

WASHINGTON COUNTY COMMISSION

FEBRUARY 27, 2012

BE IT REMEMBERED, that the County Commission met in regular session on Monday, February 27, 2012 at 6:00 p.m. in the Washington County Courthouse. Present and presiding, Chair of the Board Greg Matherly, County Mayor Dan Eldridge, County Clerk Kathy Storey, County Attorney John Rambo and Commissioners to wit:

Present were:

Doyle Cloyd, Greg Matherly, Pete Speropulos, Sam Humphreys, Joe Sheffield, Alpha Bridger, Mitch Meredith, Sam Phillips, Lee Chase, Joe Corso, David Tomita, Ethan Flynn, Ken Lyon, Richard Matherly, Mark Ferguson, Joe Grandy, Gerald Sparks, Mark Larkey, Roger Nave, Mike Ford, Ben Bowman, David Shanks

Commissioners absent:

Skip Oldham, Evert Jarrett, Pat Wolfe

After the Call to Order, the Invocation was led by Pastor Wayne White and the Pledge to the Flag was led by Mark Larkey.

PLANNING COMMISSION AND ZONING

Motion was made by Mark Larkey and seconded by Sam Phillips to accept the February 7th meeting minutes. Motion passed with all yes voice vote.

RESOLUTION 12-02-01

RESOLUTION REZONING PARCEL 133.01 OF CONTROL MAP 012, IN THE 12TH CIVIL DISTRICT PRESENTLY OWNED BY CANTRELL INVESTMENTS, INC.

Chairman Greg Matherly opened the floor for Public Hearings. Mr. Cantrell was in favor of the rezoning. There being no oppositon, the meeting returned to regular session. Motion was made by Mark Larkey and seconded by Mike Ford to adopt the Resolution, as presented. Motion passed with all yes voice vote.

RESOLUTION 12-02-02

RESOLUTION ADOPTED FOR THE PURPOSE OF AMENDING THE WASHINGTON COUNTY, TENNESSEE REGIONAL ZONING RESOLUTION REGULATING DEVELOPMENT WITHIN JURISDICTION OF WASHINGTON COUNTY, TENNESSEE TO MINIMIZE DANGER TO LIFE AND PROPERTY DUE TO FLOODING AND TO MAINTAIN ELIGIBILITY FOR PARTICIPATION IN THE NATIONAL FLOOD INSURANCE PROGRAM

Chairman Greg Matherly opened the floor for Public Hearings. There being none, the meeting returned to regular session. Motion was made by Pete Speropulos and seconded by Alpha Bridger to adopt the Resolution, as presented. Motion passed with all yes voice vote.

APPROVAL OF MINUTES

Motion was made by Doyle Cloyd and seconded by Sam Phillips to approve the January meeting minutes. Motion passed with all yes voice vote.

RESOLUTION 12-02-03

RESOLUTION APPROVING THE APPOINTMENT OF COMMISSIONERS TO THE
TRI-CITIES AIRPORT AUTHORITY

Motion was made by Lee Chase and seconded by Sam Phillips to adopt the Resolution with all Washington County Representatives terms ending August 31, 2014. Motion passed with all yes voice vote.

RESOLUTION 12-02-04

RESOLUTION TO CONFIRM NED IRWIN AS WASHINGTON COUNTY
ARCHIVIST

Motion was made by Lee Chase and seconded by Gerald Sparks to adopt the Resolution, as presented. Motion passed with all yes voice vote.

RESOLUTION 12-02-05

RESOLUTION APPOINTING MEMBERS TO THE WASHINGTON COUNTY-
JOHNSON CITY ANIMAL CONTROL CENTER, INC. BOARD OF DIRECTORS

Motion was made by Joe Grandy and seconded by Lee Chase to adopt the Resolution, as presented. Motion passed with all yes voice vote.

REPORT OF DIRECTOR OF SCHOOLS

Oral Report.

JOINT EDUCATION COMMITTEE

Receive written report of February 9, 2012.

DIRECTOR OF HEALTH DEPARTMENT

No Report.

BUDGET COMMITTEE

RESOLUTION 12-02-28

RESOLUTION APPOINTING MEMBERS TO THE BUDGET COMMITTEE

Motion was made by Sam Phillips and seconded by Mark Ferguson to adopt the Resolution, as presented. Motion passed with all yes voice vote.

