

The McMinn County Board of Commissioners met in Special Called Session on July 29, 2011, at 12:30 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 McPhail.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner Holbrook.

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. FINAL APPROVAL OF THE FY 2011-2012 BUDGET

Mr. Luallen referred to his memorandum, dated July 29, 2011, with six enclosures which he reviewed with the Commissioners.

The first enclosure is a Resolution to Approve the Final Step in the Budgetary Process for FY 2011-2012 as follows:

RESOLUTION NO. 11-087

**A RESOLUTION TO APPROVE FINAL STEP IN BUDGETARY PROCESS
FOR FY 2011-2012**

WHEREAS, as required by Tennessee Code Annotated the final step in the budgetary process for FY 2011-12 includes approval of Summary of Proposed Operations, FY 2011-2012 Tax Summary, Resolution making Appropriations, and Resolution Fixing the Tax Levy of McMinn County, Tennessee for FY beginning July 1, 2011 and Legal Notice of Non-Profit Non-Charitable organizations; and

WHEREAS, in accordance to Tennessee Code Annotated, McMinn County Budget Committee recommends approval of the Proposed Budget Process for FY 2011-12.

(Cont'd)

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN THIS SPECIAL CALLED SESSION ON THIS THE 29th DAY OF JULY 2011, that this Commission does hereby approve the final step in the budgetary process for FY 2011-12.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

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

The above resolution approves the following two budget resolutions which are spread in the minutes as follows:

RESOLUTION NO. 11-088

RESOLUTION MAKING APPROPRIATIONS FOR THE VARIOUS FUNCTIONS,
ACTIVITIES, DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES
OF MCMINN COUNTY, TENNESSEE, FOR THE FISCAL YEAR BEGINNING
JULY 1, 2011 AND ENDING JUNE 30, 2012

Section 1. BE IT RESOLVED by the County Commission of McMinn County duly authorized, established and functioning in accordance with Chapter 325 of the Public Acts of 1981 of the State of Tennessee, assembled in called session on this 29TH day of July, 2011, that the amounts hereinafter set out are hereby appropriated for the purposes of meeting the expense of the various functions, activities, departments, institutions, offices and agencies of McMinn County, Tennessee, and for capital outlay during the fiscal year beginning July 1, 2011, and ending June 30, 2012, according to the following schedule.

(Cont'd)

FROM THE GENERAL FUND # 101

GENERAL GOVERNMENT

County Commission	\$ 128,157
County Mayor	221,015
County Attorney	36,704
Election Commission	222,747
Register of Deeds	47,709
Planning Commission	50,680
County Buildings	<u>382,564</u>
 TOTAL GENERAL GOVERNMENT	 \$ <u>1,089,576</u>

FINANCE

Accounting and Budgeting	\$ 513,229
Purchasing (Fuel)	10,000
Property Assessor's Office	413,583
Office of County Trustee	36,785
Office of County Clerk	541,548
Other Finance (Auditing)	<u>39,700</u>
 TOTAL FINANCE	 \$ <u>1,554,845</u>

ADMINISTRATION OF JUSTICE

Circuit Court	\$ 70,630
General Sessions Court	233,920
Drug Court	13,000
Chancery Court	<u>251,661</u>
 TOTAL ADMINISTRATION OF JUSTICE	 \$ <u>569,211</u>

PUBLIC SAFETY

Courtroom Security	\$ 156,420
Sheriff's Department	1,486,795
Special Patrols (SRO)	113,719
Sexual Offender Registry	3,000
Jail	1,917,387
Juvenile Services	304,376
Work Release Program (Community Service)	48,519
Fire Prevention and Control	89,905
Civil Defense	297,783
Rescue Squad	8,100
Other Emergency Management	240,730
County Medical Examiner	<u>47,100</u>
 TOTAL PUBLIC SAFETY	 \$ <u>4,713,834</u>

(Cont'd)

