

The McMinn County Board of Commissioners met in Special Called Session on February 3, 2011, 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 Crews.

2. INVOCATION

The Invocation was given by Commissioner J. W. McPhail.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner Bob Powers.

4. ROLL CALL

Roll call was taken by Evonne Hoback, McMinn County Clerk, as recorded:

Scott Curtis – Present
Dale Holbrook – Present
Tim King – Present
Roger Masingale – Present
Gary Mason – Absent
J. W. McPhail – Present
Bob Powers – Present
Tad Simpson – Present
Charles Slack – Present
Chairman David Crews – Present

5. APPROVAL OF MINUTES

Copies of the Minutes of the Regular Session on December 20, 2010 were provided to the McMinn County Commissioners.

MOTION made by Commissioner McPhail, and seconded by Commissioner Powers, to approve the Minutes of December 20, 2010.

Motion carried by voice vote.

6. APPROVAL OF BIDS AND PURCHASES

A. A Resolution to Approve the Purchase of Radios for EMA from State Contract.

Mr. Luallen presented the following resolution to approve the purchase of radios for EMA from State Contract, along with a copy of the supporting requisition.

RESOLUTION NO. 11-001

A RESOLUTION TO APPROVE THE PURCHASE OF RADIOS FOR EMA FROM STATE CONTRACT

WHEREAS, Betty Hamby, EMA Director requests approval for the purchase of twenty-eight (28) radios from the state contract, to carry out her duties; and

(Cont'd)

Resolution No. 11-001 (Cont'd)

WHEREAS, the amount of the purchase is \$ 16,087.31; and

WHEREAS, according to Financial Management Committee Policies & Procedures, purchases over \$10,000 requires County Commission approval; and

WHEREAS, purchase shall be made with funds from 2008 Homeland Security Grant.

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE MEETING IN SPECIAL CALLED SESSION ON THIS THE 3rd DAY OF FEBRUARY 2011, that this purchase from State Contract for EMS be hereby approved.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

In response to a question from Commissioner Simpson, Mr. Luallen said that the purchase will be made from 2008 Homeland Security Grant monies. Mr. Gentry added that this would allow them to replace a lot of the radios for the Highway Department and use grant money for a purchase we would need to do anyway out of Road and Bridge Funds.

Motion carried by voice vote.

B. A Resolution to Approve Purchase of Police Vehicles for McMinn County Sheriff's Department.

Mr. Luallen presented the following resolution to approve purchase of police vehicles for McMinn County Sheriff's Department, along with a requisition and memorandum from Sheriff Guy. Mr. Luallen added that these will be purchased from state contract.

RESOLUTION NO. 11-002

A RESOLUTION TO APPROVE PURCHASE OF POLICE VEHICLES FOR MCMINN COUNTY SHERIFF'S DEPARTMENT

WHEREAS, McMinn County Sheriff Joe Guy requests approval of the purchase of three (3) police vehicles from Jackie Jones Ford at state contract price not to exceed \$23,998 per vehicle; and

WHEREAS, capital outlay money will be used to cover this purchase; and

WHEREAS, in accordance with Financial Management Committee Policies and Procedures, any expense over \$10,000 requires Commission approval.

(Cont'd)

Resolution No. 11-002 (Cont'd)

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION ON THIS THE 3rd DAY OF FEBRUARY 2011 that this request be hereby approved.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

In response to a question from Commissioner Curtis, Mr. Luallen said that there is just one vendor because this is a state contract. In response to a question from Commissioner Simpson, Mr. Luallen explained that there can be savings if we go out for bids vs. state contract but Sheriff Guy said that it is difficult to compare because of the different options. However, Sheriff Guy added that next year when he's been in office a little longer and has more time, he may look into the bid process.

Motion carried by voice vote.

C. A Resolution to Award the Billboard Contract to East-West Media, Inc.

Mr. Luallen presented the following resolution to award the billboard contract to East-West Media, Inc., as well as copies of bid proposals for each company.

Resolution No. 11-003

A RESOLUTION TO AWARD THE BILLBOARD CONTRACT TO EAST-WEST MEDIA, INC.