RESOLUTION 12-02-06

RESOLUTION AMENDING FISCAL YEAR 2011-12 BUDGET RE: LINE ITEM
68000.707 (BUILDING IMPROVEMENTS - WCHD)

Motion was made by Sam Phillips and seconded by David Shanks to adopt the Resolution, as presented. Motion passed with the following roll call vote:

Commissioners voting for:

Cloyd, G. Matherly, Speropulos, Humphreys, Bridger, Meredith, Phillips, Chase, Tomita, Lyon, R. Matherly, Ferguson, Grandy, Sparks, Larkey, Nave, Ford, Bowman, Shanks

Commissioners voting against:

Sheffield, Corso, Flynn

Commissioners absent:
Oldham, Jarrett, Wolfe

RESOLUTION 12-02-07

RESOLUTION AMENDING FISCAL YEAR 2011-12 BUDGET RE: LINE ITEM
54210.305 (AUDIT SERVICES) AND LINE ITEM 54210.334 (MAINTENANCE
AGREEMENTS)

Motion was made by David Shanks and seconded by Gerald Sparks to adopt the Resolution, as presented. Motion passed with the following roll call vote:

Commissioners voting for:

Cloyd, G. Matherly, Speropulos, Humphreys, Sheffield, Bridger, Meredith, Phillips, Chase, Corso, Tomita, Flynn, Lyon, R. Matherly, Ferguson, Grandy, Sparks, Larkey, Nave, Ford, Bowman, Shanks

Commissioners voting against:

None

Commissioners absent:

Oldham, Jarrett, Wolfe

RESOLUTION 12-02-08

RESOLUTION AMENDING FISCAL YEAR 2011-12 BUDGET RE: LINE ITEM
54254.431 (LAW ENFORCEMENT SUPPLIES)

Motion was made by Ben Bowman and seconded by Roger Nave to adopt the Resolution, as presented. Motion passed with the following roll call vote:

Commissioners voting for:

Cloyd, G. Matherly, Speropulos, Humphreys, Sheffield, Bridger, Meredith, Phillips, Chase, Corso, Tomita, Flynn, Lyon, R. Matherly, Ferguson, Grandy, Sparks, Larkey, Nave, Ford, Bowman, Shanks

Commissioners voting against:

None

Commissioners absent:

Oldham, Jarrett, Wolfe

RESOLUTION 12-02-09

RESOLUTION AMENDING FISCAL YEAR 2011-12 BUDGET RE: LINE ITEM
54210.707 (BUILDING IMPROVEMENTS- DETENTION CENTER)

Motion was made by Sam Phillips and seconded by Mark Ferguson to adopt the Resolution, as presented. Motion passed with the following roll call vote:

Commissioners voting for:

Cloyd, G. Matherly, Speropulos, Humphreys, Sheffield, Bridger, Meredith, Phillips, Chase, Corso, Tomita, Flynn, Lyon, R. Matherly, Ferguson, Grandy, Sparks, Larkey, Nave, Ford, Bowman, Shanks

Commissioners voting against:

None

Commissioners absent:

Oldham, Jarrett, Wolfe

RESOLUTION 12-02-17

RESOLUTION AMENDING FISCAL YEAR 2011-12 BUDGET RE: REVENUE
ACCOUNT 34725 (ASSIGNED FOR PUBLIC SAFETY); LINE ITEM 54100.411
(DATA PROCESSING SUPPLIES); LINE ITEM 54100.431 (LAW ENFORCEMENT
SUPPLIES); LINE ITEM 54100.451 (UNIFORMS); AND LINE ITEM 54100.718
(MOTOR VEHICLES)

Motion was made by Pete Speropulos and seconded by Sam Phillips to adopt the Resolution, as presented. Motion passed with the following roll call vote:

Commissioners voting for:

Cloyd, G. Matherly, Speropulos, Humphreys, Sheffield, Bridger, Meredith, Phillips, Chase, Corso, Tomita, Flynn, Lyon, R. Matherly, Ferguson, Grandy, Sparks, Larkey, Nave, Ford, Bowman, Shanks

Commissioners voting against:

None

Commissioners absent:

Oldham, Jarrett, Wolfe

RESOLUTION 12-02-19

RESOLUTION AMENDING FISCAL YEAR 2011-12 BUDGET RE: LINE ITEM
54110.338

Motion was made by Joe Grandy and seconded by Sam Phillips to adopt the Resolution, as presented. Motion passed with the following roll call vote:

Commissioners voting for:

Cloyd, G. Matherly, Speropulos, Humphreys, Sheffield, Bridger, Meredith, Phillips, Chase, Corso, Tomita, Flynn, Lyon, R. Matherly, Ferguson, Grandy, Sparks, Larkey, Nave, Ford, Bowman, Shanks

Commissioners voting against:

None

Commissioners absent:

Oldham, Jarrett, Wolfe

RESOLUTION 12-02-27

RESOLUTION AMENDING FISCAL YEAR 2011-12 BUDGET APPROPRIATING
UNASSIGNED FUNDS TO THE DRUG FUND

Motion was made by Sam Phillips and seconded by Alpha Bridger to adopt the Resolution, as presented. Motion passed with the following roll call vote.