PUBLIC HEALTH AND WELFARE

Local Health Center	\$ 545,386	
Ambulance Service	9,900	
Other Local Health Services	70,661	
General Welfare Assistance	11,132	
Waste Removal (Litter Grant)	39,298	
Keep McMinn Beautiful	<u>36,282</u>	
TOTAL PUBLIC HEALTH AND WELFARE		\$ <u>712,659</u>

SOCIAL CULTURAL AND RECREATIONAL SERVICES:

Libraries	\$ 144,761	
Parks	91,240	
Other Social, Cultural & Recreational	<u>1,073</u>	
TOTAL SOCIAL CULTURAL AND RECREATIONAL SERVICES:		\$ <u>237,074</u>

AGRICULTURE AND NATURAL RESOURCES:

Agricultural Extension Service	\$ 135,333	
Soil Conservation	<u>18,333</u>	
TOTAL AGRICULTURE AND NATURAL RESOURCES		\$ <u>153,666</u>

OTHER GENERAL GOVERNMENT:

Tourism	\$ 59,500	
Industrial Development	94,733	
Airport	48,000	
Veterans' Services	79,710	
Other Charges	280,000	
Employee Benefits	<u>170,000</u>	
TOTAL OTHER GENERAL GOVERNMENT		\$ <u>731,943</u>

TOTAL GENERAL FUND \$ 9,762,808

FROM THE DRUG CONTROL FUND # 122

Drug Enforcement	\$ <u>180,053</u>	
TOTAL DRUG CONTROL FUND		\$ <u>180,053</u>

FROM THE ROAD AND BRIDGE FUND # 131

Administration	\$ 180,716
Highway & Bridge Maintenance	1,961,774
Operation & Maintenance	614,642
Other Charges	186,368
Employee Benefits	569,231
Capital Outlay	642,097
Debt Service	<u>1,000</u>
TOTAL ROAD AND BRIDGE FUND	<u>\$ 4,155,828</u>

FROM THE GENERAL PURPOSE SCHOOL FUND # 141

Regular Education Program	\$ 18,240,085
Alternate Instruction Program	176,088
Special Education Program	2,228,352
Vocational Education Program	1,983,621
Other	85,000
Attendance	161,739
Health Services	175,000
Other Student Support	988,123
Regular Education Program Support	1,831,650
Special Education Program Support	291,507
Vocational Education Support	150,545
Other Programs (Vocational Rehab)	64,999
Board of Education Services	734,266
Office of the Superintendent	310,167
Office of the Principal	2,190,076
Operation of Plant	2,935,682
Maintenance of Plant	1,131,659
Transportation	2,086,190
Pre-School	1,004,197
Regular Capital Outlay	<u>474,000</u>
TOTAL GENERAL PURPOSE SCHOOL FUND	<u>\$37,242,946</u>

FROM THE SCHOOL FEDERAL PROJECTS FUND # 142

Regular Education Program	\$ 1,224,774
Alternative Instruction Program	31,263
Special Education Program	1,627,788
Vocational Education Program	92,049
Other Student Support	55,167
Regular Education Program Support	1,009,740
Special Education Program Support	177,052
Vocational Education Program	1,775
Transportation	179,332
Transfers Out	<u>357,625</u>
TOTAL SCHOOL FEDERAL PROJECTS FUND	<u>\$ 4,756,565</u>

(Cont'd)

FROM THE SCHOOLS CENTRAL CAFETERIA FUND # 143

Food Services	<u>\$ 2,866,100</u>
TOTAL SCHOOLS CENTRAL CAFETERIA FUND	<u>\$ 2,866,100</u>

FROM

THE OTHER CAPITAL PROJECTS FUND # 189

General Administration Projects	\$ 875,000
Administration of Justice Projects	167,821
Public Health Projects	350,000
Other General Government Projects	450,000
Highway Capital Projects	500,000
Education Capital Projects	981,900
Transfers Out	<u>1,065,279</u>
TOTAL OTHER CAPITAL PROJECTS FUND	<u>\$ 4,390,000</u>

