

CITIZENS TO ADDRESS THE COMMISSION

CALL TO ORDER – Mayor Durrett

PRESENTATION

1. Hotel/Motel Update – Trustee Kimberly Wiggins
2. Veterans Treatment Court Update – Ed Moss
3. Certificate of Appreciation – Mike Taliento
4. TCSA Certificate of Recognition, Veterans Service Office – Mayor Durrett

PUBLIC HEARING ZONING RESOLUTIONS

CZ-31-2021 Application of Seth Bonecutter and Scottie Bonecutter from C-1 to AG

CZ-32-2021 Application of Wayne Howes from AG to E-1A

CLOSE PUBLIC HEARING

ZONING RESOLUTION

CZO-2-2021 Resolution Amending the Zoning Resolution of Montgomery County, Tennessee as it Pertains to Mixed Use Planned Unit Developments

RESOLUTIONS

- 21-12-1*** Resolution to Appropriate Funding for the Purchase of Two Wind Sculptures in an Amount Not to Exceed Ten Thousand Dollars (\$10,000) Using Funding from Bond Proceeds Dedicated for Such Purchase
- 21-12-2*** Resolution to Amend the Public Safety Complex Budget for Fiscal Year 2022
- 21-12-3*** Resolution to Amend the Budgets of Various Funds for Fiscal Year 2022 in Certain Areas of Revenues and Expenditures
- 21-12-4*** Resolution Giving Authorization to Montgomery County Government to Recover Lost Revenues Due to the COVID-19 Pandemic from the American Rescue Plan Act (ARPA)
- 21-12-5*** Resolution Amending the Budget of the Clarksville-Montgomery County Tourism Commission for the Reclassification of the Current Manager of Historic Collinsville Position to be Made the Museum Director of Historic Collinsville and Weakley House Museum Position
- 21-12-6*** Amendment to Resolution 21-7-5 Authorizing the Industrial Development Board of the County of Montgomery to Retain Certain Identified Funds for the Purpose of Developing an Access Road to the Proposed East Industrial Park

- 21-12-7*** Resolution Amending the Budget of the Montgomery County Clerk's Office Requesting Additional Funding for the Distribution of License Plates as Mandated by the Tennessee Department of Revenue
- 21-12-8*** Resolution of the Montgomery County Board of Commissioners to Request Amendment of General Law or the Enactment of a Private Act Allowing for Montgomery County Tennessee to Have the Powers of Title 57, Chapters 3 and 4 of the Tennessee Code to Authorize Liquor by the Drink and Retail Sales of Liquor in the Unincorporated Area of Montgomery County as is Authorized in the Incorporated Areas of Montgomery County, Tennessee
- 21-12-9** Resolution Giving Authorization to Montgomery County Government to Distribute Premium Pay to ARPA Eligible Employees of Bi-County Solid Waste Management Using Funds from the American Rescue Plan Act (ARPA)
- 21-12-10** Resolution Giving Authorization to Montgomery County Government to Distribute Premium Pay to ARPA Eligible Employees of the Montgomery County Community Corrections Program Using Funds from the American Rescue Plan Act (ARPA)
- 21-12-11** Resolution Giving Authorization to Montgomery County Government to Distribute Premium Pay to ARPA Eligible Employees of the Montgomery County Health Department Using Funds from the American Rescue Plan Act (ARPA)
- 21-12-12** Resolution Increasing the Dollar Amount Above Which Quotes Must Be Solicited for an Expenditure or Sale by Montgomery County Government
- 21-12-13** Resolution to Add Correctional Officers to the Mandatory Retirement Provisions Established Pursuant to Tennessee Code Annotated Section 8-36-205
- 21-12-14** Resolution Authorizing Montgomery County to Join the State of Tennessee and Other Local Governments as Participants in the Tennessee State – Subdivision Opioid Abatement Agreement and Approving the Related Settlement Agreements
- 21-12-15** Resolution to Adopt a Lease Consistent with Resolution 20-4-9 Authorizing Expansion of the On-Site Medical Facility
- 21-12-16** Resolution Giving Authorization to Montgomery County Government to Distribute Premium Pay to ARPA Eligible Employees of the Montgomery County Emergency Communications District (E911) Using Funds from the American Rescue Plan Act (ARPA)

*** CONSENT AGENDA CONSIDERATION**

Items in this portion of the agenda are considered to be routine and non-controversial by the County Commission and may be approved by one motion; however, a member of the County Commission may request that an item be removed for separate consideration.

NEW BUSINESS

REPORTS FOR APPROVAL

1. * Commission Minutes dated November 8, 2021
2. * County Clerk's Report and Notary List
3. * Nominating Committee Nominations
4. * County Mayor Nominations and Appointments

VERBAL REPORTS

1. School Board Liaison – Josh Beal
2. Highway Commission Liaison – Rickey Ray

REPORTS FILED

1. Building & Codes Monthly Reports
2. Trustee's Monthly Reports

ANNOUNCEMENTS

1. Commissioners – if you plan to attend the Mayors Power Breakfast on January 11, 2022 and have not given your name to Shelly Baggett – please do so as soon as possible, as seating is limited.

ADJOURN

**RESOLUTION OF THE MONTGOMERY COUNTY BOARD OF
COMMISSIONERS
AMENDING THE ZONE CLASSIFICATION OF THE PROPERTY OF
SETH BONECUTTER SCOTTIE BONECUTTER**

WHEREAS, an application for a zone change from C-1 Neighborhood Commercial District to AG Agricultural District has been submitted by Seth Bonecutter Scottie Bonecutter and

WHEREAS, said property is identified as County Tax Map 159, parcel 049.01, containing 1.01 acres, situated in Civil District 13, located Property fronting on the north frontage of Mt. Herman Rd., 1,835 +/- feet northeast of the Mt. Herman Rd. & St. Michael Rd. intersection.; and

WHEREAS, said property is described as follows:

Beginning at a point in the northwest margin of Mt. Herman Road, said point being 2730 +/- feet west of the Mt. Herman Road and Ryes Chapel Road intersection; thence with the northwest margin of Mt. Herman Road in a southwesterly direction 300 +/- feet to a point; thence leaving the northwest margin of Mt. Herman Road north 39 degrees 34 minutes 00 seconds west, 306.76 feet to a point; thence north 89 degrees east, 133.00 feet to a point; thence south 87 degrees east, 254.00 feet to the point of beginning; containing 1.0 +/- acre.

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 13th day of December, 2021, that the zone classification of the property of Seth Bonecutter Scottie Bonecutter from C-1 to AG is hereby approved.

Duly passed and approved this 13th day of December, 2021.

Sponsor _____
Commissioner _____
Approved _____



Attested: _____
County Clerk

County Mayor

**RESOLUTION OF THE MONTGOMERY COUNTY BOARD OF
COMMISSIONERS
AMENDING THE ZONE CLASSIFICATION OF THE PROPERTY OF
WAYNE HOWES**

WHEREAS, an application for a zone change from AG Agricultural District to E-1A Single Family Estate District has been submitted by Wayne Howes and

WHEREAS, said property is identified as County Tax Map 009, parcel 001.03, containing .75 acres, situated in Civil District 13, located Property fronting on the south frontage of Tylertown Rd., 185 +/- feet southwest of the Tylertown Rd. & Fox Hole Dr. intersection.; and

WHEREAS, said property is described as follows:

Beginning at an iron pin set in the south right of way of Tylertown Road, said pin being on a witness line, south 62 degrees 55 minutes 56 seconds west, 383.26 feet from the centerline of Old Tylertown Road; thence leaving said south right of way and on a new line, south 23 degrees 30 minutes 00 seconds east, 176.92 feet to an iron pin set; thence on another new line, south 66 degrees 30 minutes 00 seconds west, 185.00 feet to an iron pin found; thence north 23 degrees 31 minutes 19 seconds west, 175.11 feet to an iron pin found in south right of way of said Tylertown Road; thence with said right of way, north 65 degrees 56 minutes 15 seconds east, 185.08 feet to the beginning, said herein described tract containing 0.75 acre

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 13th day of December, 2021, that the zone classification of the property of Wayne Howes from AG to E-1A is hereby approved.

Duly passed and approved this 13th day of December, 2021.

Sponsor _____
Commissioner _____
Approved _____

Attested: _____
County Clerk

County Mayor

COUNTY ZONING ACTIONS

The following case(s) will be considered for final action at the formal session of the Board of County Commissioners meeting on: **Monday, December 13, 2021**. The public hearing will be held on: **Monday, December 6, 2021**.

CASE NUMBER: CZ-31-2021

Applicant: Seth Bonecutter Scottie Bonecutter

Location: Property fronting on the north frontage of Mt. Herman Rd., 1,835 +/- feet northeast of the Mt. Herman Rd. & St. Michael Rd. intersection.

Request: C-1 Neighborhood Commercial District to
AG Agricultural District

County Commission District: 4

STAFF RECOMMENDATION: APPROVAL

PLANNING COMMISSION RECOMMENDATION: APPROVAL

CASE NUMBER: CZ-32-2021

Applicant: Wayne Howes

Location: Property fronting on the south frontage of Tylertown Rd., 185 +/- feet southwest of the Tylertown Rd. & Fox Hole Dr. intersection.

Request: AG Agricultural District to
E-1A Single Family Estate District

County Commission District: 19

STAFF RECOMMENDATION: APPROVAL

PLANNING COMMISSION RECOMMENDATION: APPROVAL

CASE NUMBER: CZO-2-2021

Applicant: Montgomery County Commission

County Commission District:

STAFF RECOMMENDATION: APPROVAL

PLANNING COMMISSION RECOMMENDATION: APPROVAL

CLARKSVILLE-MONTGOMERY COUNTY REGIONAL PLANNING
STAFF REVIEW - ZONING

RPC MEETING DATE 11/23/2021

CASE NUMBER: CZ - 31 - 2021

NAME OF APPLICANT:Seth Bonecutter

Scottie Bonecutter

AGENT:

GENERAL INFORMATION

TAX PLAT: 159

PARCEL(S): 049.01

ACREAGE TO BE REZONED: 1.01

PRESENT ZONING: C-1

PROPOSED ZONING: AG

EXTENSION OF ZONING

CLASSIFICATION: YES

PROPERTY LOCATION: Property fronting on the north frontage of Mt. Herman Rd., 1,835 +/- feet northeast of the Mt. Herman Rd. & St. Michael Rd. intersection.

CITY COUNCIL WARD:

COUNTY COMMISSION DISTRICT: 4

CIVIL DISTRICT: 16

DESCRIPTION OF PROPERTY: A wooded tract with varying topography.

APPLICANT'S STATEMENT Plan to build a home.

FOR PROPOSED USE:

GROWTH PLAN AREA:

RA

PLANNING AREA: Cumberland

PREVIOUS ZONING HISTORY:

CLARKSVILLE-MONTGOMERY COUNTY REGIONAL PLANNING

STAFF REVIEW - ZONING

DEPARTMENT COMMENTS

- | | | |
|---|---|--|
| <input type="checkbox"/> GAS AND WATER ENG. SUPPORT MGR. | <input type="checkbox"/> ATT | <input checked="" type="checkbox"/> DIV. OF GROUND WATER |
| <input type="checkbox"/> GAS AND WATER ENG. SUPPORT COOR. | <input type="checkbox"/> FIRE DEPARTMENT | <input type="checkbox"/> HOUSING AUTHORITY |
| <input checked="" type="checkbox"/> UTILITY DISTRICT | <input checked="" type="checkbox"/> EMERGENCY MANAGEMENT | <input type="checkbox"/> INDUSTRIAL DEV BOARD |
| <input type="checkbox"/> CITY STREET DEPT. | <input type="checkbox"/> POLICE DEPARTMENT | <input type="checkbox"/> CHARTER COMM. |
| <input type="checkbox"/> TRAFFIC ENG. - ST. DEPT. | <input checked="" type="checkbox"/> SHERIFF'S DEPARTMENT | <input type="checkbox"/> Other... |
| <input checked="" type="checkbox"/> COUNTY HIGHWAY DEPT. | <input type="checkbox"/> CITY BUILDING DEPT. | |
| <input checked="" type="checkbox"/> CEMC | <input checked="" type="checkbox"/> COUNTY BUILDING DEPT. | |
| <input type="checkbox"/> DEPT. OF ELECTRICITY (CDE) | <input type="checkbox"/> SCHOOL SYSTEM OPERATIONS | |
| | <input type="checkbox"/> FT. CAMPBELL | |

1. CITY ENGINEER/UTILITY DISTRICT: No Comment(s) Received

**2. STREET DEPARTMENT/
COUNTY HIGHWAY DEPARTMENT:** Comments received from department and they had no concerns.

3. DRAINAGE COMMENTS: Comments received from department and they had no concerns.

4. CDE/CEMC: No Comment(s) Received

5. FIRE DEPT/EMERGENCY MGT.: Comments received from department and they had no concerns.

6. POLICE DEPT/SHERIFF'S OFFICE: No Comment(s) Received

**7. CITY BUILDING DEPARTMENT/
COUNTY BUILDING DEPARTMENT:** Comments received from department and they had no concerns.

8. SCHOOL SYSTEM:

ELEMENTARY:

MIDDLE SCHOOL:

HIGH SCHOOL:

9. FT. CAMPBELL:

10. OTHER COMMENTS:

CLARKSVILLE-MONTGOMERY COUNTY REGIONAL PLANNING
STAFF REVIEW - ZONING

PLANNING STAFF'S STUDY AND RECOMMENDATION

IMPACT OF PROPOSED USE ON SURROUNDING DEVELOPMENT: Minimal.

INFRASTRUCTURE:

WATER SOURCE:

SEWER SOURCE: SEPTIC

STREET/ROAD ACCESSIBILITY:

DRAINAGE COMMENTS:

RESIDENTIAL DEVELOPMENT

APPLICANT'S ESTIMATES HISTORICAL ESTIMATES

LOTS/UNITS:

1

POPULATION:

APPLICABLE LAND USE PLAN

Cumberland Planning Area: Least densely populated planning area in Montgomery County. The area has some of the roughest terrain in Montgomery County. Lower Density residential is anticipated due to the lack of public sewer

STAFF RECOMMENDATION: **APPROVAL**

- 1.** The proposed zoning request is consistent with the adopted Land Use Plan.

- 2.** The proposed AG District affords the opportunity for the owner to combine this tract with the surrounding property in order to build a single family home.

- 3.** Adequate infrastructure serves the site & no adverse environmental issues were identified relative to this request.

- 4.**

- 5.**



CZ-31-2021

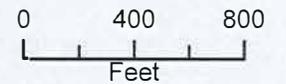
APPLICANT:
SETH BONECUTTER

REQUEST:
C-1
TO
AG

MAP & PARCEL
159 04901

ACRES +/-
1.01

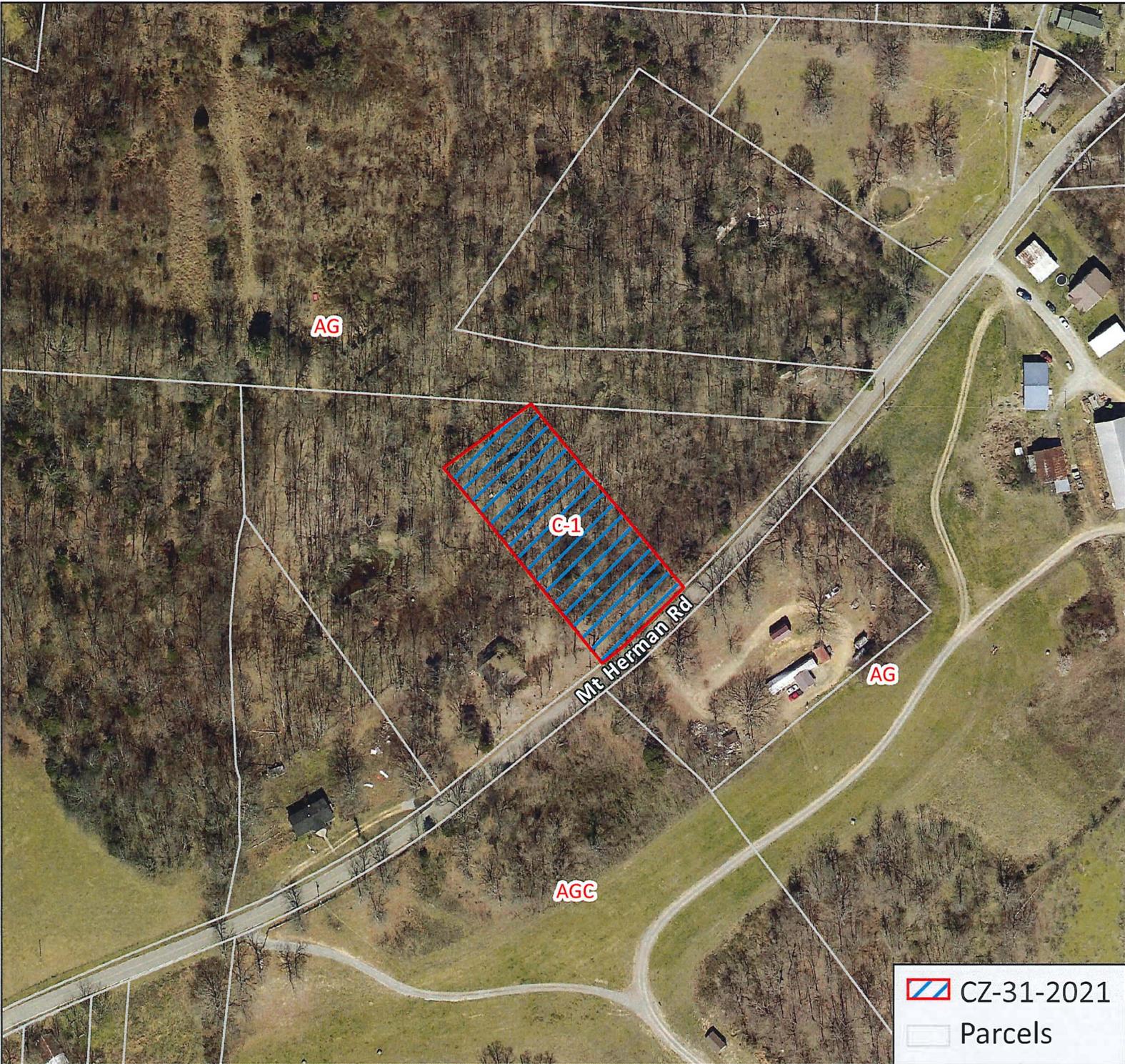
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 CZ-31-2021

 Parcels

11/23/2021



CZ-31-2021

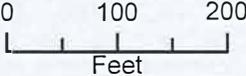
APPLICANT:
SETH BONECUTTER

REQUEST:
C-1
TO
AG

MAP & PARCEL
159 04901

ACRES +/-
1.01

Scale: 1:2,000



 CZ-31-2021
 Parcels

11/23/2021



CZ-31-2021

APPLICANT:
SETH BONECUTTER

REQUEST:

C-1
TO
AG

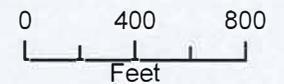
MAP & PARCEL

159 04901

ACRES +/-
1.01



Scale: 1:8,000



11/23/2021

CASE NUMBER: CZ 31 2021 **MEETING DATE** 11/23/2021

APPLICANT: Seth Bonecutter **Scottie Bonecutter**

PRESENT ZONING C-1 **PROPOSED ZONING** AG

TAX PLAT # 159 **PARCEL** 049.01

GEN. LOCATION Property fronting on the north frontage of Mt. Herman Rd., 1,835 +/- feet northeast of the Mt. Herman Rd. & St. Michael Rd. intersection.

PUBLIC COMMENTS

None received as of 4:30 P.M. on 11/22/2021 (A.L.)

CLARKSVILLE-MONTGOMERY COUNTY REGIONAL PLANNING
STAFF REVIEW - ZONING

RPC MEETING DATE: 11/23/2021

CASE NUMBER: CZ - 32 -2021

NAME OF APPLICANT: Wayne Howes

AGENT:

GENERAL INFORMATION

TAX PLAT: 009

PARCEL(S): 001.03

ACREAGE TO BE REZONED: .75

PRESENT ZONING: AG

PROPOSED ZONING: E-1A

EXTENSION OF ZONING

CLASSIFICATION: YES

PROPERTY LOCATION: Property fronting on the south frontage of Tylertown Rd., 185 +/- feet southwest of the Tylertown Rd. & Fox Hole Dr. intersection.

CITY COUNCIL WARD:

COUNTY COMMISSION DISTRICT: 19

CIVIL DISTRICT: 2

DESCRIPTION OF PROPERTY: Currently a cleared lot with a travel trailer on site.

APPLICANT'S STATEMENT FOR PROPOSED USE: Owner is asking for rezone to be able to build on the lot that previously had a mobile residence on. This is an extension of the zone across the street.

