

The McMinn County Board of Commissioners met in Regular Session on September 18, 2017, at 7:30 pm, in the Blue Room of the McMinn County Courthouse.

1. CALL TO ORDER

The meeting was called to order by Chairman David Crews.

2. INVOCATION

The Invocation was given by Commissioner Slack.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner Masingale

4. ROLL CALL

Roll Call was taken by Evonne Hayes, McMinn County Clerk, as recorded:

Scott Curtis - Present  
Dale Holbrook - Present  
Tim King - Present  
Roger Masingale - Present  
Jerry Millsaps - Present  
J. W. McPhail - Present  
Brent Carter - Present  
Tad Simpson - Present  
Charles Slack - Present  
Chairman David Crews – Present

5. APPROVAL OF MINUTES

Copies of the Minutes of the Regular Session on July 31, 2017 provided to the McMinn County Commissioners.

MOTION made by Commissioner Simpson, and seconded by Commissioner King, to approve the minutes of July 31, 2017.

Motion carried by voice vote.

Chairman Crews opened the floor for nominations for Chairman.

MOTION made by Commissioner Millsaps to nominate David Crews as Chairman., and seconded by Commissioner King.

Motion carried by voice vote.

Chairman Crews opened the floor for nominations for Vice Chairman.

MOTION made by Commissioner Curtis, and seconded by Commissioner Masingale, to nominate Commissioner J. W. McPhail as Vice Chairman.

Motion carried by voice vote.

6. APPROVAL OF BIDS AND PURCHASES

A. A Resolution to Approve and Award the Annual Bid for Crushed Stone.

Mr. Luallen presented resolution #17-081 along with a letter of recommendation from Dan P. Evans, Chief Administrative Officer and a copy of the bid summary sheet.

RESOLUTION NO. 17-081

A RESOLUTION TO APPROVE AND AWARD THE ANNUAL  
BID FOR CRUSHED STONE

WHEREAS, in order to properly perform the essential operations of county government goods and services must often be let for bid; and

WHEREAS, the McMinn County Highway Department requests the purchase of crushed stone for the period of October 1, 2017 through September 30, 2018, in order to properly carry out the functions of the department; and

WHEREAS, McMinn County has followed the proper procedures in securing the bids; and

WHEREAS, Dan Evans, McMinn County Highway Commissioner has recommended the bid be awarded to H & H Rock, Inc., Vulcan Materials, and Bluegrass Materials, the low bidders meeting specifications of each grade plus a \$.20 haul charge to the center of each job site based on location of plant considering a \$ .15 severance tax to be charged to out of county quarries.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 18<sup>th</sup> DAY OF SEPTEMBER 2017, that this Commission does hereby approve the recommendation of the Highway Commissioner.

(Orig signed by John M. Gentry)  
McMinn County Mayor

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

MOTION made by Commissioner King, and seconded by Commissioner Simpson, to approve this resolution.

Motion carried by voice vote.

7. REVIEW AND APPROVAL OF CONTRACTS

A. A Resolution to Approve an Interlocal Agreement Between McMinn County and the City of Athens Regarding a United States Department of Justice Assistance Grant.

Mr. Luallen presented resolution #17-082 and a copy of the agreement.

RESOLUTION NO. 17-082

A RESOLUTION TO APPROVE AN INTERLOCAL AGREEMENT BETWEEN MCMINN  
COUNTY AND THE CITY OF ATHENS REGARDING A UNITED STATES  
DEPARTMENT OF JUSTICE ASSISTANCE GRANT

WHEREAS, the United States Department of Justice has made available a Justice Assistance Grant to assist governmental entities to obtain funds for law enforcement purposes; and

(Res. 17-082 con't)

WHEREAS, City of Athens and McMinn County have qualified for an award, which requires an interlocal agreement between the City and the County to receive the joint allocations; and

WHEREAS, the total award is \$11,361.00, with the McMinn County consenting to City of Athens retaining the full award and use to purchase equipment for its police department. McMinn County and City of Athens acknowledge that McMinn County will receive no funding from the FY 2017 grant; and

