

By signature of the Crossville City Manager as acceptance of the attached parcel of property, the City of Crossville agrees to the terms that are attached and part of the motion that appeared before the Cumberland County Commission meeting in May 2014 where the motion was approved to transfer the property needed for the Colinx project to widen Cox Avenue.

IN WITNESS WHEREOF, the City of Crossville has executed this Agreement on the below-written date.

This _____ day of _____, 20_____.

CUMBERLAND COUNTY, TENNESSEE
CITY OF CROSSVILLE

BY: _____
David Rutherford, City Manager

State of Tennessee
County of Cumberland

This instrument was acknowledged to me on _____ day of _____, 20_____. By **David Rutherford**.

Notary Public

Commission Expires

MAY 19, 2014

CUMBERLAND COUNTY COMMISSION MONTHLY MEETING

Be it remembered that the Cumberland County Commission met in monthly session on Monday, May 19, 2014 at 6:00 o'clock P.M. at the courthouse in Crossville, Tennessee. Present and presiding was Commission Chairman, County Mayor Kenneth Carey who called the meeting to order and invited Minister John Perdue from the First Methodist Church to give the Invocation and members of the Young Marines were asked by the Mayor to lead the Pledge of Allegiance to the Flag of the United States of America. Also present at the meeting were County Clerk Jule Bryson, County Attorney Randal Boston, Finance Director Nathan Brock and the following County Commissioners:

Brian Houston (absent)	Harry Sabine
Nancy Hyder	Caroline Knight
David Hassler	Johnny Presley
Allen Foster	Charles Seiber (absent)
Joe Koester	Jan McNeil
Larry Allen	Terry Carter
Mike Harvel	Roy Turner
Jeff Brown	Sonya Rimmer
John Kinnunen	Carmin Lynch

A quorum being present, the Cumberland County Commission Meeting was opened in due form of law and the following proceedings were had to wit:

1. MINUTES OF APRIL 21, 2014 MONTHLY CUMBERLAND COUNTY COMMISSION MEETING:

On motion of Commissioner Knight, second by Commissioner Hyder, moved the minutes of the April 21, 2014 Monthly Commission Meeting be approved, treat same as read, made a matter of record, and filed.

The motion to approve the April 21, 2014 Meeting Minutes carried by a roll vote of 16 ayes from the Commission present.

COMMENTS:

Director of Schools, Donald Andrews addressed the Commission to explain why the Board of Education (BOE) would be delayed in presenting the 2014-2015 school budget to the Budget Committee. Mr. Andrews was asked by Commissioner Lynch if he was aware of the requirements of the Financial Management Act of 1981 that mandates the BOE to provide the Budget Committee with the school budget at least four (4) weeks prior to the meeting in which the Commission is scheduled to deliberate the entire county and school budget. Mr. Lynch went on to state he viewed the case of the school budget not being prepared on time as a lack of priority on the part of the BOE to comply with the Financial Management Act of 1981 and their unwillingness to work with the County Commission to get the budget completed by the end of June.

2. UNFINISHED BUSINESS; COLINX ROAD PROJECT:

It was reported by Commissioner Rimmer, Chairman of the Building and Grounds Committee, that at their meeting in April the Committee met with representatives from the City of Crossville to discuss the Colinx expansion project and the possibility of moving the convenience center now located on Cox Avenue. Although no decisions were made by the committee at that meeting, the City did report back to request the county donate a portion of the property it owns on Cox Avenue to be used for the widening of that road and they also suggested options for the county to consider if the convenience center must be relocated. Commissioner Rimmer made the Board aware that the City needs to acquire all right of ways to the property on Cox Avenue before May 30, 2014 in order for the Tennessee Department of Transportation (TDOT) to bid out the road widening project.

