

This is to certify that these minutes were approved by the Hamblen County
Legislative Body on

Jan. 20, 2005.

Joe Spone

Joe Spone, Chairman

Linda Wilder

Linda Wilder, Hamblen County Clerk

BE IT REMEMBERED that the Legislative Body Session for Hamblen County, Tennessee met at its regular monthly meeting on December 20,2004 at 5:00 p.m. in the Hamblen County Courthouse with the Honorable Joe Spoone presiding.

The Legislative Body Session was opened by Sheriff Otto Purkey.

Invocation was given by Commissioner Dennis Alvis.

The Pledge of Allegiance was led by Commissioner Nancy Phillips.

Upon roll call the following members were present:

Dennis Alvis	Tom Lowe
Larry Baker	Linda Noe
Ricky Bruce	Edwin Osborne
Guy Collins	Nancy Phillips
Doyle Fullington	Bobby Reinhardt
Donald Gray	Joe Spoone
Herbert Harville	

Absent: Maudie Briggs

MINUTES APPROVAL

Motion by Guy Collins, seconded by Larry Baker to approve the minutes of the previous meeting with the correction that the meeting adjourned at 8:25 p.m.

Voting for		Voting against	Absent
Dennis Alvis	Herbert Harville	None	Maudie Briggs
Larry Baker	Tom Lowe		
Ricky Bruce	Linda Noe		
Guy Collins	Edwin Osborne		
Doyle Fullington	Nancy Phillips		
Donald Gray	Bobby Reinhardt		
	Joe Spoone		

NOTARIES AND BONDSMEN

Motion by Larry Baker, seconded by Guy Collins to approve the following notaries and their bondsmen.

Voting for: all

Voting against: none

CERTIFICATE OF ELECTION OF NOTARIES PUBLIC

As CLERK OF THE COUNTY OF Hamblen, TENNESSEE,
 I HEREBY CERTIFY TO THE SECRETARY OF STATE THAT THE FOLLOWING WERE ELECTED TO THE OFFICE OF
 NOTARY PUBLIC DURING THE December, 20 04 MEETING OF THE GOVERNING BODY:

NAME (PRINT OR TYPE)	HOME ADDRESS AND PHONE (INCLUDE ZIP AND AREA CODES)	BUSINESS ADDRESS AND PHONE (INCLUDE ZIP AND AREA CODES)
1 Sherri D. Lee T F I C Farm Bureau	1286 Gaby Hills Drive Dandridge, TN 37725 865-397-9207	1936 W. Morris Blvd. Morristown, TN 37813 423-587-0365
2 Brandi L. Stalworth Farm Bureau Rutledge	1703 Central Point Rd. Rutledge, TN 37861 865-828-5056	5496 W. Andrew Johnson Hwy. Morristown, TN 37814 423-587-2506
3 Kim Nelson TN Farmers Mutual Insurance	515 Ashland Oaks Drive Morristown, TN 37813 423-585-0491	1709 W. Andrew Johnson Hwy. Morristown, TN 37814 423-587-8848
4 Barbara C. Owen Carolyn Thiel Regina Moore	403 McCrary Dr. Morristown, TN 37814 423-581-2736	901 W. Fourth North St. Morristown, TN 37814 423-586-1742
5 James W. Harrison Masengill - McCrary Gregg	5770 Catawba Lane Morristown, TN 37814 423-581-9389	116 E. Main St. PO Box 1799 Morristown, TN 37816-1799 423-586-9302
6 Maximino Garcia, Jr. CNA Surety	1442 Darbee Dr. Morristown, TN 37814 423-317-0430	2482 Brights Pike Morristown, TN 37814 423-586-7309
7 Danielle Salvalaggio McInturff, Milligan & Brooks, Inc.	388 Phyllis Drive Bean Station, TN 37708 865-993-2414	3610 W. Andrew Johnson Hwy. Morristown, TN 37814 423-585-0095
8 Lee Mills McInturff, Milligan & Brooks, Inc.	2615 Fish Hatchery Rd. Morristown, TN 37813 423-585-0555	3610 W. Andrew Johnson Hwy. Morristown, TN 37814 423-585-0095
9 Howard H. Long, Jr. Southern States Ins.	539 N. Henry St. Morristown, TN 37814 423-581-9753	Highway 11-E Russellville, TN 37860 423-587-1765
10 Elizabeth Walker Ruth Abee James M. Golden	3500 Maple Ave. Morristown, TN 37814 423-587-1904	1056 S. Cumberland St. Morristown, TN 37813 423-587-1040
11 Peggy Denton Eddie Denton Tonya D. Denton	5664 Old White Pine Rd. White Pine, TN 37813 423-581-1486	1108 Gateway Service Pk. Rd. Morristown, TN 37813 423-318-6800
12 Robin P. James Risk Management	4048 Willow Way Morristown, TN 37814 423-586-6754	1702 W. Andrew Johnson Hwy. Morristown, TN 37814 423-587-2730
13		
14		
15		
16		
17		
18		