WHEREAS, McMinn County owns property located on Highway 30 located .6 miles east of Davidson Road which is leased to advertising companies for billboard use; and

WHEREAS, the previous 10 year contract with Lamar Advertising expired, and requests for proposals were sent on December 9, 2010, to multiple billboard advertising companies in the region; and

WHEREAS, McMinn County received proposals from Lamar Advertising and East-West Media, Inc.; and

WHEREAS, after tabulating rent over a 10 year period of time, the proposal by East-West Media would be no less than \$27,000 while the proposal by Lamar Advertising would result in profits not exceeding \$25,220.08.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 3rd DAY OF FEBRUARY 2011, that this Commission does hereby approve a 10 year contract with East-West Media for billboard advertising, AND FURTHERMORE, authorizes the County Mayor to execute all necessary documents to fulfill the intentions of this resolution.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

D. A Resolution to Approve Purchase Over \$10,000 for a Bulldozer to be Used at the Landfill.

Mr. Luallen presented and explained the following resolution to approve purchase over \$10,000 for a used bulldozer to be used at the Landfill, as well as a copy of the documentation required to comply with the financial management policy and procedures. Mr. Gentry added that this would be funded from the Waste Connections designated reserve fund.

RESOLUTION NO. 11-004

A RESOLUTION TO APPROVE PURCHASE OVER \$10,000 FOR A BULLDOZER TO BE USED AT THE
LANDFILL

WHEREAS, the McMinn County Landfill wishes to purchase a used bulldozer in to replace a dozer with nearly 17,000 hours of operation time; and

WHEREAS, the bulldozer to be purchased is a 2008 John Deere valued at \$160,500; and

WHEREAS, according to TCA 12-3-1003 and McMinn County financial management policy and procedures, the purchase of used items or equipment valued over \$10,000 may be purchased without public advertisement or competitive bidding provided the price falls within 10% of a documented price range from a nationally recognized publication or a licensed appraiser; and

WHEREAS, Amanda Plank, an AMEA Certified Appraiser of Machinery and Appraisal Company, L.L.C., prepared a Desktop Opinion and declared the fair market value range of the bulldozer to be between \$160,000 and \$170,000

WHEREAS, the documented price of the bulldozer is \$160,500, which is within 10% threshold provided by the code.

WHEREAS, the funding for this purchase shall come from Waste Connections designated reserve fund.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 3rd DAY OF FEBRUARY 2011, that this Commission does hereby approve the purchase of a bulldozer for the McMinn County landfill.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

7. REVIEW AND APPROVAL OF CONTRACTS

A. A Resolution to Approve a Contract with David E. Musacchio & Associates Consulting, Inc. to Replace the Security Electronics System in the McMinn County Justice Center.

Mr. Gentry presented and explained the following resolution to approve a contract with David E. Musacchio & Associates Consulting Inc. to replace the security electronics system in the McMinn County Justice Center.

RESOLUTION NO. 11-005

A RESOLUTION TO APPROVE A CONTRACT WITH DAVID E. MUSACCHIO & ASSOCIATES CONSULTING, INC. TO REPLACE THE SECURITY ELECTRONICS SYSTEM IN THE MCMINN COUNTY JUSTICE CENTER

WHEREAS, McMinn County wishes to enter into a contract with Musacchio & Associates for consulting regarding the security electronics system at the jail; and

WHEREAS, Musacchio & Associates proposes to provide plans, specifications and other necessary documentation in order for McMinn County to issue a request for proposal from qualified firms to replace, and expand where necessary, the complete security electronics system at the existing jail facility; and

WHEREAS, due to the existing security electronics system functioning as part of the Simplex Fire Alarm system, the county will replace the fire alarm system as well, and Musacchio & Associates will coordinate the final design so that the two systems can be installed at the same time; and

WHEREAS, Musacchio & Associates will provide consultation services during the warranty period for the system as well as assistance with bidding, inspection during construction, commissioning and staff training in system operation; and

WHEREAS, Musacchio & Associates will provide services for \$20,000 but will credit McMinn County \$12,000 previously paid to Cope Associates by the county for services provided by Musacchio during the justice center project, which will bring the total outstanding cost to the county to \$8,000.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 3rd DAY OF FEBRUARY 2011, that this Commission does hereby approve the contract with David E. Musacchio & Associates, Inc. for a total outstanding cost of \$8,000.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

B. A Resolution to Approve a Contract with Cope Associates to Provide Zero Billing Fee Services for Improvements to the McMinn County Health Department and Settle Architectural Fee Issues with the Justice Center Expansion.

