STATE OF TENNESSEE
COUNTY OF ROBERTSON

TERM JANUARY 28, 2019 REGULAR SESSION

Be it remembered, that the Board of Commissioners of Robertson County, Tennessee met in open public session at the Robertson County Juvenile Courtroom in Springfield, Tennessee on the 28th Day of January 2019 at 7:00 PM.

County Mayor, William A. Vogle called the meeting to order. County Clerk, Angie H. Groves and Chief Deputy, Megan Cook were also present to-wit.

The invocation was given by Commissioner Patsi Gregory. The pledge to the flag followed.

A roll call was taken and the following County Commissioners were present to-wit: Ayres, Ballard, Bowens, Bradley, Brown, Delong, Dorris, Eden, Glover, Gray, Gregory, Hogan, Jackson, Bill Moore, Stacey Moore, Roberts, Spain, Stroud, Stubblefield, Wade, Wilson and Woodard. Commissioners Ellis and Hoover were not present.

MINUTES OF PREVIOUS MEETING

On motion by Commissioner Roberts and seconded by Commissioner S. Moore, the minutes of the previous meeting were approved, treated same as read, made a matter of record and filed. The motion was approved by voice vote.

COMMUNICATIONS FROM THE COUNTY MAYOR

Mayor Vogle presented the Report from the Audit Committee. Mayor Vogle asked everyone to remember the family of fellow Commissioner Mike Ellis during this difficult time. Mayor Vogle expressed his appreciation for Mike's years of dedication to our County and that he will be missed. He acknowledged a note of appreciation from the Ellis family for the donation to the Stokes Brown Public Library given in Mr. Ellis' memory. At this time Mayor Vogle informed everyone that at the February meeting we will have Nominations and an Election to appoint someone to fill the vacant seat made by the passing of Commissioner Ellis.

REPORTS

Mayor Vogle asked Commissioner Wilson for a Solid Waste update. Commissioner Wilson reported that progress was being made and Mayor Vogle added that weather had been a factor. The following reports were received, filed and approved by voice vote on motion made by Commissioner Dorris and seconded by Commissioner Roberts: Highway Commission 7.1, Animal Control 7.2, Trustee 7.3, Emergency Medical Services 7.4, Fire 7.5, Planning Commission 7.6, Inmate Expense 7.7, Veterans Services 7.8, Solid Waste 7.9 and Finance 7.10.

ELECTIONS AND APPOINTMENTS

ELECTION OF COMMITTEES

Report Attached

Commissioner Stubblefield made motion to approve the election with a second from Commissioner Glover. Motion was approved by voice vote.

EMERGENCY COMMUNICATIONS DISTRICT BOARD (E911)

Commissioner Stubblefield made motion to approve the election with a second from Commissioner Stroud. Motion was approved by voice vote.

REZONING RESOLUTIONS PUBLIC HEARING

There were no rezoning resolutions for this meeting.

RESOLUTIONS

DECLARE SURPLUS PROPERTY (EMS)

RESOLUTION NO. 12819001, a resolution to declare surplus property for EMS was presented. Commissioner Eden made motion to approve and seconded by Commissioner Spain. Motion was approved by roll call vote. (Resolution and Roll Call included)

DECLARE SURPLUS PROPERTY (SCHOOL BOARD)

RESOLUTION NO. 12819002, a resolution to declare surplus property for the School Board was presented. Commissioner B. Moore made motion to approve and seconded by Commissioner Roberts. Motion was approved by roll call vote. (Resolution and Roll Call included)

DECLARE SURPLUS PROPERTY
(SCHOOL BOARD)

RESOLUTION NO. 12819003, a resolution to declare surplus property for the School Board was presented. Commissioner B. Moore made motion to approve and seconded by Commissioner Jackson. Motion was approved by roll call vote. (Resolution and Roll Call included)

TDOT CONTRACT FOR IMPROVEMENT OF HIGHWAYS 25 & 49
STATE PROJECT NUMBER 74018-3207-94; 7408-0207-94; 74018-1207-94;
AND 74018-2207-94

RESOLUTION NO. 12819004, a resolution for Robertson County to authorize the County Mayor to execute a TDOT State Contract for road improvements was presented. Commissioner Stubblefield made motion to approve and seconded by Commissioner Jackson. After much discussion, it was determined this was only for the State to obtain easements to move forward. The motion was approved by roll call vote. (Resolution and Roll Call included)

APPROVE BACK TAX BID

RESOLUTION NO. 12819005, a resolution to approve acceptance of proposal to purchase property previously sold for delinquent property taxes and now owned by Robertson County and the City of Springfield, Tennessee was presented. Commissioner Stubblefield made motion to approve and seconded by Commissioner Dorris. Commissioner Stubblefield informed the legislative body that she thought there was an error in this Resolution, stating that it was in White House, not Springfield. After discussion, Mayor Vogle made the motion to go forward with the vote. Motion was approved by roll call vote. (Resolution and Roll Call included)

OLD BUSINESS

There was no old business for this meeting.

