## CALL TO ORDER

## PUBLIC HEARING REGARDING ZONING

CZ-9-2011: Application of Wayne Darnell (Urban Farms) from R-1 to M-2

## RESOLUTIONS

11-8-1: $\quad$ Resolution Authorizing Submission of an Application for a Grant to Continue the Litter and Trash Collection Program Previously Contracted with the Tennessee Department of Transportation

11-8-2: $\quad$ Resolution Authorizing Transfer of Funds Within an Existing and Expiring Grant Which Has Been Approved by Grant Authority, Tennessee Department of Transportation, Click It or Ticket 6

11-8-3: $\quad$ Resolution to Accept Block Grant Funds from the Bureau of Justice Assistance of the United States Department of Justice

11-8-4: $\quad$ Resolution of Intent for Assistance in Construction and Completion of Industrial Access Road

11-8-5: Resolution to Adopt a Reapportionment/Redistricting Plan for Montgomery County, Tennessee

## REPORTS

1. Ed Baggett, Nominating Committee Nominations
2. Mayor Carolyn Bowers, County Mayor Nominations and Appointments

## REPORTS FILED

1. Minutes from July 11, 2011
2. Highway Dept's 2011 County Road List - April 1, 2011 thru June 30, 2011 (requires Commission's approval)

## ANNOUNCEMENTS

1. Reminder: Please submit items for the 2012 Legislative Agenda as soon as possible to Commissioners Genis, Nichols or Sokol

## ADJOURN

# RESOLUTION OF THE MONTGOMERY COUNTY BOARD OF COMMISSIONERS 

# AMENDING THE ZONE CLASSIFICATION OF THE PROPERTY OF WAYNE DARNELL ( URBAN FARMS ) 

WHEREAS, an application for a zone change from R-1 Single-Family Residential District to M-2 General Industrial District. has been submitted by Wayne Darnell (Urban Farms) and

WHEREAS, said property is identified as County Tax Map 054, parcel 011.00 (portion), containing 55+/-acres, situated in Civil District 13 , located on the north bank of the Cumberland River $750+/$ feet. $1550+/-$ feet west of the terminus of Rusty Lane. North line follows TVA easement; and

WHEREAS, said property is described as follows:
Beginning at a point in the southern easement line of the TVA line which crosses the Urban Farms Inc Property (Map 54, Parcel 11.0); said point being at the intersection of the South margin of a TVA Easement Line and Donelson Creek; thence with said south easement line in a Northeast direction an approximate distance of $2300^{\prime}$ to the intersection of the South margin of the TVA easement line and the Montgomery County and City of Clarksville line; thence with said line and in a southerly direction approximately $1520^{\prime}$ to the northem edge of the Cumberland River, thence with the Cumberland River and in a Southwest direction approximately $750^{\prime}$; thence leaving the Cumberland River and with the Wim Materials, LLC Lease line which is also the current AG Zone Line in a westerly direction approximately $1450^{\prime}$ to a point in Donelson Creek; thence continuing with said Winn Lease line and with said Creek in a northwest direction approximately $350^{\prime}$ to the point of beginming containing approximately $55+/-$ acres (Tax Map 54 Parcel $11.00 \mathrm{p} / \mathrm{o}$ )

WHEREAS, the Planning Commission staff recommends $\qquad$ and the Regional Planning Commission recommends $\qquad$ of said application.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery County Board of County Commissioners assembled in regular session on this 8th day of August, 2011 , that the zone classification of the property of Wayne Darnell (Urban Farms ) from R-1 to M-2 is hereby approved.

Duly passed and approved this 8th day of August, 2011.


Attested:

## County Clerk

# RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR A GRANT TO CONTINUE THE LITTER AND TRASH COLLECTION PROGRAM PREVIOUSLY CONTRACTED WITH THE TENNESSEE DEPARTMENT OF TRANSPORTATION 

WHEREAS, Montgomery County previously entered into a Litter and Trash Collection Grant Contract with the Tennessee Department of Transportation; and

WHEREAS, the Tennessee Department of Transportation has advised the County Mayor that funding allocations for the Litter Pickup Program for Fiscal Year 2011-2012 have been made with Montgomery County receiving an allocation of grant monies in the amount of \$77,602.00 and the remaining funds required for the Litter Pickup Program would be the responsibility of Montgomery County in the amount of $\$ 46,922.02$ for a total program cost of $\$ 124,524.02$ and

WHEREAS, the Tennessee Department of Transportation has advised that Montgomery County can apply for these funds in the same manner as the past grant program.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery County Board of Commissioners assembled in regular business session on this $8^{\text {th }}$ day of August, 2011 that the County Mayor is hereby authorized to apply on behalf of Montgomery County for a grant to continue the Litter and Trash Collection Program to June 30, 2012.