Mr. Gentry presented and explained the following resolution to approve a contract with Cope Associates to provide zero billing fee services for improvements to the McMinn County Health Department and settle architectural fee issues with the Justice Center Expansion. Mr. Gentry said that this was a way to recover fees and still preserve the relationship and the design work in case this project goes forward. Mr. Gentry added that this was approved by the County Attorney.

Resolution No. 11-006

A RESOLUTION TO APPROVE A CONTRACT WITH COPE ASSOCIATES TO PROVIDE ZERO BILLING FEE SERVICES FOR IMPROVEMENTS TO THE McMINN COUNTY HEALTH DEPARTMENT AND SETTLE ARCHITECTURAL FEE ISSUES WITH THE JUSTICE CENTER EXPANSION

WHEREAS, Cope Associates wishes to enter in to a no charge or zero billing fee agreement with McMinn County to credit back architectural fees to McMinn County for the Justice Center project; and

WHEREAS, architectural fees for the McMinn County Justice Center were reduced as the result of a lower than expected bid contract, which in turn resulted in reduced architectural fees; and

WHEREAS, McMinn County agrees that, in lieu of a partial fee refund, Cope will provide services for the Health Department contract at no charge; and

WHEREAS, if the Justice Center project should resume Cope will reduce their fees for such project by \$40,000, and should that project not resume, Cope and McMinn County have agreed to be equal and final on all remaining fees associated with the Justice Center.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 3rd DAY OF FEBRUARY 2011, that this Commission does hereby approve the contract with Cope Associates to provide zero billing fee services.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

C. A Resolution to Approve Emergency Medical Services Contract.

Mr. Gentry presented the following resolution to approve the emergency medical services contract and added that this was approved by the Emergency Services Committee.

Resolution No. 11-007

A RESOLUTION TO APPROVE EMERGENCY MEDICAL SERVICES CONTRACT

WHEREAS, McMinn County has followed proper procedures to issue a request for proposals from interested emergency service providers; and

WHEREAS, McMinn County Emergency Services Committee has evaluated the proposals and in seeking the best interest of its citizens' clinical and financial interests recommends awarding American Medical Response (AMR) a five-year contract commencing at 12:00 am, March 9, 2011;

WHEREAS, AMR agrees to provide services as described in their proposal for a \$0 subsidy; and

WHEREAS, this contract is exclusive for 911 calls only and non-exclusive for non-emergency calls; and

WHEREAS, McMinn County retains its right under state law to enter in to exclusive contracts for emergency and non-emergency EMS services.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 3RD DAY OF FEBRUARY 2011, that this Commission does hereby award the ambulance contract to American Medical Response (AMR), the public welfare requiring it.

AND FURTHER RESOLVES, to grant authority to the County Mayor to execute the necessary documents to consummate the lawful intentions of this resolution.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

In response to someone in the audience, Chairman Crews said that there was opportunity for the audience to participate earlier.

Motion carried with two dissenting votes by Commissioner McPhail and Commission Powers.

8. APPROVAL OF BUDGET AMENDMENTS

Mr. Luallen presented the following budget amendment, a copy of which was provided to each Commissioner. Mr. Luallen added that this was also approved by the Board of Education.

Fund: Federal Projects # 142 – IDEA – Part B 10.21 # 90R Date: December 9, 2010

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Federal Revenue	Special Ed – Grants to States	47143	188,618.55	
Special Education	Teachers	71200-116		39,456.00
“	Educational Assistants	71200-163		97,778.55
“	Social Security	71200-201		8,509.00
“	State Retirement	71200-204		10,115.00
“	Life Insurance	71200-206		572.00
“	Medical Insurance	71200-207		30,093.00
“	Employer Medicare	71200-212		1,990.00
“	Other Fringe Benefits	71200-299		105.00

EXPLANATION: To enter the IDEA – Part B 10.21 carryover budget that was approved by the State November 22, 2010

MOTION made by Commissioner Simpson, and seconded by Commissioner Masingale, to approve this budget amendment.