GROWTH PLAN AREA: UGB

PLANNING AREA: Trenton

PREVIOUS ZONING HISTORY:

CLARKSVILLE-MONTGOMERY COUNTY REGIONAL PLANNING

STAFF REVIEW - ZONING

DEPARTMENT COMMENTS

- | | | |
|--|---|--|
| <input checked="" type="checkbox"/> GAS AND WATER ENG. SUPPORT MGR. | <input type="checkbox"/> ATT | <input checked="" type="checkbox"/> DIV. OF GROUND WATER |
| <input checked="" type="checkbox"/> GAS AND WATER ENG. SUPPORT COOR. | <input type="checkbox"/> FIRE DEPARTMENT | <input type="checkbox"/> HOUSING AUTHORITY |
| <input type="checkbox"/> UTILITY DISTRICT | <input checked="" type="checkbox"/> EMERGENCY MANAGEMENT | <input type="checkbox"/> INDUSTRIAL DEV BOARD |
| <input type="checkbox"/> CITY STREET DEPT. | <input type="checkbox"/> POLICE DEPARTMENT | <input type="checkbox"/> CHARTER COMM. |
| <input type="checkbox"/> TRAFFIC ENG. - ST. DEPT. | <input checked="" type="checkbox"/> SHERIFF'S DEPARTMENT | <input type="checkbox"/> Other... |
| <input checked="" type="checkbox"/> COUNTY HIGHWAY DEPT. | <input type="checkbox"/> CITY BUILDING DEPT. | |
| <input checked="" type="checkbox"/> CEMC | <input checked="" type="checkbox"/> COUNTY BUILDING DEPT. | |
| <input type="checkbox"/> DEPT. OF ELECTRICITY (CDE) | <input type="checkbox"/> SCHOOL SYSTEM OPERATIONS | |
| | <input type="checkbox"/> FT. CAMPBELL | |

1. CITY ENGINEER/UTILITY DISTRICT: No sewer available.

**2. STREET DEPARTMENT/
COUNTY HIGHWAY DEPARTMENT:** Comments received from department and they had no concerns.

3. DRAINAGE COMMENTS: Comments received from department and they had no concerns.

4. CDE/CEMC: No Comment(s) Received

5. FIRE DEPT/EMERGENCY MGT.: Comments received from department and they had no concerns.

6. POLICE DEPT/SHERIFF'S OFFICE: No Comment(s) Received

**7. CITY BUILDING DEPARTMENT/
COUNTY BUILDING DEPARTMENT:** Comments received from department and they had no concerns.

8. SCHOOL SYSTEM:

ELEMENTARY:
MIDDLE SCHOOL:
HIGH SCHOOL:

9. FT. CAMPBELL:

10. OTHER COMMENTS:

CLARKSVILLE-MONTGOMERY COUNTY REGIONAL PLANNING
STAFF REVIEW - ZONING

PLANNING STAFF'S STUDY AND RECOMMENDATION

IMPACT OF PROPOSED USE ON Minimal
SURROUNDING DEVELOPMENT:

INFRASTRUCTURE:

WATER SOURCE: CITY

SEWER SOURCE:

STREET/ROAD ACCESSIBILITY: Tylertown Rd.

DRAINAGE COMMENTS:

RESIDENTIAL DEVELOPMENT

APPLICANT'S ESTIMATES HISTORICAL ESTIMATES

LOTS/UNITS:

1

POPULATION:

APPLICABLE LAND USE PLAN

Trenton Road Planning Area: The dominant transportation corridor in the area is I-24, strongly supported by Wilma Rudolph Blvd. & 101st Airborne Parkway. Exit 1 I-24 interchange with Trenton Road has seen tremendous growth since 2000.

STAFF RECOMMENDATION: **APPROVAL**

- 1.** The proposed zoning request is consistent with the adopted Land Use Plan.

- 2.** The proposed zoning request will bring the lot in compliance with minimum lot size requirements in order to obtain a building permit.

- 3.** Adequate infrastructure serves the site & no adverse environmental issues were identified relative to this request.

- 4.**

- 5.**



CZ-32-2021

APPLICANT:
WAYNE HOWES

REQUEST:
AG
TO
E-1A

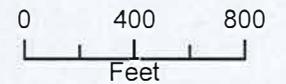
MAP & PARCEL
009 00103

ACRES +/-
0.75

 CZ-32-2021

 Parcels

Scale: 1:8,000



11/23/2021



CZ-32-2021

APPLICANT:
WAYNE HOWES

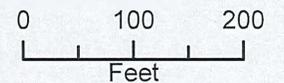
REQUEST:
AG
TO
E-1A

MAP & PARCEL
009 00103

ACRES +/-
0.75

 CZ-32-2021
 Parcels

Scale: 1:2,000



11/23/2021



CZ-32-2021

APPLICANT:

WAYNE HOWES

REQUEST:

AG
TO
E-1A

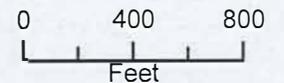
MAP & PARCEL

009 00103

ACRES +/-
0.75

-  CZ-32-2021
-  AG
-  R-1
-  R-1A
-  R-2
-  M-2
-  Parcels

Scale: 1:8,000



11/23/2021

CASE NUMBER: CZ 32 2021 **MEETING DATE** 11/23/2021

APPLICANT: Wayne Howes

PRESENT ZONING AG

PROPOSED ZONING E-1A

TAX PLAT # 009

PARCEL 001.03

GEN. LOCATION Property fronting on the south frontage of Tylertown Rd., 185 +/- feet southwest of the Tylertown Rd. & Fox Hole Dr. intersection.

PUBLIC COMMENTS

None received as of 4:30 P.M. on 11/22/2021 (A.L.)

CLARKSVILLE-MONTGOMERY COUNTY REGIONAL PLANNING
STAFF REVIEW - ZONING

RPC MEETING DATE 11/23/2021

CASE NUMBER: CZO - 2 -2021

NAME OF APPLICANT Montgomery County

AGENT:

GENERAL INFORMATION

TAX PLAT:

PARCEL(S):

ACREAGE TO BE REZONED:

PRESENT ZONING:

PROPOSED ZONING:

**EXTENSION OF ZONING
CLASSIFICATION:**

PROPERTY LOCATION:

CITY COUNCIL WARD:

COUNTY COMMISSION DISTRICT:

CIVIL DISTRICT:

DESCRIPTION OF PROPERTY:

APPLICANT'S STATEMENT In response to the County Commission resolution to study PUDs the RPC is returning a
FOR PROPOSED USE: new section to be added to the zoning resolution with regards to mixed use PUDs (MXU-
PUD)

GROWTH PLAN AREA:

UGB

PLANNING AREA:

PREVIOUS ZONING HISTORY:

CLARKSVILLE-MONTGOMERY COUNTY REGIONAL PLANNING

STAFF REVIEW - ZONING

DEPARTMENT COMMENTS

- | | | |
|---|---|---|
| <input type="checkbox"/> GAS AND WATER ENG. SUPPORT MGR. | <input type="checkbox"/> ATT | <input type="checkbox"/> DIV. OF GROUND WATER |
| <input type="checkbox"/> GAS AND WATER ENG. SUPPORT COOR. | <input type="checkbox"/> FIRE DEPARTMENT | <input type="checkbox"/> HOUSING AUTHORITY |
| <input type="checkbox"/> UTILITY DISTRICT | <input type="checkbox"/> EMERGENCY MANAGEMENT | <input type="checkbox"/> INDUSTRIAL DEV BOARD |
| <input type="checkbox"/> CITY STREET DEPT. | <input type="checkbox"/> POLICE DEPARTMENT | <input type="checkbox"/> CHARTER COMM. |
| <input type="checkbox"/> TRAFFIC ENG. - ST. DEPT. | <input type="checkbox"/> SHERIFF'S DEPARTMENT | <input type="checkbox"/> Other... |
| <input type="checkbox"/> COUNTY HIGHWAY DEPT. | <input type="checkbox"/> CITY BUILDING DEPT. | |
| <input type="checkbox"/> CEMC | <input type="checkbox"/> COUNTY BUILDING DEPT. | |
| <input type="checkbox"/> DEPT. OF ELECTRICITY (CDE) | <input type="checkbox"/> SCHOOL SYSTEM OPERATIONS | |
| | <input type="checkbox"/> FT. CAMPBELL | |

1. CITY ENGINEER/UTILITY DISTRICT: Comments received from department and they had no concerns.

**2. STREET DEPARTMENT/
COUNTY HIGHWAY DEPARTMENT:** Comments received from department and they had no concerns.

3. DRAINAGE COMMENTS: No Comment(s) Received

4. CDE/CEMC: No Comment(s) Received

5. FIRE DEPT/EMERGENCY MGT.: No Comment(s) Received

6. POLICE DEPT/SHERIFF'S OFFICE: No Comment(s) Received

**7. CITY BUILDING DEPARTMENT/
COUNTY BUILDING DEPARTMENT:** No Comment(s) Received

8. SCHOOL SYSTEM: No Comment(s) Received

ELEMENTARY:

MIDDLE SCHOOL:

HIGH SCHOOL:

9. FT. CAMPBELL: No Comment(s) Received

10. OTHER COMMENTS:

CLARKSVILLE-MONTGOMERY COUNTY REGIONAL PLANNING
STAFF REVIEW - ZONING

PLANNING STAFF'S STUDY AND RECOMMENDATION

**IMPACT OF PROPOSED USE ON
SURROUNDING DEVELOPMENT:**

INFRASTRUCTURE:

WATER SOURCE:

SEWER SOURCE:

STREET/ROAD ACCESSIBILITY:

DRAINAGE COMMENTS:

RESIDENTIAL DEVELOPMENT

APPLICANT'S ESTIMATES HISTORICAL ESTIMATES

LOTS/UNITS:

POPULATION:

APPLICABLE LAND USE PLAN

STAFF RECOMMENDATION: APPROVAL

1. The addition of the MXU-PUD option will allow the county commission to approve projects and have a sense of what the project brings to the community while allowing the developer a flexibility to bring high quality development.
- 2.
- 3.
- 4.
- 5.

CASE NUMBER: CZO 2 2021 **MEETING DATE** 11/23/2021

APPLICANT: Montgomery County Commission

PRESENT ZONING

PROPOSED ZONING

TAX PLAT #

PARCEL

GEN. LOCATION

PUBLIC COMMENTS

None received as of 4:30 P.M. on 11/22/2021 (A.L.)

**RESOLUTION AMENDING THE ZONING RESOLUTION OF MONTGOMERY COUNTY, TENNESSEE,
AS IT PERTAINS TO MIXED USE PLANNED UNIT DEVELOPMENTS**

WHEREAS, the Montgomery County Commission voted on October 11, 2021 to request the Regional Planning Commission Staff to study and return a resolution for consideration with regards to the use of Planned Unit Developments in the Urban Growth Boundary of Montgomery County; and

WHEREAS, the County Commission has been furnished with the Regional Planning Commission’s recommendation and resolution at their informal session of the commission on December 6, 2021; and

WHEREAS, the County Commission agrees that these changes are for the overall benefit of the residents and businesses of Montgomery County.

NOW, THEREFORE BE IT RESOLVED, by the Montgomery County Board of Commissioners assembled in regular session on the 13th day of December 2021, this legislative body updates and amends the zoning resolution of Montgomery County, Tennessee in the following manner:

Add the following new Chapter 5.8 into the Zoning Resolution:

5.8 STANDARDS AND PROCEDURES FOR MIXED USE PLANNED UNIT DEVELOPMENTS

5.8.1 MXU-PUD Description

The purpose of the Mixed-Use PUD (MXU-PUD) is to create pedestrian oriented neighborhoods by encouraging a variety of infill housing choices, with retail, office, restaurants, and public facilities or institutions, that are less automobile dependent. The MXU-PUD is intended to promote flexibility in design standards and diversification of complimentary land uses. This is accomplished by applying a professionally prepared development plan, and to promote the efficient use of land, facilitating a more economic arrangement of buildings, circulation systems, land uses, and utilities.

5.8.2 MXU-PUD Approval Process

1. **Pre-application conference:** The developer must schedule and attend a pre-application meeting with RPC staff and other reviewing agencies prior to formally applying. Pre-application meetings shall be scheduled with staff as needed. The purpose of the pre-application meeting is to prepare a development plan for public hearing with the RPC and appropriate elected body. This discussion shall concern, but not be limited to the following:
 - a. Site:
 - i. Location and Size of development
 - ii. Floodways and locations of structures
 - iii. Existing zoning
 - iv. Surrounding type of development, land use, and zoning
 - v. General topography and physiographic characteristics
 - b. Development:

- i. Density and/or mixture of uses
 - ii. Parking areas
 - iii. Open space
 - iv. Proposed landscaping or other treatments
 - v. Proposed access, street layout, and pedestrian circulation
 - c. Community facility consideration:
 - i. General statement of the effects of the proposed development on schools, fire, and police services, etc.
 - ii. Proximity and adequacy of utilities, major traffic arteries, etc.
 - d. Development phasing schedule: Estimated time span for construction of the proposed development including any phasing.
- 2. **Preliminary Application:** After the developer meets with RPC staff for the required pre-application conference, the Preliminary application may be made in the form of a zoning request per the requirements in Chapter 11 Section 4.
 - a. **Application Submittal:** A developer shall make an initial application for approval of an MXU-PUD by filing the required application and fourteen (14) copies or digital submission of the preliminary plan with the RPC by the deadline. The RPC shall forward one of these copies to the appropriate departments or entities, all of whom shall submit any recommendations in writing to the RPC prior to the initial hearing on the preliminary plan.
 - b. **Regional Planning Commission Action:** The RPC shall forward the plan to the elected body along with a written report recommending approval or disapproval of the plan and the proposed zoning amendment. The RPC recommendation shall refer, but not be limited to, the following conditions:
 - i. That the MXU-PUD is consistent with the comprehensive plan;
 - ii. That the property adjacent to the area included in the plan will not be adversely affected;
 - iii. That the plan is consistent with the intent and purpose of this section to promote public health, safety, morals, and general welfare;
 - iv. That there is a need for such development in the proposed location;
 - c. **County Commission Action:** Upon receipt of the written report prepared in accordance with Subparagraph II above, the County Commission shall consider the report, the preliminary MXU-PUD plan, and other such data as may be required. Prior to the enactment of any amendment to the zoning map, a required public hearing shall be held. The RPC report must be made available to the public at least three (3) days prior to the public hearing.

Within one-hundred (100) days after the public hearing, the County Commission shall either approve the plan and grant the necessary rezoning, or disapprove the plan. Failure of the County Commission to act within this time period shall be deemed to be a denial.

- d. No building permits may be issued and no final plat may be approved on land within the MXU-PUD district until the final MXU-PUD plan has been approved by the RPC.
- 3. **Final application:**
 - a. Within twenty four (24) months following the approval of the preliminary plan, the applicant shall file with the RPC a final plan containing in final form the information required. At its discretion and for good cause shown, the RPC may extend the time period for filing the final plan.
- 4. **Relationship to the Subdivision Regulations**
In any instance where land is to be subdivided or streets are to be dedicated, the following procedure will be utilized.

- a. **Preliminary Plat:** At the time application is made for approval of a final MXU-PUD Development Plan, application shall also be made for preliminary approval of a subdivision plan. Both the final MXU-PUD plan and preliminary plat will be considered by the RPC concurrently.
- b. **Final Plats:** final plats are permitted on any portion of an approved Development Plan.

5. Final Approval: Regional Planning Commission Action

Within the time period as specified within the requirements of TCA, the RPC shall either approve or disapprove the final MXU-PUD and preliminary subdivision plat.

The RPC may approve the final plan if it finds:

- a. The final plan is in substantial compliance with the preliminary plan; and
- b. That the final plan complies with all other standards for review which were not considered when the preliminary plan was approved.

In the event the RPC finds that conditions which supported approval of the preliminary plan have changed so as to raise reasonable question regarding the developer's ability to continue with the plan, it may withdraw its approval of the plan; a report of this action shall be sent immediately to the Governing Body along with a recommendation that the MXU-PUD district be changed back to the original zone classification.

In accordance with the schedule presented in the preliminary plan, the developer may elect to seek final approval of only a geographic section or sections of the land included within the total development.

6. Changes and Modifications:

- a. A final MXU-PUD, approved by the RPC, is the sole basis for granting minor modifications for site reviews or final plats for any portion of the final development plan.
- b. Major changes to the MXU-PUD, after it has been adopted by the Governing Body, shall be considered the same as a new application and shall be made in accordance with the procedures specified in this resolution.

Major modification may include but are not limited to the following:

- i. An increase in gross density of greater than 10%,
 - ii. Alteration of exterior boundaries, properties, or acreage,
 - iii. Significant adjustments to major roadway alignments, or
 - iv. Significant adjustments to the types and intensity of proposed uses.
- c. Minor changes in MXU-PUDs may be approved by the RPC Director provided that such changes:
 - i. Density changes less than +/- 10%,
 - ii. Minor adjustments to the boundaries of the use districts in an MXU-PUD,
 - iii. Minor shifts in location of buildings and parking, or
 - iv. Minor adjustments to alignments of major roadways and changes to local streets, utility easements, and public open spaces.

7. Filing of an approved Final Plan:

Upon approval of a final plan, the plan and all maps, covenants, and other portions thereof shall be filed with the following agencies:

- a. The County Register of Deeds,
- b. The Regional Planning Commission,

c. The County Building Official.

8. Failure to begin MXU-PUD development:

If no construction has begun or no use established in the MXU-PUD three (3) years from the date of approval of the final MXU-PUD plan, the RPC may require the landowner to appear before it and to present evidence substantiating that he has not abandoned the project and possesses the willingness and ability to continue its development. At its discretion and for good cause shown, the RPC may extend the time period for completing the MXU-PUD plan. In the event the RPC finds that conditions which supported approval of the MXU-PUD plan have changed so as to raise reasonable question regarding the developer's ability to continue with the plan, it may withdraw its approval of the plan; a report of this action shall be sent immediately to the City Council along with a recommendation that the MXU-PUD district be changed back to the original zone classification.

If site preparation commences and permits are secured within three (3) years then the vesting period shall be extended an additional two (2) years to commence construction from the date of the expiration of the (3) year period. Per TCA 13-3-413, developments with two (2) or more phases shall each have a separate vesting period as described in the development plan.

9. Enforcement of the development schedule:

The construction and provision of all common open spaces and public and recreation facilities which are shown on the final plan must proceed according to the approved phasing plan. From time to time the RPC shall compare the actual development accomplished with the approved schedule for development. If the RPC finds that the construction of dwelling units or other commercial structures is different than the approved final phasing plan, the RPC may take any of the following actions:

- a. Cease approval of any additional final plats.
- b. Instruct the City of Clarksville Building Official to discontinue issuance of building permits and/or certificates of occupancy.
- c. In any instance where the above actions are taken, the RPC shall gain assurance that the relationship between the construction of dwellings or other structures of a commercial nature and the provision of common open spaces and public and recreational facilities is brought into adequate balance prior to the continuance of construction.

5.8.3 MXU-PUD Submittal Requirements

1. Eligibility and Minimum Requirements

- a. **Consistency with The Comprehensive Plan:** No MXU-PUD shall be approved unless the final development plan is found to be consistent with goals and objectives of the long-range comprehensive plan.
- b. **Ownership:** No tract of land may receive final approval as a residential planned unit development without being under single ownership. Unless otherwise provided as a condition of approval, the developer of an approved planned unit development may divide and transfer parts of the development prior to completion. The transferee shall complete each part, and shall use and maintain it in strict conformance with the adopted final planned unit development plan.
- c. **Minimum Requirements**
Upgrades to infrastructure may be incurred at the developer's expense to provide adequate infrastructure and services to the MXU-PUD.

	MXU-PUD
Min acres	10 Acres UGB
Max acres	NA
Min density	3.5 dwelling units per gross acre
Max density	20 dwelling units per gross acre
Mixture of Uses	Maximum single use 80% of land area
Fire	Must be within 8-minute Fire Response Time. Statement with map required.
Transportation	Traffic Impact Study Required
Water and Sewer	Public Water and Sewer required. A statement from the utility provider that they can service the development.

2. General Provisions

a. Separation of Structures

- i. The proposed location of all structures shall not be detrimental to existing or prospective adjacent dwellings or to the existing or prospective development of surrounding neighborhoods.
- ii. There shall be a minimum distance between detached structures as follows
- iii. Ten (10) feet for the first two (2) stories.
- iv. Sixteen (16) feet for three (3) stories.
- v. Twenty-four (24) feet for four (4) stories.
- vi. Four (4) additional feet for each story above four (4) stories.
- vii. In no instance shall any one structure extend more than two hundred (200) feet in length without being separated by breezeway or open space break of at least sixteen (16) feet at the ground floor level.
- viii. For structures exceeding three (3) stories or thirty-five (35) feet in height, the RPC shall be consulted concerning the location and proper spacing for these units.
- ix. No more than twelve (12) single-family attached dwellings (townhouses) may be attached to one another. Each townhouse unit must be a minimum of sixteen (16) feet wide.

b. Height of Buildings:

- i. Any structure which exceeds thirty-five (35) feet or three (3) stories in height must be approved by the RPC.

c. Perimeter Treatments and Landscaping

- i. At the perimeter of any residential area, buildings shall generally be designed to harmonize in scale, setback, and mass with adjacent buildings outside the boundary of the MXU-PUD. The setbacks and heights of structures bordering the MXU-PUD shall be a guide for the setbacks of buildings at the perimeter.
- ii. The structures must be placed so that the privacy of the occupants of adjacent low-rise dwellings is not invaded by the location of high-rise structures.
- iii. If topographical or other barriers do not provide adequate privacy for existing residential uses adjacent to the MXU-PUD, the RPC may impose any of the following:
 - Structures located on the perimeter must be set back by a distance sufficient to protect the privacy and amenity of adjacent existing uses.
 - Structures located on the perimeter must be permanently screened in a manner which is sufficient to protect the privacy and amenity of adjacent existing uses.

- The rear lot of residential structures that front a state, arterial, or collector road must provide adequate screening from the roadway.
 - Structures on the perimeter must step down to no more than one story above adjacent structures.
- iv. The pattern of existing streets and pedestrian connections shall be continued from and to existing developments. Stubouts should be provided for future connectivity to adjacent developments. Stubouts must be provided on dedicated public roads only to allow for eventual through traffic.
- v. Landscaping shall be provided in accordance with Chapter 7 of this Resolution. Landscape buffering requirements along the perimeter of an MXU-PUD development shall be determined by the RPC staff. Buffering requirements shall be based upon the use(s) proposed along the perimeter of the MXU-PUD development and the adjacent zone district. The buffer yard matrix shall be used as a guide in this determination.

d. Uses

- i. The following uses are not permitted in an MXU-PUD:
- Adult Oriented Establishments
 - Automobile Parts Sales (With Outdoor Display)
 - Automobile Rentals
 - Automobile Repair Service, Major
 - Automobile Sales
 - Boat Dealers
 - Boat Repair and Service
 - Building Contractor Supply
 - Bus and Truck Service
 - Crematory
 - Farm / Garden Machinery and Equipment Sales and Repair
 - Heavy Equipment Sales
 - Kennel, Breeding
 - Kennel, Boarding
 - Manufactured Home Sales
 - Self-Storage/Mini
 - Tire Recapping
 - Tow-in-lots
 - Wrecker Services
 - Freight Transportation

e. Open Space.