NEW BUSINESS

There was no new business for this meeting.

NOTARIES

The following were elected to the office of Notary Public on motion by Commissioner Bowens and seconded by Commissioner Hogan: Lori Barnes, Deidre M. Beck, Peggy J. Bradley, Sheila C. Drake, Jackie R. Dusek, Kenneth Wesley McWhorter, Laura Pedigo, Stan Perry and Janice B. Stagner.

There being no further business, the meeting adjourned at 7:22 p.m. on motion by Commissioner Hogan and seconded by Commissioner Dorris. Motion approved by voice vote.

William A Vogle
Mayor William A. Vogle

Angie H. Groves
Angie H. Groves, County Clerk

Date and Time of New Session: 1_28_2019 7_05_30 PM

Begining Roll Call for New Session:

MAYOR VOGLE is	present	
BALLARD is	present	
JACKSON is	present	
EDEN is	present	
HOOVER is		Absent
GREGORY is	present	
ROBERTS is	present	
BROWN is	present	
WADE is	present	
DELONG is	present	
SPAIN is	present	
S. MOORE is	present	
WILSON is	present	
STROUD is	present	
AYRES is	present	
DORRIS is	present	
STUBBLEFIELD is	present	
BRADLEY is	present	
HOGAN is	present	
GLOVER is	present	
B. MOORE is	present	
ELLIS is		Absent
GRAY is	present	
BOWENS is	present	
WOODARD is	present	

Number of Voters PRESENT for Roll Call: 23
Number of Voters ABSENT for Roll Call: 2

Robertson County Tennessee

Jody Stewart, Finance Director
Finance Department
523 South Brown Street, Springfield, TN 37172
(615) 384-0202 Fax (615) 384-0237

January 7, 2019

Robertson County Mayor, William A. Vogle:
All Robertson County Commissioners:

Reference: Report from the Audit Committee

An Audit Committee Meeting was held on December 17, 2018. The Committee discussed the County's June 30, 2018 Audit Report. There was one finding to report. Jody Stewart stated that finding 2018-001 was addressed to the Office of the Director of Schools, whereas a school board member had an indirect conflict of interest. The report stated that during the year, the School Department made payments totaling $105,160 to American Paper and Twine Company, the employer of a school board member. These payments to a business that employs a school board member violate Section 5-21-121, Tennessee Code Annotated, which states "members of the board of education...shall not be financially interested or have any personal beneficial interest, either directly or indirectly, in the purchase of any supplies, materials, equipment, or contractual services for the county." The School Financial Coordinator responded: Robertson County Schools will terminate the contract and bid with American Paper and Twine. We will seek another company from which to purchase expendable supplies for FY 2018-2019. Chris Causey, Director of Schools, has already resolved this indirect conflict of interest issue.

There was some discussion about the indirect conflict of interest. Don Eden stated that a memo needs to be devised explaining this law and inform all Elected Officials of this direct or indirect conflict of interest law. A memo explaining the conflict of interest law was emailed to all Elected Officials and Department Heads on January 7, 2019. There was also much discussion about the Internal Controls. Dennis Wade wants all Audit Committee Members to read all of the Internal Controls as prepared by all County Department Heads. The Internal Controls were emailed to Audit Committee members on December 20, 2018.

The Fiscal Year Ending June 30, 2018 (FY2018) Audit Report on Robertson County's financial statements is unmodified, which is basically a clean Audit concerning the daily operations of the County. Jody Stewart said the Audit Report is a testament to all County officials working together and following the laws.

This Report is from the following Robertson County Audit Committee Members:
Mr. Tommy Baggett, Chairman, Mr. Lanny Adcock, Commissioner Ervin Brown, Commissioner Dennis Wade, Commissioner Michael Dorris, Commissioner Frank Spain, Commissioner Don Eden, Mr. George Hatcher, Mr. Bradley Moreland.

Copy: Katie Armstrong, C.P.A., State Auditor
Jeff Bailey, C.P.A., State Auditor, phone number at the Comptroller's Office is 401-7841.
Greg Worley, C.P.A., State Auditor, direct phone line, Comptroller's Office is 401-7846.
William A. Vogle, County Mayor will present this report to the Robertson County Commission at their January 28, 2019 County Commission Meeting.

Attachments: Page 6, Summary of Audit Findings and Pages 185 through 190 from the FY2018 Audit Report for Robertson County, Tennessee. Also attached is the unapproved minutes of the December 17, 2018 Audit Committee Meeting.

Summary of Audit Findings

Annual Financial Report
Robertson County, Tennessee
For the Year Ended June 30, 2018

Scope

We have audited the basic financial statements of Robertson County as of and for the year ended June 30, 2018.

Results

Our report on Robertson County's financial statements is unmodified.