Motion carried by roll call vote, as recorded:

- Scott Curtis – Aye
- Dale Holbrook – Aye
- Tim King – Aye
- Roger Masingale – Aye
- Gary Mason – Absent
- J. W. McPhail – Aye
- Bob Powers – Aye
- Tad Simpson – Aye
- Charles Slack – Aye
- Chairman David Crews – Aye

9. Woods Memorial Excess Proceeds Annual Report – Mr. Phil Tuggle, Trustee.

Mr. Phil Tuggle, McMinn County Trustee, presented the Woods Hospital District Proceeds Report, a copy of which was provided to each Commissioner. He stated that as of February 1, 2011, McMinn County has received \$3,000,000.00 in proceeds from Woods Hospital District sale and anticipates a payment in the near future. He said that payment will be bid as soon as received by his office. He also added that as with other investment accounts, he said he has seen a steadily declining rate of return from 4.10% in 2008 to 1.75% in 2010. The current balance of \$3,124,793.35 has been invested at .90% for 2011, a good rate in today's market. He said he would continue to maximize our rate of return, but added that right now it is a very soft market. Mr. Tuggle said they sent our eight bids but only received two back but also said he would keep trying. Mr. Tuggle offered to answer any questions, but there were none.

10. COMMENTS FROM THE AUDIENCE

A. Comments by Kelly Shepherd Regarding the VA Clinic.

Mr. Shepherd addressed the Commission concerning his view that not enough is being done to get the VA Clinic built in McMinn County. Mr. Shepherd reviewed the chain of events beginning with over 4,000 McMinn County vets signing papers concerning the need for a VA clinic in our County, which is centrally located to be convenient for surrounding counties. This clinic was approved and monies have been appropriated, but he feels action has stopped in spite of phone calls. Mr. Shepherd asked if our officials have requested a face to face appointment with the federal VA officials. He added that this has been going on for nearly 10 years and while they realize this is a federal project, he said that for each and every local vet, Mayor Gentry is the link between our vets and the federal government. Mr. Shepherd said that if we really want to honor our vets, let's complete this with a VA clinic located in Athens, TN. Mr. Shepherd said that he has requested an appointment with Congressman Duncan and added that he is willing to go to Washington, D. C. if necessary. He asked Mayor Gentry and the Commission for their help to "push it" and get this clinic here.

Chairman Crews responded by telling everyone that they would also be willing to travel to Washington, DC or anywhere else. He also said that Mayor Gentry has made numerous calls to the Veterans Administration, Congressmen and Senators and added that Mr. Shepherd may not be aware of all the actions taken. Chairman Crews welcomed Kelly Shepherd's help.

Mayor Gentry said that this has been an exercise in frustration which he has kept the Commission informed of. Mr. Gentry explained that there are five other counties in Tennessee in the same boat that we are in and they are equally frustrated. Mr. Gentry said that these clinics are put out in segments and added that the Rockwood Clinic was built with a different area of appropriation and has nothing to do with us. Mr. Gentry said that Chris Alexander, the Public Relations Officer, will assure anyone who asks that McMinn County has rattled the most chains. Mr. Gentry said Mr. Morales, State VA Director, will be coming to McMinn County and Mr. Gentry said they need help from everyone. Mr. Gentry will let all interested parties know the date as soon as it is scheduled. Mr. Gentry also added that they have been assured that our clinic is not going to Bradley County.

Chairman Crews expressed his appreciation to Mr. Shepherd for his service.

B. Comments by Mr. Dan Chesanow, Resident on County Road 216 in the Blair Estates Concerning Flood Insurance Program.

Mr. Dan Chesanow, resident on County Road 616, who has spoken to the Commission on numerous occasions regarding his concern that McMinn has not yet joined the State's flood insurance program even though it will be mandated in June of 2012. Mr. Chesanow said that he is organizing a new political party "Take Back McMinn," and he said they will be organizing over the next few months. He mentioned they will have a Face Book page, and will be on YouTube. He also said they have contacted the ACLU regarding his concerns. Mr. Chesanow said he is sending letters to owners of flood zone properties who do not live or vote

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here and he mentioned that there were several million dollar properties in Calhoun that may not know “the pickle they’re in.” Mr. Chesanow said we still need to get this done before the upcoming flood and tornado season. Mr. Chesanow said that not making a decision is a decision and he added that the Commission is holding people’s property hostage that they have worked hard for. He said the Commission thinks about the budget, not having any debt, but they don’t think about the citizens.

Chairman Crews told Mr. Chesanow that he didn’t appreciate the threatening letter he received, but Mr. Chesanow said he doesn’t think it was a threatening letter but he did say that he is going to accelerate his efforts because he feels the Commission has done nothing.

Ms. Sheree Calloway, another member of the audience, told Mr. Chesanow that not everyone agrees with him.

11. RESOLUTIONS

A. A Resolution to Close and Remove a .40 mile Portion of County Road 362 from the McMinn County Highway Department Maintenance System.