- i. **Quantity of open space:**

Open Space Requirements

	MXU-PUD
Minimum Acres of Open Space	<10 Acre Site: 15% of Gross Acreage >10 Acre Site: 20% of Gross Acreage
Provision of active open space and amenities subject to the approval of the RPC	5% reduction*

In any instance where it can be established by the landowner that the percent open space requirement would preclude the development of a proposed MXU-PUD, this requirement may be varied by the RPC. However, any such variance granted must be for the express purpose of alleviating any hardship and any reduction actually granted must not go beyond that which is needed to alleviate the hardship.

- ii. **Quality and improvement of common open space**
 - a. Common open space must be for amenity or recreational purposes.
 - b. Existing natural areas worthy of preservation, may count towards up to half of the required open space and where possible shall include passive recreational amenities (trails, boardwalks, benches, gazebos, etc.).
 - c. Open space must be set aside according to the phasing plan so that it becomes available as dwelling units are occupied.
 - d. Certificates of Occupancy will be held until the open space is available according to the phasing plan.
- iii. **Maintenance of common open space:**
 - a. The developer shall choose one or a combination of the following methods of administering open space:
 - Public dedication to the City or County of the open space. This method is subject to formal acceptance by the subject Parks and Recreation Department and the appropriate elected body.
 - Establishment of an association or nonprofit corporation of all individuals or corporations owning property within the MXU-PUD to ensure the maintenance of all open space.
 - b. All privately owned open space shall continue to conform to its intended use through the inclusion in all deeds or appropriate restrictions. The deed restrictions shall run with the land.
 - c. If the developer elects to administer common open space through an association or nonprofit corporation, the organization shall conform to the following requirements:
 - d. The developer must establish the association or nonprofit corporation prior to the sale of any lots.
 - e. Membership in the association or nonprofit corporation shall be mandatory for all residential property owners within the MXU-PUD.
 - f. If the developer elects an association or nonprofit corporation as a method of administering common open space, the title to all residential property owners shall include an undivided fee simple estate in all open space.
 - g. A copy of the association documents or restrictive covenants shall be provided to the RPC prior to final approval.
- iv. **Streets, Access, and Pedestrian Circulation**
 - a. **Access:** Access to each dwelling unit shall be provided via a public right-of-way or a private vehicular or pedestrian way owned by the individual lot owner in fee simple or in common ownership with the other residents of the MXU-PUD. Private roads are to be allowed within the MXU-PUD if they meet the minimum subdivision regulation standards. Private roads shall not be permitted along the perimeter of the MXU-PUD unless approved by the RPC. Access and circulation shall adequately provide for fire-fighting and police equipment, furniture moving vans, fuel trucks, refuse collection, and deliveries. Multiple curb cuts are discouraged along state, collector, or arterial roads.
 - b. **Stubouts** must be located on publicly dedicated streets. Streets should continue the grid pattern of existing streets or provide stubouts for future connections.
 - c. **Pedestrian circulation:** There shall be constructed sidewalks or an equivalent paved internal pedestrian circulation system. All sidewalks shall meet American with Disabilities Act (ADA) requirements. The pedestrian circulation system shall be reasonably insulated from the vehicular street system in order to provide separation of pedestrian and vehicular movement. This shall include, when deemed necessary by the RPC,

pedestrian underpasses and overpasses in the vicinity of schools, playgrounds, local shopping areas, and another neighborhood uses which generate considerable pedestrian traffic.

v. **Off-Street Parking:**

a. Parking for residential uses shall be provided per the table below:

Residential Parking Table

Residential Uses	1 Bedroom	2 Bedroom	3 Bedroom	4 or more Bedrooms
Single-Family and Duplexes	2	2	2	3
Multi-family Units (Triplex, Quadplex, Attached Townhomes, and Apartment Buildings)	1.25	1.75	2	3

- Garage parking spaces (attached or detached) may be counted toward the overall parking rate for a project of 0.5 spaces per enclosed garage parking space.
 - Four (4) seats in the main auditorium of churches and other public buildings.
 - Parking spaces for parks, playgrounds, community buildings, or activities as required by the RPC according to the design of the PUD.
 - Leasing offices shall provide one space for every worker at the largest shift and an additional 10% of the required parking for guests and deliveries.
 - Parking for commercial and nonresidential uses shall be provided per the parking requirements in Chapter 6 of the Zoning Ordinance.
 - On-street parking adjacent to the use may count as 1:1 ratio for parking requirements
- b. Certain uses within an MXU-PUD may use the following parking discounts for use districts vertical or adjacent to each other:

Mixed Use Parking Discounts

	Residential	Lodging	Office	Retail	Institutional
Residential	0%	10%	30%	20%	30%
Lodging	10%	0%	40%	30%	20%
Office	30%	40%	0%	20%	40%
Retail	20%	30%	20%	0%	30%
Institutional	30%	20%	40%	30%	0%

vi. **Site Improvements**

a. **Utilities:**

- i. Underground utilities shall be a requirement in connection with an MXU-PUD. Whenever more than one dwelling unit is contained within a

building and ownership of the separate dwelling units will be in fee simple or in any ownership other than joint ownership, separate services such as water, power, and sanitary sewer shall be provided to each dwelling unit.

b. **Sanitary sewers:**

- i. Each MXU-PUD must be connected to a public sanitary sewer system.
- ii. All principal sanitary sewer lines shall be located within the street right-of-way or public easements.
- iii. Storm sewers: Storm drainage structures shall be constructed in accordance with standard plans and specifications furnished in the subdivision regulations.

c. **Fire hydrants:**

- i. County Emergency Management.

d. **Stormwater Regulations:**

- i. For County stormwater regulations refer to the County Building and Codes Department and the Highway Department.

vii. **Phasing:**

- a. Each phase within an MXU-PUD shall be planned with consideration of existing surroundings and available facilities and services so that it will not have an adverse impact on the MXU-PUD or its surroundings.
- b. Phasing shall be determined at the pre-application meeting between the developer and RPC Staff. The RPC may require the site to develop in specific phases if public facilities are not adequate to service the entire development initially.
- c. The phasing plan must consider the mixture of uses and allocation of open space and public facilities. Before the final phase of any MXU-PUD commences the proposed percentages of each land use district must be complete per the phasing plan.

C. **Preliminary plan requirements:**

The preliminary MXU-PUD development plan shall be submitted to the RPC for its review and recommendation to the appropriate elected body. The preliminary development plan shall contain a:

- A **Schematic Plan**, and
- A **Pattern Language** document which will inform the approving agencies and the general public.

The preliminary development plan shall be prepared by a qualified design team consisting of, a registered land surveyor, or civil engineer and one of the following: an architect, landscape architect, or urban planner.

a. **Schematic Layout Plan:**

- i. Gross Density (du/acre) Overall Plan
- ii. Title Bar: location, scale bar, north arrow, project title, name and address of landowner, name and address of MXU-PUD designers
- iii. Use Districts: commercial, residential, institutional, open spaces, mixed use, with the size and percentage of total acreage, gross density, and maximum building heights for each. Naming of use districts is subject to the development team.
- iv. Proposed points of access and stub roads
- v. Major Streets and Pedestrian Network
- vi. Major Structures, Open Spaces, and Parking
- vii. Surrounding type of development, land use and zoning
- viii. Perimeter Treatments (buffers, landscaping, setbacks, pedestrian and street connections, building heights and building step-downs)

- ix. Floodplains and topography
- x. Existing utilities and major easements
- xi. Property lines
- xii. Other information as required by the Planning Commission Staff.

b. Pattern Language Document:

- i. A pattern language document affords the developer an opportunity to express her or his intentions and to further elaborate on the plan. The pattern language statement may include any additional supportive information the developer was unable to communicate graphically and will become the basis for the final MXU-PUD development plan for RPC staff site review of any current and subsequent phases of development.
- ii. The document shall at a minimum contain the following:
 - a. **Summary**
 - General description of character and intent of MXU-PUD
 - Existing zoning
 - Statement of present ownership
 - Anticipated development schedule and phasing plan
 - Statement of responsibility for drainage, open space, and road maintenance (public and private)
 - b. **Use Districts**
 - Lot sizes Min/Max
 - Setbacks Min/Max (rear, side, front)
 - Land Use Tables
 - Parking Table
 - Percent Building Frontage on primary street (70% min), on secondary street (30%)
 - Gross density
 - c. **Building Typology for each use district**
 - Residential Examples: single-family, small lot, townhomes, cottage courts, courtyard apartments, triplex, quadplex or greater
 - Commercial Examples: Village Center, Town Center, Vertical Mixed Use, Town Square, Green Spaces, Institutions
 - Design Standards: Detailed design standards may also be including for each use district
 - d. **Structures: spacing, height, and location**
 - Structures shall provide building frontage along the primary street of not less than 70% with parking to the side or rear. Structures on corner lots must provide building frontage of not less than 30% along the side or secondary street(s).
 - Structure height shall be set by the Pattern Language Document and Parameter requirements. The proposed heights of structures shall be reviewed by the RPC in order to establish:
 - That proper fire protection is provided
 - That the location and spacing of the structures is adequate to provide proper light and air
 - That the privacy of the occupants of adjacent low rise structures is not invaded by the location of taller multi-story structures
 - e. **Perimeter and Transitions**
 - Building Heights
 - Buffers
 - Landscaping
 - Vehicular and Pedestrian Connections
 - f. **Streets and Pedestrian Network Typology Hierarchy:**
 - Scaled cross sections with overall ROW, travel lane, sidewalk, and planting strip widths.

- A street hierarchy table must be established to promote the efficient flow of traffic and pedestrians to various uses within and adjacent to the site. The following table is a guide for street design in the MXU-PUD. Other complete street typologies may be considered including "ITE: walkable Urban Thoroughfares" and "NACTO Urban Street Design Guide" upon approval by the streets department.

Complete Streets Typology - Example

	Collector	Sub-collector	Local Street	Alley
Average Daily Trips	750 or more	750 -1500	Less than 250	NA
Right-of-way	71-88 feet	48-72 feet	35 to 50 feet	20 feet
Auto Travel Lanes	Two or three 12 foot lanes	Two 10 foot lanes	Two 10 foot lanes	Two 9 foot lanes for two-way traffic, or one 10 foot lane for one-way traffic
Bicycle lanes	6' with on-street parking	4' lanes with no on-street parking or 6' with on-street parking	4' lanes with no on-street parking	None
On-street Parking	9'	8'	8'	NA
Curb and Gutter	6" full face (or rolled curb at intersections)	6" full face (or rolled curb at intersections)	6" full face	NA
Sidewalks	8' min	5' min	4' min	NA
Planting Strips	6' min	4' min	4' min	NA

Note: Table adapted from Massachusetts Smart Growth Toolkit, TND Model Ordinance

- **Collector.** This street provides access to commercial or mixed-use buildings, but it is also part of the [city/town]'s major street network. On-street parking, whether diagonal or parallel, helps to slow traffic. Additional parking is provided in lots to the side or rear of buildings
- **Sub-collector.** This street provides primary access to individual residential properties and connects streets of lower and higher function. Design speed is 25 mph.
- **Local Street.** This street provides primary access to individual residential properties. Traffic volumes are relatively low, with a design speed of 20 mph.
- **Alley.** These streets provide secondary access to residential properties where street frontages are narrow, where the street is designed with a narrow width to provide limited on-street parking, or where alley access development is desired to increase residential densities. Alleys may also provide delivery access or alternate parking access to commercial properties

D. **Final MXU-PUD Plan:** Upon approval of the City Council, the developer may then complete a final PUD plan for review by the RPC. The final PUD plan shall conform to the preliminary PUD plan and shall be sufficiently detailed to indicate fully the ultimate operation and appearance of the development, or portion thereof, and shall include, but not be limited to, all of the following:

Final MXU-PUD plan drawings at a scale no smaller than one inch equals 50 feet that includes:

- i. Anticipated finished topography of the area involved (contours at vertical intervals of not more than five (5) feet).
- ii. Circulation plan indicating the proposed movement of vehicles, goods, and pedestrians within the MXU-PUD and to and from existing thoroughfares. This shall specifically include:
 - iii. Specifications for proposed streets;
 - iv. A plan of any sidewalks or proposed pedestrian ways;
 - v. Any special engineering features and traffic regulation devices needed to facilitate or ensure the safety of the circulation pattern
- vi. Off-street parking and loading plan showing ground coverage of parking areas.
- vii. Areas proposed to be conveyed, dedicated, or reserved for parks, parkways, and other public or semipublic open space uses including any improvements which are to be deeded as part of any common use area
- viii. Information regarding the physical characteristics of the surrounding area and development within one hundred (100) feet.
- ix. Plot plan for each building site and common open space, showing the location of all buildings, structures, and improvements, and indicating the open spaces around buildings and structures.
- x. Plan for proposed utilities including sanitary sewers, storm sewers, gas lines, water lines, and electric lines and showing proposed connections to existing utility systems.
- xi. Plan showing the use, height, bulk, and location of all buildings and other structures. Any drawings used to meet this requirement need not be the result of final architectural decisions and need not be in detail.
- xii. Generalized land use map and a tabulation of land area to be devoted to various uses and activities.
- xiii. Tabulation of proposed densities to be allocated to various parts of the area to be developed. This tabulation is to be both in numbers of dwelling units and in projected population.
- xiv. Plan which indicates location, function, and ownership of all open spaces, except those open spaces included in fee simple lots.
- xv. Drafts of all proposed covenants and grants of easement (particularly those pertaining to common open space).

Duly passed and approved this 13th day of December 2021.

Sponsor _____

Commissioner _____

Approved _____

County Mayor

Attested: _____

County Clerk

Date of Public Hearing: December 6, 2021

RESOLUTION TO APPROPRIATE FUNDING FOR THE PURCHASE OF TWO WIND SCULPTURES IN AN AMOUNT NOT TO EXCEED TEN THOUSAND DOLLARS (\$10,000) USING FUNDING FROM BOND PROCEEDS DEDICATED FOR SUCH PURCHASE

WHEREAS, the Montgomery County Commission approved committing 1% (one percent) of the 2017, 2018 and 2019 bond issues for the purchase of public art; and

WHEREAS, it has been approved by the Public Art Ad Hoc Committee to provide funding in an amount not to exceed ten thousand dollars (\$10,000) for the purchase of two wind garden sculptures; and

WHEREAS, this funding will pay for one thirteen foot and one ten foot Gemini and Double Helix Horizontal wind sculpture; and

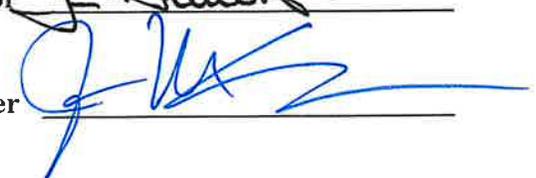
WHEREAS, the wind sculptures would be placed at a location to be determined by the Public Art Ad Hoc Committee; and

WHEREAS , if approved , the remaining balance in the designated account would be \$69,863.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery County Board of Commissioners assembled in Regular Session on this 13th day of December 2021 that the aforementioned funds in the amount not to exceed ten thousand dollars (\$10,000) be approved to pay for the purchase of two wind garden sculptures.

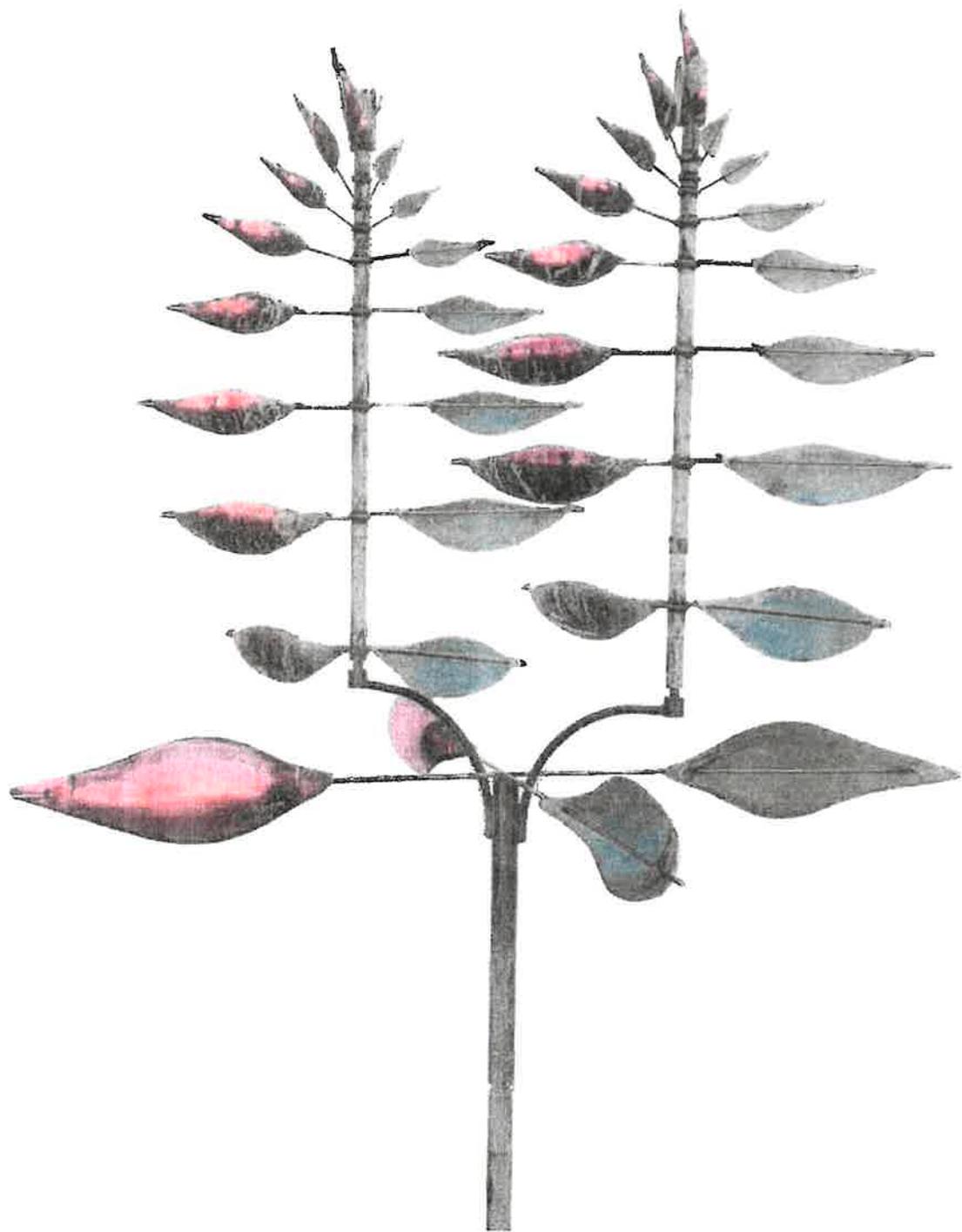
Duly passed and approved this 13th day of December 2021.