BE IT FURTHER RESOLVED that should said application be approved by the Tennessee Department of Transportation, then the County Mayor is authorized to execute contracts or other necessary documents which may be required to signify acceptance of the Litter and Trash Collection Grant by Montgomery County and the Director of Accounts and Budgets shall establish the necessary fund accounts providing for related revenues and expenditures stated in the contract, this resolution intended to have the effect of appropriation to that purpose accordingly.

Duly passed and approved this $8^{\text {th }}$ day of August, 2011.

Sponsor $\qquad$
Commissioner $\qquad$
Approved $\qquad$ County Mayor

Attest $\qquad$ County Clerk

## RESOLUTION AUTHORIZING TRANSFER OF FUNDS WITHIN AN EXISTING AND EXPIRING GRANT WHICH HAS BEEN APPROVED BY GRANT AUTHORITY, TENNESSEE DEPARTMENT OF TRANSPORTATION, CLICK IT OR TICKET 6

WHEREAS, Montgomery County has previously been awarded a Grant from the State of Tennessee, Department of Transportation to undertake Police Traffic Services as defined by the Tennessee Highway Safety Plan to reduce speeding, aggressive driving, driving under the influence and non-seatbelt usage. This is a 100\% reimbursement grant; and

WHEREAS, the Director of the Governors Highway Safety Office has authorized the transfer of funds totaling $\$ 2,895.00$ from Category "Personnel Services" known locally as Object Code 52990 "Other Fringe Benefits" to Category "Capital Purchases" known locally as Object Code 57990 "Other Capital Outlay;" and

WHEREAS, the Governors Highway Safety Office is the approval authority to modify the existing grant and funds utilized are within the scope of the grant as defined in the grant contract.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery County Board of Commissioners assembled in regular business session on this $8^{\text {th }}$ day of August, 2011 that the County Mayor hereby authorizes the transfer of funds within the Click it or Ticket 6 Grant Budget on behalf of Montgomery County.

BE IT FURTHER RESOLVED that said modification is approved by the Tennessee Department of Transportation, the County Mayor is authorized to execute contracts or other necessary documents which may be required to signify modification of the Click It or Ticket Grant by Montgomery County and the Director of Accounts and Budgets shall establish the necessary fund modifications providing for related revenues and expenditures stated in the contract, this resolution intended to have the effect of appropriation to that purpose accordingly.

Duly passed and approved this $8^{\text {th }}$ day of August, 2011.

Sponsor $\qquad$
Commissioner $\qquad$
Approved $\qquad$
Attest $\qquad$
County Clerk

# RESOLUTION TO ACCEPT BLOCK GRANT FUNDS FROM THE BUREAU OF JUSTICE ASSISTANCE OF THE UNITED STATES DEPARTMENT OF JUSTICE 

WHEREAS, the United States Department of Justice Bureau of Justice Assistance has granted $\$ 44,899.00$ for fiscal year 2012 for various projects including the monthly service for mobile data terminals and associated wireless data equipment; and

WHEREAS, the continued use of mobile data services and equipment will result in deputies being able to access essential information in the performance of their duties while in the field.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Montgomery County, Tennessee, meeting this the $8^{\text {th }}$ day of August, 2011, that:

SECTION 1. Montgomery County hereby accepts $\$ 44,899.00$ from the United States Department of Justice, Bureau of Justice Assistance for the purposes herein stated and detailed below:

| Direct Federal Revenue 101-54110-00000-54-47990-12060 | $\$ 44,899.00$ |
| :--- | :--- | :--- |
| Mobile Data Service 101-54110-00000-54-53070-12060 | $\$ 26,000.00$ |
| Wireless Equipment 101-54110-00000-54-54990-12060 | $\$ 18,899.00$ |

SECTION 2. There is no required match and no requirement that these projects be continued under the terms of the block grant at its expiration.

This resolution shall take effect upon its adoption.

Dated this the $8^{\text {th }}$ day of August, 2011.