WHEREAS, McMinn County and City of Athens further acknowledge that the intent of this agreement is that the next Justice Assistance Grant for FY 2018 in an amount similar to the FY 2017 award will be fully allocated for McMinn County purposes in order to decrease the recordkeeping burden on both entities; and

WHEREAS, McMinn County Sheriff agrees to the arrangement and to participate in this interlocal agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 18<sup>th</sup> DAY OF SEPTEMBER, 2017 that this Commission does authorize McMinn County to enter into an interlocal agreement with the City of Athens as stipulated by the terms of the DOJ Justice Assistance Grant; and

FURTHER RESOLVES that the County Mayor is authorized to execute all documents involved in this interlocal agreement, the public welfare requiring it.

(Orig signed by John M. Gentry)  
McMinn County Mayor

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

MOTION made by Commissioner Slack and seconded by Commissioner Millsaps, to approve this resolution.

(Commissioner Holbrook wanted to know if other cities qualified for this grant. Mayor Gentry said they don't because it's based on the number of arrest and record keeping)

Motion carried by voice vote.

B. A Resolution to Approve the Contract Between McMinn County and Building Systems Technology, Inc. for Fire Alarm Installation & Monitoring System Agreement at the McMinn County Courthouse Annex.

Mr. Luallen presented resolution #17-083 with a copy of the contract.

#### RESOLUTION NO. 17-083

#### A RESOLUTION TO APPROVE THE CONTRACT BETWEEN MCMINN COUNTY AND BUILDING SYSTEMS TECHNOLOGY, INC. FOR FIRE ALARM INSTALLATION & MONITORING SYSTEM AGREEMENT AT THE MCMINN COUNTY COURTHOUSE ANNEX

WHEREAS, in order to properly perform the duties of county government as prescribed by law, it is often in McMinn County's interest to enter into contracts with other entities; and

WHEREAS, McMinn County desires to enter into contract with Building Systems Technology, Inc. to install fire alarm system at a cost of \$750.00 and supply fire alarm monitoring system services at the rate of \$550.00 annually at the McMinn County Courthouse Annex.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 18<sup>th</sup> DAY OF SEPTEMBER 2017 THAT THIS commission does hereby agree to enter into contract with Building Systems Technology, Inc. for fire alarm monitoring system services at the McMinn County Courthouse Annex.

AND FURTHERMORE RESOLVES to grant authority to the County Mayor or his designee to carry out the duties of said contract.

(Res. 17-083 con't)

(Orig signed by John M. Gentry)  
 McMinn County Mayor

Attest:

(Orig signed by Evonne Hayes)  
 County Clerk

MOTION made by Commissioner Curtis, and seconded by Commissioner Simpson, to approve this resolution.

Motion carried by voice vote.

8. APPROVAL OF BUDGET AMENDMENTS

Mr. Luallen presented the following budget amendments, a copy of which was provided to each Commissioner.

Fund: General Fund #101,

Date: September 14, 2017

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Other Local Health Services	Contract w/Public Agency – Hiwassee Utilities	55190-310	27,900.00	
Industrial Development	Contract w/Public Agency-Hiwassee Utilities	58120-310		27,900.00
Industrial Development	Other Contracted Services	58120-399	27,900.00	
Reserve	Unassigned Fund Balance	39000		27,900.00
To amend budget to pay Hiwassee Utilities water reserve for potential industry usage from Industrial Development portion of Hotel/Motel Tax for FY 17-18				

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Reserve	Unassigned Fund Balance	39000	945,000.00	
Industrial Development	Land	58120-715		945,000.00

To budget funds for the purchase of property for the North Etowah Industrial Park.				
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MOTION made by Commissioner King, and seconded by Commissioner Slack to approve these budget amendments.