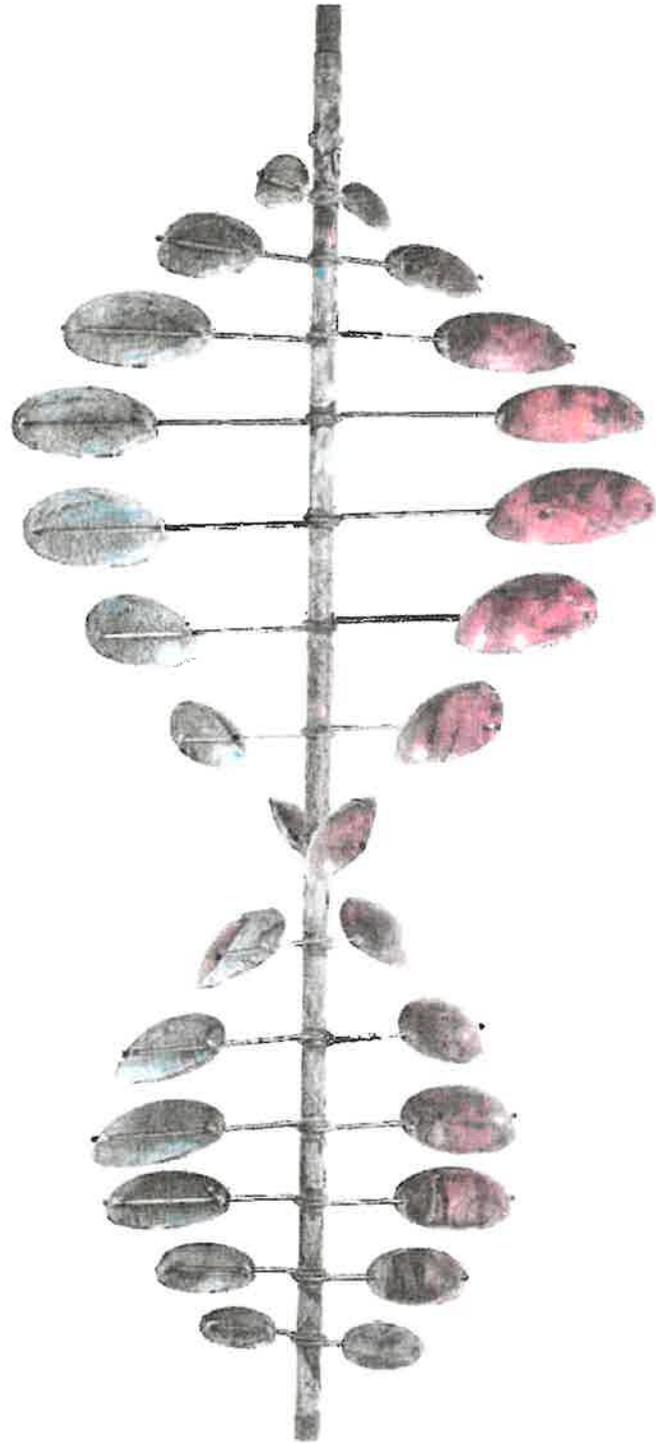
Sponsor 

Commissioner 

Approved _____
County Mayor

Attested _____
County Clerk





GROVEWOOD GALLERY

AT GROVEWOOD VILLAGE

111 Grovewood Rd, Asheville, NC 28804
828.253.7651 | sales@grovewood.com
grovewood.com

Lyman Whitaker Wind Sculpture Pricing



Agave

Large	\$1700	6' 4"h x 2' 1"w
X-Large	\$2200	7' 5"h x 3' 4"w

Bean Pole

One Size	\$1500	9' 8"h x 1' 4"w
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Counterpoint

One Size	\$1950	7' 3"h x 2' 11"w
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Desert Flame

One Size	\$1100	6' 4"h x 1' 5"w
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Desert Lily

Large	\$1000	6' 6"h x 1' 10"w
X-Large	\$1650	9' 4"h x 2' 8"w

Desert Palm

One Size	\$1600	7' 6"h x 2' 7"w
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Double Dancer

Small	\$950	5' 0"h x 1' 7"w
Large	\$1800	7' 8"h x 2' 1"w
X-Large	\$2700	10' 6"h x 3' 2"w
Sub-Huge	\$3500	14' 1"h x 4' 1"w
Huge	\$5000	16' 1"h x 5' 1"w

Double Helix Horizontal

Small	\$650	5' 0"h x 1' 8"w
Medium	\$950	6' 7"h x 2' 2"w
Large	\$1200	7' 8"h x 2' 2"w
X-Large	\$1900	10' 0"h x 3' 1"w
Sub-Huge	\$2900	13' 5"h x 4' 1"w
Huge	\$4500	16' 10"h x 5' 2"w
X-Huge	\$9000	21' 4"h x 6' 7"w

Double Helix Sail

Medium	\$950	6' 7"h x 2' 2"w
Large	\$1200	7' 8"h x 2' 5"w
X-Large	\$1900	10' 0"h x 3' 4"w
Sub-Huge	\$2900	13' 5"h x 4' 2"w
Huge	\$4500	16' 10"h x 5' 10"w

Double Helix Vertical

Small	\$650	5' 0"h x 1' 6"w
Medium	\$950	6' 7"h x 1' 11"w
Large	\$1200	7' 8"h x 2' 3"w
X-Large	\$1900	10' 0"h x 2' 11"w
Sub-Huge	\$2900	13' 5"h x 3' 10"w
Huge	\$4500	16' 10"h x 5' 1"w
X-Huge	\$9000	21' 4"h x 5' 10"w

Double Spinner

Large	\$1800	7' 2"h x 2' 7"w
X-Large	\$2500	9' 3"h x 3' 9"w
Sub-Huge	\$4000	11' 7"h x 4' 8"w
Huge	\$7500	16' 1"h x 6' 0"w
X-Huge	\$14000	19' 2"h x 7' 4"w
Gyro-Max	\$26000	24' 11"h x 9' 6"w

Eclipse

Large	\$850	6' 2"h x 1' 8"w
X-Large	\$1300	9' 0"h x 2' 6"w

Elements

Air	\$400	6' 10"h x 2' 6"w
Earth	\$500	6' 0"h x 2' 5"w
Fire	\$500	5' 2"h x 2' 2"w
Water	\$500	5' 2"h x 2' 6"w

Elements of the Universe

One Size	\$3200	11' 4"h x 4' 7"w
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Fleur-de-Lis

One Size	\$1600	5' 9"h x 2' 7"w
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Garden of Ginger

One Size	\$4500	11' 5"h x 3' 9"w
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Gemini

One Size	\$3800	10' 5"h x 4' 1"w
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Guardian Angel

One Size	\$850	5' 5"h x 2' 2"w
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Lotus

Large	\$1300	3' 5"h x 2' 2"w
X-Large	\$1850	5' 5"h x 3' 2"w

Prices are subject to change without notice; prices shown do not include packing, shipping or insurance fees. All works depicted herein are copyrighted by Whitaker Studio | Lyman Whitaker Sculptor

RESOLUTION TO AMEND THE PUBLIC SAFETY COMPLEX BUDGET FOR FISCAL YEAR 2022

WHEREAS, the Sheriff’s Office’s “Impound Lot” operational expenditures are included in the Public Safety Complex Budget, and this budget has incurred a cost of \$9,850.00 to repair security fencing from a third party motor vehicle accident; and

WHEREAS, the Sheriff’s Office received revenue of \$9,850.00 from the third party insurance company; and

WHEREAS, it is necessary that insurance funds recovered for the repair of the impound lot security fence be appropriated to maintain the Public Safety Complex operational budget.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery County Board of Commissioners, assembled in regular business session on this 13th day of December, 2021, that \$9,850.00 of revenue from insurance recovery be appropriated and that the Director of Accounts and Budgets amend the following accounts accordingly:

Revenue		
101-51800-00000-51-49700-P0030	Insurance Recovery	\$ (9,850.00)
Expense		
101-51800-00000-51-53350-P0029	Maintenance and Repairs Building	\$ 9,850.00
	Total Cost	\$ -0-

Duly passed and approved this 13th day of December 2021.

Sponsor  _____
 Commissioner  _____
 Approved  _____
County Mayor

Attested _____
County Clerk

**RESOLUTION TO AMEND THE BUDGETS
OF VARIOUS FUNDS FOR FISCAL YEAR 2022
IN CERTAIN AREAS OF REVENUES AND EXPENDITURES**

WHEREAS, the Director of Accounts and Budgets has performed continuing reviews of the status of funding needs and the receipts of revenues anticipated in support of the various budgets; and

WHEREAS, the County Commission desires to appropriate funding to these expenditure accounts from various sources including revenues, designated fund balances, and/or other sources within the funds in which those accounts operate.

NOW THEREFORE BE IT RESOLVED, by the Montgomery County Board of Commissioners, assembled in regular business session this 13th day of December 2021, that the budgets for various funds for FY22 be amended as to revenues and expenditures, according to the attached Account Schedule 1.

Duly passed and approved this 13th day of December 2021.

Sponsor 
Commissioner 
Approved _____
County Mayor

Attested _____
County Clerk

Montgomery County Government
Schedule 1
General Fund Budget

<i>2021-2022 Budget as of 11/12/2021</i>	<i>Proposed Increase (Decrease)</i>	<i>2021-2022 Amended Budget</i>
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ESTIMATED REVENUES

Local Taxes

40110 CURRENT PROPERTY TAX	61,132,000	-	61,132,000
40120 TRUSTEE'S COLLECTIONS -	1,000,000	-	1,000,000
40125 TRUSTEE COLLECTIONS - BA	30,000	-	30,000
40130 CIRCUIT/CHANCERY COLLECT	500,000	-	500,000
40140 INTEREST & PENALTY	300,000	-	300,000
40161 PMTS IN LIEU OF TAXES -	763	-	763
40162 PMTS IN LIEU OF TAXES -U	1,415,000	-	1,415,000
40163 PMTS IN LIEU OF TAXES -	838,065	-	838,065
40220 HOTEL/MOTEL TAX	1,600,000	-	1,600,000
40250 LITIGATION TAX - GENERAL	410,000	-	410,000
40260 LITIGATION TAX-SPECIAL P	80,000	-	80,000
40270 BUSINESS TAX	1,400,000	-	1,400,000
40320 BANK EXCISE TAX	200,000	-	200,000
40330 WHOLESALE BEER TAX	350,000	-	350,000
40350 INTERSTATE TELECOMMUNICA	20,000	-	20,000
Total Local Taxes	69,275,828	-	69,275,828

Licenses & Permits

41120 ANIMAL REGISTRATION	185,000	-	185,000
41130 ANIMAL VACCINATION	6,000	-	6,000
41140 CABLE TV FRANCHISE	275,000	-	275,000
41520 BUILDING PERMITS	1,000,000	-	1,000,000
41540 PLUMBING PERMITS	20,000	-	20,000
41590 OTHER PERMITS	375,000	-	375,000
Total Licenses & Permits	1,861,000	-	1,861,000

Fines, Forfeitures & Penalties

42110 FINES	14,000	-	14,000
42120 OFFICERS COSTS	22,000	-	22,000
42141 DRUG COURT FEES	1,600	-	1,600
42142 VETERANS TREATMENT COURT	1,800	-	1,800
42190 DATA ENTRY FEES - CIRCUIT	9,000	-	9,000
42191 COURTROOM SECURITY - CIR	7,500	-	7,500
42192 CIRCUIT COURT VICTIMS AS	3,525	-	3,525
42310 FINES	135,000	-	135,000
42311 FINES - LITTERING	250	-	250
42320 OFFICERS COSTS	225,000	-	225,000
42330 GAME & FISH FINES	500	-	500
42341 DRUG COURT FEES	20,000	-	20,000
42342 VETERANS TREATMENT COURT	14,250	-	14,250
42350 JAIL FEES GENERAL SESSIO	200,000	-	200,000
42380 DUI TREATMENT FINES	20,000	-	20,000
42390 DATA ENTRY FEE-GENERAL S	63,000	-	63,000
42392 GEN SESSIONS VICTIM ASSE	50,000	-	50,000
42410 FINES	1,700	-	1,700
42420 OFFICERS COSTS	15,000	-	15,000
42450 JAIL FEES	63,000	-	63,000
42490 DATA ENTRY FEE-JUVENILE	10,250	-	10,250
42520 OFFICERS COSTS	35,000	-	35,000
42530 DATA ENTRY FEE -CHANCERY	5,000	-	5,000
42610 FINES	1,000	-	1,000
42641 DRUG COURT FEES	30,000	-	30,000
42910 PROCEEDS-CONFISCATED PROPERTY	3,000	-	3,000
42990 OTHER FINES/FORFEITS/PEN	18,300	-	18,300
Total Fines, Forfeitures & Penalties	969,675	-	969,675

Charges for Current Services

43120 PATIENT CHARGES	6,900,000	-	6,900,000
43140 ZONING STUDIES	4,500	-	4,500

43190 OTHER GENERAL SERVICE CH	55,000	-	55,000	
43340 RECREATION FEES	17,000	-	17,000	
43350 COPY FEES	9,200	-	9,200	
43365 ARCHIVE & RECORD MANAGEM	475,500	-	475,500	
43366 GREENBELT LATE APPLICATI	-	-	-	
43370 TELEPHONE COMMISSIONS	237,000	-	237,000	
43380 VENDING MACHINE COLLECTI	85,000	-	85,000	
43392 DATA PROCESSING FEES -RE	80,000	-	80,000	
43393 PROBATION FEES	27,000	-	27,000	
43394 DATA PROCESSING FEES - S	30,000	-	30,000	
43395 SEXUAL OFFENDER FEE - SH	18,000	-	18,000	
43396 DATA PROCESSING FEE-COUN	30,000	-	30,000	
43990 OTHER CHARGES FOR SERVIC	4,200	-	4,200	
Total Charges for Current Services	7,972,400	-	7,972,400	
Other Local Revenues				
44110 INTEREST EARNED	2,000,000	-	2,000,000	
44120 LEASE/RENTALS	594,458	-	594,458	
44140 SALE OF MAPS	3,000	-	3,000	
44145 SALE OF RECYCLED MATERIA	-	-	-	
44170 MISCELLANEOUS REFUNDS	341,804	-	341,804	
44530 SALE OF EQUIPMENT	5,000	-	5,000	
44990 OTHER LOCAL REVENUES	481,355	-	481,355	
Total Other Local Revenues	3,425,617	-	3,425,617	
Fees Received from County Officials				
45510 COUNTY CLERK	2,100,000	-	2,100,000	
45520 CIRCUIT COURT CLERK	680,000	-	680,000	
45540 GENERAL SESSIONS COURT C	1,700,000	-	1,700,000	
45550 CLERK & MASTER	425,000	-	425,000	
45560 JUVENILE COURT CLERK	200,000	-	200,000	
45580 REGISTER	1,000,000	-	1,000,000	
45590 SHERIFF	70,000	-	70,000	
45610 TRUSTEE	4,000,000	-	4,000,000	
Total Fees Received from County Officials	10,175,000	-	10,175,000	
State of Tennessee				
46110 JUVENILE SERVICES PROGRA	580,011	-	580,011	
101-54240-00000-54-46110-05253	87,000	5,000.00	92,000	<i>Child Advocacy Grant</i>
46190 OTHER GENERAL GOVERNMENT GRANT	-	-	-	
46210 LAW ENFORCEMENT TRAINING	65,400	-	65,400	
46390 OTHER HEALTH & WELFARE G	130,000	-	130,000	
46430 LITTER PROGRAM	-	-	-	
46810 FLOOD CONTROL	500	-	500	
46830 BEER TAX	17,500	-	17,500	
46835 VEHICLE CERTIFICATE OF T	27,000	-	27,000	
46840 ALCOHOLIC BEVERAGE TAX	250,000	-	250,000	
46851 STATE REVENUE SHARING -	1,828,069	-	1,828,069	
46852 REVENUE SHARING-TELECOM	200,000	-	200,000	
46880 BOARD OF JURORS	-	-	-	
46890 PRISONER TRANSPORTATION	15,000	-	15,000	
46915 CONTRACTED PRISONER BOAR	1,160,000	-	1,160,000	
46960 REGISTRAR'S SALARY SUPPL	15,164	-	15,164	
46980 OTHER STATE GRANTS	3,459,402	-	3,459,402	
46990 OTHER STATE REVENUES	35,000	-	35,000	
Total State of Tennessee	7,870,046	5,000.00	7,875,046	
Federal Revenues				
47235 HOMELAND SECURITY GRANTS	203,827	-	203,827	
47590 OTHER FEDERAL THROUGH STATE	126,035	-	126,035	
47700 ASSET FORFEITURE FUNDS	292,000	-	292,000	
47990 OTHER DIRECT FEDERAL REV	2,000	-	2,000	
Total Federal Revenues	623,862	-	623,862	
Other Governments & Citizen Groups				
48110 PRISONER BOARD	-	-	-	
48130 CONTRIBUTIONS	262,973	50,900.00	313,873	<i>Parks Christmas Activities and Trees</i>
48140 CONTRACTED SERVICES	264,000	-	264,000	
48610 DONATIONS	4,110	-	4,110	
Total Other Governments & Citizen Groups	531,083	50,900.00	581,983	

Non-Revenue Source

49800 OPERATING TRANSFERS

130,534 - 130,534

Total Non-Revenue Source

130,534 - 130,534

TOTAL GENERAL FUND REVENUES

102,835,045 55,900.00 102,890,945

Montgomery County Government
Schedule 1
General Fund Budget

	2021-2022 Budget as of 11/12/2021	Proposed Increase (Decrease)	2021-2022 Amended Budget	
51100 COUNTY COMMISSION	437,141	-	437,141	
51210 BOARD OF EQUALIZATION	8,344	-	8,344	
51220 BEER BOARD	5,020	-	5,020	
51240 OTHER BOARDS & COMMITTEE	5,168	-	5,168	
51300 COUNTY MAYOR	635,276	-	635,276	
51310 HUMAN RESOURCES	916,435	-	916,435	
101-51310-00000-51-51030	-	62,700	62,700	Assistants (Moving funds from Other Salaries & Wages line
101-51310-00000-51-51680	-	26,840	26,840	Part-Time Personnel
101-51310-00000-51-51890	137,996	(62,700)	75,296	Other Salaries & Wages-Moving to Assistants' line
101-51310-00000-51-52010	26,282	1,477	27,759	Social Security
101-51310-00000-51-52120	6,148	346	6,494	Employer Medicare
51400 COUNTY ATTORNEY	261,737	-	261,737	
51500 ELECTION COMMISSION	699,080	-	699,080	
51600 REGISTER OF DEEDS	610,228	-	610,228	
51720 PLANNING	436,949	-	436,949	
51730 BUILDING	606,049	-	606,049	
51750 CODES COMPLIANCE	1,314,922	-	1,314,922	
101-51750-00000-51-53120	5,000	8,000	13,000	Contracts-Private Agencies (Demolition)
51760 GEOGRAPHICAL INFO SYSTEM	400,019	-	400,019	
51800 COUNTY BUILDINGS	447,107	-	447,107	
51810 FACILITIES	3,323,335	-	3,323,335	
101-51810-00000-51-53350	55,775	45,000	203,775	Maint. & Repairs-Building-Fire Sys. @ Health Dept; Repair Doors @ ACAC
101-51810-00000-51-57070	1,500	20,000	21,500	Trustee Renovation
51900 OTHER GENERAL ADMINISTRATION	1,731,497	-	1,731,497	
101-51900-00000-51-51890-P0004	-	39,445	39,445	Other Salaries & Wages-Mktg. & Social Media Pos.salary left out of budget
51910 ARCHIVES	389,196	-	389,196	
52100 ACCOUNTS & BUDGETS	871,097	-	871,097	
52200 PURCHASING	400,004	-	400,004	
101-52200-00000-52-57110	-	400	400	Furniture left out of the 2022 Budget
52300 PROPERTY ASSESSOR'S OFFICE	1,981,324	-	1,981,324	
101-52300-00000-52-57090	2,510	900	3,410	Data Processing Equipment (Scanner)
52400 COUNTY TRUSTEES OFFICE	899,598	-	899,598	
52500 COUNTY CLERK'S OFFICE	3,164,992	-	3,164,992	
52600 INFORMATION SYSTEMS	3,196,751	-	3,196,751	
101-52600-00000-52-53170	1,491,952	25,000	1,516,952	Adult Probation Software
101-52600-00000-52-53990	32,000	5,500	37,500	Cabling for Trustee Renovation
101-52600-00000-52-57900	55,000	7,000	62,000	Other Equipment (PSC Data Center HVAC Repl; bid come in over what was budgeted)
52900 OTHER FINANCE	61,300	-	61,300	
53100 CIRCUIT COURT	4,006,387	-	4,006,387	
53300 GENERAL SESSIONS COURT	673,822	-	673,822	
53330 DRUG COURT	73,809	-	73,809	
53400 CHANCERY COURT	796,511	-	796,511	
53500 JUVENILE COURT	1,481,002	-	1,481,002	
53600 DISTRICT ATTORNEY GENERAL	84,750	-	84,750	
53610 OFFICE OF PUBLIC DEFENDER	7,313	-	7,313	
53700 JUDICIAL COMMISSIONERS	295,884	-	295,884	
53800 VETERANS' TREATMENT COURT	469,610	-	469,610	
53900 OTHER ADMINISTRATION/ JU	527,442	-	527,442	
53910 ADULT PROBATION SERVICES	1,240,167	-	1,240,167	
54110 SHERIFF'S DEPARTMENT	15,675,133	-	15,675,133	
54120 SPECIAL PATROLS	3,675,710	-	3,675,710	
54150 DRUG ENFORCEMENT	70,000	-	70,000	
54160 SEXUAL OFFENDER REGISTRY	14,000	-	14,000	
54210 JAIL	16,695,436	-	16,695,436	
101-54210-00000-54-53350	28,430	30,000	58,430	Maint. & Repairs-Building
54220 WORKHOUSE	2,068,699	-	2,068,699	
54230 COMMUNITY CORRECTIONS	632,108	-	632,108	
54240 JUVENILE SERVICES	312,074	-	312,074	
54310 FIRE PREVENTION & CONTROL	650,430	-	650,430	
54410 EMERGENCY MANAGEMENT	633,978	-	633,978	
54490 OTHER EMERGENCY MANAGEMENT	129,477	-	129,477	
54610 COUNTY CORONER / MED EXA	368,000	-	368,000	
55110 HEALTH DEPARTMENT	276,068	-	276,068	

55120 RABIES & ANIMAL CONTROL	1,535,962	-	1,535,962	
101-55120-00000-55-53350	7,758	5,000	12,758	<i>Maint. & Repairs-Building</i>
55130 AMBULANCE SERVICE	13,826,328	-	13,826,328	
55190 OTHER LOCAL HLTH SRVCS	2,912,600	-	2,912,600	
55390 APPROPRIATION TO STATE	185,244	-	185,244	
55590 OTHER LOCAL WELFARE SERV	20,825	-	20,825	
55900 OTHER PUBLIC HEALTH & WE	25,000	-	25,000	
56500 LIBRARIES	2,214,246	-	2,214,246	
56700 PARKS & FAIR BOARDS	1,803,052	-	1,803,052	
101-56700-00000-56-53990	55,392	450	55,842	<i>Christmas purchases sponsored</i>
101-56700-00000-56-54990	64,320	50,450	114,770	<i>Christmas Trees</i>
101-56700-00000-56-57170	105,000	21,500	126,500	<i>Increase for Additional Mower and price increases</i>
56900 OTHER SOCIAL, CULTURAL &	9,688	-	9,688	
57100 AGRICULTURAL EXTENSION S	480,114	-	480,114	
57300 FOREST SERVICE	2,000	-	2,000	
57500 SOIL CONSERVATION	61,755	-	61,755	
57800 STORM WATER MANAGEMENT	-	-	-	
58110 TOURISM	942,000	-	942,000	
58120 INDUSTRIAL DEVELOPMENT	1,299,906	-	1,299,906	
58220 AIRPORT	431,740	-	431,740	
58300 VETERAN'S SERVICES	616,455	-	616,455	
58400 OTHER CHARGES	2,087,466	-	2,087,466	
58500 CONTRIBUTION TO OTHER AG	466,036	-	466,036	
58600 EMPLOYEE BENEFITS	680,600	-	680,600	
58900 MISC-CONT RESERVE	15,000	-	15,000	
64000 LITTER & TRASH COLLECTIO	159,583	-	159,583	
99100 OPERATING TRANSFERS	654,440	-	654,440	
	106,165,482	287,308	106,452,790	

RESOLUTION GIVING AUTHORIZATION TO MONTGOMERY COUNTY GOVERNMENT TO RECOVER LOST REVENUES DUE TO THE COVID-19 PANDEMIC FROM THE AMERICAN RESCUE PLAN ACT (ARPA)

WHEREAS, on March 1, 2021, the American Rescue Plan Act (ARPA) was signed into law by the President. Section 9901 of ARPA amended Title VI of the Social Security Act to add section 602, which established the Coronavirus State Fiscal Recovery Fund, and section 603, which established the Coronavirus Local Fiscal Recovery Fund; and

WHEREAS, “pursuant to Section 602 (c)(1) and 603 (c)(1) of the Act, a recipient’s reduction in revenue is measured relative to the revenue collected in the most recent full fiscal year prior to the emergency;” and

WHEREAS, using the worksheet provided by County Technical Assistance Service of the University of Tennessee (CTAS), it was determined that lost revenues for Montgomery County in the calendar year 2020 totaled \$2,874,113; and

WHEREAS, Montgomery County has been notified of ARPA funding in the amount of \$40,594,440, payable in two tranches; and

WHEREAS, Montgomery County is in receipt of the first tranche in the amount of \$20,297,220.