Our audit resulted in one finding and recommendation, which we have reviewed with Robertson County management. The detailed finding, recommendation, and management's response is included in the Single Audit section of this report.

Finding

The following is a summary of the audit finding:

OFFICE OF DIRECTOR OF SCHOOLS

- A school board member had an indirect conflict of interest.

Robertson County, Tennessee
Summary Schedule of Prior-year Findings
For the Year Ended June 30, 2018

Government Auditing Standards require auditors to report the status of uncorrected findings from prior audits. In addition, OMB's Uniform Guidance requires auditees to report the status of all prior-year findings whether corrected or not. Presented below are financial statement findings along with their current status from the Annual Financial Report for Robertson County, Tennessee, for the year ended June 30, 2018.

Prior-year Financial Statement Findings

Fiscal Year	Page Number	Finding Number	Title of Finding	CFDA Number	Current Status
2017	180	2017-001	In one instance, payroll taxes were not reported timely to the Internal Revenue Service, resulting in interest and penalty assessments and related attorney fees totaling $11,076	N/A	Corrected

Prior-year Federal Awards Findings

There were no prior-year federal award findings to report.

ROBERTSON COUNTY, TENNESSEE

SCHEDULE OF FINDINGS AND QUESTIONED COSTS

For the Year Ended June 30, 2018

PART I, SUMMARY OF AUDITOR'S RESULTS

Financial Statements:

1. Our report on the financial statements of Robertson County is unmodified.

2. Internal Control Over Financial Reporting:

   * Material weakness identified? **NO**

   * Significant deficiency identified? **NO**

3. Noncompliance material to the financial statements noted? **NO**

Federal Awards:

4. Internal Control Over Major Federal Programs:

   * Material weakness identified? **NO**

   * Significant deficiency identified? **NONE REPORTED**

5. Type of report auditor issued on compliance for major programs. **UNMODIFIED**

6. Any audit findings disclosed that are required to be reported in accordance with 2 CFR 200.516(a)? **NO**

7. Identification of major federal programs:

   * CFDA Numbers: 10.553 and 10.555 — Child Nutrition Cluster: School Breakfast Program and National School Lunch Program

8. Dollar threshold used to distinguish between type A and Type B Programs. **$750,000**

9. Auditee qualified as low-risk auditee? **YES**

PART II, FINDINGS RELATING TO THE FINANCIAL STATEMENTS

A finding and recommendation, as a result of our audit, are presented below. We reviewed this finding and recommendation with management to provide an opportunity for their response. A written response for the finding is paraphrased and presented following the finding and recommendation. Management's corrective action plan, whether related to the financial statements or federal awards, is presented separately in the Management's Corrective Action Plan in the Single Audit Section of this report. Findings relating specifically to the audit of federal awards, if any, are separately presented under Part III, Findings and Questioned Costs for Federal Awards.

OFFICE OF DIRECTOR OF SCHOOLS

FINDING 2018-001 — **A SCHOOL BOARD MEMBER HAD AN INDIRECT CONFLICT OF INTEREST**
(Noncompliance Under *Government Auditing Standards*)

During the year, the School Department made payments totaling $105,160 to American Paper and Twine Company, the employer of a school board member. These payments to a business that employs a school board member violate Section 5-21-121, *Tennessee Code Annotated,* which states "members of the board of education...shall not be financially interested or have any personal beneficial interest, either directly or indirectly, in the purchase of any supplies, materials, equipment, or contractual services for the county."

RECOMMENDATION

County officials should review the above noted statute and resolve the conflict of interest.

MANAGEMENT'S RESPONSE – SCHOOLS FINANCIAL COORDINATOR

Robertson County Schools will terminate the contract and bid with American Paper and Twine. We will seek another company from which to purchase expendable supplies for the 2018-19 fiscal year.

PART III, FINDINGS AND QUESTIONED COSTS FOR FEDERAL AWARDS

There were no findings and questioned costs related to federal awards for the year ended June 30, 2018.

Robertson County, Tennessee
Management's Corrective Action Plan
For the Year Ended June 30, 2018

We reviewed the financial statement and federal award findings and recommendations with management to provide an opportunity for their response as required by the auditee requirements within Title 2 U.S. *Code of Federal Regulations Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance). Management's corrective action plans for all financial statement findings and federal award findings are presented in this section and have been indexed below. The corrective action plans were prepared by management and have been presented as they were submitted.