A motion was made by Commissioner Rimmer for Cumberland County to donate 0.324 acres on Cox Avenue to the City of Crossville for the widening of Cox Avenue due to the fact that said property is needed for the Colinx expansion project and give authority to the Mayor and the County Attorney to sign the required documents, including the warranty deed necessary to complete the transaction. Commissioner Harvel seconded Ms. Rimmer's motion but wished to add a friendly amendment that would require the City of Crossville to assist with the ground work or site preparation should it be necessary to relocate the convenience center. The friendly amendment was accepted by Commissioner Rimmer to be included in her original motion. After Commissioner Sabine expressed concerns that a proper legal description and/or map for the land should be included in the official minutes of the May 2014 Meeting, County Attorney Boston advised there was a warranty deed for the right of way and he saw no reason why the motion could not go forward. After a lengthy discussion between the Board Members about the importance of helping the Colinx Company and the need to find a satisfactory alternate site should the convenience center be relocated, Commissioner Sabine called for a vote on the motion.

The motion carried by a roll call vote of 16 ayes from the Commission present.

NEW BUSINESS:

Commissioner Brown informed the Board Cumberland County had received a letter from Roane County asking for changes to the Interlocal Cooperation Agreement between Cumberland, Morgan, and Roane Counties that would affect the Plateau Partnership Park. He disclosed that in the letter Roane County was seeking one third of Cumberland and Morgan Counties' property tax revenues on properties inside the Park or the Roane County Members on the Tri-County Authority of the Cumberland Plateau Joint Industrial Development Board would not cooperate in the promotion of the Park and would require the Plateau Partnership Park property be sold at market value. Commissioner Brown stated he wanted the record to show he had prepared a resolution that would address the demands made by Roane County that could be reviewed and discussed at the work session scheduled between the Morgan, Roane, and Cumberland County Commissions on May 28, 2014 at the Roane State Community College in Harriman, Tennessee.

3. RESOLUTION 05-2014-1-APPROVAL FOR CUMBERLAND COUNTY TO HELP PAY FOR A NEW GRINDER PUMP FOR THE FAIR PARK SENIOR CENTER:

On motion of Commissioner Hyder, second by Commissioner Hassler, moved to adopt resolution 05-2014-1.

The motion to adopt resolution 05-2014-1, agreeing to match the City of Crossville's payment of nine hundred dollars (\$900.00) for the Fair Park Senior Center to purchase a new grinder pump, carried with Commissioners Sabine, Hyder, Hassler, Foster, Koester, McNeil, Allen, Carter, Turner, Brown, and Kinnunen voting to approve resolution 05-2014-1. Commissioners Knight, Presley, Harvel, Rimmer, and Lynch voted against the adoption of resolution 05-2014-1.

4. RESOLUTION 05-2014-2-TO WAIVE THE GATE FEE OF THE APRIL 19, 2014 CUMBERLAND COUNTY HIGH SCHOOL TRUCK AND TRACTOR PULL HELD AT THE COMMUNITY COMPLEX:

Commissioner Rimmer, the sponsor of resolution 05-2014-2, requested the resolution waiving gate fees received from the Truck and Tractor Pull held on April 19, 2014 at the Community Complex be tabled at this time. The motion to table resolution 05-2014-2 was seconded by Commissioner Knight.

The motion to table resolution 05-2014-2 carried by a roll call vote of 16 ayes from the Commission present.

5. RESOLUTION 05-2014-3-APPROVAL FOR RANDALL HOPKINS TO RENT THE FAIRGROUNDS ARENA AND SELL BEER AT THE EVENT CONTINGENT UPON THE FAIR ASSOCIATION PROVIDING THE COUNTY A WRITTEN WAIVER TO BE APPROVED BY THE COUNTY ATTORNEY:

On motion of Commissioner Rimmer, second by Commissioner Hyder, moved to adopt resolution 05-2014-3.

The motion to adopt resolution 05-2014-3, approving the rental of the fairgrounds arena to Randall Hopkins and permission to sell beer at the Planning Launch Party for "Fanatics TV" in August 2014, carried with Commissioners Sabine, Hyder, Knight, Hassler, Presley, Foster, Koester, McNeil, Harvel, Turner, Brown, Rimmer, Kinnunen, and Lynch voting to approve resolution 05-2014-3. Commissioners Allen and Carter voted against the adoption of resolution 05-2014-3.