- Scott Curtis – Aye
- Dale Holbrook - Aye
- Tim King - Aye
- Roger Masingale - Aye
- Jerry Millsaps – Aye
- J. W. McPhail - Aye
- Brent Carter - Aye
- Tad Simpson - Aye
- Charles Slack - Aye
- Chairman David Crews - Aye

Motion carried by roll call vote, as recorded:

Mr. Luallen presented the following budget amendments, a copy of which was provided to each Commissioner and did have School Board approval on August 10, 2017.

Fund: General Purpose School Fund #141

Date: July 27, 2017

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Reserve	Unassigned Fund Balance	39000	585,000.00	
Regular Education Program	Regular Instruction Equipment	71100-722		585,000.00
To amend budget funds for Phase II of the Technology Plan that was approved by McMinn County School Board on 2/16/2017				

August 2, 2017

Reserve	Unassigned Fund Balance	39000	72,000.00	
Regular Capital Outlay	Building Improvements	76100-707	550.00	
To contribute towards McMinn County High School cafeteria renovations per School Board approval on 7/13/2017				

August 22, 2017

State Education Funds	Vocational Equipment	46640	217,960.00	
Vocational Edu. Prog.	Vocational Instructional Equipment	71300-730		217,960.00
To enter the approved funding amount that McMinn County Schools will be receiving for CTE equipment in FY 201-2018 from the State of Tennessee. Did have School Board Approval on 9/01/2017				

MOTION made by Commissioner Simpson, and seconded by Commissioner Millsaps to approve these budget amendments.

Scott Curtis – Aye  
 Dale Holbrook - Aye  
 Tim King - Aye  
 Roger Masingale - Aye  
 Jerry Millsaps - Aye  
 J. W. McPhail - Aye  
 Brent Carter - Aye  
 Tad Simpson - Aye  
 Charles Slack - Aye  
 Chairman David Crews - Aye

Motion carried by roll call vote, as recorded:

Mr. Luallen presented the following budget amendments, a copy of which was provided to each Commissioner.

Fund: Other Capitol Projects #189

Date: September 14, 2017

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Reserve	Unassigned Fund Balance	39000	8,876,099	
General Administration Projects	Airport Improvements	91110-702		420,671.00
General Administration Projects	Bldg. Constr. (Expo/Recr)	91110-706		1,627,599.00
General Administration Projects	Communication Equipment	91110-708		292,198.00
General Administration Projects	Data Processing Equipment	91110-709		2,245.00
General Administration Projects	Land (Economic Development)	91110-715		2,570,504.00
General Administration Projects	Motor Vehicles	91110-718		134,357.00
General Administration Projects	Other Equipment (fire)	91110-790		842,091.00
Administration of Justice Projects	Building Improvements	91120-707		201,446.00
Administration of Justice Projects	Law Enforcement Equipment	91120-716		202,883.00
Public Health Projects	Other Capital Outlay (Water)	91140-799		1,542,968.00
Hwy & Street Capital Projects	Highway Construction	91200-713		217,143.00
Hwy & Street Capital Projects	Other Construction (Safe-Tea)	91200-791		5,700.00
Education Capital Projects	Building Construction	91300-706		816,294.00
To enter carryover balances from prior years.				

(con't)

MOTION made by Commissioner King, and seconded by Commissioner Slack to approve these budget amendments.

Scott Curtis – Aye  
Dale Holbrook - Aye  
Tim King - Aye  
Roger Masingale - Aye  
Jerry Millsaps - Aye  
J. W. McPhail - Aye  
Brent Carter - Aye  
Tad Simpson - Aye  
Charles Slack - Aye  
Chairman David Crews - Aye

Motion carried by roll call vote, as recorded:

9. JUVENILE SERVICES ANNUAL REPORT – RIC WILSON

Ric Wilson handed out his Annual Report to each commissioner and gave a brief presentation.

10. COMMENTS FROM THE AUDIENCE

None.

11. RESOLUTIONS

A. A Resolution to Approve an Agreement Between Tennessee Emergency Management Agency and McMinn County.

Mr. Gentry presented Resolution #17-084 along with a copy of the agreement and did have Emergency Services Committee approval.

