County wishes to lease an office copier to meet the duplicating needs of the Circuit Court office; and

WHEREAS, the following copier is available under the terms and conditions of the State Contract No. SWC 404:

<u>Office</u>		<u>Vendor</u>
<u>Cost per Mo.</u>		
Circuit Court	Oce FX 3000	37.00

WHEREAS, there is sufficient money available within the department budget to fund the lease of the copier.

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Blount County, Tennessee, meeting in session assembled this 18th day of February, 2010, that the lease of a copy machine for the Circuit Court Office, under terms and conditions of the State Contract No. SWC 404 is hereby authorized.

BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKES EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT; AND THAT ANY PRIOR RESOLUTION TO THE CONTRARY IS HEREBY DECLARED VOID.

CERTIFICATION OF ACTION

ATTEST

\_\_\_\_\_  
Commission Chairman

\_\_\_\_\_  
County Clerk

Approved: \_\_\_\_\_

Vetoed: \_\_\_\_\_

Date

\_\_\_\_\_  
County

\_\_\_\_\_  
Mayor