Finding Number	Title of Finding	Corrective Action Plan Page Number
OFFICE OF FINANCE DIRECTOR		
2018-001	A school board member had an indirect conflict of interest	190

Robertson County Schools

800 M.S. Couts Blvd. • Springfield, TN 37172 • Phone (615) 384-5588 • Fax (615) 384-9749
Dr. Chris J. Causey, Director

Corrective Action Plan

FINDING: **A SCHOOL BOARD MEMBER HAD AN INDIRECT CONFLICT OF INTEREST**

Response and Corrective Action Plan Prepared by:
Sheila Clinard, Financial Coordinator

Person Responsible for Implementing the Corrective Action:
Chris J. Causey, Director of Schools

Anticipated Completion Date of Corrective Action:
No later than January 1, 2019

Repeat Finding:
No

Planned Corrective Action:
Robertson County Schools will terminate contract and bid with American Paper and Twine. We will seek another company in which to purchase expendable supplies for the 2018-19 fiscal year.

Signature: 

SCHOOL BOARD

STONEY CROCKETT • CONNIE HOGAN • ALLAN HEARD • TOMMY MASON • SCOTT RICE • JEFF WHITE

The Robertson County School System does not discriminate on the basis of race, color, national origin, sex, disability, age, religion or marital status.

ANMIAL CONTROL

Patsi Gregory

Dr. Dan Hitch

Stacey Moore

Stephanie Bradley

Eric Roberts

FINANCE AUDIT

Jeff DeLong

Dennis Wade

Michael Dorris

Frank Spain

Lanny Adcock

Tommy Baggett

Don Eden

Brad Mooreland

George Hatcher

FINANCE INVESTMENT

Billy Vogle, County

Kendra Shelton

Darrell Woodard

Bob Stroud

Tommy Jackson

CONSTRUCTION BOARD OF APPEALS

Matt Burnett

Steve Powell

Tracey Barrow

Jerry Reynolds

Lanny Adcock

BUDGET

Keith Hoover

Faye Stubblefield

Dennis Wade

James Bowens

Burton Glover

SAFETY COMMITTEE

James Bowens

Bob Hogan

Donna Dorris

Laura Kindred

Lt. Brad Edwards

R. L. Douglas

AGRICULTURE

Joel Bernard	2021
Randy Wilson	2021
Denise Routzahn	2021
Jeff Ayres	2021
Burton Glover	2020
Tom Head	2020
Naomi Riggs	2020

BOARD OF ZONING APPEALS

Andy Teasley	2024
Don Darraugh	2020
Bob Stroud	2022
Rick Robinson	2022
Buddy Bryant	2020

WORKHOUSE BOARD

Billy Vogle	
Don Eden	2021
Bubba Dorris	2021
Darrell Woodard	2020
Stacy Moore	2020

EMERGENCY COMMUNICATIONS DISTRICT BD. (E911)

Bruce Dean	2023
Russell Gupton	2023
Jim Ring, II	2023
Nancy Johnson	2021
Faye Stubblefield	2020
Gwen Martin	2022
R. L. Douglas	2022
Michael Van Dyke	2020
Jason Head	2020

RESOLUTION NO. 012819001

RESOLUTION TO DECLARE SURPLUS PROPERTY

WHEREAS, Robertson County, Tennessee, is the owner of a certain vehicle and various pieces of equipment as described on Exhibit "A" attached hereto; and

WHEREAS, this vehicle and equipment has been used by the Robertson County EMS and it is requested that the Robertson County Commission declare this property surplus as provided by Tennessee Code Annotated and authorize the sale and/or disposal of these items.

NOW, THEREFORE, BE IT RESOLVED by the Robertson County Commission, meeting in regular session this the 28th day of January, 2019 that the vehicle and equipment above described, previously used by the Robertson County EMS, is declared to be surplus property, and the EMS Department is authorized to sell and/or dispose of this property as determined appropriate by the EMS Director.

Passed this the 28th day of January, 2019, to be effective on the date of its passage, the public welfare requiring it.

COUNTY COMMISSIONER

William A. Vogle, County Mayor

ATTEST:

Angie H. Groves, County Clerk

RESOLUTION NO. 012819001

EXHIBIT A

Description	VIN/Serial #
2004 Kawasaki Model KAF300-C7	JK1AFBC184B542003

EDEN Requested a Motion at: 7_12_47 PM
SPAIN Seconded the Motion at: 7_12_47 PM

RESOLUTION NO. 012819001 A RESOLUTION TO DECLARE SURPLUS PROPERTY – EMS

Time of Vote: 7_13_17 PM
Type of Vote: 50% Needed to Pass
Note: Abstain Votes are NOT counted.