RESOLUTION NO. 17-084

A RESOLUTION TO APPROVE AN AGREEMENT BETWEEN TENNESSEE EMERGENCY MANAGEMENT AGENCY AND MCMINN COUNTY

WHEREAS, due to a portion of McMinn County lying within the Ten Mile emergency response zone of the Watts Bar Nuclear facility the Tennessee Emergency Management Agency desires to maintain an emergency response agreement with McMinn County; and

WHEREAS, the Tennessee Emergency Management Agency is authorized pursuant to T.C.A. Chapter 2, Sections 58-2-101, 58-2-103, 58-2-116, and 58-2-123, to coordinate planning activities for all types of disasters which may befall the State of Tennessee; and

WHEREAS, McMinn County is designated as a host county in the Multi-Jurisdictional Radiological Emergency Response Plan; and

WHEREAS, per the agreement the County Mayor shall provide facilities to shelter certain residents of Meigs County as required in the McMinn County Implementing procedures as set out in the Multi-Jurisdictional Radiological Emergency Response Plan for Watts Bar Nuclear Plant; and

WHEREAS, the McMinn County Commission's Emergency Services Committee recommends approval of the agreement.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 18<sup>th</sup> DAY OF SEPTEMBER, 2017, that this Commission does hereby approve this agreement between TEMA and McMinn County, the public welfare requiring it.

(Orig signed by John M. Gentry)  
McMinn County Mayor

(Res. 17-084 con't)

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

MOTION made by Commissioner Simpson, and seconded by Commissioner Slack, to approve this resolution.

Motion carried by voice vote.

B. A Resolution to Approve Adding an Extended Portion of County Road 101 to the McMinn County Highway Maintenance Systems

Mr. Gentry presented Resolution #17-085. Did have approval of the Public Safety Committee.

RESOLUTION NO. 17-085

A RESOLUTION TO APPROVE ADDING AN EXTENDED PORTION OF COUNTY ROAD 101 TO THE  
MCMINN COUNTY HIGHWAY MAINTENANCE SYSTEM

WHEREAS, the residents of County Road 101 (King Drive) desire an extended portion of their road to be included on the McMinn County Highway Maintenance System; and

WHEREAS, the McMinn County Highway Department has a policy of bringing unapproved roads up to county standards; and

WHEREAS, all concerned residents of County Road 101 (King Drive) have provided checks in the amount of \$6,468.32 which have been deposited with the McMinn County Trustee's Office to place in the McMinn County Highway Department budget; and

WHEREAS, said road is a .20-mile extension of the current County Road 101 with a width of 16 feet; and

WHEREAS, this extension of County Road 101 must receive tentative Commission approval at the onset of the project and then permanently placed on the maintenance list by the Commission at the conclusion of the project; and

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 18<sup>th</sup> DAY OF SEPTEMBER 2017 that this Commission does hereby give initial approval for the extension of County Road 101 (King Road).

(Orig signed by John M. Gentry)  
McMinn County Mayor

Attest:

(Orig signed by Evonne Hayes)  
Evonne Hayes

MOTION made by Commissioner Holbrook, and seconded by Commissioner Masingale, to approve this resolution.

Motion carried by voice vote.

C. A Resolution to Approve the Request for Hotel/Motel Funds to Assist in Funding Pumpkintown 2017.

Mr. Gentry presented Resolution #17-086 along with a copy of the request from Meredith Wilson and did have Budget Committee Approval.

RESOLUTION NO. 17-086

A RESOLUTION TO APPROVE THE REQUEST FOR HOTEL-MOTEL FUNDS TO ASSIST IN FUNDING PUMPKINTOWN 2017

WHEREAS, the Pumpkintown Festival provides an important event to promote McMinn County's proud heritage on a grand scale; and

WHEREAS, the Pumpkintown 2017 Committee has requested funding from McMinn County to defray additional infrastructure costs for this year's event; and

WHEREAS, to assist in the funding of this annual festival, the Pumpkintown 2017 Committee requests \$3,000.00 from the Hotel/Motel Tax Fund; and

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 18<sup>th</sup> DAY OF SEPTEMBER 2017 that this Commission does hereby approve funding in the amount of 3,000.00 for Pumpkintown 2017 through the Athens Parks Foundation.

