

CALL TO ORDER

PUBLIC HEARING REGARDING ZONING

CZ-7-2012: Application of Kurt & Charles Bryant from C-5 to R-1

CLOSE PUBLIC HEARING

RESOLUTIONS

- 12-9-1:** Resolution to Amend the Budget to Accept Joint Grant Funds from the Bureau of Justice Assistance of the United States Department of Justice
- 12-9-2:** Resolution of the Montgomery County Board of Commissioners Appropriating Funds for the Renovation of Northwest High School
- 12-9-3:** Resolution Revising the Jail and Juvenile Detention Committee
- 12-9-4:** Resolution Amending the Budget of the Montgomery County Veterans Service Organization

REPORTS

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

REPORTS FILED

1. Minutes from August 13, 2012
2. TDOT Project Status Report
3. Montgomery County Sheriff's Office – Annual Financial Report
4. Circuit Court – Annual Financial Report
5. General Sessions Court – Annual Financial Report
6. Juvenile Court – Annual Financial Report

CITIZENS TO ADDRESS THE COMMISSION

ANNOUNCEMENTS

1. Reminder: The TCCA Annual Meeting will be held at Paris Landing on September 18. We will be leaving the parking lot across from the Courthouse no later than 4:45. If you have not contacted Debbie Gentry and would like to go, please let her know.
2. The TCSA Fall Conference will be held in Memphis, TN on October 10 – 12, 2012. Let Debbie Gentry know as soon as possible if you would like to attend.

ADJOURN

**RESOLUTION OF THE MONTGOMERY COUNTY BOARD OF
COMMISSIONERS
AMENDING THE ZONE CLASSIFICATION OF THE PROPERTY OF
KURT & CHARLES BRYANT**

WHEREAS, an application for a zone change from C-5 Highway & Arterial Commercial District / AG Agricultural District to R-1 Single-Family Residential District has been submitted by Kurt & Charles Bryant and

WHEREAS, said property is identified as County Tax Map 053, parcel 129.00, containing 111.99 +/- acres, situated in Civil District 13, located on the south side of Dover Rd. 2,900 +/- feet east of the Liberty Church Rd & Dover Road intersection.; and

WHEREAS, said property is described as follows:

“EXHIBIT A”

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

NOW, THEREFORE, BE IT RESOLVED by the Montgomery County Board of County Commissioners assembled in regular session on this 10th day of September, 2012, that the zone classification of the property of Kurt & Charles Bryant from C-5 / AG to R-1 is hereby approved.

Duly passed and approved this 10th day of September, 2012.

Sponsor David A. Rippe
Commissioner _____
Approved _____

County Mayor

Attested: _____
County Clerk

"EXHIBIT A"