MAYOR VOGLE does not vote		
BALLARD voted:	Y	
JACKSON voted:	Y	
EDEN voted:	Y	
HOOVER was		Absent
GREGORY voted:	Y	
ROBERTS voted:	Y	
BROWN voted:	Y	
WADE voted:	Y	
DELONG voted:	Y	
SPAIN voted:	Y	
S. MOORE voted:	Y	
WILSON voted:	Y	
STROUD voted:	Y	
AYRES voted:	Y	
DORRIS voted:	Y	
STUBBLEFIELD voted:	Y	
BRADLEY voted:	Y	
HOGAN voted:	Y	
GLOVER voted:	Y	
B. MOORE voted:	Y	
ELLIS was		Absent
GRAY voted:	Y	
BOWENS voted:	Y	
WOODARD voted:	Y	

Passed (22 Y - 0 N - 2 Absent)

RESOLUTION NO. 012819002

RESOLUTION TO DECLARE SURPLUS PROPERTY

WHEREAS, Robertson County, Tennessee, through its Board of Education is the owner of approximately 850 theater auditorium seats identified on Exhibit "A"; and

WHEREAS, this equipment is no longer used by the Robertson County Board of Education, and the School Board approved these theater auditorium seats to be declared as surplus at their October 3, 2016 meeting; and

It is requested that the Robertson County Commission declare this property surplus as provided by Tennessee Code Annotated and authorize the sale or disposal of said theater auditorium seats; and

NOW, THEREFORE, BE IT RESOLVED by the Robertson County Commission, meeting in regular session this the 28th day of January, 2019, that the theater auditorium seats above described, previously used by the Robertson County Board of Education, is declared to be surplus property, and the County Mayor and/or the Director of Schools is hereby authorized to execute such documents of transfer of title for said equipment as they deem appropriate.

Passed this the 28th day of January, 2019, to be effective on the date of its passage, the public welfare requiring it.

William H Moore
COUNTY COMMISSIONER

William A Vogle
WILLIAM A. VOGLE, County Mayor

ATTEST:

Angie H. Groves
ANGIE H. GROVES, County Clerk

B. MOORE Requested a Motion at: 7_14_02 PM
ROBERTS Seconded the Motion at: 7_14_02 PM

RESOLUTION NO. 012819002 A RESOLUTION TO DECLARE SURPLUS PROPERTY – SCHOOL BOARD

Time of Vote: 7_14_26 PM
Type of Vote: 50% Needed to Pass
Note: Abstain Votes are NOT counted.

MAYOR VOGLE does not vote

BALLARD voted:	Y	
JACKSON voted:	Y	
EDEN voted:	Y	
HOOVER was		Absent
GREGORY voted:	Y	
ROBERTS voted:	Y	
BROWN voted:	Y	
WADE voted:	Y	
DELONG voted:	Y	
SPAIN voted:	Y	
S. MOORE voted:	Y	
WILSON voted:	Y	
STROUD voted:	Y	
AYRES voted:	Y	
DORRIS voted:	Y	
STUBBLEFIELD voted:	Y	
BRADLEY voted:	Y	
HOGAN voted:	Y	
GLOVER voted:	Y	
B. MOORE voted:	Y	
ELLIS was		Absent
GRAY voted:	Y	
BOWENS voted:	Y	
WOODARD voted:	Y	

Passed (22 Y - 0 N - 2 Absent)

RESOLUTION NO. 012819003

RESOLUTION TO DECLARE SURPLUS PROPERTY

WHEREAS, Robertson County, Tennessee, through its Board of Education is the owner of certain vehicles and miscellaneous items identified on Exhibit "A"; and

WHEREAS, these items are no longer used by the Robertson County Board of Education, and the School Board approved these items to be declared as surplus at their January 14, 2019 meeting; and

It is requested that the Robertson County Commission declare this property surplus as provided by Tennessee Code Annotated and authorize the sale or disposal of said theater auditorium seats; and

NOW, THEREFORE, BE IT RESOLVED by the Robertson County Commission, meeting in regular session this the 28th day of January, 2019, that these items above described, previously used by the Robertson County Board of Education, is declared to be surplus property, and the County Mayor and/or the Director of Schools is hereby authorized to execute such documents of transfer of title for said equipment as they deem appropriate.

Passed this the 28th day of January, 2019, to be effective on the date of its passage, the public welfare requiring it.

William H Moore
COUNTY COMMISSIONER

William A Vogle
WILLIAM A. VOGLE, County Mayor

ATTEST:
Angie H. Groves
ANGIE H. GROVES, County Clerk

Exhibit "A"

Unit 1348	2007 Chevrolet Type A Collins School Bus	Vin # 1GBJG316171250957
Unit 1295	2003 Type D International School Bus	Vin# 4DRBGAAN44A969042
Unit 1104	2002 Type D International School Bus	Vin# 4DRBDAAN33A955115n
Unit 1294	2003 Type D International School Bus	Vin# 4DRBOAAN24A969041
Unit 1380	2006 Type A School Bus Collins	Vin# 1FDXE45P46DB04016
Unit 1131	1992 Type A Bus used as Service Truck	Vin# 2GBHG31J0N4125893
Unit 2039	1988 Single Axle Dump Truck	Vin# 1GDJ7D13XJV505261
Unit 1126	1996 Type A Bus used as Service Truck	Vin# 1GDHG31Y2TF503675
1987	Chevy Parcel Truck	Vin# 1GCJP32JOH3326608

Miscellaneous pile of scrap metal, etc.