(Orig signed by John M. Gentry)  
McMinn County

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

MOTION made by Commissioner Millsaps, and seconded by Commissioner Masingale, to approve this resolution.

Motion carried by voice vote.

D. A Resolution to Approve the Request for Hotel-Motel Funds to Assist the Athens and Etowah Chambers of Commerce in a Shop McMinn Advertising Campaign.

Mr. Gentry presented Resolution #17-087. This did have Budget Committee Approval.

RESOLUTION NO. 17-087

A RESOLUTION TO APPROVE THE REQUEST FOR HOTEL-MOTEL FUNDS TO ASSIST THE ATHENS AND ETOWAH CHAMBERS OF COMMERCE IN A SHOP McMINN ADVERTISING CAMPAIGN

WHEREAS, the Athens and Etowah Chambers of Commerce would like to partner for a Shop McMinn advertising campaign; and

WHEREAS, this campaign would be an effort to attract shoppers from around the region through online, television, and other forms of advertising; and

WHEREAS, the ultimate goal of the campaign is to highlight McMinn County's unique amenities and as a result boost the local retail economy; and



(Res. 17-087 con't)

WHEREAS, to assist in the funding of this campaign, the Athens and Etowah Chambers request \$12,000.00 from the Hotel/Motel Tax Fund to assist in; and

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 18<sup>th</sup> DAY OF SEPTEMBER 2017 that this Commission does hereby approve funding in the amount of \$12,000.00 for the Shop McMinn advertising campaign.

(Orig signed by John M. Gentry)  
McMinn County Mayor

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

MOTION made by Commissioner Holbrook, and seconded by Commissioner King, to approve this resolution.

(Commissioner McPhail voted NO on this resolution.)

Motion carried by voice vote.

E. A Resolution to Approve and Adopt Program Policies and Procedures for the 2017 McMinn County Home Housing Rehabilitation Project.

Mr. Gentry presented Resolution #17-088.

#### RESOLUTION NO. 17-088

#### A RESOLUTION TO APPROVE AND ADOPT PROGRAM POLICIES AND PROCEDURES FOR THE 2017 MCMINN COUNTY HOME HOUSING REHABILITATION PROJECT

WHEREAS, Tennessee Housing Development Agency (THDA) provides a HOME Grant for qualifying Tennessee residents for financial and/or technical assistance for the rehabilitation of eligible substandard owner occupied housing; and

WHEREAS, as part of the THDA HOME Grant, McMinn County has been approved for a \$500,000 grant with no financial obligation on the part of McMinn County; and

WHEREAS, eligibility to receive grant funds is based upon the approved HOME Program Policies and Procedures; and

WHEREAS, the SETN Development District, as administrator of the HOME Program, has reviewed the project and has recommended that McMinn County adopt the provided program policies and procedures in order to participate in the program; and

WHEREAS, due to the volume of the policies, they are on repository available for review in the County Mayor's Office.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 18<sup>th</sup> DAY OF SEPTEMBER 2017, that this board does authorize McMinn County to adopt the required policies and procedures in order to participate in the Tennessee Housing Development Agency HOME Grant, and authorizes the County Mayor to execute all documents and duties necessary for the proper completion of said project, the public welfare requiring it.

(Orig signed by John M. Gentry)  
McMinn County Mayor

Attest:

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(Res. 17-088 con't)

(Orig signed by Evonne Hayes)  
County Clerk

MOTION made by Commissioner Holbrook, and seconded by Commissioner Masingale, to approve this resolution.

F. A Resolution to Relieve the McMinn County Trustee of Property Tax Reporting and Collection Liability Regarding 2015 Delinquent Taxes.

Mr. Gentry presented Resolution #17-089.