Beginning at the northwest corner of the Frances Johnson property as recorded in ORV263, Page 986, ROMCT, thence with the west boundary line with the east boundary line of the Shirley Harris property as recorded in ORV 739, Page 1797 ROMCT, South 10 degrees 24 minutes West, a distance of 483 feet more or less to the "True Point of Beginning"; Thence leaving the east boundary line of the Harris property and crossing the Bryant property, North 81 degrees 11 minutes 48 seconds East, a distance of 706.50 feet to a zone line; Thence along the zone line, North 00 degrees 45 minutes 59 seconds East, a distance of 159.95 feet to the southwest corner of the Peggy Wheelock property as recorded in ORV789, Page 1879, ROMCT ; Thence along the south boundary line of the Wheelock property, South 84 degrees 17 minutes 22 seconds East, a distance of 140.70 feet to the southeast corner of the Wheelock property; Thence along the east boundary line of the Wheelock property, North 03 degrees 04 minutes 32 seconds East, a distance of 335.48 feet to the south right of way of Dover Road; Thence along the south right of way, North 81 degrees 28 minutes 09 seconds East a distance of 80.99 feet to the northwest corner of the Susan Leavall property as recorded in ORV 1349, Page 2099 ROMCT; Thence leaving Dover Road with the south boundary line of the Leavall property, with a curve to the left having a radius of 2,200.00 feet, a delta of 05 degrees 46 minutes 36 seconds, an arc length of 221.81 feet, a chord bearing of South 82 degrees 29 minutes 32 seconds East, a chord distance of 221.72 feet to a zone line; Thence leaving the Leavall property crossing over the Bryant property along a zone line, South 00 degrees 45 minutes 59 seconds West a distance 393.58 feet to a zone line; Thence along a zone line, North 81 degrees 11 minutes 48 seconds East a distance of 752.17 feet to the west boundary line of the Paul Waters property as recorded in ORV 1276, Page 2637 ROMCT; Thence with the Waters' west boundary, South 06 degrees 08 minutes 30 seconds West, a distance of 2,447.65 feet to the north right of way of York Road, also being the southeast corner of herein described parcel; Thence leaving Waters boundary, along right of way of York Road, with a curve to the left having a radius of 1,000.00, an arc length of 248.94, a delta of 14 degrees 15 minutes 47 seconds, a chord bearing of South 64 degrees 58 minutes 59 seconds West, a distance of 248.29 feet to the east corner of the Adie Morrison property as recorded in ORV 118, Page 997 ROMCT; Thence leaving York Road along Morrison boundary line for the next calls and distances; Thence, North 36 degrees 25 minutes 51 seconds West, a distance of 156.60 feet to a point; Thence, South 55 degrees 52 minutes 07 seconds West, a distance of 180.01 feet to a point; Thence, South 33 degrees 01 minutes 26 seconds East, a distance of 190.83 feet to the north right of way of York Road; Thence with York Road, South 45 degrees 00 minutes 00 seconds West, a distance of 9.90 feet to the east corner of the Randall Deal property as recorded in ORV 757, Page 931 ROMCT; Thence with Randall north boundary, North 83 degrees 51 minutes 50 seconds West, a distance of 495.84 feet to the northwest corner of the John Rose property as recorded in ORV 699, Page 1534 ROMCT; Thence with the Georgia Vick north boundary as recorded in ORV 932, Page 1439 ROMCT, North 85 degrees 53 minutes 47 seconds West, a distance of 908.33 feet to the northwest corner of the Vick property, also the northeast corner of the Sally Jean Rittenberry property as recorded in ORV 263, Page 366 ROMCT; Thence, North 83 degrees 57 minutes 30 seconds West, a distance of 275.53 feet to the west corner of Rittenberry, also being the southwest corner of herein described parcel, lying in the east boundary line of the Clarksville-Montgomery County School System (CMCSS) property as recorded in ORV 609, Page 1388 ROMCT; Thence with CMCSS boundary, North 10 degrees 20 minutes 25 seconds East, a distance of 2,276.92 feet to the point of "True Point of Beginning".

This parcel contains 111.99 ACRES, more or less.

**RESOLUTION TO AMEND THE BUDGET TO ACCEPT JOINT 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 awarded a \$60,434.00 JAG Grant for fiscal year 2013, to be divided equally between the City of Clarksville and Montgomery County for various law enforcement projects including the monthly service for mobile data terminals and associated wireless data equipment; and

WHEREAS, the divided amount of \$30,217.00 to Montgomery County will support the continued use of mobile data services and equipment, therefore maintaining Sheriff Deputy’s abilities to access critical information and communicate in remote environments; and

WHEREAS, Resolution 12-8-1, *Resolution to Adopt an Interlocal Agreement between the City of Clarksville and Montgomery County for Joint Funding from the Bureau of Justice Assistance of the United States Department of Justice on a Joint Award of Federal Byrne Justice Assistance Grant Funds*, states that the City of Clarksville is the grant awardee and funds will pass through the City government to the County government.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Montgomery County, Tennessee, meeting this the 10th day of September, 2012, that Montgomery County hereby accepts \$30,217.00.00 from the United States Department of Justice, Bureau of Justice Assistance for the purposes herein stated and detailed as follows:

Direct Federal Revenue	101-54110-00000-54-47990-G1360	\$30,217.00
Communication	101-54110-00000-54-53070-G1360	\$13,000.00
Other Supplies & Materials	101-54110-00000-54-54990-G1360	\$17,217.00

NOW THEREFORE, BE IT FURTHER RESOLVED that there is no required match, an interagency agreement between the City of Clarksville and Montgomery County has been legally adopted and there is 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.

Duly passed and approved this the 10th day of September, 2012.

Sponsor _____

Commissioner _____

Approved _____

County Mayor

Attest _____

County Clerk

**RESOLUTION OF THE MONTGOMERY COUNTY
BOARD OF COMMISSIONERS APPROPRIATING FUNDS
FOR THE RENOVATION OF NORTHWEST HIGH SCHOOL**

WHEREAS, the Board of Commissioners has expressed its intent to renovate Northwest High School (NWHHS) and appropriated architect fees through the bidding phase in Resolution 12-4-2, and;

WHEREAS, the funds are now needed to proceed with the awarding of the contracts for renovation of NWHHS.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery County Board of County Commissioners assembled in Regular Session on this 10th day of September, 2012 that this Commission expresses its intent to fund the renovation of Northwest High School and that the sum of \$15,491,927.00 is hereby appropriated to the School Capital Project Fund, for the Northwest High School renovation project.

