

**CALL TO ORDER** -- Dalton Harrison, Chairperson Pro Tem

**CITIZENS TO ADDRESS THE COMMISSION** - None

**PUBLIC HEARING REGARDING ZONING**

**CZ-16-2011:** Application of Jerome Oldham from AG to R1A

**CZO-1-2011:** Amending the Text of the Zoning Resolution of Montgomery County, Tennessee,  
Relative to Vacation Trailer Parks and Campgrounds

**RESOLUTIONS**

- 12-1-1:** Resolution to Accept Federal Grant Funds for the Bureau of Justice Assistance State Criminal Alien Assistance Program
- 12-1-2:** Resolution to Amend the Montgomery County Government Budget in the Capital Projects Fund
- 12-1-3:** Resolution Authorizing an Interlocal Contract with the City of Clarksville Pertaining to Sharing of Costs for Pauper Burials

**REPORTS**

1. Kurt Bryant – Presentation regarding emailing through internet
2. Ed Baggett - Nominating Committee
3. Dalton Harrison, Mayor Pro-Tem - County Mayor Nominations and Appointments

**REPORTS FILED**

1. Minutes from December 12, 2011

**ANNOUNCEMENTS**

**ADJOURN**

**RESOLUTION OF THE MONTGOMERY COUNTY BOARD OF  
COMMISSIONERS  
AMENDING THE ZONE CLASSIFICATION OF THE PROPERTY OF  
JEROME OLDHAM**

WHEREAS, an application for a zone change from AG Agricultural District to R-1A Single-Family Residential District has been submitted by Jerome Oldham and

WHEREAS, said property is identified as County Tax Map 009, parcel 026.01, containing 13.78 acres, situated in Civil District 13, located fronting 345+/- feet on the south side of Old Tylertown Ln. 910 +/- east of the Tylertown Rd. & Old Tylertown Ln. Intersection.; and

WHEREAS, said property is described as follows:

Beginning at an iron pin in the south margin of Old Tylertown Road at .10 miles east of the right-of-way of Tylertown Road; thence with the south margin of Old Tylertown Road south 86 degrees 39 minutes 52 seconds east 257.77 feet to an iron pin; thence leaving the said Old Tylertown Road south 4 degrees 21 minutes 27 seconds west 455.39 feet to an iron pin; thence south 86 degrees 31 minutes 9 seconds east 94.34 feet to a fence post; thence south 4 degrees 7 minutes 51 seconds west 369.84 feet to an iron pin in a fence post; thence south 86 degrees 32 minutes 53 east 504.10 feet to an iron pin in a fence post; thence south 3 degrees 38 minutes 50 seconds west 275.70 feet to an iron pin; thence north 84 degrees 44 minutes 49 seconds west 138.59 feet to a point; thence north 84 degrees 46 minutes 35 seconds west 131.62 feet to an iron pin; thence south 3 degrees 37 minutes 10 seconds west 224.79 feet to an iron pin at a post; thence north 86 degrees 53 minutes 52 seconds west 579.79 feet to an iron pin; thence north 3 degrees 56 minutes 35 seconds east 620.81 feet to a point; thence north 3 degrees 34 minutes 48 seconds east 704.31 feet to the point of beginning, and containing 13.78 +/- acres. (Tax Map 9 Parcel 26.01) AG to R-1A

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

NOW, THEREFORE, BE IT RESOLVED by the Montgomery County Board of County Commissioners assembled in regular session on this 9th day of January, 2012, that the zone classification of the property of Jerome Oldham from AG to R-1A is hereby approved.

Duly passed and approved this 9th day of January, 2012.

Sponsor *Jerome Oldham*  
Commissioner *Joe Cook*  
Approved \_\_\_\_\_

County Mayor

Attested: \_\_\_\_\_  
County Clerk

**A RESOLUTION AMENDING THE TEXT OF THE ZONING RESOLUTION OF  
MONTGOMERY COUNTY, TENNESSEE, RELATIVE TO VACATION  
TRAILER PARKS AND CAMPGROUNDS**

**WHEREAS**, an application for an amendment to text of the Montgomery County Zoning Resolution has been filed and

**WHEREAS**, said text amendment is described as follows:

Under Article IV District Regulations, Section 12 C-5 Highway and Arterial Commercial District, Subsection B Uses Permitted, Item 12, delete the words "vacation trailer parks".