Commissioners voting for:

Cloyd, G. Matherly, Speropulos, Humphreys, Sheffield, Bridger, Meredith, Phillips, Chase, Corso, Tomita, Flynn, Lyon, R. Matherly, Ferguson, Grandy, Sparks, Larkey, Nave, Ford, Bowman, Shanks, Wolfe

Commissioners voting against:

None

Commissioners absent:

Oldham, Jarrett, Wolfe

Motion was made by Ethan Flynn and seconded by Mark Larkey to accept the January and February meeting minutes. Motion passed with all yes voice vote.

ZONING ADMINISTRATION OVERSIGHT COMMITTEE

RESOLUTION 12-02-22

Motion was made by Mark Larkey and seconded by Mike Ford to adopt the Resolution, sections 10-13 only. Motion passed with the following roll call vote.

Commissioners voting for:

Cloyd, G. Matherly, Speropulos, Humphreys, Sheffield, Bridger, Meredith, Chase, Corso, Tomita, Flynn, Lyon, R. Matherly, Ferguson, Grandy, Sparks, Larkey, Nave, Ford, Bowman, Shanks

Commissioners voting against:

None

Commissioners absent:

Oldham, Phillips, Jarrett, Wolfe

COUNTY MAYOR

RESOLUTION 12-02-10

RESOLUTION TO APPROVE ACCEPTANCE OF GRANTS FOR PROJECTS AT THE TRI-CITIES REGIONAL AIRPORT, TN/VA

Motion was made by Joe Grandy and seconded by Mike Ford to adopt the Resolution, as presented. Motion passed with all yes voice vote.

COUNTY ATTORNEY

Information in packet.

ETHICS COMMITTEE

Motion was made by Skip Oldham and seconded by Gerald Sparks to accept the revised January Report. Motion passed with all yes voice vote.

RULES COMMITTEE

No Meeting.

PUBLIC WORKS COMMITTEE

Motion was made by Sam Phillips and seconded by Richard Matherly to receive the February meeting minutes. Motion passed with all yes voice vote.

RESOLUTION 12-02-11

RESOLUTION ADOPTING THE ANNUAL ROAD LIST

Motion was made by Lee Chase and seconded by Mike Ford to adopt the Resolution, as presented. Motion passed with a majority yes voice vote. Joe Sheffield abstained from the vote.

RESOLUTION 12-02-12

RESOLUTION ESTABLISHING SPEED LIMIT ON ARCHER ROAD

Motion was made by Gerald Sparks and seconded by Richard Matherly to adopt the Resolution, as presented. Motion passed with all yes voice vote.

RESOLUTION 12-02-13

RESOLUTION ESTABLISHING SPEED LIMIT ON B CHASE ROAD

Motion was made by Gerald Sparks and seconded by Richard Matherly to adopt the Resolution, as presented. Motion passed with all yes voice vote.

RESOLUTION 12-02-14

RESOLUTION ESTABLISHING SPEED LIMIT ON JOHN GARST ROAD

Motion was made by Gerald Sparks and seconded by Mark Larkey to adopt the Resolution, as presented. Motion passed with all yes voice vote.

PUBLIC SAFETY COMMITTEE

RESOLUTION 12-02-15

RESOLUTION IN SUPPORT OF TENNESSEE CONSTABLES

Motion was made by Mike Ford and seconded by Pete Speropulos to adopt the Resolution, as presented. Motion passed with all yes voice vote.

RESOLUTION 12-02-16

RESOLUTION TO DEFINE A TIME PERIOD FOR CERTIFICATION OF WASHINGTON COUNTY CONSTABLES

Motion was made by Mark Larkey and seconded by Mike Ford to adopt the Resolution, as presented. Motion passed with all yes voice vote.

RESOLUTION 12-02-30

RESOLUTION ASSUMING MUNICIPAL POWERS FOUND AT TENN. CODE ANN. SECTION 6-2-201(22) AND (23)

Motion was made by David Shanks and seconded by Mark Ferguson to adopt the Resolution, as presented. Motion passed with all yes voice vote.

RESOLUTION 12-02-29

RESOLUTION RELATIVE TO SYNTHETIC MARIJUANA, "BATH SALTS" AND SIMILAR COMPOUNDS; MAKING THE USE, POSSESSION, PRODUCTION, MANUFACTURE, DISTRIBUTION, TRANSPORT, SELL, OFFERING FOR SALE, TRADE, BARTER, EXCHANGE OR PURCHASE OF CERTAIN SUBSTANCES UNLAWFUL AND A PUBLIC NUISANCE IN THE UNINCORPORATED AREAS OF WASHINGTON COUNTY, TENNESSEE

Motion was made by Mike Ford and seconded by Roger Nave to adopt the Resolution, as presented. Motion passed with all yes voice vote.