RESOLUTION NO. 17-089

A RESOLUTION TO RELIEVE THE MCMINN COUNTY TRUSTEE OF PROPERTY TAX REPORTING  
AND COLLECTION LIABILITY  
REGARDING 2015 DELINQUENT TAXES

WHEREAS, it appears that Phil Tuggle, Trustee of McMinn County, Tennessee, has complied with the statutes of the State of Tennessee, relative to requirements as to the filing of reports of delinquent and insolvent taxpayers for the 2015 real property taxes and 2015 personal property taxes and further, it appears that proper suit has been instituted in the Chancery Court for McMinn County, Tennessee, for collection of said taxes; and

WHEREAS, it further appears that Phil Tuggle, Trustee of McMinn County, Tennessee, has filed a list of delinquent taxpayers and double assessments as provided by law, and should be properly relieved from any further liability for the reporting and collection of delinquent 2015 real property and 2015 personal property taxes as properly certified and turned over to the Clerk & Master for McMinn County, Tennessee.

NOW, THEREFORE; BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 18<sup>th</sup> DAY OF SEPTEMBER, 2017, that this Commission does hereby relieve the McMinn County Trustee of Property Tax Reporting and Collection liability regarding the 2015 delinquent property taxes and personal property taxes as properly certified and turned over to the Clerk and Master of McMinn County.

(Orig signed by John M. Gentry)  
McMinn County Mayor

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

MOTION made by Commissioner Slack, and seconded by Commissioner Simpson, to approve this resolution.

Motion carried by voice vote.

G. A Resolution Declaring McMinn County's Forensic Van as Surplus Property.

Mr. Gentry presented Resolution #17-090. This resolution did have Emergency Services Committee Approval.

RESOLUTION NO. 17-090

A RESOLUTION DECLARING MCMINN COUNTY'S FORENSIC VAN  
AS SURPLUS PROPERTY

WHEREAS, McMinn County's 2003 Ford E450 forensic van is an older model and is in need of extensive repairs; and

(Res. 17-090 con't)

WHEREAS, the county has the opportunity to use a private company for forensic transports for a lower cost than providing the service in house; and

WHEREAS, the McMinn County Emergency Services Committee believes it is in the best interest of the county to declare the forensic van (VIN 1FDXE45F73HB32193) as surplus property and sell it to the highest bidder; and

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE MEETING IN REGULAR SESSION THIS THE 18<sup>TH</sup> DAY OF SEPTEMBER 2017, that this Commission does hereby declare the forensic van as surplus to be placed on govdeals.com.

(Orig signed by John M. Gentry)  
McMinn County Mayor

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

MOTION made by Commissioner Slack, and seconded by Commissioner Simpson, to approve this resolution.

Motion carried by voice vote.

H. A Resolution to Transfer Fire Truck to Athens Rural Volunteer Fire Department.

Mr. Gentry presented Resolution #17-091. This resolution did have Emergency Services Committee approval.

RESOLUTION NO. 17-091

A RESOLUTION TO TRANSFER FIRE TRUCK TO  
ATHENS RURAL VOLUNTEER FIRE DEPARTMENT

WHEREAS, McMinn County possesses a 1992 Luverne fire truck, formerly assigned to the Etowah Rural Fire Department and previously declared surplus; and

WHEREAS, the fire truck has a non-functioning pump, with repair estimates ranging from a minimum of \$6,000 to \$10,000 depending on the extent of shaft and impeller damage; and

WHEREAS; Athens Rural Chief Chuck Burris has requested the truck be transferred to his department, with the department assuming all of the truck's maintenance, insurance and fuel expenses; and

WHEREAS, McMinn County wishes to transfer the pumper to Athens Rural Fire Department with the agreed stipulations that it be available as a reserve unit for other departments and will not be sold, transferred or otherwise disposed of without the written consent of the McMinn County Commission; and

WHEREAS, the McMinn County Commission's Emergency Services Committee has reviewed the request and recommends the truck be transferred to the Athens Rural Volunteer Fire Department with the understanding Athens Rural will perform the necessary repairs to bring the truck back into service.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 18<sup>th</sup> DAY OF SEPTEMBER, 2017, that this Commission does agree to transfer the former Etowah truck to Athens Rural Fire Department.