Miscellaneous pile of unusable tires, etc. 12.1- Double Wide Portable

B. MOORE Requested a Motion at: 7_14_55 PM
JACKSON Seconded the Motion at: 7_14_55 PM

RESOLUTION NO. 012819003 A RESOLUTION TO DECLARE SURPLUS PROPERTY – SCHOOL BOARD

Time of Vote: 7_15_17 PM
Type of Vote: 50% Needed to Pass
Note: Abstain Votes are NOT counted.

MAYOR VOGLE does not vote		
BALLARD voted:	Y	
JACKSON voted:	Y	
EDEN voted:	Y	
HOOVER was		Absent
GREGORY voted:	Y	
ROBERTS voted:	Y	
BROWN voted:	Y	
WADE voted:	Y	
DELONG voted:	Y	
SPAIN voted:	Y	
S. MOORE voted:	Y	
WILSON voted:	Y	
STROUD voted:	Y	
AYRES voted:	Y	
DORRIS voted:	Y	
STUBBLEFIELD voted:	Y	
BRADLEY voted:	Y	
HOGAN voted:	Y	
GLOVER voted:	Y	
B. MOORE voted:	Y	
ELLIS was		Absent
GRAY voted:	Y	
BOWENS voted:	Y	
WOODARD voted:	Y	

Passed (22 Y - 0 N - 2 Absent)
Number of Abstain Votes (if counted): 1

RESOLUTION NO. 012819004

A RESOLUTION FOR ROBERTSON COUNTY TO AUTHHORIZE THE COUNTY MAYOR TO EXECUTE A TDOT STATE CONTRACT FOR ROAD IMPROVEMENTS – STATE PROJECT NUMBER 74018-3207-94; 7408-0207-94; 74018-1207-94; AND 74018-2207-94

WHEREAS. The State of Tennessee Department of Transportation has proposed to construct a Highway improvement project in Robertson County as described above for improvements at the intersection of Highways 25 and 49 in the County; and

WHEREAS, a copy of said proposal is attached hereto as Exhibit "A" to this Resolution and it is the intent of this Resolution to authorized the County Mayor and any other requested County officials to execute the attached Proposal together with any other documents as requested by the State to allow for the acceptance of this Proposal and the construction of this project;

NOW, THEREFORE, BE IT RESOLVED by the Robertson County Commission, meeting in regular session this the 28th day of January, 2019, that the County Mayor hereby authorized and directed to execute these proposed documents and any other requested documents for the completion of the project.

Passed this the 28th day of January, 2019, to be effective on the date of its passage, the public welfare requiring it.

COUNTY COMMISSIONER

William A. Vogle, County Mayor

ATTEST:

Angie H. Groves, County Clerk

PROPOSAL

OF THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF TENNESSEE

TO THE COUNTY OF ROBERTSON, TENNESSEE:

The DEPARTMENT OF TRANSPORTATION of the State of Tennessee, hereinafter "DEPARTMENT", proposes to construct a project in the County of Robertson, Tennessee, hereinafter "COUNTY", designated as Federal Project No. HSIP-25(49), State Project No. 74018-3207-94,74018-0207-94,74018-1207-94,74018-2207-94 , that is described as "Intersection at SR-49, LM 7.5 - 7.6 Route: SR-25", provided the COUNTY agrees to cooperate with the DEPARTMENT as set forth in this proposal, so that the general highway program may be carried out in accordance with the intent of the General Assembly of the State.

Accordingly, the parties agree as follows:

1. That in the event any civil actions in inverse condemnation or for damages are instituted by reason of the DEPARTMENT, or its contractor, going upon the highway right-of-way and easements, and constructing said project in accordance with the plans and as necessary to make the completed project functional, it will notify in writing the Attorney General of the State, whose address is 425 Fifth Avenue North, Nashville, Tennessee, 37243, of the institution of each civil action, the complaint and all subsequent pleadings, within ten (10) days after the service of each of the same, under penalty of defending such actions and paying any judgments which result therefrom at its own expense.

2. The COUNTY will close or otherwise modify any of its roads or other public ways if indicated on the project plans, as provided by law.

3. The COUNTY will transfer or cause to be transferred to the DEPARTMENT, without cost to the DEPARTMENT, all land owned by the COUNTY or by any of its instrumentalities as

required for right-of-way or easement purposes, provided such land is being used or dedicated for road or other public way purposes.

4. Where privately, publicly or cooperatively owned utility lines, facilities and systems for producing, transmitting or distributing communications, power, electricity, light, heat, gas, oil, crude products, water, steam, waste, storm water not connected with highway drainage, and other similar commodities, including publicly owned facilities such as fire and police signal systems and street lighting systems are located within the right-of-way of any road or other public way owned by the COUNTY, or any of its instrumentalities, the COUNTY agrees that it will take any action necessary to require the removal or adjustment of any of the above-described facilities as would conflict with the construction of the project. But the foregoing may not be a duty of the COUNTY since it shall become operative only after the DEPARTMENT has been unsuccessful in its efforts to provide for said removals or adjustments for the benefit of the COUNTY.