Under Article II Definitions, add in the appropriate place the following definition: "Campground: A parcel of land, with two (2) or more sites occupied or intended for occupancy by recreational vehicles or tents, accessible by vehicular traffic and provided with one (1) or more service building. These sites may have individual water, sewer and electrical connections. These sites are intended for short periods of stay and shall not allow for extended residential stays and shall not include mobile homes."

**WHEREAS**, the Planning Commission staff recommends \_\_\_\_\_ and the Regional Planning Commission recommends \_\_\_\_\_ of said application.

**NOW, THEREFORE, BE IT RESOLVED** by the Montgomery County Board of Commissioners meeting in regular session on this 9th day of January, 2012, that the zone text amendment is hereby approved.

Duly passed and approved this 9th day of January, 2012.

Sponsor David Riggins

Commissioner Joe I. Cook

Approved \_\_\_\_\_

County Mayor

Attested: \_\_\_\_\_  
County Clerk

**RESOLUTION TO ACCEPT FEDERAL GRANT FUNDS FOR THE BUREAU OF JUSTICE ASSISTANCE STATE CRIMINAL ALIEN ASSISTANCE PROGRAM**

**WHEREAS**, the Montgomery County Jail entered into a four-year agreement with Justice Benefits Inc. for professional services to assist in collecting federal monies for the State Criminal Alien Assistance Program to be used for the needs of inmates housed in the Montgomery County Jail. Montgomery County’s financial agreement requires payment to Justice Benefits Inc. of twenty-two percent (22%) of total monies paid to Montgomery County: and

**WHEREAS**, after payment of the 22% to Justice Benefits, Inc., it is necessary for the remaining amount of \$43,197.18 be transferred to the Jail expenditure budget to be used for the needs of inmates; and

**WHEREAS**, there is no required match and no requirement that these project and expenditures be continued after the agreement expires.

**NOW, THEREFORE, BE IT RESOLVED** by the Montgomery County Board of Commissioners assembled in regular business session on this 9<sup>th</sup> day of January, 2012, that the federal monies be deposited and dispersed for the inmate’s needs as described below:

101-54210-00000-54-47990-12080 Other Direct Federal Revenue	\$43,197.18
101-54210-00000-54-53990-12080 Other Contracts & Services	\$ 9,503.38
101-54210-00000-54-57900-12080 Other Equipment	\$33,693.80

**Duly passed and approved this 9<sup>th</sup> day of January, 2012.**

**Sponsor** \_\_\_\_\_

**Commissioner** \_\_\_\_\_

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

**County Mayor**

**Attested** \_\_\_\_\_

**County Clerk**

**RESOLUTION TO AMEND THE MONTGOMERY COUNTY GOVERNMENT BUDGET IN THE CAPITAL PROJECTS FUND**

**WHEREAS**, Montgomery County has been reimbursed \$140,721.58 by Local Government Property and Casualty for an insurance settlement on the Radio Tower located on Highway Drive in Clarksville, Montgomery County; and

**WHEREAS**, Montgomery County has entered into an agreement with AT&T Corporation to rebuild the 280 foot tower at no cost to the citizens of Montgomery County and will allow Montgomery County to use the tower for public service communication, including but not limited to Public Service and The National Oceanic and Atmosphere Association’s Weather Alert Radio; and

**WHEREAS**, Montgomery County Government will be responsible for providing the structure housing electrical resources to support the Public Safety, County Government and Weather Alert portion of this project.

**NOW, THEREFORE, BE IT RESOLVED** by the Montgomery County Board of Commissioners assembled in regular business session on this 9<sup>th</sup> day of January, 2012 that the following accounts of the Montgomery County Capital Projects Fund shall be increased:

171-00000-00000-00-49700	Insurance Recovery	\$140,721.58
171-91110-00000-91-57900	Other Equipment	\$140,721.58

**BE IT FURTHER RESOLVED** that the County Mayor is authorized to execute contracts or other necessary documents which may be required and the Director of Accounts and Budgets shall establish the necessary fund authorization for related revenues and expenditures stated in this resolution intended to have the effect of appropriation to that purpose accordingly.

Duly passed and approved this 9<sup>th</sup> day of January, 2012.