(Orig signed by John M. Gentry)  
McMinn County Mayor

Attest:

(Res. 17-091 con't)

(Orig signed by Evonne Hayes)  
County Clerk

MOTION made by Commissioner King, and seconded by Commissioner Masingale, to approve this resolution.

Motion carried by voice vote.

I. A Resolution Requesting the Tennessee General Assembly to Consider Legislation to Rename the Middle Creek Bridge for LCPL Larry Ray Harris.

Mr. Gentry presented Resolution #17-092. Mr. Gentry ask Harold Masingale, a retired Navy Captain to give some background on LCPL Larry Ray Harris.

RESOLUTION NO. 17-092

A RESOLUTION REQUESTING THE TENNESSEE GENERAL ASSEMBLY  
TO CONSIDER LEGISLATION TO RENAME THE MIDDLE CREEK BRIDGE FOR  
LCPL LARRY RAY HARRIS

WHEREAS, Larry Ray Harris of Englewood, Tennessee, was a heroic patriot who willingly and honorably served his nation in the Vietnam War; and

WHEREAS, LCPL Larry Harris enlisted in the Marine Corps after graduating from McMinn Central High School in 1968; and

WHEREAS, LCPL Harris was deployed to Vietnam in October of 1968 and attached to Lima Company, 3<sup>rd</sup> Battalion Marines, 1<sup>st</sup> Marine Division, III Marine Amphibious Force; and

WHEREAS, at only 19 years old, LCPL Harris was killed in action in Quang Ngai Province, South Vietnam on January 29, 1969; and

WHEREAS, LCPL Harris was posthumously awarded the Purple Heart Medal, Defense Service Medal, Vietnam Service Medal, and the Republic of Vietnam Campaign Medal; and

WHEREAS, McMinn County is proud to call Larry Ray Harris one of its brave sons and would like to properly honor his courageous service; and

WHEREAS, the McMinn County Commission would like to request State Senator Mike Bell and State Representative John Forgety introduce legislation to change the name of the Middle Creek Bridge located on State Highway 39 in McMinn County to the LCPL Larry Ray Harris Bridge; and

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 18<sup>th</sup> DAY OF SEPTEMBER, 2017, that this Commission does hereby approve this resolution to request the renaming of the Middle Creek Bridge for Larry Ray Harris to honor his distinguished service to the United States of America.

(Orig signed by John M. Gentry)  
McMinn County Mayor

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

MOTION made by Commissioner Holbrook, and seconded by Commissioner Slack, to approve this resolution.

Motion carried by voice vote.

12. ELECTIONS, APPOINTMENTS AND CONFIRMATIONS

A. A Resolution to confirm the Appointment of Judicial Commissioners for McMinn County.

Mr. Gentry presented Resolution #17-093. Mr. Gentry said the appointments are for Alisha Craig and Alisha Wallace.

RESOLUTION NO. 17-093

A RESOLUTION TO CONFIRM THE APPOINTMENT OF  
JUDICIAL COMMISSIONERS FOR MCMINN COUNTY

WHEREAS, Tennessee Code Annotated 40-5-201 authorizes county legislative bodies to appoint judicial commissioners; and

WHEREAS, the duties of judicial commissioners are to issue arrest warrants upon a finding of probable cause, to set bonds and recognizances included in a "first appearance" before a magistrate, and to issue mittimus for persons to be held at the county jail; and

WHEREAS, the continued utilization of judicial commissioners is essential to provide due process to the citizens of McMinn County, as well as to strengthen criminal cases prepared by law enforcement of officers; and

WHEREAS, the McMinn County Board of Commissioners appoint Lisa Craig and Alisha Wallace to serve as judicial commissioners to four-year terms, subject to proper training by the general sessions judge and circuit court clerk; and

WHEREAS, judicial commissioners shall only be compensated for such duties so long as they are duly employed as licensed dispatchers by the McMinn County Emergency Communications Board.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 18<sup>th</sup> DAY OF SEPTEMBER, 2017 that this commission does hereby confirm the appointment of these McMinn County E-911 licensed communication dispatchers as judicial commissioners for four-year terms.