NOW, THEREFORE BE IT RESOLVED by the Montgomery County Board of Commissioners meeting in regular session on this 13th day of December 2021 that Montgomery County accept funds in the amount of two million eight hundred seventy-four thousand one hundred thirteen dollars (\$2,874,113) that will go towards lost revenues under the American Rescue Plan Act.

Duly passed and approved this 13th day of December 2021.

Sponsor  _____

Commissioner  _____

Approved _____

Attested _____
County Clerk

RESOLUTION AMENDING THE BUDGET OF THE CLARKSVILLE-MONTGOMERY COUNTY TOURISM COMMISSION FOR THE RECLASSIFICATION OF THE CURRENT MANAGER OF HISTORIC COLLINSVILLE POSITION TO BE MADE THE MUSEUM DIRECTOR OF HISTORIC COLLINSVILLE AND WEAKLEY HOUSE MUSEUM POSITION

WHEREAS, the Clarksville-Montgomery County Economic Development Council (EDC) is responsible for oversight of the Clarksville-Montgomery County Tourist Commission budget; and

WHEREAS, during the Fiscal Year 2021-2022, the Weakley homestead and all of the personal property passed to the possession of Montgomery County; and

WHEREAS, the increase of the Weakley Home and the historical antiques and artifacts add responsibility and expertise to the work required to maintain and interpret the property for the good of the citizens of Montgomery County; 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 cost of reclassifying the Manager position to a Museum Director position would increase EDC Support Services of five thousand eight hundred and forty dollars (\$5,840).

NOW THEREFORE, BE IT RESOLVED by the Montgomery County Board of Commissioners assembled in regular session on this 13th day of December 2021, that the Clarksville-Montgomery County Tourist Commission's Fiscal Year 2021-2022 budget is hereby amended in the amount of five thousand eight hundred forty dollars (\$5,840) for the purpose of reclassifying the current Manager position services that are provided by the Clarksville-Montgomery County Economic Development Council to a Museum Director.

Duly passed and approved this 13th day of December 2021.

Sponsor



Commissioner



Approved

County Mayor

Attested

County Clerk

AMENDMENT TO RESOLUTION 21-7-5 AUTHORIZING THE INDUSTRIAL DEVELOPMENT BOARD OF THE COUNTY OF MONTGOMERY TO RETAIN CERTAIN IDENTIFIED FUNDS FOR THE PURPOSE OF DEVELOPING AN ACCESS ROAD TO THE PROPOSED EAST INDUSTRIAL PARK

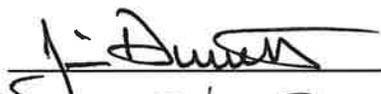
WHEREAS, the Board of County Commissioners authorized the IDB to retain net proceeds from the sale of the 42 acre Shinhung site that were to be distributable to the County for the purpose of right-of-way acquisition, design and construction, and related infrastructure to provide access to the IDB/EDC's East Industrial Park (Resolution 21-7-5); and

WHEREAS, the IDB has determined that those proceeds are in excess of what is required to provide access to the East Industrial Park; and

WHEREAS, funds are required to design and provide initial engineering for a structured parking garage in the vicinity of Commerce and 1st Streets.

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners assembled in regular session on this 13th day of December 2021, that the appropriate officers of the IDB Board be authorized and directed to use any of the aforementioned net proceeds for the additional purpose of design and construction of a structured parking garage in the vicinity of 1st and Commerce Streets.

Duly passed and approved this 13th day of December 2021.

Sponsor: 
Commissioner: 
Approved: 
County Mayor

Attest: _____
County Clerk

**RESOLUTION AMENDING THE BUDGET OF THE
MONTGOMERY COUNTY CLERK’S OFFICE REQUESTING ADDITIONAL
FUNDING FOR THE DISTRIBUTION OF LICENSE PLATES AS MANDATED BY
THE TENNESSEE DEPARTMENT OF REVENUE**

WHEREAS, the Montgomery County Clerk’s Office is responsible for the issuance of registrations to qualifying citizens of Montgomery County; and

WHEREAS, the Department of Revenue is the governing authority for the state of Tennessee motor vehicle registrations; and

WHEREAS, the Department of Revenue received budget approval by the state legislature to replace all license plates for the standard classes 1000, and 1001, Hearing Impaired class 1012, and Personalized class 2000; and

WHEREAS, the replacement of these plates will require additional personnel to inventory, prepare, and issue approximately 87,000 new license plates for all class plates being replaced; and

WHEREAS, the County Clerk’s Office is requesting amendments to the budget for additional funding in the Part-Time Personnel, Social Security, and Employer Medicare lines as well as additional funding for Postage, Data Processing Supplies, Office Supplies, Other Supplies & Materials and Data Processing Equipment totaling one hundred forty-one thousand four hundred five dollars (\$141,405); and

WHEREAS, mailing these plates to county residents who pay by mail will generate additional revenues of five dollars per plate with approximate revenues of one hundred thousand dollars (\$100,000) that will help offset the additional funding; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Montgomery County Board of Commissioners assembled in Regular Business Session on this the 13th day of December 2021, that the 2021-22 budget for the Montgomery County Clerk’s Office be amended in the amount of one hundred forty-one thousand four hundred five dollars (\$141,405) and additional revenues in the amount of one hundred thousand dollars (\$100,000) to the appropriate line items as follows:

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
101-52500-00000-52-44170	Miscellaneous Refunds	(\$ 100,000.00)

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
101-52500-00000-52-51690	Part-Time Personnel	\$ 41,510.00
101-52500-00000-52-52010	Social Security	\$ 2,575.00
101-52500-00000-52-52120	Employee Medicare	\$ 605.00
101-52500-00000-52-53480	Postal Charges	\$ 86,000.00
101-52500-00000-52-54110	Data Processing Supplies	\$ 250.00
101-52500-00000-52-54350	Office Supplies	\$ 100.00
101-52500-00000-52-54990	Other Supplies & Materials	\$ 5,550.00
101-52500-00000-52-57090	Data Processing Equipment	\$ 4,815.00
		\$ 141,405.00

Duly passed and approved this 13th day of December, 2021.

Sponsor Shelie A. Jackson

Commissioner Jan Klee

Approved _____
County Mayor

Attested _____
County Clerk

**RESOLUTION OF THE MONTGOMERY COUNTY BOARD OF COMMISSIONERS
TO REQUEST AMENDMENT OF GENERAL LAW OR THE ENACTMENT OF A
PRIVATE ACT ALLOWING FOR MONTGOMERY COUNTY TENNESSEE TO HAVE
THE POWERS OF Title 57, CHAPTERS 3 AND 4 OF THE TENNESSEE CODE TO
AUTHORIZE LIQUOR BY THE DRINK AND RETAIL SALES OF LIQUOR IN THE
UNINCORPORATED AREA OF MONTGOMERY COUNTY AS IS AUTHORIZED IN
THE INCORPORATED AREAS OF MONTGOMERY COUNTY**

WHEREAS, the citizens of Montgomery County deserve efficient, economical, and responsive local government possible to allow for the controlled development of business and commerce; and

WHEREAS, The Montgomery County Commission is interested in Tennessee Legislation that would allow Montgomery County to provide for the legal sale of liquor, wine, liquor by the drink and retail sales as currently allowed within the incorporated areas of Montgomery County; and

WHEREAS, Montgomery County has received several requests from business owners to allow for sale of liquor by the drink in the unincorporated areas of Montgomery County. In order to be in compliance with state law, the private act should include package sales as well. The unincorporated area of Montgomery County has seen significant commercial growth over the past 10 years; however, this has limited some of the growth for business that desire to serve liquor by the drink; and

WHEREAS, Commercial and retail growth is limited by the lack of any legislation that allows for any alcohol sales, except beer within the unincorporated area of the County coating the county tax revenues that would be substantial; and

WHEREAS, the general law of Tennessee provides pursuant to Title 57, Chapters 3 and 4 of the Tennessee code for the sale of liquor and wine by the drink and for the retail package sale of liquor and wine in the incorporated areas of Montgomery County and the county's largest and only municipality, the City of Clarksville, Tennessee has adopted the same and authorized the same; and

WHEREAS, the citizens of the totality of Montgomery County would be benefited by the adoption of the same rights, duties, and privileges for the unincorporated remainder of the county to allow for the sale of liquor and wine by the drink and for the retail package sale of liquor and wine outside the sole municipality; and

WHEREAS, the unincorporated area has seen significant commercial growth over the past 10 years but denied certain growth by this distinction and disparate circumstance and allowable taxing for the same would benefit the county and its citizens; and

WHEREAS, it is clear that the unincorporated area is experiencing substantial residential growth and demand for commercial and retail growth that such legislation is needed; and

WHEREAS, the Legislature is so informed of the Montgomery County Commission request by the passage of this Resolution a Private Act should be passed that would allow for the legal sale of liquor and wine by the drink and for the retail package sale of liquor and wine as may be authorized and allowed to incorporated municipalities under Title 57, Chapters 3 and 4 of the Tennessee code.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery County Board of Commissioners assembled in regular session on this 13th day of December 2021 that:

SECTION 1. That an amendment or exception to General Law be enacted or a Private Act be enacted that allows for MONTGOMREY COUNTY TENNESSEE to have all powers duties and authority to enact and authorize liquor by the drink and retail package sales of liquor and wine as allowed by Title 57, chapters 3 and 4 of the Tennessee Code to incorporated municipalities within the remaining incorporated areas of Montgomery County Tennessee.

SECTION 2. The Privilege tax and any other tax herein levied shall be paid to and collected by the County Clerk of Montgomery County, who is authorized by the same to collect such privilege taxes. The County Clerk shall impose a fee of \$1.00 (One Dollar) to collect such privilege tax.

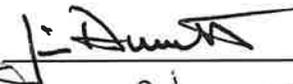
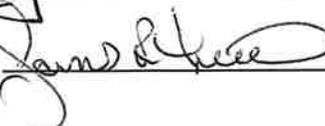
SECTION 3. Payment of the privilege tax and any other tax imposed hereunder shall be evidenced by a receipt, issued by the County Clerk, the original of which shall be kept by Payor.

SECTION 4. If any provision of this resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this resolution which can be given effect without the invalid provision or application, and to that end the provisions of this resolution are declared to be severable.

SECTION 5. This resolution shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of Montgomery County at two (2) consecutive regularly scheduled meetings.

SECTION 6. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon being approved by a two-thirds (2/3) vote of the county legislative body of Montgomery County at two (2) consecutive regularly scheduled meetings. For the purpose of collection of the tax herein levied, such collection shall begin on the first day of the month after 90 days following the month that this resolution is approved by the Montgomery County Commission.

Duly passed and approved this 13th day of December 2021.

Sponsor 
Commissioner 
Approved _____
County Mayor

Attested _____
County Clerk

RESOLUTION GIVING AUTHORIZATION TO MONTGOMERY COUNTY GOVERNMENT TO DISTRIBUTE PREMIUM PAY TO ARPA ELIGIBLE EMPLOYEES OF BI-COUNTY SOLID WASTE MANAGEMENT USING FUNDS FROM THE AMERICAN RESCUE PLAN ACT (ARPA)

WHEREAS, on March 1, 2021, the American Rescue Plan Act (ARPA) was signed into law by the President. Section 9901 of ARPA amended Title VI of the Social Security Act to add section 602, which established the Coronavirus State Fiscal Recovery Fund, and section 603, which established the Coronavirus Local Fiscal Recovery Fund; and

WHEREAS, a portion of Section 602 (c)(1) and 603 (c)(1) provides that funds may be used “to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers; and

WHEREAS, the Interim Final Rule states that premium pay is for “essential workers in critical infrastructure sectors who regularly perform in-person work, interact with others at work, or physically handle items handled by other;” and

WHEREAS, the Interim Final Rule also states that “the chief executive officer (city or county mayor) may designate other essential workers in critical sectors within the general guidelines listed;” and

WHEREAS, the Bi-County Solid Waste Management Board met on October 8th, 2021 and voted to request that Bi-County employees be considered for the premium pay as presented by Montgomery County Resolution 21-10-9; and

WHEREAS, the cost for Montgomery County to provide funding for premium pay to Bi-County Solid Waste Management would be an amount not to exceed one million one hundred thousand dollars (\$1,100,000).

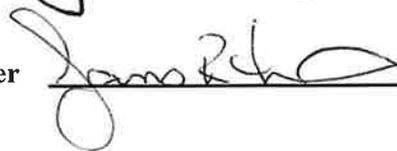
NOW, THEREFORE BE IT RESOLVED, by the Montgomery County Board of Commissioners meeting in regular session on this 13th day of December 2021, that an amount not to exceed one million one hundred thousand dollars (\$1,100,000) of the American Rescue Plan Act funds allocated to Montgomery County shall be contributed to Bi-County Solid Waste Management for premium pay for those employees in Bi-County Solid Waste Management deemed to be essential workers.

Duly passed and approved this 13th day of December 2021.

Sponsor



Commissioner



Approved _____

Attested _____

County Clerk



MONTGOMERY COUNTY
T E N N E S S E E
BI-COUNTY SOLID WASTE MANAGEMENT

November 8, 2021

Jim Durrett
Montgomery County Mayor
1 Millennium Plaza
Clarksville, TN 37040
mayordurrett@mcgtn.net

RE: Premium Pay Request for Essential Workers (Bi-County Solid Waste Employees)

Dear Mayor Durrett:

Per your email dated October 22, 2021, please accept this letter as a Formal Request for Bi-County Employees to be considered for the "Premium Pay" through Montgomery County Resolution 21-10-9- Resolution for Premium Pay to Employees from the American Rescue Plan Act.

This request is based on the fact that Bi-County Employees are Essential Workers due to being required by state law to provide solid waste disposal options to the general public, collect and process solid waste in order to protect the public health, safety and welfare, to prevent the spread of disease and prevent the creation of nuisances.

Also, Bi-County Employees are a key part to keep CGW sewage sludge processed so that back up of said sludge does not occur.

During this period, Bi-County kept all operations OPEN while the COVID-19 shut downs and reduced scheduling periods took place.

In fact Bi-County employees experienced a great deal of overtime during this period due to:

- 1) EXTREME HIGHER VOLUMES of waste being delivered to the Convenience Centers, Transfer Station and Landfill due to citizens being at home and cleaning out.
- 2) Covering shifts for employees who were out due to COVID Virus and Possible COVID exposures.

Had Bi-County not operated, (which this was not an option) Montgomery and Stewart Counties would have been in a very dire state of emergency with waste mounting at homes, and essential businesses.

Montgomery County HR provided a revised figure for Bi-County's Premium Pay out as \$1,082,113.80.

Bi-County would like to propose funding for the Premium Pay as follows:

90% - Montgomery County American Rescue Plan Act Funding (\$973,902.42)

10% - Stewart County American Rescue Plan Act Funding (\$108,211.38)

This funding plan is based on the Inter-Local Agreement established to found Bi-County Solid Waste. The Inter-Local Agreement states "The parties shall contribute when necessary to the capital outlay and the expenses of operation of the landfill site in the following percentages:

County of Montgomery – 90%

County of Stewart – 10%

The Bi-County Board unanimously approved this request to come before the Montgomery and Stewart County Commissions at a Special Called Meeting on November 8, 2021

Your thoughtful consideration of this request is greatly appreciated.

ALL Bi-County Employee's feel that they are Montgomery County Employees. Each employee served their counties during the COVID-19 Outbreak and continue to serve both Montgomery and Stewart Counties with great passion and dedication.

Sincerely,



Mark Neblett
Executive Director



James Lewis
Bi-County Board Chairman

RESOLUTION GIVING AUTHORIZATION TO MONTGOMERY COUNTY GOVERNMENT TO DISTRIBUTE PREMIUM PAY TO ARPA ELIGIBLE EMPLOYEES OF THE MONTGOMERY COUNTY COMMUNITY CORRECTIONS PROGRAM USING FUNDS FROM THE AMERICAN RESCUE PLAN ACT (ARPA)

WHEREAS, on March 1, 2021, the American Rescue Plan Act (ARPA) was signed into law by the President. Section 9901 of ARPA amended Title VI of the Social Security Act to add section 602, which established the Coronavirus State Fiscal Recovery Fund, and section 603, which established the Coronavirus Local Fiscal Recovery Fund; and

WHEREAS, a portion of Section 602 (c)(1) and 603 (c)(1) provides that funds may be used “to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers; and

WHEREAS, the Interim Final Rule states that premium pay is for “essential workers in critical infrastructure sectors who regularly perform in-person work, interact with others at work, or physically handle items handled by other;” and

WHEREAS, the Interim Final Rule also states that “the chief executive officer (city or county mayor) may designate other essential workers in critical sectors within the general guidelines listed;” and

WHEREAS, the Montgomery County Community Corrections Program has formally requested funding for premium pay for their employees; and

WHEREAS, the cost for Montgomery County to provide funding for premium pay to the Montgomery County Community Corrections Program would be an amount not to exceed one hundred eight thousand dollars (\$108,000); and

WHEREAS, this amount to be paid to the Montgomery County Health department was included in the amount that was appropriated through Resolution 21-10-9.

NOW, THEREFORE BE IT RESOLVED, by the Montgomery County Board of Commissioners meeting in regular session on this 13th day of December 2021, that funds from the American Rescue Plan Act funds allocated to Montgomery County shall be contributed to the Montgomery County Community Corrections Program for premium pay for those employees within this department deemed to be essential workers.

Duly passed and approved this 13th day of December 2021.

Sponsor 
Commissioner 
Approved _____

Attested _____
County Clerk

From: Christi Holt

Sent: Friday, October 22, 2021 1:42 PM

To: Jeffrey G Taylor <jgtaylor@mcgtn.net>; Michelle M. Lowe <mmlowe@mcgtn.net>

Subject: FW: Premium Pay Request

Jeff & Michelle,

I would like to make a formal request for Community Corrections to be considered for premium pay. Please let me know how to move forward.

Thanks,

Christi Holt, JD

Program Manager

Montgomery/Robertson County Community Corrections

Phone: 931-648-5776

Fax: 931-553-5156

RESOLUTION GIVING AUTHORIZATION TO MONTGOMERY COUNTY GOVERNMENT TO DISTRIBUTE PREMIUM PAY TO ARPA ELIGIBLE EMPLOYEES OF THE MONTGOMERY COUNTY HEALTH DEPARTMENT USING FUNDS FROM THE AMERICAN RESCUE PLAN ACT (ARPA)

WHEREAS, on March 1, 2021, the American Rescue Plan Act (ARPA) was signed into law by the President. Section 9901 of ARPA amended Title VI of the Social Security Act to add section 602, which established the Coronavirus State Fiscal Recovery Fund, and section 603, which established the Coronavirus Local Fiscal Recovery Fund; and

WHEREAS, a portion of Section 602 (c)(1) and 603 (c)(1) provides that funds may be used “to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers; and

WHEREAS, the Interim Final Rule states that premium pay is for “essential workers in critical infrastructure sectors who regularly perform in-person work, interact with others at work, or physically handle items handled by other;” and

WHEREAS, the Interim Final Rule also states that “the chief executive officer (city or county mayor) may designate other essential workers in critical sectors within the general guidelines listed;” and

WHEREAS, the Montgomery County Health Department has formally requested funding for premium pay for their employees; and

WHEREAS, the cost for Montgomery County to provide funding for premium pay to the Montgomery County Health Department and the Community Corrections Program would be an amount not to exceed four hundred fifteen thousand dollars (\$415,000); and

WHEREAS, this amount to be paid to the Montgomery County Health department was included in the amount that was appropriated through Resolution 21-10-9.

NOW, THEREFORE BE IT RESOLVED, by the Montgomery County Board of Commissioners meeting in regular session on this 13th day of December 2021, that funds from the American Rescue Plan Act funds allocated to Montgomery County shall be contributed to the Montgomery County Health Department for premium pay for those employees within this department deemed to be essential workers.

Duly passed and approved this 13th day of December 2021.

Sponsor

Commissioner

Approved

Attested

County Clerk

October 26, 2021

Honorable Mayor Durrett,

This is a request for all full-time Montgomery County employees at the Montgomery County Health Department to be included to receive ARPA Premium Pay.

The Montgomery County Health Department has a total of 67 employees. Out of the 67 employees, 42 are employed by Montgomery County, and the State of Tennessee employs the other 25. I understand that the ARPA Premium Pay is only for current county employees. So I wanted to provide some information on our 42 county employees.