The foregoing does not apply to those utility facilities which are owned by the COUNTY or one of its instrumentalities, it being understood that the COUNTY has the duty to relocate or adjust such facilities, if required, provided the COUNTY is notified to do so by the DEPARTMENT with detailed advice as to this duty of the COUNTY.

5. The COUNTY will maintain any frontage road to be constructed as part of the project;

6. After the project is completed and open to traffic, the COUNTY will accept jurisdiction and maintenance such parts of any existing DEPARTMENT highway to be replaced by the project, as shown on the attached map.

7. The COUNTY will make no changes or alter any segment of a road on its road system that lies within the limits of the right-of-way acquired for any interchange to be constructed as part of the project and will not permit the installation or relocation of any utility

facilities within the right-of-way of any such a segment of one of its roads without first obtaining the approval of the DEPARTMENT.

8. No provision hereof shall be construed as changing the maintenance responsibility of the COUNTY for such part of the project as may presently be on its highway, street, road or bridge system.

9. It is understood and agreed between the DEPARTMENT and the COUNTY that all traffic control signs for the control of traffic on a street under the jurisdiction of the COUNTY and located within the DEPARTMENT's right-of-way shall be maintained and replaced by the COUNTY.

10. When traffic control devices for the direction or warning of traffic, lighting of roadways or signing, or any of them, which are operated or function by the use of electric current are constructed or installed as part of the project, they will be furnished with electricity and maintained by the COUNTY.

11. If, as a result of acquisition and use of right-of-way for the project, any building and/or structure improvements become in violation of a COUNTY setback line or building and/or structure requirement, including, but not limited to, on-premise signs, the COUNTY agrees to waive enforcement of the COUNTY setback line or building and/or structure requirement and take other proper governmental action as necessary to accomplish such waiver.

12. If, as a result of acquisition and use of right-of-way for the project, any real property retained by any property owner shall become in violation of a COUNTY zoning regulation or requirement, the COUNTY agrees to waive enforcement of the COUNTY zoning regulation or requirement and take other proper governmental action as necessary to accomplish such waiver.

13. The COUNTY will not authorize encroachments of any kind upon the right-of-way, nor will the COUNTY authorize use of the easements for the project in any manner which affects

the DEPARTMENT's use thereof.

14. The COUNTY will obtain the approval of the DEPARTMENT before authorizing parking on the right-of-way and easements for the project.

15. The COUNTY will not install or maintain any device for the purpose of regulating the movement of traffic on the roadway except as warranted and in conformity with the Manual on Uniform Traffic Control Devices.

16. If the project is classified as full access control (i.e. a project which has no intersecting streets at grade), then the DEPARTMENT will maintain the completed project. If the project is not classified as full access control, then the DEPARTMENT will maintain the pavement from curb to curb where curbs exist, or will maintain full width of the roadway where no curb exist. The COUNTY agrees to maintain all other parts of non-access control projects; provided, however, that any retaining walls, box culverts, or other like structures constructed as part of the project that supports the structural integrity or stability of the roadway surface shall be maintained by the DEPARTMENT.

17. If a sidewalk is constructed as a component of this project, the COUNTY shall be responsible for maintenance of the sidewalk and shall assume all liability for third-party claims for damages arising from its use of the sidewalk or premises beyond the DEPARTMENT'S maintenance responsibilities as set forth in section 16 of this proposal.

18. When said project is completed, the COUNTY thereafter will not permit any additional median crossovers, the cutting of the pavement, curbs, gutters and sidewalks, by any person, firm, corporation, or governmental agency, without first obtaining the approval of the DEPARTMENT.

19. The DEPARTMENT will acquire the right-of-way and easements, construct the project and defend any inverse condemnation for damage or civil actions of which the Attorney

General has received the notice and pleadings provided for herein; provided, however, that if the project is being constructed pursuant to a contract administered by the DEPARTMENT's Local Programs Development Office, the terms of that contract shall control in the event of a conflict with this proposal.

20. The project plans hereinbefore identified by number and description are incorporated herein by reference and shall be considered a part of this proposal, including any revisions or amendments thereto, provided a copy of each is furnished the COUNTY.

21. The acceptance of this proposal shall be evidenced by the passage of a resolution or by other proper governmental action, which shall incorporate this proposal verbatim or make reference thereto.

IN WITNESS WHEREOF, the DEPARTMENT has caused this proposal to be executed by its duly authorized official on this the ____ day of _____, 20___.