ROAD APPROVAL

Motion by Herbert Harville, seconded by Ricky Bruce to accept Plantation Drive into the Hamblen County Road System.

Voting for: all Voting against: none

Motion by Herbert Harville, seconded by Ricky Bruce to accept Oak Trace Drive and Scarlett Oak Drive into the Hamblen County Road System.

Voting for: all Voting against: none

REZONING

Motion by Tom Lowe, seconded by Dennis Alvis to approve the zoning request for property (6.3 acres) on Enka Hwy (S.R. 160) from County-Zoning District A-1 to C-1.

Voting for: all Voting against: none

MONTHLY CHECKS

Motion by Herbert Harville, seconded by Larry Baker to approve the checks submitted by the County Mayor's office.

Voting for: all Voting against: none

VOLUNTEER FIRE DEPARTMENT REPEATER SITES

Motion by Herbert Harville, seconded by Larry Baker to approve a one year note from Debt Service to fund the \$30,332.50 difference between the bid price and grant line-item for the remote repeater sites for the Volunteer Fire Departments being purchased on the FY 2003 Part 1 Homeland Security Grant.

Voting for	Voting against	Absent
Dennis Alvis	None	Maudie Briggs
Larry Baker		
Ricky Bruce		
Guy Collins		
Doyle Fullington		
Donald Gray		
Herbert Harville		
Tom Lowe		
Linda Noe		
Edwin Osborne		
Nancy Phillips		
Bobby Reinhardt		
Joe Spoone		

Linda Noe wanted the record to reflect that she voted yes but objected to the constant debt of the county.

BUDGET AMENDMENT-HIGHWAY DEPT. HOT MIX ASPHALT

Motion by Herbert Harville, seconded by Larry Baker to approve the following budget amendment.

Voting for	Voting against	Absent
Dennis Alvis	None	Maudie Briggs
Larry Baker		
Ricky Bruce		
Guy Collins		
Doyle Fullington		
Donald Gray		
Herbert Harville		
Tom Lowe		
Linda Noe		
Edwin Osborne		
Nancy Phillips		
Bobby Reinhardt		
Joe Spoone		

Hamblen County Commission
Finance Committee



"The People's House"

Month DECEMBER Year 2004

Budget Amendment* Reallocation** (please X one)

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Fund 131 Highway

Account Number	Description	Debit	Credit
68000.726	STATE AID PROJECTS		38,784.00
62000.404	ASPHALT HOT MIX	38,784.00	

Brief Descriptions of issue:
HOT MIX PURCHASED BY CONTRACT BID NOT USED FOR STATE AID PROJECTS
NO NEW MONIES!

Signature: Benny G. Pool
 Title: HAMBLETON CO. ROAD SUPT.
 Date: 11-22-04

For Finance Department Only: Reviewed by: _____ Budget Amendment _____
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*Amendment is to add to a line item from unappropriated
 **Reallocation is to rearrange monies with in the department

BUDGET AMENDMENT-HIGHWAY DEPT. CONCRETE

Motion by Herbert Harville, seconded by Dennis Alvis to approve the following budget amendment.