For several decades, to reduce the cost burden on our local citizens and taxpayers, we have been able to secure grant funds that reimburse the cost of salaries and benefits for several of our county employees. Currently, 40 of the 42 county employees are paid out of county budget 55190 and the other 2 are paid out of budget 55110. Although their salaries and benefits come from different revenue sources, all 42 county employees applied using the Montgomery County website when hired. All 42 went through Montgomery County orientation on their first day, received the Montgomery County Employee Handbook, and signed an agreement to follow Montgomery county policies. In addition, all 42 county employees follow county benefits, county payroll, and each year all 42 employees get a W-2 tax return that says they are employed by Montgomery County. In addition to the Internal Revenue Services (IRS) recognizing them as Montgomery County Employees, if they ever part ways and file for unemployment, the U. S. Department of Labor also views them as employed by Montgomery County. When Montgomery County Human Resources recognizes county employees for their years of service and issues service awards, many of the 42 employees have already received 5, 10, 15, and 20-year awards. These folks are proud to work for and have Montgomery County as their employer and I'm proud to get to work alongside them.

I appreciate your consideration of this request

Respectfully,

A handwritten signature in black ink that reads "Joey Smith". The signature is written in a cursive, flowing style.

Joey Smith
Public Health County Director

cc: Kellie A. Jackson, County Clerk
Jeffrey G. Taylor, Director Accounts and Budgets
Montgomery County Budget Committee Members

**RESOLUTION INCREASING THE DOLLAR AMOUNT ABOVE WHICH QUOTES
MUST BE SOLICITED FOR AN EXPENDITURE OR SALE BY MONTGOMERY
COUNTY GOVERNMENT**

WHEREAS, the County Purchasing Law of 1957, T.C.A §5-14-101 et seq., is applicable to Montgomery County; and

WHEREAS, Montgomery County’s current purchasing policy requires that departments purchasing single items that exceed two hundred dollars (\$200) to obtain three quotes, whenever possible, and submitted in the vendor/sourcing notes; and

WHEREAS, the Montgomery County Purchasing Committee met on November 8, 2021 to discuss the current purchasing policy; and

WHEREAS, after discussion, the Budget Committee voted to amend the policy change that single item purchases be increased to one thousand dollars (\$1,000) where departments must obtain three quotes, whenever possible, and submitted in the vendor/sourcing notes.

NOW THEREFORE BE IT RESOLVED, by the Montgomery County Board of Commissioners meeting in regular session on this 13th day of December 2021 that the amount above which three quotes must be obtained be increased to one thousand dollars (\$1,000) for all county expenditures or purchases.

BE IT FURTHER RESOLVED that this resolution shall take effect on January 1, 2022, and that immediately after its passage and approval a copy of this resolution shall be mailed or otherwise delivered to each official within Montgomery County having responsibility for purchasing.

Duly passed and approved this 13th day of December 2021.

Sponsor  _____

Commissioner  _____

Approved _____

Attested _____
County Clerk

**RESOLUTION TO ADD CORRECTIONAL OFFICERS TO THE
MANDATORY RETIREMENT PROVISIONS ESTABLISHED PURSUANT
TO TENNESSEE CODE ANNOTATED SECTION 8-36-205**

WHEREAS, on the 12th day of June, 2017, pursuant to Tennessee Code Annotated, Section 8-36-205, the Montgomery County Commission passed a Prior Resolution (17-6-12) and elected to establish a mandatory retirement age of 60 for all its firefighters and police officers, and for all its employees who had been transferred from such a position to a supervisory or administrative position within the Political Subdivision's fire or police department, subject to the terms of Tennessee Code Annotated, Section 8-36-205, subject to the terms of the Prior Resolution; and

WHEREAS, in the same Prior Resolution, the Political Subdivision granted the supplemental bridge benefit to the employees subject to the mandatory retirement age requirement pursuant to Tennessee Code Annotated, Section 8-36-211, subject to the terms of the Prior Resolution; and

WHEREAS, in the same Prior Resolution, the Political Subdivision permitted Group 1 members who have creditable service in a Group 1 position covered by the mandatory retirement age requirement to retire on service retirement benefits at age fifty-five (55) with twenty-five (25) years of creditable service, pursuant to the additional conditions set forth in Tennessee Code Annotated, Section 8-36-201(a)(2) and the terms of the Prior Resolution; and

WHEREAS, Tennessee Code Annotated, Section 8-36-205 was amended and now provides that, in addition to its firefighters, police officers, and all its employees who had been transferred from such a position to a supervisory or administrative position within the Political Subdivision's fire or police department, a political subdivision may subject its correctional officers, as well as all its employees who have been transferred from such a position to a supervisory or administrative position within their respective agency, to the mandatory retirement age requirement.

NOW, THEREFORE, BE IT RESOLVED, pursuant to Tennessee Code Annotated, Section 8-36-205, as amended, the Governing Body of the above-named Political Subdivision hereby subjects all its correctional officers, as well as for all its employees who have been transferred from such a position to a supervisory or administrative position within the Political Subdivision's respective agency, to the mandatory retirement age requirement and other provisions established in the Prior Resolution, in the same manner and to the same degree as its employees as was set forth in the Political Subdivision's Prior Resolution; and

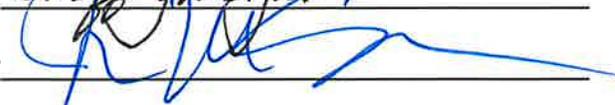
BE IT FURTHER RESOLVED, that the effective date of this Resolution shall be on January 1, 2022 with a transitional deferral date of July 1, 2023 for the enforcement of the mandatory retirement age requirement (which date cannot be later than the July 1 following twelve (12) months after the effective date of the resolution). Any such deferral period shall not apply to any other provisions of this Resolution, such provisions being effective on the effective date of this Resolution.

Duly passed and approved the 13th day of December, 2021

Sponsor



Commissioner



Approved



County Mayor

Attest



County Clerk

**RESOLUTION AUTHORIZING MONTGOMERY COUNTY TO JOIN THE
STATE OF TENNESSEE AND OTHER LOCAL GOVERNMENTS AS
PARTICIPANTS IN THE TENNESSEE STATE-SUBDIVISION OPIOID
ABATEMENT AGREEMENT AND APPROVING THE RELATED
SETTLEMENT AGREEMENTS**

WHEREAS, the opioid epidemic continues to impact communities in the United States, the State of Tennessee, and Montgomery County, Tennessee; and

WHEREAS, Montgomery County has suffered harm and will continue to suffer harm as a result of the opioid epidemic; and

WHEREAS, the State of Tennessee and some Tennessee local governments have filed lawsuits against opioid manufacturers, distributors, and retailers, including many federal lawsuits by Tennessee counties and cities that are pending in the litigation captioned in re: National Prescription Opiate Litigation, MDL No. 2804 (N.D. Ohio) (the MDL case is referred to as the “Opioid Litigation”); and

WHEREAS, certain pharmaceutical distributors and a manufacturer have proposed settlements that Montgomery County find acceptable and in the best interest of the community; and

WHEREAS, the Tennessee legislature enacted Public Chapter No. 491 during the 2021 Regular Session of the 112th Tennessee General Assembly and was signed into law by Governor Bill Lee on May 24, 2021, which addresses the allocation of funds from certain proposed opioid litigation settlements; and

WHEREAS, the State of Tennessee, non-litigating counties, and representatives of various local governments involved in the Opioid Litigation have proposed a unified plan for the allocation and use of certain prospective settlement and bankruptcy funds from opioid related litigation (“Settlement Funds”); and

WHEREAS, the Tennessee State-Subdivision Opioid Abatement Agreement (the “Tennessee Plan”), attached hereto as “Exhibit A,” sets forth a framework of a unified plan for the proposed allocation and use of the Settlement Funds; and

WHEREAS, participation in the settlements and Tennessee Plan by a large majority of Tennessee cities and counties will materially increase the amount of settlement funds that Tennessee will receive from pending proposed opioid settlements.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION OF MONTGOMERY COUNTY, TENNESSEE:

Section 1. That Montgomery County finds that participation in the Tennessee Plan is in the best interest of Montgomery County and its citizens because such a plan would ensure an effective structure for the commitment of Settlement Funds to abate and seek to resolve the opioid epidemic.

Section 2. That Montgomery County hereby expresses its support for a unified plan for the allocation and use of Settlement Funds as generally described in the Tennessee Plan.

Section 3. That the Montgomery County Mayor is hereby expressly authorized to execute the Tennessee Plan in substantially the form attached as Exhibit "A" and the County Mayor is hereby authorized to execute any formal agreements necessary to implement a unified plan for the allocation and use of Settlement Funds that is substantially consistent with the Tennessee Plan and this Resolution.

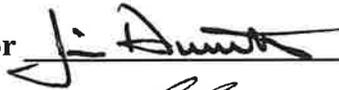
Section 4. That the Montgomery County Mayor is hereby expressly authorized to execute any formal agreement and related documents evidencing Montgomery County's agreement to the settlement of claims [and litigation] specifically related to AmerisourceBergen Corporation, Cardinal Health, Inc, McKesson Corporation, Janssen Pharmaceuticals, Inc, and Johnson & Johnson.

Section 5. That the Montgomery County Mayor is authorized to take such other action as necessary and appropriate to effectuate Montgomery County's participation in the Tennessee Plan and these settlements.

Section 6. This Resolution is effective upon adoption, the welfare of Montgomery County, Tennessee requiring it.

Duly passed and approved this 13th day of December 2021.

Sponsor



Commissioner



Approved

County Mayor

Attested:

County Clerk

EXHIBIT A

Tennessee State-Subdivision Opioid Abatement Agreement

I. Definitions

For all sections of this Agreement, the definitions for terms set out in this Section I apply. The Agreement also uses additional terms that are defined in the Distributor/J&J Settlements and other agreements. In such instances, which are clearly stated, those terms are defined by those agreements.

A. “2021 Legislation.” Public Chapter No. 491 passed during the 2021 Regular Session of the 112th Tennessee General Assembly and signed into law by Governor Bill Lee on May 24, 2021. For ease of reference purposes only, a copy of Public Chapter No. 491 is attached.

B. “Agreement.” This document, the Tennessee State-Subdivision Opioid Abatement Agreement, a “state-subdivision opioid abatement agreement” as defined in the 2021 Legislation, Section 5(7) and Section 13(6). This Agreement is also a “State-Subdivision Agreement” as defined in the Distributor/J&J Settlement Agreements and a “Statewide Abatement Agreement” as defined in the Purdue Pharma L.P. and Mallinckrodt PLC bankruptcy plans.

C. “Distributor/J&J Settlements.” The settlements consisting of the joint settlement agreement with distributors McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation and their subsidiaries and other related entities and the settlement agreement with manufacturer Johnson & Johnson, its Janssen subsidiaries and other subsidiaries and related entities. Both settlements qualify as Statewide Opioid Settlement Agreements.

D. “Joint Abatement Bankruptcy Plan.” A plan confirmed in federal bankruptcy court under Title 11 of the United States Code that resolves state and subdivision claims related to the manufacture, marketing, distribution, dispensing, or sale of opioids in a manner that allocates funds for abatement jointly to the state and its subdivisions. The plans in the Purdue Pharma L.P. and Mallinckrodt PLC bankruptcy cases are examples of Joint Abatement Bankruptcy Plans.

E. “Opioid Abatement Council.” The council created by the 2021 Legislation, Sections 3-9.

F. “Relevant Funds.” Funds that, pursuant to a Joint Abatement Bankruptcy Plan, are allocated to the State for the claims of the State and its Subdivisions and that must be dedicated to opioid abatement programs.

G. “State.” The State of Tennessee.

H. “State-Only Opioid Settlement Agreement.” A settlement agreement entered into by the State and one or more entities involved in activities related to the manufacture, marketing, distribution, dispensing, or sale of opioids in which there are not provisions for Subdivision joinder.

I. “State Opioid Judgment.” A judgment obtained by the State against one or more entities involved in activities related to the manufacture, marketing, distribution, dispensing, or sale of opioids.

J. “Statewide Opioid Settlement Agreement.” A settlement agreement entered into by the State and one or more entities involved in activities related to the manufacture, marketing, distribution, dispensing, or sale of opioids in which subdivision claims are addressed.

K. “Statutory Bar.” A law barring all subdivisions (not limited to counties and municipalities) in the state from maintaining released claims against released entities, either through a direct bar or through a grant of authority to release claims. The 2021 Legislation, Sections 10-19 establishes a grant of authority process for a statutory bar to be enacted for the entities addressed in the Distributor/J&J Settlements.

L. “Subdivision.” A Tennessee county or municipality.

M. “Subdivision-Only Opioid Settlement Agreement” A settlement agreement between one or more Subdivisions and one or more entities involved in activities related to the manufacture, marketing, distribution, dispensing, or sale of opioids that does not include the State as a party.

N. “Subdivision Opioid Judgment.” A judgment obtained by one or more Subdivisions against one or more entities involved in activities related to the manufacture, marketing, distribution, dispensing, or sale of opioids.

O. “Tennessee Opioid Abatement Fund.” The opioid abatement trust fund established by the 2021 Legislation, Sections 1-2.

II. Interaction of this Agreement with Settlements, Bankruptcy Plans and Legislation

This Agreement replaces certain default provisions in specified State Opioid Settlement Agreements and Joint Abatement Bankruptcy Plans. Certain default provisions are also replaced by the 2021 Legislation and consent judgments will be filed for State Opioid Settlement Agreements. Thus, there will be multiple sources of authority for the application of each settlement agreement or bankruptcy plan. While parts of the 2021 Legislation are described in this Agreement, such descriptions do not supersede the statutory language, which is controlling.

III. Allocation of Funds in the Distributor/J&J Settlements

The Distributor/J&J Settlements allow for payment and allocation default provisions to be replaced by state-subdivision agreements, by statute, and other means. As referenced below, the 2021 Legislation addressed some of the default provisions in these settlements. This Agreement makes a few additional changes to the default provisions. As described below, some default provisions remain in place.

A. Allocation among three sub-funds. The Distributor/J&J Settlements initially allocate the vast majority of settlement funds among three sub-funds for each state: the “State Fund,” the “Abatement Accounts Fund,” and the “Subdivision Fund.”¹ Subject to the terms of the specific settlement agreements and assuming full subdivision participation and maximum payments, allocation among the three Tennessee sub-funds shall remain the same as with the default provision: 15% to the State Fund, 70% to the Abatement Accounts Fund, and 15% to the Subdivision Fund.

B. Use of funds. The Distributor/J&J Settlements have provisions concerning the use of funds and those are controlling.² Generally they require that money from all three sub-funds be used for “Opioid Remediation” as that term is defined in those agreements. Such definitions include restitution for past abatement within the definition of remediation.

C. State Fund. The 15% State Fund shall be directed to the State’s general fund unless directed to the Tennessee Opioid Abatement Fund by future legislation.

D. Abatement Accounts Fund.

1. The 70% Abatement Accounts Fund shall be directed to the Tennessee Opioid Abatement Fund.

2. The 2021 Legislation fully replaces the default provisions for the Abatement Accounts Fund.³ Among the legislative provisions is the requirement that for the Distributor/J&J Settlements funds deposited into the Tennessee Opioid Abatement Fund, the Opioid Abatement Council shall disburse 35% of these proceeds to counties that join the settlements to be spent on opioid abatement and remediation pursuant to Subsections 6(q)-(s). 2021 Legislation Section 6(p).

3. The 2021 Legislation allows for a state-subdivision agreement to determine the metrics used in allocating certain funds among participating counties. 2021 Legislation, Section (6)(q). It is agreed that the allocation formula shall use data for fatal and non-fatal opioid overdoses, opioid sales measured by morphine milligram equivalents, and population. Details and agreed terms regarding the metrics, the updating of allocation percentages, and the initial allocation percentages for each county is set out in Exhibit A.

E. Subdivision Fund.

1. The 15% Subdivision Fund shall generally be directed to the Subdivisions participating in the Distributor/J&J Settlements pursuant to the default provisions of those agreements, including the allocation of funds for non-litigating municipalities with populations under 10,000 to their respective counties.

¹ “State Fund,” Abatement Accounts Fund,” and “Subdivision Fund” are all defined terms in the Distributor/J&J Settlement agreements. They are sub-funds of the settlements’ “Settlement Fund” into which the companies make base and incentive payments pursuant to the settlement agreements.

² Some examples are distributor agreement Subsections V.B.1-2 and J&J agreement Subsections VI.B. 1-2.

³ These are mainly found in distributor agreement Section V.E and J&J agreement Section VI.E.

2. The default provisions are adjusted for non-litigating municipalities in participating counties that both (1) have populations of 10,000 to 30,000 per the 2019 U.S. Census estimate and (2) have a Subdivision Fund allocation percentage less than 0.5%.⁴ The allocations for such municipalities shall be directed to their respective counties if the county is a participating subdivision. (If the county is not a participating subdivision, the funds are not redirected to the county.) The reallocation for such municipalities located in multiple counties will be divided among those counties pursuant to the data used in Exhibit G of the Distributor/J&J Settlements. These redirected funds to certain counties shall be spent on future opioid abatement and shall be subject to the same statutory requirements as the Abatement Accounts Fund money the county receives from the Tennessee Opioid Abatement Fund. These redirected funds to certain counties are in addition to the funds allocated to participating counties pursuant to 2021 Legislation Section 6(p) and should not be included in calculating or disbursing the 35% amount allocated to participating counties. Such redirected funds should also not be viewed as an additional recovery by the county for purposes of calculating any contingency fees agreements.

F. Attorneys' fees and costs. The Distributor/J&J Settlements have provisions for funds dedicated to or related to attorneys' fees, costs, and/or expenses. There are also funds for states without outside counsel, identified as "Additional Restitution Funds." Such funds shall be allocated pursuant to such agreements and are not addressed by this Agreement.

IV. Allocation of Funds for other Statewide Opioid Settlement Agreements

A. Application to future settlements. To the extent allowed by such agreement and subject to IV.B.2 of this Agreement, the provisions in Section III above shall replace default provisions in, and apply to, any future Statewide Opioid Settlement Agreement in which Tennessee counties and municipalities are able to join and receive benefits, either directly or indirectly, in exchange for a release of claims.⁵ Not all municipalities need to be eligible to join such a settlement for the provisions of this Section IV to apply. Indirect benefits include funds being allocated to counties and/or the Tennessee Opioid Abatement Fund.

B. Exceptions. The application of Section IV.A. is limited, as follows:

1. The directing of 35% of Abatement Funds to the counties pursuant to the 2021 Legislation Section 6(p) shall not apply to any Statewide Opioid Settlement Agreement that includes an incentive or other benefit for a Statutory Bar unless (a) Section 19 of the 2021 Legislation is amended to specifically allow a Statewide Opioid Settlement Agreement release for the settling entity or entities or (b) another statute that qualifies as a Statutory Bar for such settlement is enacted. Should such settlement become effective prior

⁴ For the avoidance of doubt, a non-litigating municipality with a population between 10,000 and 30,000 that has a Subdivision Fund allocation percentage of 0.5% or greater is not affected by this subsection and receives its direct allocation from the Subdivision Fund.

⁵ For the avoidance of doubt, the Section III provisions include the 15%/70%/15% allocation of settlement funds among the three sub-funds.

to the enactment of a Statutory Bar addressing claims against the settling entity or entities, 35% of the funds directed to the Tennessee Opioid Abatement Fund shall be withheld and not allocated until the earlier of (1) the enactment of such a Statutory Bar or (2) a full regular session of the Tennessee General Assembly has occurred.

2. Section IV.A shall not apply to any Statewide Opioid Settlement Agreement unless the application of this Agreement to such settlement is approved by a majority of (a) counties and (b) municipalities having a population over 30,000 after such settlement is negotiated and provided to such subdivisions. Whether there is majority approval shall be measured by population of the relevant subdivisions. Population figures shall be from the most recently published U.S. Census population figures (actual count or estimate) for a year for which data is available for both counties and municipalities.

3. Section IV.A shall not apply to any Statewide Opioid Settlement Agreement with Endo International plc. or its subsidiaries.

C. Statutory provisions. The language in this section does not address or control whether any default provisions in a Statewide Opioid Settlement Agreement are replaced by the 2021 Legislation or any other statutory provision if Section IV.A does not apply to such settlement.

V. Allocation of Funds for Opioid-Related Claims in Joint Abatement Bankruptcy Plans

A. Relevant Funds. Multiple opioid manufacturers have filed for bankruptcy in actions for which the State and many Subdivisions are creditors for opioid-related claims. These companies include Purdue and Mallinckrodt. It is anticipated that other entities involved in activities related to the manufacture, marketing, distribution, dispensing, or sale of opioids may also file for bankruptcy and that the State and one or more Subdivisions will pursue opioid-related claims in those actions. Funds allocated to the State and Subdivisions for such claims shall be disbursed pursuant to the confirmed bankruptcy plan for the relevant entity, including requirements for funds to be used for future abatement. It is anticipated that one or more of such plans shall include the allocation of Relevant Funds that must be dedicated to opioid abatement programs. All Relevant Funds shall be placed in the Tennessee Opioid Abatement Fund and allocated pursuant to Sections V.B. Relevant Funds do not include funds disbursed through bankruptcy plans that are not restricted to abatement or that are disbursed for claims that are unrelated to the opioid crisis.

B. Allocation of Relevant Funds. To the extent permissible under the subject bankruptcy plan, Relevant Funds from Joint Abatement Bankruptcy Plans shall be allocated in the same manner as the Abatement Account Funds from the Distributor/J&J Settlements are disbursed under Section III.D and the 2021 Legislation. Thus, the Opioid Abatement Council shall disburse 35% of the proceeds from such bankruptcy plans to the counties subject to 2021 Legislation

Subsections 6(q)-(s). All default provisions related to Relevant Funds in such bankruptcy plans are replaced by this Agreement.⁶

C. Exception. Section V shall not apply to any bankruptcy plan for Endo International plc. or its subsidiaries.

D. Statutory provisions. The language in this section does not address or control whether any default provisions in a Joint Abatement Bankruptcy Plan are replaced by the 2021 Legislation or any other statutory provision if Sections V.A-B do not apply to such bankruptcy plans.