RESOLUTION 12-02-18

RESOLUTION REGARDING JOHNSON CITY'S INTENDED "SUNCREST
ANNEXATION"

Motion was made by Roger Nave and seconded by Mike Ford to adopt the Resolution, as presented. Motion passed with all yes voice vote.

Motion was made by Sam Phillips and seconded by Pete Speropulos to receive the minutes of the February meeting. Motion passed with all yes voice vote.

ZONING ADMINISTRATION OVERSIGHT COMMITTEE

Motion was made by Pete Speropulos and seconded by Alpha Bridger to receive the minutes of the February meeting. Motion passed with all yes voice vote.

Motion was made by Pete Speropulos and seconded by Doyle Cloyd to defer items 2,3 and 4 of the Zoning Administration Oversight Committee. Motion passed with all yes voice vote.

COUNTY-OWNED PROPERTY

Motion was made by Mark Ferguson and seconded by Sam Phillips to receive the February meeting minutes. Motion passed with all yes voice vote.

SOLID WASTE COMMITTEE

Motion was made by David Shanks and seconded by Richard Matherly to receive the February meeting minutes. Motion passed with all yes voice vote.

CIA COMMITTEE

RESOLUTION 12-02-23

RESOLUTION APPROVING EMPLOYEE GROUP LIFE INSURANCE PLAN WITH
BLUE CROSS-BLUE SHIELD

Motion was made by Mark Ferguson and seconded by Sam Phillips to adopt the Resolution, as presented. Motion passed with all yes voice vote.

Motion was made by Mark Ferguson and seconded by Lee Chase to receive the February meeting minutes. Motion passed with all yes voice vote.

REPORT OF GENERAL HEALTH AND WELFARE COMMITTEE

Motion was made by Joe Grandy and seconded by Gerald Sparks to receive the February meeting minutes. Motion passed with all yes voice vote.

AUDIT COMMITTEE

No Meeting.

PUBLIC RECORDS COMMITTEE

Motion was made by Sam Humphreys and seconded by Gerald Sparks to receive the January and February meeting minutes. Motion passed with all yes voice vote.

MAYOR'S WATER TASK FORCE

Motion was made by Joe Grandy and seconded by Ben Bowman to receive the February meeting minutes. Motion passed with all yes voice vote.

CITY-COUNTY LIAISON

Motion was made by Lee Chase and seconded by Mark Ferguson to receive the January meeting minutes. Motion passed with all yes voice vote.

OVERSIGHT AND STEERING COMMITTEE

Motion was made by Joe Grandy and seconded by Gerald Sparks to receive the February meeting minutes. Motion passed with all yes voice vote.

RESOLUTION 12-02-24

RESOLUTION REQUESTING THE GENERAL ASSEMBLY TO CREATE A NEW
PART III OF THE COURTS OF GENERAL SESSIONS IN WASHINGTON
COUNTY, TENNESSEE

Motion was made by Doyle Cloyd and seconded by Mark Ferguson to adopt the Resolution, as presented. Motion passed with all yes voice vote.

RESOLUTION 12-02-25

RESOLUTION REQUESTING THE GENERAL ASSEMBLY TO ADOPT A
PRIVATE ACT CREATING THE OFFICE OF COUNTY ATTORNEY

Motion was made by Gerald Sparks and seconded by Ben Bowman to adopt the Resolution with changes to Sections 2 and to include the first sentence of section 8. Motion passed with the following roll call vote.

Commissioners voting for:

Cloyd, G. Matherly, Speropulos, Humphreys, Sheffield, Bridger, Phillips, Corso, Chase, Flynn, R. Matherly, Sparks, Ferguson, Ford, Larkey, Nave, Bowman, Shanks

Commissioners voting against:

Meredith, Tomita, Lyon, Grandy

Commissioners absent:

Oldham, Jarrett, Wolfe

OLD BUSINESS

None.

NOTARIES

RESOLUTION 12-02-26

RESOLUTION APPROVING THE ELECTION OF NOTARIES PUBLIC FOR
APPOINTMENT AND/OR REAPPOINTMENT FOR WASHINGTON COUNTY,
TENNESSEE

Motion was made by Lee Chase and seconded by Sam Phillips to adopt the Resolution, as presented. Motion passed with all yes voice vote.

NEW BUSINESS

None.

Meeting Adjourned.



Kathy Storey, County Clerk