Voting for	Voting against	Absent
Dennis Alvis	None	Maudie Briggs
Larry Baker		
Ricky Bruce		
Guy Collins		
Doyle Fullington		
Donald Gray		
Herbert Harville		
Tom Lowe		
Linda Noe		
Edwin Osborne		
Nancy Phillips		
Bobby Reinhardt		
Joe Spoone		

Hamblen County Commission
Finance Committee



Month DECEMBER Year 2004

Budget Amendment* Reallocation** (please X one)

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Fund 131 *Highway*

Account Number	Description	Debit	Credit
62000.426	GENERAL CONSTRUCTION MATERIALS		4,000.00
62000.408	CONCRETE	14,000.00	
68000.726	STATE AID		20,000.00
62000.436	OTHER ROAD MATERIALS	10,000.00	

Brief Descriptions of issue.
 TO APPROPRIATELY BUDGET FOR CONCRETE AS RECOMMENDED BY COUNTY
 AUDIT. DO NOT ANTICIPATE SPENDING ALL MONIES APPROPRIATED FOR
 STATE AID PROJECTS. ADDITIONAL MONIES NEEDED IN OTHER ROAD
 MATERIALS TO CORRECT DRAINAGE PROBLEMS IN THE COUNTY
 NO NEW MONIES!

Signature: *Benny J. Pool*
 Title: HAMBLEN Co. ROAD SUPT.
 Date: 11-22-04

For Finance Department Only:
 Reviewed by: _____
 Budget Amendment _____

*Amendment is to add to a line item from unappropriated
 **Reallocation is to rearrange monies with in the department

BUDGET AMENDMENT-SHERIFF'S DEPT. AUCTION PROCEEDS

Motion by Herbert Harville, seconded by Nancy Phillips to approve the following budget amendment.

Voting for	Voting against	Absent
Dennis Alvis	None	Maudie Briggs
Larry Baker		
Ricky Bruce		
Guy Collins		
Doyle Fullington		
Donald Gray		
Herbert Harville		
Tom Lowe		
Linda Noe		
Edwin Osborne		
Nancy Phillips		
Bobby Reinhardt		
Joe Spoone		

Hamblen County Commission
Finance Committee



Month DEC Year 2004

"The People's House"

Budget Amendment* Reallocation** (please X one)

Fund 101

DEPARTMENT: SHERIFF'S DEPARTMENT

Account Number	Description	Debit	Credit
54110.338	Maintenance & Repairs - Vehicles	5,000	
44530.000	Sale of Equipment		5,000

Brief Descriptions of issue:
Budget a portion of the proceeds from the auction into the sheriff's department.

Signature: *[Handwritten Signature]*
 Title: *Sheriff*
 Date: *12-2-04*

For Finance Department Only:
 Reviewed by: _____
 Budget Amendment _____

*Amendment is to add to a line item from unappropriated
 **Reallocation is to rearrange monies with in the department

RESOLUTION-2005 CDBG WASTE WATER MANAGEMENT

Motion by Herbert Harville, seconded by Guy Collins to approve the following resolution with the correction in the last paragraph that the funds will be taken from the Capital Projects Fund of Hamblen County.

Voting for	Voting against	Absent
Dennis Alvis	Larry Baker	Maudie Briggs
Ricky Bruce		
Guy Collins		
Doyle Fullington		
Donald Gray		
Herbert Harville		
Tom Lowe		
Linda Noe		
Edwin Osborne		
Nancy Phillips		
Bobby Reinhardt		
Joe Spoone		

A RESOLUTION AUTHORIZING THE SUBMISSION OF A
2005 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
APPLICATION TO FUND A WASTEWATER LINE EXTENSION
PROJECT

WHEREAS, the Community Development Block Grant (CDBG) Program as administered by the State of Tennessee offers grants to local jurisdictions to fund public infrastructure facilities, and


WHEREAS, Counties and municipalities within the State of Tennessee may apply annually for CDBG funding, however, at least 51% of the beneficiaries of the project must be low and moderate income residents of the target area served; and

WHEREAS, the project proposed would serve low and moderate income residents and would meet all of the eligibility criteria associated with the CDBG program, and

WHEREAS, it is the recommendation of the Hamblen County Commission that the County should apply for Community Development Block Grant funds in the amount of \$500,000.00 that would be used to partially finance the proposed wastewater line extension project.

NOW, THEREFORE, BE IT RESOLVED that the Hamblen County Commission hereby authorizes the County Mayor or his representatives to prepare and submit a 2005 Community Development Block Grant application for funding up to the maximum amount of \$500,000 to be used for the extension of wastewater lines.

BE IT FURTHER RESOLVED that the Hamblen County Commission agrees to provide matching funds in the amount of \$125,000 or 20% of total cost of \$625,000, said funds to be provided by the general fund account of Hamblen County.