Sponsor $\qquad$
Commissioner $\qquad$

Approved $\qquad$
County Mayor
Attest $\qquad$
County Clerk

## RESOLUTION OF INTENT FOR ASSISTANCE IN CONSTRUCTION AND COMPLETION OF INDUSTRIAL ACCESS ROAD

WHEREAS, Montgomery County, Tennessee, is vitally interested in the economic welfare of its citizens and wishes to provide the necessary leadership to enhance this area's capabilities for growth and development, and

WHEREAS, the provision of jobs to area citizens by local industry is both necessary and vital to the economic well-being of Montgomery County, and

WHEREAS, the Industrial Highway Act of 1959 authorizes the Tennessee Department of Transportation to contract with cities and counties for the construction and maintenance of "Industrial Highways" to provide access to industrial areas and to facilitate the development and expansion of industry within the State of Tennessee, and

WHEREAS, on September, 2011, Project Rocky plans to make a decision to construct a food processing related facility, possibly selecting Montgomery County as their location; and

WHEREAS, the construction of an industrial access road to serve said proposed plant is necessary and vital to the successful completion of this project and the future economic well-being of this area.

NOW, THEREFORE BE IT RESOLVED by the Montgomery County Board of Commissioners assembled in regular session on this $8^{\text {th }}$ day of August, 2011, that a contract be entered into with the Tennessee Department of Transportation for assistance in construction and completion of the herein proposed industrial access highway under the provisions of the Industrial Highway Act of 1959.

## Duly passed and approved this $8^{\text {th }}$ day of August, 2011.

Sponsor $\qquad$
Commissioner $\qquad$
Approved $\qquad$
Attest $\qquad$

## A RESOLUTION TO ADOPT

## A REAPPORTIONMENT/REDISTRICTING PLAN FOR MONTGOMERY COUNTY, TENNESSEE

WHEREAS, Tennessee Code Annotated, Section 5-1-111, requires that, at least every ten (10) years, county legislative bodies shall change the boundaries of districts or redistrict a county entirely if necessary to apportion the county legislative body so that the members represent substantially equal populations; and

WHEREAS, at the November 2010 term of the Montgomery County Board of Commissioners, a committee was appointed to study the reapportionment of the districts of Montgomery County, on a "one-person, one-vote" basis; and

WHEREAS, the committee has made a thorough study of the matter and has presented to this Commission a plan of reapportionment of the County Commission Districts and the School Board Districts of Montgomery County, which plan is acceptable to the Commission. The plan is consistent with the provisions of Tennessee Code Annotated, Section 5-1-111, which provides for a county legislative body composed of 21 members and which creates 21 districts as depicted on the official redistricting map for Montgomery County prepared pursuant to Tennessee Code Annotated, Section 5-1-110. The plan also provides for a school board composed of 7 members and which creates 7 school board districts.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery County Board of Commissioners meeting in regular business session at Clarksville, Tennessee, on this the $8^{\text {th }}$ day of August, 2011, that the County Commission Districts of Montgomery County, be, and they are hereby rearranged and reapportioned into twenty-one (21) districts, being of approximately equal population, and the numbers of said Districts and the boundaries thereof are hereby established according to the map labeled Exhibit A Montgomery County Commission Districts 2011, representing all 21 Commission Districts. A copy of the redistricting map is attached as Exhibit A to the resolution and is incorporated herein by reference.

BE IT FURTHER RESOLVED that there shall be one (1) representative elected from each of the twenty-one (21) reapportioned County Commission Districts, and that the present members of the Montgomery County Board of Commissioners shall continue in office until representatives are elected from the reapportioned districts at the general election in August 2014.

BE IT FURTHER RESOLVED that the seven (7) School Board Districts shall be re-established as follows:

| School District 1 | County Commission Districts | 17 | 18 | 19 |
| :--- | :--- | :--- | :--- | :--- |
| School District 2 | County Commission Districts | 4 | 5 | 6 |
| School District 3 | County Commission Districts | 8 | 9 | 12 |
| School District 4 | County Commission Districts | 7 | 10 | 11 |
| School District 5 | County Commission Districts | 13 | 14 | 16 |

School District 6 County Commission Districts $\begin{array}{llll}1 & 2 & 21\end{array}$
$\begin{array}{lllll}\text { School District } 7 & \text { County Commission Districts } & 3 & 15 & 20\end{array}$

BE IT FURTHER RESOLVED that this resolution shall take effect upon passage, the public welfare requiring it.

Duly passed and approved this $8^{\text {th }}$ day of August, 2011.


Approved: $\qquad$

Attested: $\qquad$
County Clerk