(Orig signed by John M. Gentry)  
McMinn County Mayor

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

MOTION made by Commissioner King, and seconded by Commissioner McPhail, to approve this resolution.

Motion carried by voice vote.

B. A Resolution to confirm the Re-Appointment of Mark Lowry to the McMinn County Board of Directors.

Mr. Gentry presented Resolution #17-094.

RESOLUTION NO. 17-094

A RESOLUTION TO CONFIRM THE RE-APPOINTMENT OF MARK LOWRY

TO THE MCMINN COUNTY 911 BOARD OF DIRECTORS

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(Res. 17-094 con't)

WHEREAS, the McMinn County 911 has a Board of Directors to oversee the direction and management of its operations and service; and

WHEREAS, John M. Gentry as McMinn County Mayor, nominates Mark Lowry for reappointment to the McMinn County 911 Board for a four-year term.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 18<sup>th</sup> DAY OF SEPTEMBER 2017, that this commission does hereby confirm this appointment.

(Orig signed by John M. Gentry)  
McMinn County Mayor

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

MOTION made by Commissioner Simpson, and seconded by Commissioner Millsaps, to approve this resolution.

Motion carried by voice vote.

13. REPORTS FROM COMMITTEES, COUNTY OFFICIALS, COMMENTS FROM COMMISSIONERS

- Commissioner Simpson—Emergency Services Committee met tonight and sent three resolutions to the full commission for approval and started the brush truck discussion.
- Commissioner Masingale—Public Safety Committee met tonight and sent one resolution to the full commission for approval. Also talked about the safety project on State Route 2 and Hwy 11 and postponed the resolution until more data can be produced.
- Commissioner Curtis—Budget Committee met tonight and sent three resolutions to the full commission for approval. Also approved a 2.5% raise for county employees. Jason Luallen, explained about the raises and said there will be a \$750 minimum. Mr. Gentry wanted a vote on the raises. Chairman Crews opened the floor for motions. Motion made by Commissioner Curtis and seconded by Commissioner King. Motion carried by voice vote.

14. COMMENTS FROM THE COUNTY MAYOR

- Closed on the North Etowah Industrial Park acquisitions.
- EMS report was handed out.
- Thanked everyone for agreeing on the increase for the county employees.

15. APPROVAL OF NOTARY APPLICATIONS

The following notary applications were submitted to the County Clerk's Office:

Notaries to be elected September 18,2017

REBA CABINESS  
ANGELA SUANNE CROFT  
PEYTON DANIELLE CROFTS  
APRIL EDGEMON  
CAROL ELLIOTT 7461200  
ANN FALLS  
RALPH W. FENTON  
DANA FERGUSON  
PATSY K. GENTRY  
JUDITH ALICE HAMILTON

ANGELA G JOHNSON  
VALERIE M. LEAMON  
COURTNEY D. LONG  
BECKY E. LOWE  
DIANE F. MCKENZIE  
MARILYN L. MILLER  
STEPHANIE C MILLER  
ROBIN ROLLINS 3681972  
EDGAR B. WALDEN  
SHANE M. WILLIAMS

MOTION made by Commissioner McPhail, and seconded by Commissioner Millsaps, to approve these notary applications.

Motion carried by voice vote.

16. ANY OTHER BUSINESS THAT MAY LEGALLY COME BEFORE THE COMMISSION

None.

There being no other business, Chairman Crews declared the Commission meeting adjourned at 8:36 pm. (this meeting started at 8:05 due to committee meetings)

\_\_\_\_\_  
EVONNE HAYES  
McMinn County Clerk

Attest:

\_\_\_\_\_  
Deputy (date)