6. RESOLUTION 05-2014-4-BUDGET AMENDMENT, RAILROAD AUTHORITY (OTHER SPECIAL REVENUE FUND), \$9,601.00, GENERAL FUND, \$46,108.00, AND DRUG FUND, \$1,956.00:

On motion of Commissioner Carter, second by Commissioner Harvel, moved to adopt resolution 05-2014-4.

The motion to adopt resolution 05-2014-4, a budget amendment resolution for unbudgeted revenues for the various funds of county government, carried by a roll call vote of 16 ayes from the Commission present.

7. RESOLUTION 05-2014-5-BUDGET AMENDMENT, GENERAL FUND, OTHER PUBLIC HEALTH AND WELFARE-ANIMAL SHELTER, \$3,453.00:

On motion of Commissioner Hassler, second by Commissioner Harvel, moved to adopt resolution 05-2014-5.

The motion to adopt resolution 05-2014-5, a budget amendment resolution for donations from various organizations and private citizens to fund part of the cost associated with the operation of the Cumberland County Animal Shelter, carried by a roll call vote of 16 ayes from the Commission present.

8. RESOLUTION 05-2014-6-BUDGET AMENDMENT, GENERAL FUND, TRUSTEE'S OFFICE, \$4,423.00:

On motion of Commissioner Hyder, second by Commissioner Koester, moved to adopt resolution 05-2014-6.

The motion to adopt resolution 05-2014-6, a budget amendment resolution for payment of invoice from State of Tennessee Comptrollers Office for additional audit services required on the Trustee's Office, carried by a roll call vote of 15 ayes from the Commission present with Commissioner Lynch voting no.

9. RESOLUTION 05-2014-7-TO APPROVE LICENSE AGREEMENT BETWEEN STATE OF TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION AND CUMBERLAND COUNTY:

On motion of Commissioner Harvel, second by Commissioner Carter, moved to adopt resolution 05-2014-7.

The motion to adopt resolution 05-2014-7, approving the license agreement between the Tennessee Department of Environment and Conservation and Cumberland County to provide office space in the courthouse for the Ground Water Protection staff, carried by a roll call vote of 16 ayes from the Commission present.

COUNTY OFFICIAL REPORT:

Commissioners received a brief report from Finance Director Brock on the revenue collected during April 2014 from property taxes, hotel/motel taxes, ambulance billings, prisoner boarding and sales tax.

EMERGENCY SERVICES COMMITTEE MEETING:

Chairman Hyder announced the Emergency Services Committee had met earlier in the afternoon in anticipation of receiving a report from the AMB/MARS Company in regard to the emergency medical service billing system, however since no one from that company was present the Committee agreed to a recess the meeting allowing for time to invite a AMB/MARS representative to attend the May 27, 2014 Emergency Services Committee Meeting.

10. ELECTION OF NOTARIES:

On motion of Commissioner Carter, second by Commissioner Harvel, moved that Felicia Applegate, Vickie Lee Aytes, Mamie Lou Cox, Bryan Farmer, Rebecca Hawkins, Travis W. Lowe, Brenda A. Manning, Kathy A. Manning, Phyllis Seagraves, Patricia L. Templeton, Memory Tabor, Tina Webb and Hassell Ray York be elected as Notary Publics for the State of Tennessee.

The motion to approve the notaries carried by a roll call vote of 16 ayes from the Commission present.

11. ADJOURNMENT:

On motion of Commissioner Carter, second by Commissioner Allen, moved the May 19, 2014 Monthly Commission Meeting be adjourned at 6:45 o'clock P.M.

The motion to adjourn the meeting carried by voice vote from the Commission present.

MINUTES APPROVED FOR ENTRY THIS _____ DAY OF JUNE 2014.

Kenneth Carey, County Mayor
Chairman, Cumberland County Commission

Jule Bryson, Cumberland County Clerk