FROM THE SOLID WASTE ENTERPRISE FUND # 207

Landfill Operation & Maintenance	\$ 1,325,550
Other Waste Disposal (Landfill Development)	200,000
Landfill Post Closure Care Costs	76,000
Other Charges	37,800
Employee Benefits	<u>123,980</u>
TOTAL SOLID WASTE ENTERPRISE FUND	<u>\$ 1,763,330</u>

Section 2. BE IT FURTHER RESOLVED, that the appropriations from each fund are made contingent on the available revenues and surplus. If the revenues actually received for the year 2011-2012, together with any existing surplus in such fund, or less any existing deficit in such fund, shall be less than the aggregate amount herein appropriated from such fund, then the expenditures herein authorized shall be reduced so as not to exceed such amount.

Section 3. BE IT FURTHER RESOLVED, that the appropriation for the School Department from local sources is in the amount of \$11,074,512 which will be paid by McMinn County from the tax levy, sales tax and other revenues. The remaining balance of \$25,284,423 which is shown in the budget is an estimated amount which is to be received from the State and Federal Governments provided our Local School System meets certain qualifying standards as set up by said State and Federal Governments, and is not an appropriation from McMinn County. If the revenues actually received from the State and Federal Governments are less than the estimated amounts shown then the expenditures herein authorized to be paid from such sources shall be reduced so as not to exceed the amount actually received.

(Cont'd)

Section 4. BE IT FURTHER RESOLVED, that there are also hereby appropriated certain portions of the commissions and fees for collecting taxes and licenses and for administering other funds which the County Trustee, County Clerk, Circuit Court Clerk, County Register, Sheriff and the Clerk and Master and their officially authorized deputies and assistants may severally be entitled to receive under state laws heretofore and hereafter enacted. Expenditures out of commissions, and/or fees collected by the County Trustee, County Clerk, Clerk and Master, County Register and the Sheriff may be made for such purposes and in such amounts as may be authorized by existing law or by valid order of any court having power to make such authorizations. Any excess commissions and/or fees collected over and above the expenditure duly and conclusively authorized to be paid there-from shall be paid over to the County Trustee to the credit of the County General Fund as provided by law.

Section 5. BE IT FURTHER RESOLVED, that the School Funds which are received by the County and which are to be apportioned to City Schools within the County shall be paid over to the Cities by the County Trustee in accordance with existing law.

Section 6. BE IT FURTHER RESOLVED, that the County Mayor is hereby authorized to borrow money on tax anticipation notes provided such notes are first approved by the Director of Local Finance, to pay the expenses herein authorized until the taxes and other revenues for the fiscal year 2011-2012 have been collected, not to exceed 60% of the appropriations. The proceeds of loans for each of the individual funds shall be used only to pay the expenses and other requirements of the fund for which the loan is made and the loan shall be paid out of revenues of the fund for which money is borrowed. The notes evidencing the loans authorized under this section shall be issued under the authority of TCA-9-21-801 et. seq. Said notes shall be signed by the County Mayor and countersigned by the County Clerk with the seal of the County attached thereto, and shall mature and be paid in full without renewal not later than June 30, 2012.

Section 7. BE IT FURTHER RESOLVED, that any appropriation made by this resolution which covers the same purpose for which a specific appropriation is made by statute is made in lieu of, but not in addition to, said statutory appropriation. The salary, wages or other remuneration of each officer, employee or agent of the County shall not be in excess of the amount authorized by existing law or as provision for such salaries wages or other remuneration hereby authorized shall in no case be construed as permitting expenditures for any Department, Agency, Office, or Division of the County in excess of that appropriated herein for such Department Agency, Office or Division of the County. Such appropriation shall constitute the limit to the expenditures of any Department, Agency, Office or Division of the County for the fiscal year beginning July 1, 2011, and ending June 30, 2012. All purchases, expenditures and obligation, against the amounts herein appropriated shall be made in accordance with existing laws governing same.