VI. No Application to Other Funds

A. State-Only Opioid Settlement Agreements and State Opioid Judgments. The Attorney General may direct funds from a State-Only Opioid Settlement Agreement or a State Opioid Judgment to the Tennessee Opioid Abatement Fund. Subject to the terms of specific agreements and any conditions placed on the funds prior to their being placed in the Tennessee Opioid Abatement Fund, the funds shall be allocated by the Opioid Abatement Council pursuant to the 2021 Legislation. The allocation and other provisions in this Agreement that apply to certain Statewide Opioid Settlement Agreements and to certain funds from Joint Abatement Bankruptcy Plans do not apply to funds from State-Only Opioid Settlement Agreements or State Opioid Judgments.

B. Subdivision-Only Settlement Agreements and Subdivision Judgments. The allocation and other provisions in this Agreement that apply to certain Statewide Opioid Settlement Agreements and to certain funds from Joint Abatement Bankruptcy Plans do not apply to funds from Subdivision-Only Opioid Settlement Agreements or Subdivision Opioid Judgments.

VII. Adoption and Amendment of Agreement

A. Controlling Authority. For this Agreement to replace default provisions in the Distributor/J&J Settlements, it must be adopted by statute or approved by the State and a sufficient number of Subdivisions as set forth in Exhibit O of those settlements. For this Agreement to replace default provisions in the Purdue and other bankruptcy plans, it is anticipated that it will need to be approved by the State and a sufficient number of Subdivisions as set forth in the specific bankruptcy plans. There are similar requirements for amending state-subdivision agreements such as this Agreement. It is understood that the approval process and participation requirements set out in this Section VII meet the requirements of these settlement agreements and anticipated bankruptcy plans. For any settlement agreement or bankruptcy plan that allows for a state-subdivision agreement to determine the requirements for amendment of a state-subdivision

⁶ For example, the provisions related to the default “Government Participation Mechanism” in the Purdue bankruptcy plan are not applicable with the adoption of this Agreement (which incorporates the Opioid Abatement Council).

agreement, the approval process and participation requirements set out in this Section VII for an amended agreement shall control. Similarly, if this Agreement is adopted by statute, the approval process and participation requirements set out in this Section VII for an amended agreement shall control.

B. Adoption of Agreement. This Agreement is adopted if it is approved by the Attorney General, on behalf of the State, and either (1) Subdivisions whose aggregate "Population Percentages," determined as set forth below, total more than 60%, or (2) Subdivisions whose aggregate Population Percentages total more than 50%, provided that these Subdivisions also represent 15% or more of the counties, by number.

C. Population Percentage Calculation. Population Percentages shall be determined as follows: The Population Percentage of each county shall be deemed to be equal to (1) (a) 200% of the population of such county minus (b) the aggregate population of all Primary Municipalities located in such county, divided by (2) 200% of the state's population. A Primary Municipality means a municipality with a population of at least 25,000. The Population Percentage of each Primary Municipality shall be equal to its population divided by 200% of the state's population. (The result of these calculations is that every person is counted twice: everyone in a Primary Municipality is counted once for that municipality; everyone is counted at least once for their county; and those not in a Primary Municipality are counted a second time for their county.) Except as required by a specific settlement agreement or bankruptcy plan, the population figures for these calculations shall be the 2020 U.S. Census counts for the initial adoption of the Agreement and, for adoption of an amended agreement, the most recently published U.S. Census population figures (actual count or estimate) for a year for which data is available for both counties and municipalities.

D. Amendment of Agreement. This Agreement may be amended if that amended agreement is approved by the Attorney General, on behalf of the State, and either (1) Subdivisions whose aggregate Population Percentages, determined as set forth above, total more than 60%, or (2) Subdivisions whose aggregate Population Percentages total more than 50% provided that these Subdivisions also represent 15% or more of the counties, by number.

VIII. Effect of Agreement

Nothing in this Agreement is intended to abridge or enlarge the authority of the Attorney General, the State, or the subdivisions, except as expressly stated herein.

Exhibit A: County Allocation for Opioid Abatement Fund

Certain abatement funds are allocated by county pursuant to the 2021 Legislation and/or the provisions of this Agreement. The allocations shall be set consistent with the 2021 Legislation and as set forth below.

A. County Allocation Data. The following data shall be used in the county allocation calculations:

1. Fatal opioid overdose data collected by the Tennessee Department of Health. The aggregate figures for the most recent three years of available data shall be used when allocation calculations are performed.

2. Non-fatal opioid overdose data collected by the Tennessee Department of Health. The aggregate figures for the most recent three years of available data shall be used when allocation calculations are performed.

3. Opioid sales as measured by morphine milligram equivalents (“MME”). The aggregate figures for the most recent three years of available data shall be used when allocation calculations are performed.

4. County population. The 2020 U.S. Census counts will be used for the initial allocations. For future allocation calculations, the most recent population estimate or actual count data published by the U.S. Census shall be used.

B. Weighting of Data. In calculating the county allocation percentages, the data shall be weighted as follows:

1. Fatal opioid overdose data shall be weighted at 12.5%.
2. Non-fatal opioid overdose data shall be weighted at 12.5%.
3. Opioid sales as measured by MME shall be weighted at 25%.
4. Population shall be weighted at 50%.

C. Updating of Allocations. The county allocations shall be updated pursuant to statute. The 2021 Legislation requires updating every four years and addresses what happens if a data set used in the initial allocations is unavailable.

D. Allocation Process. The State shall make the initial data and allocable share calculations available to the counties to review for 30 days in order to identify and correct any mathematical or data entry errors. The Opioid Abatement Council will allow for similar review for future reallocations.

E. Holdback Share. It is recognized that, particularly for some very small counties, there could be limits on the ability of the data to capture the scope of the opioid crisis in the county. For example, a large segment of a county’s population may fill prescriptions in a neighboring county, resulting in MME data that dramatically underrepresents the level of opioids prescribed to the residents of the county. To address limited situations such as this, 2% of the abatement funds

allocated to counties shall be initially held back until the Opioid Abatement Council can consider county requests for adjustments to their allocation percentages due to such data issues. However, such requests will only be granted when there is a finding that the data limitations substantially affected the county's overall allocation. The Council may only adjust allocation percentages upwards through the use of the 2% holdback fund and may find that no adjustments are needed. Any portion of the 2% holdback fund not used to adjust county allocations pursuant to this process will be released to the counties pursuant to their allocations, including any adjusted allocation percentages.

F. Initial County Allocation Percentages.

[TABLE TO BE INSERTED ONCE UPDATED DATA AVAILABLE]

**RESOLUTION TO ADOPT A LEASE CONSISTENT WITH RESOLUTION 20-4-9
AUTHORIZING EXPANSION OF THE ON-SITE MEDICAL FACILITY**

WHEREAS, Montgomery County, in *Resolution 20-4-9* agreed to the On-Site Clinic and Facility to serve Montgomery County and Clarksville-Montgomery County School System employees; and

WHEREAS, the facility by that Resolution authorized the expansion of the square footage of that facility by 3,400 feet; and

WHEREAS, the Clarksville-Montgomery County School System has agreed on the funding for the renovation costs of the same; and

WHEREAS, the parties have prepared a Lease reflecting *Resolution 20-4-9* with specific terms for execution.

NOW, THEREFORE, BE IT RESOLVED by the Montgomery County Board of Commissioners assembled in regular business session on this 13th day of December 2021, that the County Mayor of Montgomery County, Tennessee, is hereby authorized to execute the attached Lease, Exhibit A, reflecting the renovation and expansion earlier approved by Montgomery County *Resolution 20-4-9*.

Duly passed and approved this 13th day of December 2021.

Sponsor _____
Commissioner _____
Approved _____
County Mayor

Attest _____
County Clerk

EXHIBIT A

LEASE AGREEMENT

This Lease Agreement is made between Montgomery County, Tennessee, herein called Lessor, and Clarksville-Montgomery County Employees Insurance Trust (CMCEIT), herein called Lessee.

WITNESSETH:

Whereas Lessee's Onsite Medical Clinic provides medical services to serve and meet the needs of both employees and dependents of Montgomery County and Clarksville-Montgomery County School System; and

Whereas Lessee's Onsite Medical Clinic currently utilizes and occupies the premises located at Lessor's Veterans Plaza, Suite 307, 350 Pageant Lane, Clarksville, Tennessee which has been found to be a good location for access for all employees; and

Whereas on April 13, 2020, the Montgomery County Board of Commissioners approved a resolution authorizing Lessee's Onsite Medical Clinic to utilize additional space owned by Lessor located at Veterans Plaza; and

Whereas the resolution allows the expansion and renovation of the facility, renovations of approximately \$750,000 to be funded by CMCEIT via grants and federal ESSER funds on the property owned by Montgomery County, Tennessee, and

Whereas the Parties desire to memorialize the term of the lease agreement and the renovation contribution for such premises.

In consideration of the mutual covenants contained in this Lease Agreement, the parties agree as follows:

- 1. Premises.** As set forth in the Montgomery County Board of Commissioners Resolution attached as Exhibit A hereto, in addition to occupying the premises located at Veterans Plaza, Suite 307, comprising approximately 3,400 square feet, Lessee's Medical Onsite Clinic will also occupy the premises located at Suite 308 Veterans Plaza comprising approximately 4,080 square feet, for a total occupied space of 7,480 square footage, hereinafter called "premises." The permitted use of the premises is as a medical clinic by Lessee.

2. **Term and Consideration.** The term of the lease is January 1, 2022 through December 31, 2031. The parties may extend the term of lease by mutual written consent. With respect to consideration, the parties recognize that Lessee is expending considerable monies for the improvement and renovation of such premises which will inure to the ultimate benefit of Lessor. While the project has not been bid yet, the estimated expense of said improvements is approximately \$750,000.00 and will be funded through BCBS wellness credit monies and ESSER 2.0 monies.
3. **Alterations.** As set forth in Exhibit A, Lessee is permitted to renovate and improve the premises to combine the additional square footage with the existing square footage available to Onsite Medical Clinic.
4. **Entire Agreement.** The foregoing constitutes the entire agreement between the parties and been made a part of this lease before the parties' execution hereof:

In Witness Whereof, the parties have entered into this Lease Agreement as of the date written below.

MONTGOMERY COUNTY, TENNESSEE

Date

By: _____
Jim Durrett

Title: _____
Mayor

CLARKSVILLE MONTGOMERY COUNTY
SCHOOL SYSTEM

Date

By: _____
Dr. Angela M. Huff

Title: _____
Interim Director of Schools

RESOLUTION GIVING AUTHORIZATION TO MONTGOMERY COUNTY GOVERNMENT TO DISTRIBUTE PREMIUM PAY TO ARPA ELIGIBLE EMPLOYEES OF THE MONTGOMERY COUNTY EMERGENCY COMMUNICATIONS DISTRICT (E911) USING FUNDS FROM THE AMERICAN RESCUE PLAN ACT (ARPA)

WHEREAS, on March 1, 2021, the American Rescue Plan Act (ARPA) was signed into law by the President. Section 9901 of ARPA amended Title VI of the Social Security Act to add section 602, which established the Coronavirus State Fiscal Recovery Fund, and section 603, which established the Coronavirus Local Fiscal Recovery Fund; and

WHEREAS, a portion of Section 602 (c)(1) and 603 (c)(1) provides that funds may be used “to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers; and

WHEREAS, the Interim Final Rule states that premium pay is for “essential workers in critical infrastructure sectors who regularly perform in-person work, interact with others at work, or physically handle items handled by other”; and

WHEREAS, the Interim Final Rule also states that “the chief executive officer (city or county mayor) may designate other essential workers in critical sectors within the general guidelines listed”; and

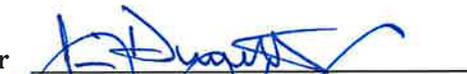
WHEREAS, the Montgomery County Emergency Communications District (E911) has formally requested funding for premium pay for their employees; and

WHEREAS, the cost for Montgomery County to provide funding for premium pay to the E911 would be an amount not to exceed three hundred fifty-one thousand five hundred seventy-seven dollars (\$351,577).

NOW, THEREFORE BE IT RESOLVED, by the Montgomery County Board of Commissioners meeting in regular session on this 13th day of December 2021, that funds from the American Rescue Plan Act funds allocated to Montgomery County shall be contributed to the Montgomery County Emergency Communications District for premium pay in an amount not to exceed three hundred fifty-one thousand five hundred seventy-seven dollars (\$351,577) for those employees within this department deemed to be essential workers.

Duly passed and approved this 13th day of December 2021.

Sponsor



Commissioner



Approved



County Mayor

Attested _____
County Clerk



Montgomery County Emergency Communications District

December 2, 2021

Mayor Jim Durrett
1 Millennium Plaza
Clarksville, TN 37040

Dear Mayor Durrett,

I am writing to request consideration to have employees of Montgomery County Emergency Communications District (911) be included to receive premium pay in the amount of \$307,187.00. At our last 911 Board meeting, held on November 18, 2021, Board members voted unanimously to support this request.

As public safety members, 911 personnel is needed to maintain the continuity of operations for essential critical infrastructure sectors and perform essential work during the COVID-19 public health emergency. The work duties performed by 911 personnel must be performed in person to maintain the ongoing operations and services that are essential to the health and well-being of the residents of Montgomery County.

On behalf of the 911 Board, thank you for your consideration.

Respectfully,

A handwritten signature in cursive script, appearing to read "Hope Petersen".

Hope Petersen
Director

COUNTY COMMISSION MINUTES FOR

NOVEMBER 8, 2021

SUBMITTED FOR APPROVAL DECEMBER 13, 2021

BE IT REMEMBERED that the Board of Commissioners of Montgomery County, Tennessee, met in regular session, on Monday, November 8, 2021, at 6:00 P.M. Present and presiding, the Hon. Jim Durrett, County Mayor (Chairman). Also present, Kyle Johnson, Chief of Staff, Teresa Cottrell, Chief Deputy Clerk, John Fuson, Sheriff, Tim Harvey, County Attorney, Jeff Taylor, Director of Accounts and Budgets, and the following Commissioners:

Jerry Allbert	David Harper	Larry Rocconi
Joshua Beal	Garland Johnson	Joe Smith
Loretta J. Bryant	Rashidah A. Leverett	Walker R. Woodruff
Brandon Butts	James R. Lewis	
Carmelle Chandler	Lisa L. Prichard	
Joe L. Creek	Chris Rasnic	
John M. Gannon	Rickey Ray	

PRESENT: 17

ABSENT: Randy Allbert, Charles Keene, Robert Sigler, and Tangi C. Smith (4)

When and where the following proceedings were had and entered of record,
to-wit:

Mayor Durrett presented a Proclamation to Jeff Burkhart in recognition of his induction into the State of Tennessee Building Industry Hall of Fame.

Mayor Durrett presented a Proclamation to Russell “Rusty” Evans, Jr. in recognition of his retirement after 44 years of service to the citizens of Montgomery County.

The following Zoning Resolutions were Adopted:

- CZ-28-2021** Resolution of the Montgomery County Board of Commissioners Amending the Zone Classification of the Property of Real Property Holdings, Inc.
- CZ-29-2021** Resolution of the Montgomery County Board of Commissioners Amending the Zone Classification of the Property of Ralph D. Bellamy
- CZ-30-2021** Resolution of the Montgomery County Board of Commissioners Amending the Zone Classification of the Property of Ary Kim
- CZ-27-2021** Resolution of the Montgomery County Board of Commissioners Amending the Zone Classification of the Property of William Griffy

The following Zoning Resolution Failed:

- CZ-25-2021** Resolution of the Montgomery County Board of Commissioners Amending the Zone Classification of the Property of Gayle Lockerman

The following Resolutions and Items were Adopted as part of the Consent Agenda:

- 21-11-2** Resolution of the Montgomery County Board of Commissioners Approving Amendments to the 2021-22 School Budget
- 21-11-3** Resolution to Sell Montgomery County’s Surplus Property and Delinquent Tax Property and Authorize Execution of an Interlocal Agreement with the City of Clarksville to Liquidate the Property in Favor of City Taxes Owed and/or Montgomery County Taxes Owed
- 21-11-4** Resolution to Accept Grant Funding for the Montgomery County Animal Care and Control from PETCO
- 21-11-5** Resolution of the County Commission of Montgomery County, Tennessee Authorizing the Execution of an Amendment to Purchase Agreement and Interlocal Agreement Relating to the Acquisition of a Site to be used for School Facilities

- 21-11-6 Resolution to Amend the Budgets of Various Funds for Fiscal Year 2022 in Certain Areas of Revenues and Expenditures
- 21-11-10 Resolution Amending the Budget of the Montgomery County Emergency Medical Service to Increase the Pay of Emergency Medical Service Personnel and to Transition to Operations Under 12 Hour Shifts
- Commission Minutes dated October 11, 2021
 - County Clerk's Report
 - County Mayor Nominations
 - Highway Department Road Reports – July 2021 through September 2021

The following Resolutions were Adopted:

- 21-11-1 Amended Resolution to Adopt a Redistricting Plan for Montgomery County, Tennessee (*Removed from the Consent Agenda*)
- 21-11-7 A Resolution to Request the General Assembly to Enact a Private Act Relative to Montgomery County General Sessions Court Judge's Compensation
- 21-11-8 Resolution to Authorize the Execution of a Purchase Sales Agreement and Lease to Purchase Property on Third Street and Hiter Street for Future Court Services Expansion
- 21-11-9 Resolution Authorizing Funding in an Amount Not to Exceed Seven Million Dollars (\$7,000,000) for Purchase of Properties Located on Third Street and Hiter Street

Resolution 21-11-11 was pulled from the Agenda.

Reports Filed:

1. Montgomery County Capital Projects Quarterly Report
2. Airport Quarterly Report
3. Building & Codes Monthly Reports
4. Driver Safety Reports – July, August, September 2021
5. Accounts & Budgets Monthly Reports

The Board was adjourned.

Submitted by:



Kellie A. Jackson, Clerk
Kellie A. Jackson
County Clerk

By: Jerusa Cottrell, CO.

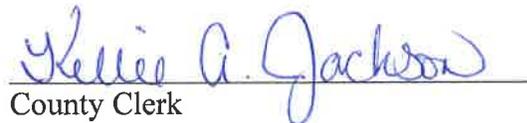
**County Clerk's Report
December 13, 2021**

Comes Kellie A. Jackson, County Clerk, Montgomery County, Tennessee, and presents the County Clerk's Report for the month of November 2021.

I hereby request that the persons named on the list of new applicants to the office of Notary Public be elected. The Oaths of the Deputy County Officials are approved as taken.

This report shall be spread upon the minutes of the Board of County Commissioners.

This the 13th day of December 2021.


County Clerk



OATHS OF DEPUTY COUNTY OFFICIALS

NAME	OFFICE	DATE
Alicia Harper	Deputy Assessor	11/18/2021
Darla Murphy	Deputy Assessor	11/18/2021
Maria Reyes	Deputy Assessor	11/18/2021
Thomas E. Wright, Jr.	Deputy Assessor	11/18/2021
Amber N. Choate	Deputy County Clerk	11/23/2021

MONTGOMERY COUNTY CLERK
 KELLIE A JACKSON COUNTY CLERK
 350 PAGEANT LANE SUITE 502
 CLARKSVILLE TN 37040
 Telephone 931-648-5711
 Fax 931-572-1104

Notaries to be elected December 13, 2021

NAME	HOME ADDRESS AND PHONE	BUSINESS ADDRESS AND PHONE
1. LOIS C ALEXANDER	529 BRIARWOOD DRIVE CLARKSVILLE TN 37040 931 338 2156	529 BRIARWOOD DRIVE CLARKSVILLE TN 37040 931 338 2156
2. CORTNEE SCOT BARLOW	155 OLD FARMERS ROAD CLARKSVILLE TN 37043	155 OLD FARMERS ROAD CLARKSVILLE TN 37043 931-561-5223
3. PAOLA ANDREA BAUGH	1235 HIGHGROVE LN CLARKSVILLE TN 37043 352 445 2588	2502 WILMA RUDOLPH BLVD CLARKSVILLE TN 37040
4. DESTINY BUFORD	2982 GIBBS LANE CLARKSVILLE TN 37040 760-596-8646	2502 WILMA RUDOLPH BLVD CLARKSVILLE TN 37040 931 553 2270
5. DESTINI BURNS	PO BOX 31417 CLARKSVILLE TN 37040 615 609 6697	2033 FT CAMPBELL BLVD CLARKSVILLE TN 37040
6. CHALONDA CHURCH	3251 TOWER DR APT A3 CLARKSVILLE TN 37042 615 955 1150	
7. ROMERO CLEMENTS	305 BECKLEA DR MADISON TN 37115 803 719 1409	114 FRANKLIN ST CLARKSVILLE TN 37040 931 647 8500
8. RACHEL LYNN COLLINS	3620 EARL RD CLARKSVILLE TN 37043 931 624 7792	
9. SHAWNNA C COMBES	6603 GREENVILLE RD MONTOMERY KY 42240 913 787 3122	250 ARROWOOD DR CLARKSVILLE TN 37042 931 245 4560
10. MICHELLE COMPERRY	455 MCADOO CREEK RD CLARKSVILLE TN 37043 931-358-0081	2317 RUDOLPH TOWN RD CLARKSVILLE TN 37043 931-647-9737
11. KENDRALEE CORREA	1028 MICHAELA CR CLARKSVILLE TN 37043 931-561-3112	412 FRANKLIN ST CLARKSVILLE TN 37040 931-919-5060
12. ANGELA RENEE' CORYELL	432 S 2ND ST CLARKSVILLE TN 37040 931-472-4722	310 N 1ST ST CLARKSVILLE TN 37040 931 503-1234
13. BRANDY D CREEL	127 KEITH DR CLARKSVILLE TN 37043 910-605-3197	345 23 AVE N NASHVILLE TN 37203 615-983-6000