**Sponsor** \_\_\_\_\_

**Commissioner** \_\_\_\_\_

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

**County Mayor**

**Attested** \_\_\_\_\_

**County Clerk**

**RESOLUTION AUTHORIZING AN INTERLOCAL CONTRACT WITH THE CITY OF CLARKSVILLE PERTAINING TO SHARING OF COSTS FOR PAUPER BURIALS**

**WHEREAS**, Montgomery County has assumed responsibility for providing for the burial of a pauper; and

**WHEREAS**, a pauper in this context is a deceased individual in whose estate there are insufficient funds to satisfy burial expenses which is verified by Urban Ministries; and

**WHEREAS**, the City of Clarksville has previously paid for one-half of the expenses for pauper burials; and

**WHEREAS**, it is the recommendation of the internal auditors that a written contract be entered into between Montgomery County and the City of Clarksville regarding this issue; and

**WHEREAS**, Montgomery County and the City of Clarksville wish to reduce their agreement to writing in accordance with *Tennessee Code Annotated § 12-9-108*.

**NOW, THEREFORE, BE IT RESOLVED** by the Montgomery County Board of Commissioners meeting in regular session on this 9<sup>th</sup> day of January, 2012, that the attached Interlocal Contract between Montgomery County and the City of Clarksville is approved.

**Duly passed and approved this 9<sup>th</sup> day of January, 2012.**

**Sponsor** \_\_\_\_\_

**Commissioner** \_\_\_\_\_

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

**County Mayor**

**Attested** \_\_\_\_\_

**County Clerk**

**INTERLOCAL CONTRACT**

PERTAINING TO THE SHARING OF COSTS FOR PAUPER BURIALS

This Interlocal Contract is made and entered into by and between the CITY OF CLARKSVILLE, TENNESSEE, a Tennessee Municipal Corporation (“City”), and MONTGOMERY COUNTY, TENNESSEE (“County”).

**WITNESSETH:**

WHEREAS, the County has assumed responsibility for providing for the burial of a pauper; and

WHEREAS, a pauper in this context is a deceased individual in whose estate there are insufficient funds to satisfy burial expenses which is verified by Urban Ministries; and

WHEREAS, the City has previously paid for one-half of the expenses for pauper burials; and

WHEREAS, it is the recommendation of the City’s Internal Auditor that a written contract be entered into between the City and the County regarding this issue; and

WHEREAS, the City and the County wish to reduce their agreement to a writing in accordance with *Tennessee Code Annotated § 12-9-108*.

NOW, THEREFORE, in consideration of the mutual promises and covenants herein contained, the parties hereby mutually agree as follows:

1. The City and the County agree that the County will provide for pauper burials.
2. The City and the County agree further that the City will pay one-half of the expenses for pauper burials directly to the appropriate funeral home upon receipt of sufficient notice from the County.

This the \_\_\_\_\_ day of \_\_\_\_\_, 2012.

THE CITY OF CLARKSVILLE

By: \_\_\_\_\_

Mayor Kim McMillan

ATTEST:

\_\_\_\_\_

Sylvia Skinner, City Clerk

STATE OF TENNESSEE

COUNTY OF MONTGOMERY

Personally appeared before me, the undersigned, a Notary Public, in and for said County and State, Kim McMillan, Mayor, with whom I am personally acquainted, and who, upon oath, acknowledged that they executed the within instrument for the purposes therein contained, and who further acknowledged that they are the Mayor and City Clerk, respectively of the maker, City of Clarksville, a Tennessee Corporation, and they are authorized by the maker to execute the instrument on behalf of the maker.

Witness my hand and seal this the \_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_

Notary Public

Seal

My commission expires: \_\_\_\_\_



MONTGOMERY COUNTY

By: \_\_\_\_\_

Mayor Carolyn Bowers

STATE OF TENNESSEE

COUNTY OF MONTGOMERY

Personally appeared before me, the undersigned, a Notary Public, in and for said County and State, Carolyn Bowers, Montgomery County Mayor, with whom I am personally acquainted, and who, upon oath, acknowledged that she executed the within instrument for the purposes therein contained, and who further acknowledged that she is the Montgomery County Mayor, and she is authorized by the maker to execute the instrument on behalf of the maker.

Witness my hand and seal this the \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_

Notary Public

Seal

My commission expires: \_\_\_\_\_