Section 8. BE IT FURTHER RESOLVED, that the delinquent county property taxes for the year 2010 and prior years and the interest and penalty hereon collected during the year ending June 30, 2012, shall be apportioned to the various county funds according to the subdivision of the tax levy for the year 2010. The Clerk and Master, the County Trustee, and the Director of Finance are hereby authorized and directed to make such apportionment accordingly.

Section 9. BE IT FURTHER RESOLVED, that all unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse, and be of no further force and effect at the end of the fiscal year at June 30, 2012.

(Cont'd)

Section 10. BE IT FURTHER RESOLVED, that the following non-profit organizations are included in the appropriations from the General Fund # 101. The funding amounts are detailed below per the requirement of the State of Tennessee, Comptroller of the Treasury. Payments to these non-profit organizations may not exceed the amount appropriated.

McMinn County Rescue Squad	\$ 3,050.00
Etowah Rescue Squad	3,050.00
Englewood Rescue Squad	1,000.00
Claxton Rescue Squad	1,000.00
TEAM Evaluation Center	4,598.00
Hiwassee Mental Health	3,500.00
Tri-County Center	5,250.00
McMinn Senior Citizens	7,500.00
Etowah Senior Citizens	2,500.00
Contact of McMinn, Monroe, & Meigs County	600.00
Behavioral Research Institute	1,260.00
Southeast Tennessee Human Resource Agency	6,272.00
McMinn County Library Board	144,761.00
McMinn Historical Society	1,073.00
Tennessee Overhill Heritage	17,000.00
McMinn County Economic Development Authority	<u>60,000.00</u>
<u>TOTAL NON-PROFIT FUNDING</u>	<u>\$262,414.00</u>

Section 11. BE IT FURTHER RESOLVED, that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 2011. This resolution shall be spread upon the minutes of the County Commission.

PASSED THIS 29th DAY OF JULY, 2011

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

Resolution No. 11-089

**RESOLUTION FIXING THE TAX LEVY FOR MCMINN COUNTY, TENNESSEE
FOR THE FISCAL YEAR BEGINNING JULY 1, 2011**

Section I. BE IT RESOLVED, by the McMinn County Commission of McMinn County, Tennessee, assembled in called session on this the 29th day of July, 2011, that the combined property tax for McMinn County, Tennessee, for the fiscal year beginning July 1, 2011, shall be \$1.5553 on each hundred dollars of assessed taxable property within said County.

The total tax rate of \$1.5553 on each one hundred dollars of assessed taxable property herein fixed is to provide revenue for each of the following funds and otherwise conform to the following levies:

General Fund	\$.3291
Road & Bridge Fund	.1217
McMinn School Fund	.5989
Athens School Fund	.1574
Etowah School Fund	.0298
Other Capital Projects Fund	<u>.3184</u>
 TOTAL	 <u>\$ 1.5553</u>

Section II. BE IT FURTHER RESOLVED that the McMinn County Trustee is hereby authorized to prepare tax statements for Fiscal Year 2011-2012 "rounded off" to the nearest full dollar amount as authorized by TCA 67-5-102.

Section III. BE IT FURTHER RESOLVED, that the assessment was based on the Property Assessment and Classification Act of 1973 as follows:

Farm & Residential Property	25%
Personal Property	30%
Industrial & Commercial Property	40%
Public Utilities	55%

Section IV. BE IT FURTHER RESOLVED, that there is hereby levied by and for the use of McMinn County, Tennessee, a Business Tax upon merchants and other vocations, occupations and businesses, doing a business, or exercising a taxable business in McMinn County, Tennessee, under the Business Tax Act of 1971, State of Tennessee. In accordance with said Act, the business taxes hereby levied shall be in the same amount as are levied by the State of Tennessee, and proceeds of said tax herein levied shall accrue to the various funds as designated by the County Commission, except where otherwise provided by statute.