Mr. Gentry presented the following resolution to close and remove a .40 mile portion of County Road 362 from the McMinn County Highway Department Maintenance System, along with a copy of a memorandum from the Highway Commissioner. Mr. Roy Glass explained this request to the Commissioners and in response to a question from Commissioner Simpson, the County Attorney said that this portion is of no value to any other property owner, but the County Attorney said that the Highway Commissioner could request the County Attorney to bring a suit to remove the gate. Commissioner Simpson observed that in the past when we close a road, they sometimes come back later to question the action. Mr. Gentry said he worries about this type of action because it can handicap a future generation to develop their land, and added that while it is easy to take off the system, it can be much harder to get back on the system because they have to bring the road up to county road standards.

Resolution No. 11-008

A RESOLUTION TO CLOSE AND REMOVE A .40 MILE PORTION OF COUNTY ROAD 362 FROM THE MCMINN COUNTY HIGHWAY DEPARTMENT MAINTENANCE SYSTEM

WHEREAS, McMinn County Highway Commissioner Randall Moss recommends closing and removing a .40 mile portion of County Road 362; and

WHEREAS, the .40 mile section of County Road 362 recommended for closure begins at State Route 307 and extends to a dead end; and

WHEREAS, the section to be removed from the Maintenance System is where the property owner has installed a gate closing off the gravel section of County Road 362, and this road cannot be maintained by the McMinn County Highway Department; and

WHEREAS, County Road 362 on the east side of State Route 307 is paved and will remain on the Maintenance System.

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Resolution No. 11-008 (Cont'd)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 3RD DAY OF FEBRUARY 2011, that this Commission does hereby approve the recommendation of Highway Commissioner Moss to close this .40 mile portion of County Road 362 from the official Highway Department Maintenance List, AND FURTHERMORE, authorizes the County Mayor to execute all necessary documents to fulfill the intentions of this resolution.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

B. A Resolution to Close and Remove County Road 555 from the McMinn County Highway Department Maintenance System.

Mr. Gentry presented the following resolution to close and remove County Road 555 from the McMinn County Highway Department Maintenance System, along with a copy of the request from the Highway Commissioner. Mr. Gentry said that this is a different situation from the resolution just discussed because the widening of Highway 30E has caused the road to be nonexistent.

RESOLUTION NO. 11-009

A RESOLUTION TO CLOSE AND REMOVE COUNTY ROAD 555 FROM THE MCMINN COUNTY HIGHWAY DEPARTMENT MAINTENANCE SYSTEM

WHEREAS, County Road 555, which is 10 feet in width and approximately .10 miles in length, begins at State Route 30-E and ends at a dead end ; and

WHEREAS, improvements by the State of Tennessee Department of Transportation and the widening of Highway 30-E have caused the road to be non-existent; and

WHEREAS, McMinn County Highway Commissioner Randall Moss recommends closing and removing County Road 555 from the Highway Department Maintenance List.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 3RD DAY OF FEBRUARY 2011, that this Commission does hereby approve the recommendation of Highway Commissioner Moss to close and remove County Road 555 from the official Highway Department Maintenance List, AND FURTHERMORE, authorizes the County Mayor to execute all necessary documents to fulfill the intentions of this resolution.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

12. ELECTIONS, APPOINTMENTS AND CONFIRMATIONS

A. A Resolution to Confirm the Appointment of Todd Newman to the Woods Hospital Foundation Board.

Mr. Gentry presented the following resolution to confirm the appointment of Todd Newman to the Woods Hospital Foundation Board, representing the 1st Commission District of McMinn County, as recommended by Commissioner Powers and Commissioner Simpson.

RESOLUTION NO. 11-010

A RESOLUTION TO CONFIRM THE APPOINTMENT OF TODD NEWMAN TO THE WOODS HOSPITAL FOUNDATION BOARD

WHEREAS, the excess proceeds plan, that resulted from the sale of Woods Memorial Hospital District, created a foundation to oversee the proceeds realized from the sale of the hospital district; and

WHEREAS, the excess proceeds plan calls for each of the commission districts to have one appointment on this foundation board to be nominated by the two commissioners from each respective district; and

WHEREAS, each appointment to the Woods Hospital Foundation Board is subject to confirmation by the full McMinn County Commission for a six year term; and

WHEREAS, District One Commissioners Bob Powers and Tad Simpson wish to nominate Todd Newman, a citizen of the First Civil District of McMinn County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 3rd DAY OF FEBRUARY 2011, that this Commission does hereby confirm the appointment of Todd Newman to the Woods Hospital Foundation Board.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

B. A Resolution to Confirm the Appointment of Steve Lee to the Wood Hospital Foundation Board.

Mr. Gentry presented the following resolution to confirm the appointment of Steve Lee to the Woods Hospital Foundation Board, representing the 3rd Commission District, as recommended by Commissioners Masingale and King.