BE IT FURTHER RESOLVED that this appropriation be funded from the Montgomery County, Tennessee General Obligation School and Public Improvement Bonds, Series 2011.

BE IT FURTHER RESOLVED that the Director of Schools shall file quarterly reports with the Board of Commissioners to include detailed expenditures by object code and a report indicating the progress of work. The progress report shall include the percent of work completed by major component and the amount paid to the contractor including retainage. Upon project completion or the expiration of the warranty, whichever comes first, a detailed closeout report by object code shall be provided within thirty (30) days to the Board of Commissioners.

Duly passed and approved this 10th day of September, 2012.

Sponsor

B. Worthington

Commissioner

Approved

County Mayor

Attested

County Court Clerk

Northwest High School Renovation Project

<u>Project</u>	<u>Initial Funding</u>	<u>Additional Funding Required</u>	<u>Total</u>
Architect Fees	598,000	307,109	905,109
Engineering Fees		50,000	50,000
Bldg Const./Site Development		14,365,818	14,365,818
Contingency		169,000	169,000
Technology, Furniture, Equip.	_____	<u>600,000</u>	<u>600,000</u>
Total Costs	598,000	15,491,927	16,089,927

RESOLUTION REVISING THE JAIL AND JUVENILE DETENTION COMMITTEE

WHEREAS, the Rules Committee is charged with the responsibility of analyzing the structure, organization and functions of the various boards, committees and commissions of Montgomery County Government; and

WHEREAS, the current write-up in the Committee Handbook of the Jail and Juvenile Detention Committee references T.C.A. §41-4-116 as authority, however, the current committee does not operate under the mandates of this statute; and

WHEREAS, the Jail and Juvenile Detention Committee currently meets on a monthly basis as required by T.C.A. §41-4-116; and

WHEREAS, the Rules Committee met on July 23, 2012, and voted to change the meeting schedule of the Jail and Juvenile Detention Committee from monthly to quarterly; and

WHEREAS, in order to change the meeting schedule of the Jail and Juvenile Detention Committee, it is necessary to remove all reference to T.C.A. §41-4-116 as the enabling authority for this committee.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Montgomery County, Tennessee, meeting this the 10th day of September, 2012, that all reference to T.C.A. §41-4-116 in the Committee Handbook concerning the Jail and Juvenile Detention Committee be deleted and the Jail and Juvenile Detention Committee be deemed a standing committee of Montgomery County Government that will meet quarterly or at the call of the Chairperson.

Duly passed and approved this 10th day of September, 2012.

Sponsor _____

Commissioner _____

Approved _____

County Mayor

Attested _____

County Clerk

**RESOLUTION AMENDING THE BUDGET OF THE
MONTGOMERY COUNTY VETERANS SERVICE ORGANIZATION**

WHEREAS, Montgomery County is one of the fastest growing communities in Tennessee and the Montgomery County Veterans Service Organization and the County Commission wish to continue to efficiently and effectively meet the needs of the citizens of Montgomery County; and

WHEREAS, the Montgomery County Veterans Service Organization’s workload has significantly increased as more soldiers have deployed, retired and are seeking services with the VSO; and

WHEREAS, Tennessee Code Annotated §5-9-407 provides a procedure for amending the budget, specifically providing that, ”the budget, including line items and major categories, may be amended by passage of an amendment by a majority of the members of the county legislative body;” and

WHEREAS, the Montgomery County Veterans Service Organization has identified a need for one additional temporary part-time counselor in order to meet the immediate needs of the public. This position will be evaluated in the Fiscal Year 2014 budget process to verify its continued necessity.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery County Board of Commissioners assembled in regular session on this 10th day of September, 2012, that the Montgomery County Veterans Service Organization’s Fiscal Year 2013 operating budget is hereby amended as follows for a temporary part-time counselor:

101-58300-00000-58-51680	Temporary Personnel	\$12,744.80
101-58300-00000-58-52010	Social Security	790.18
101-58300-00000-58-52060	Life Insurance	38.50
101-58300-00000-58-52120	Medicare	184.80
	Total	\$13,758.28

Duly approved this 10th day of September 2012.

Sponsor _____

Commissioner _____

Approved _____

County Mayor

Attested _____

County Clerk