Section V. BE IT FURTHER RESOLVED, that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 2011. This resolution shall be spread upon the minutes of the County Commission.

PASSED THIS 29th DAY OF JULY, 2011.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

6. APPROVAL OF BIDS AND PURCHASES

A. A Resolution to Approve the Contract Between McMinn County and Securus Technologies for Inmate Telephone Service at the McMinn County Justice Center.

Mr. Luallen presented the following resolution to approve the contract between McMinn County and Securus Technologies for inmate telephone service at the Justice Center, as well as a letter of recommendation from the Sheriff.

RESOLUTION NO. 11-090

A RESOLUTION TO APPROVE THE CONTRACT BETWEEN
MCMINN COUNTY AND SECURUS TECHNOLOGIES FOR
INMATE TELEPHONE SERVICE AT THE
MCMINN COUNTY JUSTICE CENTER

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 Securus Technologies to supply inmate telephone service to the McMinn County Justice Center; and

WHEREAS, the term of this contract is for a three-year term, the period commencing upon the completion of installation of all equipment specified in the attached agreement; and

WHEREAS, McMinn County shall receive 65% of gross collectibles.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN CALLED SESSION ON THIS THE 29th DAY OF JULY 2011 THAT THIS commission does hereby agree to enter into the contract with Securus Technologies.

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

(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 McPhail, to approve this resolution.

In response to a question from Commissioner Simpson, Mr. Luallen said that the percentage of gross collectibles that McMinn County received from the former system was 44%, and added that the former vendor increased the percentage to 58% on this bid.

Motion carried by voice vote.

B. Proposed Resolution to Approve and Award the Bid of a Diesel Tractor with Cab to Dooley Tractor Company, Inc.

Mr. Luallen said that the Highway Commissioner has requested to withdraw this resolution to allow for further consideration.

C. A Resolution to Reject the Bids for Two 60” Rotary Mowers.

Mr. Luallen presented the following resolution to reject the bids for two 60” Rotary Mowers. The Highway Commissioner wishes to reject the quotes received on July 21, 2011 and have the item re-bid with more defined and exact specifications.

RESOLUTION NO. 11-091

A RESOLUTION TO REJECT THE BIDS FOR TWO 60” ROTARY MOWER

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

WHEREAS, Randall Moss, Highway Commissioner, requested the purchase of two 60” Rotary Mowers, for use by the McMinn County Highway Department 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, Highway Commissioner Randall Moss has rejected the bids and asked that the mowers be re-bid with more defined and exact specifications.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN CALLED SESSION THIS THE 29th DAY OF JULY 2011, 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 Hoback)
County Clerk

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

Motion carried by voice vote.

D. A Resolution to Reject Bids for Transport and Treatment of McMinn County Landfill Leachate.

Mr. Luallen presented the following resolution to reject bids for transport and treatment of McMinn County Landfill Leachate. The Landfill Supervisor has rejected the bids based on the Landfill Committee's recommendation to reject and re-bid for haul charges only.

RESOLUTION NO. 11-092

A RESOLUTION TO REJECT BIDS FOR TRANSPORT AND TREATMENT OF MCMINN COUNTY LANDFILL LEACHATE

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

WHEREAS, Stan Moses, Landfill Supervisor, requested the bid for pumping and hauling of non-hazardous waste water at the McMinn County Landfill 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, Landfill Supervisor, Stan Moses, has rejected the bids based on the Landfill Committee's recommendation to reject and re-bid for haul charges only.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN CALLED SESSION THIS THE 29th DAY OF JULY 2011, that this Commission does hereby approve the recommendation of the Landfill Supervisor.

(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 King, to approve this resolution.

Motion carried by voice vote.