RESOLUTION NO. 11-011

A RESOLUTION TO CONFIRM THE APPOINTMENT OF STEVE LEE TO THE WOODS HOSPITAL FOUNDATION BOARD

WHEREAS, the excess proceeds plan, that resulted from the sale of Woods Memorial Hospital District, created a foundation to oversee the proceeds realized from the sale of the hospital district; and

WHEREAS, the excess proceeds plan calls for each of the commission districts to have one appointment on this foundation board to be nominated by the two commissioners from each respective district; and

WHEREAS, each appointment to the Woods Hospital Foundation Board is subject to confirmation by the full McMinn County Commission for a six year term; and

WHEREAS, District Three Commissioners Roger Masingale and Tim King wish to nominate Steve Lee, a citizen of the Third Civil District of McMinn County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 3rd DAY OF FEBRUARY 2011, that this Commission does hereby confirm the appointment of Steve Lee to the Woods Hospital Foundation Board.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

C. A Resolution to Confirm the Appointment of Connie Lowry to the Woods Hospital Foundation Board.

Mr. Gentry presented the following resolution to confirm the appointment of Connie Lowry to the Woods Hospital Foundation Board, representing the 2nd Commission District, as recommended by Commissioners Mason and Commissioner McPhail.

RESOLUTION NO. 11-012

A RESOLUTION TO CONFIRM THE APPOINTMENT OF CONNIE LOWRY TO THE WOODS HOSPITAL FOUNDATION BOARD

WHEREAS, the excess proceeds plan, that resulted from the sale of Woods Memorial Hospital District, created a foundation to oversee the proceeds realized from the sale of the hospital district; and

WHEREAS, the excess proceeds plan calls for each of the commission districts to have one appointment on this foundation board to be nominated by the two commissioners from each respective district; and

WHEREAS, each appointment to the Woods Hospital Foundation Board is subject to confirmation by the full McMinn County Commission for a six year term; and

WHEREAS, District Two Commissioners Gary Mason and J.W. McPhail wish to nominate Connie Lowry, a citizen of the Second Civil District of McMinn County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 3rd DAY OF FEBRUARY 2011, that this Commission does hereby confirm the appointment of Connie Lowry to the Woods Hospital Foundation Board.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

D. A Resolution to Confirm the Appointment of Eldie Dickey to the Woods Hospital Foundation Board.

Mr. Gentry presented the following resolution to confirm the appointment of Eldie Dickey to the Woods Hospital Foundation Board, representing the 4th Commission District, as recommended by Commissioner Holbrook and Commissioner Slack.

RESOLUTION NO. 11-013

A RESOLUTION TO CONFIRM THE APPOINTMENT OF ELDIE DICKEY TO THE WOODS HOSPITAL FOUNDATION BOARD

WHEREAS, the excess proceeds plan, that resulted from the sale of Woods Memorial Hospital District, created a foundation to oversee the proceeds realized from the sale of the hospital district; and

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Resolution No. 11-013 (Cont'd)

WHEREAS, the excess proceeds plan calls for each of the commission districts to have one appointment on this foundation board to be nominated by the two commissioners from each respective district; and

WHEREAS, each appointment to the Woods Hospital Foundation Board is subject to confirmation by the full McMinn County Commission for a six year term; and

WHEREAS, District Four Commissioners Dale Holbrook and Charles Slack wish to nominate Eldie Dickey, a citizen of the Fourth Civil District of McMinn County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 3rd DAY OF FEBRUARY 2011, that this Commission does hereby confirm the appointment of Eldie Dickey to the Woods Hospital Foundation Board.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

E. A Resolution to Confirm the Appointment of Dr. Brandon Watters to the Woods Hospital Foundation Board.

Mr. Gentry presented the following resolution to confirm the appointment of Dr. Brandon Watters to the Woods Hospital Foundation Board, as recommended by the Doctors' Hospital Board.