Certified

12/21/04

Motion by Edwin Osborne, seconded by Dennis Alvis that a survey will be conducted to see whether the grant for the Waste Water Management will be most feasible for the south or east end of the county. The south end will be considered first and if it doesn't qualify there, the grant will go to the east end of the county. An advertisement will state that survey forms may be picked up by members of the public at the County Mayor's office.

Voting for		Voting against	Absent
Dennis Alvis	Tom Lowe	None	Maudie Briggs
Larry Baker	Linda Noe		
Ricky Bruce	Edwin Osborne		
Guy Collins	Nancy Phillips		
Doyle Fullington	Bobby Reinhardt		
Donald Gray	Joe Spooone		
Herbert Harville			

RESOLUTION-SEWER LINE EXTENSION GRANT

Motion by Herbert Harville, seconded by Larry Baker to approve the following resolution.

Voting for	Voting against	Passing	Absent
Dennis Alvis	None	Linda Noe	Maudie Briggs
Larry Baker			
Ricky Bruce			
Guy Collins			
Doyle Fullington			
Donald Gray			
Herbert Harville			
Tom Lowe			
Edwin Osborne			
Nancy Phillips			
Bobby Reinhardt			
Joe Spooone			

Linda Noe wanted to record to reflect that she abstained from the vote because of inadequate information as to where the money will be coming from.

RESOLUTION

HAMBLLEN COUNTY GOVERNMENT

WHEREAS, HAMBLLEN COUNTY GOVERNMENT is now completing a Community Development Block Grant project (No. Z-02-009147-00) to extend sewer lines within the Russellville community; and

WHEREAS, final total costs of the project are determined to be \$601,426.15, of which the CDBG program grant share is \$480,000.00; and

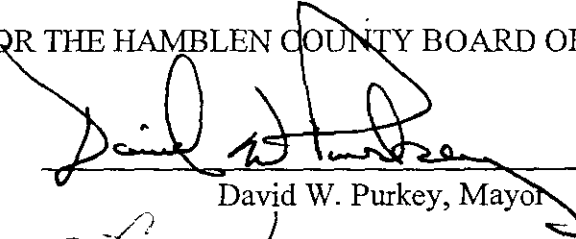
WHEREAS, the state requires that the County's local matching funds commitment be amended accordingly.

NOW THEREFORE BE IT RESOLVED by the HAMBLLEN COUNTY BOARD OF COMMISSIONERS that HAMBLLEN COUNTY GOVERNMENT'S final total matching share will be \$121,426.15.

not exceed


ADOPTED, this the 20 day of December, 2004.

SIGNED FOR THE HAMBLLEN COUNTY BOARD OF COMMISSIONERS:

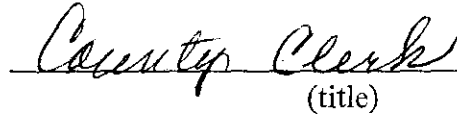


David W. Purkey, Mayor

ATTEST:



(signature)



(title)

AUDIT COMMITTEE REPORT

Motion by Edwin Osborne, seconded by Herbert Harville that Finance Director Nicole Epps notify Audit Committee Chairman Edwin Osborne when the exit conferences for the county audit are completed and that a meeting be arranged with county audit and the audit committee.

COURTHOUSE DOME RESTORATIONS

Motion by Bobby Reinhardt, seconded by Guy Collins to accept the color recommendations from Architect Chris Umberger for the Courthouse Dome Restoration Project and to install a fourth clock on the dome for the quoted price of \$3,335.

Voting for	Voting against	Absent
Dennis Alvis	None	Maudie Briggs
Larry Baker		
Ricky Bruce		
Guy Collins		
Doyle Fullington		
Donald Gray		
Herbert Harville		
Tom Lowe		
Linda Noe		
Edwin Osborne		
Nancy Phillips		
Bobby Reinhardt		
Joe Spooone		

Linda Noe wanted the record to reflect that she voted yes but requested a meeting to discuss funding of the project and the request was not granted.

FUNDS FROM CHEROKEE PARK FUND FOR MARKETING

Motion by Dennis Alvis, seconded by Donald Gray to appropriate an additional \$2,100. for marketing of the Citizen Tribune/Jefferson Federal Amphitheatre for the Performing Arts from the Cherokee Park Fund.