THE COUNTY OF _____, TENNESSEE

BY: _____ DATE: _____
MAYOR

STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION

BY: _____ DATE: _____
JOHN SCHROER
COMMISSIONER

APPROVED AS TO FORM AND LEGALITY:

BY: _____ DATE: _____
JOHN REINBOLD
GENERAL COUNSEL

STUBBLEFIELD Requested a Motion at: 7_16_14 PM
JACKSON Seconded the Motion at: 7_16_14 PM

RESOLUTION NO. 012819004 A RESOLUTION FOR ROBERTSON COUNTY TO AUTHORIZE THE COUNTY MAYOR TO EXECUTE A TDOT STATE CONTRACT FOR ROAD IMPROVEMENTS – STATE PROJECT NUMBER 74018-3207-94; 7408-0207-94; 74018-1207-94; AND 74018-2207-94

Time of Vote: 7_19_33 PM
Type of Vote: 50% Needed to Pass
Note: Abstain Votes are NOT counted.

MAYOR VOGLE does not vote		
BALLARD voted:	Y	
JACKSON voted:	Y	
EDEN voted:	Y	
HOOVER was		Absent
GREGORY voted:	Y	
ROBERTS voted:	Y	
BROWN voted:	Y	
WADE voted:	Y	
DELONG voted:	Y	
SPAIN voted:	Y	
S. MOORE voted:	Y	
WILSON voted:	Y	
STROUD voted:	Y	
AYRES voted:	Y	
DORRIS voted:	Y	
STUBBLEFIELD voted:	Y	
BRADLEY voted:	Y	
HOGAN voted:	Y	
GLOVER voted:	Y	
B. MOORE voted:	Y	
ELLIS was		Absent
GRAY voted:	Y	
BOWENS voted:	Y	
WOODARD voted:	Y	

Passed (22 Y - 0 N - 2 Absent)

RESOLUTION NO. 012819005

RESOLUTION TO APPROVE ACCEPTANCE OF PROPOSAL TO PURCHASE PROPERTY PREVIOUSLY SOLD FOR DELINQUENT PROPERTY TAXES AND NOW OWNED BY ROBERTSON COUNTY AND THE CITY OF SPRINGFIELD, TENNESSEE

WHEREAS, ONE (1) certain parcel of property located in Springfield, Tennessee as identified herein have been previously sold for back taxes and there is a Decree of Sale entered by the Robertson County Chancery Court confirming this sale, such property identified as follows:

1. Shore Drive Map 106D - Group B, Parcel 001.00 $ 250.00;

WHEREAS, it is proposed that the parcel above be conveyed to Brookfield Village HOA for the bid amount of $250.00; and

WHEREAS, such proposal above have the approval of the Delinquent Tax Committee; and

WHEREAS, upon approval by this body, a procedure will then be undertaken by advertisement to determine if there will be any raised bid on this parcel; and

WHEREAS, if there is not a raised bid for the property, Back Tax Deed will be prepared and delivered at that time to that entity as identified above who has successfully purchased the property.

NOW, THEREFORE, BE IT RESOLVED by the Robertson County Commission, meeting in regular session this the 28th day of January, 2019, that based upon the conditions as set forth herein, that the County Mayor, the Delinquent Tax Attorney and the County Attorney shall work together to determine if all requirements have been met, and at such time as they have, that a Tax Deed be executed on behalf of the County to this property to that successful purchaser as set forth herein.

Passed this the 28th day of January, 2019, to be effective on the date of its passage, the public welfare requiring it.

COUNTY COMMISSIONER

William A. Vogle, County Mayor

ATTEST:

Angie H. Groves, County Clerk

STUBBLEFIELD Requested a Motion at: 7_20_04 PM
DORRIS Seconded the Motion at: 7_20_04 PM

RESOLUTION NO. 012819005 A RESOLUTION TO APPROVE ACCEPTANCE OF PROPOSAL TO PURCHASE PROPERTY PREVIOUSLY SOLD FOR DELINQUENT PROPERTY TAXES AND NOW OWNED BY ROBERTSON COUNTY AND THE CITY OF SPRINGFIELD, TENNESSEE

Time of Vote: 7_21_54 PM
Type of Vote: 50% Needed to Pass
Note: Abstain Votes are NOT counted.

MAYOR VOGLE does not vote

BALLARD voted:	Y	
JACKSON voted:	Y	
EDEN voted:	Y	
HOOVER was		Absent
GREGORY voted:	Y	
ROBERTS voted:	Y	
BROWN voted:	Y	
WADE voted:	Y	
DELONG voted:	Y	
SPAIN voted:	Y	
S. MOORE voted:	Y	
WILSON voted:	Y	
STROUD voted:	Y	
AYRES voted:	Y	
DORRIS voted:	Y	
STUBBLEFIELD voted:	Y	
BRADLEY voted:	Y	
HOGAN voted:	Y	
GLOVER voted:	Y	
B. MOORE voted:	Y	
ELLIS was		Absent
GRAY voted:	Y	
BOWENS voted:	Y	
WOODARD voted:	Y	

Passed (22 Y - 0 N - 2 Absent)