RESOLUTION NO. 11-014

A RESOLUTION TO CONFIRM THE APPOINTMENT OF
DR. BRANDON WATTERS TO THE WOODS HOSPITAL
FOUNDATION BOARD

WHEREAS, the excess proceeds plan that resulted from the sale of Woods Memorial Hospital District created a foundation to oversee the proceeds realized from the sale of the hospital district; and

WHEREAS, the excess proceeds plan calls for Doctors' Hospital of McMinn County to have an appointment on this foundation board to be nominated by the Doctors' Hospital Board; and

Cont'd)

Resolution No. 11-014 (Cont'd)

WHEREAS, each appointment to the Woods Hospital Foundation Board is subject to confirmation by the full McMinn County Commission for a six year term; and

WHEREAS, Doctors' Hospital of McMinn County wishes to nominate Dr. Brandon Watters.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 3rd DAY OF FEBRUARY 2011, that this Commission does hereby confirm the appointment of Dr. Brandon Watters to the Woods Hospital Foundation Board.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

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

A. Approval of McMinn County Road List/Map.

Mr. Roy Glass, McMinn County Highway Department, presented an updated McMinn County Road List and Map for approval.

MOTION made by Commissioner Powers, and seconded by Commissioner McPhail, to approve the updated road list/map.

Motion carried by voice vote.

B. Budget Committee – Commissioner Curtis.

Commissioner Curtis said the Budget Committee met a few weeks ago and they approved the Budget calendar for this year.

C. Comments by Commissioner Slack Regarding Flood Insurance.

Commissioner Slack said Mr. Chesanow's comments concerned him, especially since he is a representative for the 4th district. He said that there are differing views regarding flood insurance and he would like to be further educated on this subject. People representing both sides agreed to provide him with documentation.

D. Emergency Services Committee – Commissioner Simpson.

Commissioner Simpson said that the Emergency Services Committee met this past Tuesday night and also before this meeting regarding the ambulance service and the selection was approved by this Commission earlier in this meeting.

14. COMMENTS FROM THE COUNTY MAYOR

A. Meeting with Chairman of Woods Memorial Hospital Board.

Mr. Gentry said that Chairperson Abbott notified him the board is working diligently to wrap things up but there are still Workers' Compensation issues that are active and the Board will stay in tact until these are resolved. Mr. Gentry said that the Board would have to release a partial payment to the county until the Workers' Compensation issue is settled.

B. Additional Comments on VA Clinic.

This issue was discussed earlier in this meeting, but Mr. Gentry said that he is looking forward to the meeting with the State Director. Mr. Gentry said they are aware of our frustration and added that they have frustrations of their own regarding the federal bid process. Mr. Gentry said in the meantime, Senator Alexander's staff and Senator Corker's staff have joined and requested face to face meetings with the VA. Mr. Gentry added that he is proud of our passionate military community and added that even though we are the 24th or 25th largest county, we rank number seven in veterans' benefits which shows the commitment of our Veteran community.

15. APPROVAL OF NOTARY APPLICATIONS

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

Notary Applications for January and February 2011

Laura Armstrong
Wilma J. Armstrong
Joanne Arnett
Kristine Boggess
M. B. Boyd
Andrea N. Bredwell
William A. Buckley Jr.
Larry D. Cantrell
Whitney D. Dalton
Wallace R. Drake
Mary Rosetta Fiegle
Jennifer M. Glaze
Michael H. Graves
Carolyn J. Hobbs
Jolynn Hockman
William R. Ingram, Jr.
Regena Martin
Sandy J. Mason
Gwendolyn W. McCowen
Janet B. McKenzie
Nancy Miller
Sarah J. Mizer
Melody R. Naron

(list cont'd on next page)

Notary Applications for January and February 2011 (Cont'd)

Louis M. Pascarella
Kathy S. Sherlin
Bill S. Snow Sr.
Angela M. Thompson
Ann Webb

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

Motion carried by voice vote.

NOTE FOR THE RECORD: Because this Special Call Session was held so early in the month and the regular session (normally scheduled on the third Monday of the month) was cancelled, the following notaries were approved by a phone call to each member of the County Commission on Feb 18, 2011.

Donna K. Black
Angela K. Leitzel
Connie S. Lindner
Debra A. Loftis
Cheryl Malone
April S. Preston
Robin M. Wright

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

None.

17. ADJOURNMENT

There being no other business, Chairman Crews declared the Commission meeting adjourned at 8:25 pm.

EVONNE HOBACK
McMinn County Clerk

Attest:

Deputy Clerk (date)