Voting for	Voting against	Absent
Dennis Alvis	Tom Lowe	Maudie Briggs
Larry Baker	Edwin Osborne	
Ricky Bruce	Nancy Phillips	
Guy Collins	Bobby Reinhardt	
Doyle Fullington	Joe Spooone	
Donald Gray		
Herbert Harville		

MEDICAL EXPENSES FOR HAMBLLEN COUNTY INMATE

Motion by Dennis Alvis, seconded by Herbert Harville to divide the final cost of the medical expenses for a Hamblen County inmate between the Hamblen County Sheriff's Department and Cherokee Park. The inmate was injured while assigned to work duties at Cherokee Park.

Voting for		Voting against	Absent
Dennis Alvis	Herbert Harville	None	Maudie Briggs
Larry Baker	Tom Lowe		
Ricky Bruce	Linda Noe		
Guy Collins	Edwin Osborne		
Doyle Fullington	Nancy Phillips		
Donald Gray	Bobby Reinhardt		
	Joe Spoone		

CIVIL SERVICE BOARD MEMBER

Motion by Nancy Phillips, seconded by Dennis Alvis to run a notice in the Citizen Tribune three times and on local radio stations listing the qualifications for Civil Service Board Members and ask interested people to send resumes to the County Mayor's office by January 5, 2005.

Voting for: all Voting against: none

RESOLUTION-STALKING LAWS

Motion by Nancy Phillips, seconded by Tom Lowe to approve the following resolution.

Voting for: all Voting against: none

**RESOLUTION OF HAMBLEN COUNTY LEGISLATIVE BODY REQUESTING THE
TENNESSEE LEGISLATURE TO STRENGTHEN OUR STALKING LAWS AND INCREASE
THE PENALTIES FOR STALKING**

WHEREAS, the present Tennessee Law prohibiting stalking, TCA 37-17-315 presently provides that stalking is a misdemeanor unless a person is convicted more than once; and

WHEREAS, stalking is an increasing problem and has resulted in serious injury and death to stalking victims; and

WHEREAS, persons who engage in stalking often have serious psychiatric problems and are a danger to society; and

WHEREAS, certain members of the Tennessee Senate and House of Representatives will introduce legislation in the 2005 session to strengthen our laws outlawing stalking and provide that a first conviction of stalking would be a felony offense; and

WHEREAS, the present law prevents judges and prosecutors from pursuing or sentencing first time stalkers to meaningful prison time, as the maximum prison sentence is less than one year in jail. Greater maximum penalties for first offense stalking is needed to give these officials the ability to protect victims of stalking.

NOW, THEREFORE, BE IT RESOLVED by the Hamblen County Legislative Body that:

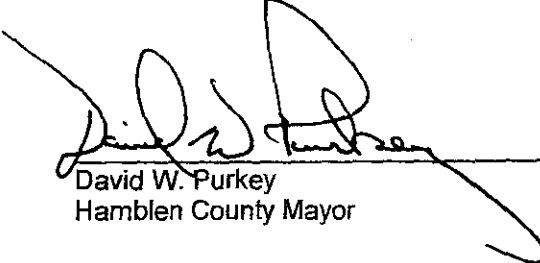
1. Hamblen County hereby supports increasing the maximum penalty for first time stalking to a felony.
2. That the Representatives in the State Legislature for Hamblen County should be provided a copy of the Resolution by the County Clerk's Office and urged to support increased penalties for stalking.

Passed this 20th day of December, 2004.

Signed:




Joe Spone, Chairman
Hamblen County Legislative Body



David W. Purkey
Hamblen County Mayor

Attest:



Linda Wilder
Hamblen County Clerk

Motion by Tom Lowe, seconded by Doyle Fullington to add to the agenda a motion for a vote of confidence for County Mayor David Purkey.

Motion by Linda Noe, seconded by Edwin Osborne to table the above motion. Edwin Osborne leaves at this time.

Voting for table	Voting against table		Absent
Ricky Bruce	Dennis Alvis	Herbert Harville	Maudie Briggs
Linda Noe	Larry Baker	Tom Lowe	Edwin Osborne
	Guy Collins	Nancy Phillips	
	Doyle Fullington	Bobby Reinhardt	
	Donald Gray	Joe Spoone	

Tom Lowe withdraws his motion.

THEREUPON, MEETING ADJOURNED AT 7:20 P.M.