MONTGOMERY COUNTY CLERK
 KELLIE A JACKSON COUNTY CLERK
 350 PAGEANT LANE SUITE 502
 CLARKSVILLE TN 37040
 Telephone 931-648-5711
 Fax 931-572-1104

Notaries to be elected December 13, 2021

NAME	HOME ADDRESS AND PHONE	BUSINESS ADDRESS AND PHONE
14. LORI CROSSLAND	1740 RIDGE RUNNER CT CLARKSVILLE TN 37042 818 903 6290	
15. LEAANN CUTHBERTSON	2419 SANDY DR CLARKSVILLE TN 37043 931 302 6283	660 PROVIDENCE BLVD STE 300 CLARKSVILLE TN 37042 931 919 2243
16. YOSOYLA C DELIS	320 SOTHERN DR CLARKSVILLE TN 37042 931-378-1994	320 SOUTHERN DR CLARKSVILLE TN 37042 9313781994
17. JESSICA DONALDSON	131 JACK MILLER BLVD UNIT B5 CLARKSVILLE TN 37042 805-975-5288	2050 LOWES DR CLARKSVILLE TN 37040 931-431-2240
18. BRITTIANY EDWARDS- JENKINS	1177 MEACHEM DR CLARKSVILLE TN 37042 910-635-8024	350 PAGEANT LANE CLARKSVILLE TN 37042 9316450649
19. ROCHELLE A ELSTON	1016 SILO DR CLARKSVILLE TN 37042 301-759-4239	650 JOEL DR FORT CAMPBELL KY 42223 2707988910
20. PAIGE E HAMPTON	325 LANDRUM PL APT F CLARKSVILLE TN 37040 731-441-4351	212 MADISON ST 2ND FLOOR CLARKSVILLE TN 37040 731-441-4351
21. BENTON READ JACKSON	5200 CASTLEBERRY HOLLOW RD CUMBERLAND FURNACE TN 37051 931-220-3063	3955 HWY 48 CUNNINGHAM TN 37052
22. VICTORIA N KEY	2246 OLD RUSSELLVILLE PIKE CLARKSVILLE TN 37040 931 401 7613	2287 RALEIGH CT SUITE C CLARKSVILLE TN 37040 931 542 9940
23. KARYL SMALLEY KIRKLAND	507 LAFAYETTE ROAD CLARKSVILLE TN 37042 931-220-7975	25 JEFFERSON ST STE 300 CLARKSVILLE TN 37042 931-245-4346
24. J KNIGHT	301 LANDRUM PLACE UNIT J CLARKSVILLE TN 37040 931 263 2134	185 HWY 76 CLARKSVILLE TN 37043 931 552 7555

MONTGOMERY COUNTY CLERK
 KELLIE A JACKSON COUNTY CLERK
 350 PAGEANT LANE SUITE 502
 CLARKSVILLE TN 37040
 Telephone 931-648-5711
 Fax 931-572-1104

Notaries to be elected December 13, 2021

NAME	HOME ADDRESS AND PHONE	BUSINESS ADDRESS AND PHONE
25. CYNTHIA K LEMONS	5050 WAYNE RD CUNNINGHAM TN 37052 931 624 2560	
26. MELINDA R LIBERATORE	5433 KEYSBURG RD ALLENSVILLE KY 42204 931-241-3514	240 KRAFT ST CLARKSVILLE TN 37040 931-647-1597
27. MELISSA A LIVERETT	635 MOBLEY RD CLARKSVILLE TN 37043 931 980 7378	490 DUNLOP LANE CLARKSVILLE TN 37040 931 245 7020
28. CARLIE MARTINEZ	284 BLUE BRIAR TRACE CLARKSVILLE TN 37043 931 980 9530	1402 STOP 30 RD HENDERSONVILLE TN 37075 615 988 5695
29. ASHLEY MCKINNON	941 COMMISSION DR CLARKSVILLE TN 37042 562-310-5198	512 MADISON ST STE A CLARKSVILLE TN 37040 270-569-0006
30. ANGELA J MIDDLETON	1373 BRUCETON DR CLARKSVILLE TN 37042 931 802-1073	318 FRANKLIN AVE CLARKSVILLE TN 37040 931 683-0070
31. JOELLEN MILLER	3100 LYLEWOOD RD WOODLAWN TN 37191 815 540 3868	
32. ELIZABETH P PUGH	1971 CRAIGMONT BLVD CLARKSVILLE TN 37043 931 624 8729	118 FRANKLIN ST CLARKSVILLE TN 37040 931 551 4403
33. DARREN W. SEABORN	3689 CHURCHPLACE AVE CLARKSVILLE TN 37040 931 217 3208	
34. CONNIE SUE SHEPHERD	2168 HAPPY HILLS ACRES RD WOODLAWN TN 37191 931 980 9657	120 COMMERCE STREET CLARKSVILLE TN 37040 931 648 0611
35. ALMA MIRELLA SIPP	553 OAKMONT DR CLARKSVILLE TN 37042 931-249-7606	
36. JANET SPENCER	3413 LAURELWOOD TRAIL CLARKSVILLE TN 37043 615 278 8619	3102 PROSPECT CIR CLARKSVILLE TN 37043 931 358 2493
37. TOMECIA L THORN	3548 TEAL DR CLARKSVILLE TN 37042 931-217-5617	1510 MADISON ST CLARKSVILLE TN 37040 931-645-6488

MONTGOMERY COUNTY CLERK
KELLIE A JACKSON COUNTY CLERK
350 PAGEANT LANE SUITE 502
CLARKSVILLE TN 37040
Telephone 931-648-5711
Fax 931-572-1104

Notaries to be elected December 13,2021

NAME	HOME ADDRESS AND PHONE	BUSINESS ADDRESS AND PHONE
38. S. TIERNEY	478 THOMPkins LANE CLARKSVILLE TN 37043 303 817 9134	2179 EDWARD CURD LN SUITE 202 FRANKLIN TN 37067 615 922 3995
39. CRYSTAL NICHOLE TROTTER	5950 BUCKNER RD CUMBERLAND FURNACE TN 37051 217 264 9476	127 SOUTH 3RD ST CLARKSVILLE TN 37040 931 645 9901
40. DANIEL P UFFORD	916 DOE RUN COURT ADAMS TN 37010 615-657-9190	320 FRANKLIN ST CLARKSVILLE TN 37040 9318200284
41. ANITA G. WARD	1643 RAVEN RD CLARKSVILLE TN 37042 931 206 4046	25 JEFFERSON ST STE T-3 CLARKSVILLE TN 37040 931 551 9200
42. ALEXIS WELLS	1620 ELLIE PIPER CIR CLARKSVILLE TN 37043 469 222 1946	146 SPACE PARK S DR NASHVILLE TN 37211 615 679 0680
43. PATRICK WILKINSON	182 DORCHESTER CIR CLARKSVILLE TN 37043 931 249 1106	400 FRANKLIN ST CLARKSVILLE TN 37040 931 648 7159

NOMINATING COMMITTEE NOMINATIONS

December 13, 2021

AUDIT COMMITTEE

(2-year term, max 4 years)

_____ nominated to replace Commissioner Joe Smith for a two-year term to expire December 2023.

Chris Rasnic eligible for re-appointment of a second two-year term to expire December 2023.

Joe Creek eligible for re-appointment of a second two-year term to expire December 2023.

John Gannon eligible for re-appointment of a second two-year term to expire December 2023.

_____ nominated to replace Commissioner Lisa Prichard for a two-year term to expire December 2023.

COUNTY MAYOR NOMINATIONS

December 13, 2021

VETERAN SERVICE ORGANIZATION

Doug Heimback nominated to fill the unexpired term of Rob Salome with term to expire November 2024.

COMMUNITY CORRECTIONS ADVISORY BOARD

Robert Nash (interim DA) nominated to replace Helen Young with term to expire coterminous.

COUNTY MAYOR APPOINTMENTS

LOSS CONTROL COMMITTEE

Joe Creek appointed to fill the unexpired term of Commissioner Brandon Butts with term to expire August 2023.



**MONTGOMERY
COUNTY**
TENNESSEE

Montgomery County Government
Building and Codes Department

350 Pageant Lane Suite 309
Clarksville, TN 37040

Phone
931-648-5718

Fax
931-553-5121

Memorandum

TO: Jim Durrett, County Mayor

FROM: Rod Streeter, Building Commissioner

DATE: December 1, 2021

SUBJ: November 2021 ADEQUATE FACILITIES TAX REPORT

The total number of receipts issued in November 2021 is as follows: City 136 and County 99 for a total of 235.

There were 134 receipts issued on single-family dwellings, 13 receipts issued on multi-family dwellings with a total of 66 units, 28 receipts issued on condominiums with a total of 28 units, 0 receipts issued on townhouses. There was 0 exemption receipt issued.

The total taxes received for November 2021 was \$131,500.00

The total refunds issued for November 2021 was \$0.00.

Total Adequate Facilities Tax Revenue for November 2021 was \$131,500.00

FISCAL YEAR 2021/2022 TOTALS TO DATE:

TOTAL NUMBER OF Adequate Facilities Tax Receipts Issued:	City:	1269
	County:	353
	Total:	1622

TOTAL REFUNDS: \$6,060.00

TOTAL TAXES RECEIVED: \$856,000.00

<u>NUMBER OF LOTS AND DWELLINGS ISSUED</u>	<u>CITY</u>	<u>COUNTY</u>	<u>TOTAL</u>
LOTS 5 ACRES OR MORE:	0	31	31
SINGLE-FAMILY DWELLINGS:	494	298	792
MULTI-FAMILY DWELLINGS (77 Receipts):	688	15	703
CONDOMINIUMS: (93 Receipts)	87	6	93
TOWNHOUSES:	0	0	0
EXEMPTIONS: (3 Receipts)	0	3	3
REFUNDS ISSUED: (6 Receipt)	(6)	(0)	(6)

RS/bf

cc: Jim Durrett, County Mayor
 Kyle Johnson, Chief of Staff
 Jeff Taylor, Accounts and Budgets
 Kellie Jackson, County Clerk



**MONTGOMERY
COUNTY**
TENNESSEE

Montgomery County Government
Building and Codes Department

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Clarksville, TN 37040

Phone
931-648-5718

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931-553-5121

Memorandum

TO: Jim Durrett, County Mayor

FROM: Rod Streeter, Building Commissioner

DATE: December 1, 2021

SUBJ: November 2021 PERMIT REVENUE REPORT

The number of permits issued in November 2021 is as follows: Building Permits 130, Grading Permits 2, Mechanical Permits 64, and Plumbing Permits 27 for a total of 223 permits.

The total cost of construction was \$22,566,060.00. The revenue is as follows: Building Permits \$77,643.20, Grading Permits \$935.00, Plumbing Permits \$2,700.00, Mechanical Permits: \$6,200.00 Plans Review \$2,250.00, BZA \$500.00, Re-Inspections \$1,100.00, Pre-Inspection \$0.00, Safety Inspection \$25.00, and Miscellaneous Fees \$0.00 the total revenue received in November 2021 was \$91,353.20.

FISCAL YEAR 2021/2022 TOTALS TO DATE:

NUMBER OF SINGLE FAMILY PERMITS:	301
COST OF CONSTRUCTION:	\$208,492,083.00
NUMBER OF BUILDING PERMITS:	634
NUMBER OF PLUMBING PERMITS:	121
NUMBER OF MECHANICAL PERMITS:	355
NUMBER OF GRADING PERMITS:	16
BUILDING PERMITS REVENUE:	\$565,746.40
PLUMBING PERMIT REVENUE:	\$11,800.00
MECHANICAL PERMIT REVENUE:	\$35,650.00
GRADING PERMIT REVENUE:	\$17,344.50
RENEWAL FEES:	\$700.00
PLANS REVIEW FEES:	\$53,321.00
BZA FEES:	\$1,250.00
RE-INSPECTION FEES:	\$5,050.00
PRE-INSPECTION FEES:	\$0.00
SAFETY INSPECTION FEES:	\$50.00
MISCELLANEOUS FEES:	\$25.00
MISC REFUNDS	\$0.00
SWBA	\$0.00
TOTAL REVENUE:	\$690,211.90

NOVEMBER 2021 GROUND WATER PROTECTION

The number of septic applications received for November 2021 was 0 with total revenue received for the county was \$0.00. The State of Tennessee has went online for all services.

The lease agreement beginning on July 1, 2020-June 30, 2021 has expired, they are no longer housed in the office.

FISCAL YEAR 2021/2022 TOTALS TO DATE:

NUMBER OF GROUND WATER APPLICATIONS (SEPTIC)	0
NUMBER OF SEPTIC TANK DISCLOSURE REQUEST	0
GROUND WATER PROTECTION (STATE: \$0.00)	\$0.00
TOTAL REVENUE:	\$690,211.90
RS/bf	

cc: Jim Durrett, County Mayor
Kyle Johnson, Chief of Staff
Jeff Taylor, Accounts and Budgets
Kellie Jackson, County Clerk

Montgomery County, Tennessee
Office of Trustee
Monthly Financial Report
For the Month Ending 10/31/2020

ASSET		Beginning Balance	Debits	Credits	Ending Balance
999-11120	CASH ON HAND	1,300.00	14,334,507.93	14,333,807.93	2,000.00
999-11130-003	F & M BANK-TAX PAYMENTS	15,533,273.21	521,663.47	368,546.59	15,886,390.09
999-11130-006	PLANTERS BANK-MMA(TAX ACCOUNT)	603,522.76	74.41	0.00	603,597.17
999-11130-008	CUMBERLAND BK - TAX ACCOUNT	1,470,164.09	302.09	0.00	1,470,466.18
999-11130-022	PLANTERS BANK-OTHER CNTY GOVT CC	955,077.04	61,215.10	27,589.58	988,702.56
999-11130-025	LEGENDS BANK - BI-COUNTY FEES	10,000.00	46,016.42	46,016.42	10,000.00
999-11130-026	PLANTERS BANK -209	89,653.54	4,506.45	482.31	93,677.68
999-11130-027	REGIONS - OPERATING	96,279,462.87	91,537,735.73	96,142,079.26	91,675,119.34
999-11130-029	REGIONS - SCHOOL CLEARING	0.00	13,907,607.12	13,907,607.12	0.00
999-11130-030	CMCSS CREDIT CARD ACCT	1,497,693.31	5,566.79	617.03	1,502,645.07
999-11130-031	REGIONS - MCG CLEARING (NEW)	0.00	6,017,412.40	6,017,412.40	0.00
999-11130-032	F & M DISBURSEMENTS	21,376.87	51,189.17	1,479.17	71,086.87
999-11300-004	LEGENDS BANK - 207	13,246,297.40	51,439.37	0.00	13,297,736.77
999-11300-011	SYNOVUS - SHARED CD - 101	15,111,913.65	127.41	0.00	15,112,041.05
999-11300-019	LOCAL GOVT INVESTMENT POOL 101	49,316.64	0.81	0.00	49,317.45
999-11300-026	BANK OF NASHVILLE / SYNOVUS	825.52	0.03	0.00	825.55
999-11300-028	REGIONS - CAPITAL PROJECTS	12,791,918.35	357.55	0.00	12,792,275.90
999-11300-029	REGIONS - GO PUBLIC IMPROVEMENT	2,763,890.13	77.25	0.00	2,763,967.38
999-11300-030	REGIONS - WORKER'S COMP	881,076.37	24.63	0.00	881,101.00
999-11300-035	REGIONS - E911	451,630.47	12.62	0.00	451,643.09
999-11300-037	REGIONS - DEBT SERVICE	228,409.40	6.33	0.00	228,415.73
999-11300-038	REGIONS - UNEMPLOYMENT TRUST	121,446.21	3.39	0.00	121,449.60
999-11300-040	HILLIARD LYONS	9,347,587.75	154.24	0.00	9,347,741.99
999-11300-041	FRANKLIN SYNERGY	19,455,967.55	11,262.13	0.00	19,467,229.68
999-11300-042	SHERIFF FEDERAL TREASURY	3,655.17	0.10	0.00	3,655.27
999-11300-043	SHERIFF FEDERAL JUSTICE	74,020.92	2.07	0.00	74,022.99
999-11300-044	FIRST ADVANTAGE CD	3,098,950.56	0.00	0.00	3,098,950.56
999-11300-046	USBANK - ICS	15,710,469.80	64.50	0.00	15,710,534.30
999-11300-047	REGIONS - GO CAPITAL OUTLAY	2,915,914.01	81.50	0.00	2,915,995.51
999-11300-048	REGIONS - GO BOND ANTICIPATION	2,391,374.40	66.84	0.00	2,391,441.24
999-11300-049	F & M - TAX DEPOSITS	10,835,425.74	1,534,929.34	47,242.73	12,323,112.35
999-11300-050	REGIONS - MPEC CONSTRUCTION	91,140,249.40	2,547.47	4,364,408.81	86,778,388.06
999-11300-051	REGIONS -MPEC CAPITALIZED INTEREST	6,605,977.92	184.64	0.00	6,606,162.56
999-11300-052	SYNOVUS MMK	7,677,037.84	946.54	0.00	7,677,984.38
999-11405	CHECKS WITH INSUFFICIENT FUNDS	20,297,824.03	567.35	0.00	20,298,391.38
999-11410	STATE OF TN TAX RELIEF CURR YR	143.00	291.00	217.00	217.00
999-11515	COUNTY TAX RELIEF	0.00	74.00	74.00	0.00
		351,660,845.92	128,091,020.19	135,257,580.35	344,494,285.76

LIABILITY		Beginning	Debits	Credits	Ending
101-21353	PLANNING COMMISSION	0.00	0.00	0.00	0.00
101-21560	DUE TO LITIGANTS HEIRS AND OTHERS	0.00	0.00	0.00	0.00
999-20040	EXCESS LAND SALE PAYMENTS 2004	25,830.63	0.00	0.00	25,830.63
999-20120	EXCESS LAND SALE PAYMENTS 2012	4,739.39	0.00	0.00	4,739.39
999-20130	EXCESS LAND SALE PAYMENTS 2013	53,146.79	0.00	0.00	53,146.79
999-20140	EXCESS LAND SALE PAYMENTS 2014	46,401.47	0.00	0.00	46,401.47
999-21900	TELLER OVER/SHORT	0.00	0.00	0.00	0.00
999-22200	OVERPAYMENTS	6,193.10	7,941.18	15,444.80	13,696.72
999-22200-001	PAYMENT OVERAGES	34.80	0.00	0.01	34.81
999-24105	CREDIT CARD FEES	0.00	0.00	0.00	0.00
999-28500	STOP PAYMENTS	0.00	0.00	0.00	0.00
999-27700	TRUSTEE'S HOLDING ACCOUNT	54.28	0.00	0.00	54.28
999-28310	UNDISTRIBUTED TAXES	0.00	0.00	0.00	0.00
999-28311	UNDISTRIBUTED TAXES PAID IN ADVANCE	69,661.50	388,546.59	447,717.55	148,832.46
999-29900	FEE/COMMISSION ACCOUNT	134,527.96	134,736.76	154,330.13	154,120.73
101	COUNTY GENERAL FUND	24,009,717.73	8,279,715.69	3,112,199.03	18,842,201.07
122	DRUG CONTROL FUND	116,839.41	100.70	1,165.24	117,903.95
127	AMERICAN RECOVERY ACT	20,297,824.03	0.00	587.35	20,298,391.38
131	GENERAL ROAD FUND	8,799,583.01	942,524.50	566,136.76	8,423,195.27
141	GENERAL PURPOSE SCHOOL FUND	52,953,979.31	26,558,346.49	27,912,973.81	54,308,606.43
142	SCHOOL FEDERAL PROJECTS FUND	3,187,281.56	2,903,500.14	2,771,012.61	3,054,794.03
143	CHILD NUTRITION FUND	3,812,407.64	1,549,839.25	1,725,013.29	3,987,581.68
144	SCHOOL SYSTEM TRANS FUND	4,062,789.41	1,353,436.96	1,256,007.72	3,965,360.17
146	EXTENDED SCHOOL PROGRAM FUND	1,024,912.42	0.00	1,174,234.51	2,199,146.93
151	DEBT SERVICE FUND	38,346,116.04	116,550.60	670,978.61	38,900,544.05
171	CAPITAL PROJECTS FUND	151,479,841.09	5,102,710.34	834,990.13	147,211,920.88
177	EDU CAPITAL PROJECTS FUND	7,094,111.59	2,277,965.44	0.00	4,816,126.15
207	BI-COUNTY LANDFILL	8,595,793.61	1,687,731.11	1,625,279.31	8,533,341.81
208	EMERGENCY COMMUNICATIONS DISTRICT	2,086,657.17	243,425.70	527,035.24	2,370,266.71
209	LIBRARY FUND	610,153.66	183,542.79	570,058.40	996,669.27
263	SELF INSURANCE TRUST FUND	23,238,799.98	5,990,072.53	7,231,643.57	24,480,371.02
266	WORKERS' COMPENSATION	827,233.29	72,042.38	5,640.29	761,031.22
267	UNEMPLOYMENT COMPENSATION	38,274.84	1,927.95	1,927.95	38,274.84
351	CITY OF CLARKSVILLE - SALES TAX	0.00	2,011,278.70	2,011,278.70	0.00
362	MGC RAIL AUTHORITY	26,748.99	86.10	0.18	28,663.07
363	JUDICIAL DISTRICT DRUG FUND	563,324.27	4,687.25	7,779.26	566,416.28
364	DISTRICT ATTORNEY FUND	98,067.55	1,032.25	1,586.97	98,622.27
365	PORT AUTHORITY	50,000.00	0.00	0.00	50,000.00
		351,660,846.92	59,791,761.38	52,625,201.22	344,494,285.76

This report is submitted in accordance with requirements of section 5-8-505,
and/or 67-5-1902, Tennessee Code Annotated, and to the best of my knowledge,
information and belief accurately reflects transactions of this office for the year ended June 30, 2021.

Kimberly Wiggins by 11-9-21
Signature Date
Stephy Green

Montgomery County Justice
Title