7. REVIEW AND APPROVAL OF CONTRACTS

A. A Resolution to Enter an Agreement with the Southeast Tennessee Development District to Provide Planning Services.

Mr. Gentry presented and explained the following resolution to enter an agreement with the Southeast Tennessee Development District (SETDD) to provide planning services. Mr. Gentry added that this has been endorsed by the McMinn County Planning Commission. The SETDD currently provides the county's primary grant writing and management services and Mr. Gentry stated combining these services should result in better service.

RESOLUTION NO. 11-093

A RESOLUTION TO ENTER AN AGREEMENT WITH THE
SOUTHEAST TENNESSEE DEVELOPMENT DISTRICT TO PROVIDE
PLANNING SERVICES

WHEREAS, McMinn County was previously contracted with the Tennessee Local Planning Office to provide technical expertise in issues of planning; and

WHEREAS, due to budget constraints, the State of Tennessee dissolved the Office of Local Planning leaving a void; and

WHEREAS, the SETDD has agreed to provide local planning services to McMinn County for \$11,250 a year, the same rate the county was paying Tennessee Local Planning; and

WHEREAS, the McMinn County Regional Planning Commission has recommended McMinn County enter into a contract with SETDD for a 24 month period for a total cost of \$22,500; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 29th DAY OF JULY 2011, does approve entering into a contract with SETDD to provide planning services, 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 Simpson, and seconded by Commissioner Powers, to approve this resolution.

Motion carried by voice vote.

B. A Resolution to Approve the Contract Between McMinn County and the State of Tennessee Department of the Military and Tennessee Emergency Management Agency, for Funding of Emergency Preparedness.

Mr. Luallen presented the following resolution to approve the contract between McMinn County and the State of Tennessee Department of the Military and Tennessee Emergency Management Agency, for funding of emergency preparedness, and Mr. Luallen added that this has Emergency Services Committee approval.

Resolution No. 11-094

A RESOLUTION TO APPROVE THE CONTRACT BETWEEN
MCMINN COUNTY AND THE STATE OF TENNESSEE DEPARTMENT OF THE MILITARY AND
TENNESSEE EMERGENCY MANAGEMENT AGENCY,
FOR FUNDING OF EMERGENCY PREPAREDNESS

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

(Cont'd)

Resolution No. 11-094 (Cont'd)

WHEREAS, McMinn County desires to enter into contract with Tennessee Emergency Management Agency to acquire \$32,500.00 in grant funding applicable to the administrative duties of the McMinn County Director of Emergency Management; and

WHEREAS, the term of this contract is for the period commencing on October 1, 2010 and ending on December 31, 2011.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 29th DAY OF JULY 2011 that this Commission does hereby agree to enter into contract with Tennessee Emergency Management Agency to receive grant funding of \$32,500.00 for Emergency Management Assistance.

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

(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 Masingale, to approve this resolution.

Motion carried by voice vote.

In response to a question from Commissioner McPhail concerning a resolution approved earlier in this meeting, Mr. Gentry stated that the last paragraph was a typographical "cut & paste" error, and this has been corrected in the final resolution.

8. APPROVAL OF BUDGET AMENDMENTS

Mr. Luallen presented two budget amendments from General Fund # 101, a copy of which was provided to each Commissioner. Mr. Luallen added that these have no effect on the general budget.

Fund: General Fund # 101

Date: June 29, 2011

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Charges for Current Services	Sexual Offender Regis- tration Fee	43395	1,000.00	
Sexual Offender Registry	Law Enforcement Supplies	54160-431		1,000.00

EXPLANATION: To budget additional revenue and expenditures related to Sexual Offender Registry in FY 10 – 11.

Fund: General # 101

Date: June 29, 2011

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Reserve	Unassigned Fund Balance	39000	2,850.00	
Courtroom Security	Other Supplies & Materials	53920-499		2,850.00

JOURNAL ENTRY REQUIRED

Reserve	Restricted for Courtroom Security	39123	2,850.00	
Reserve	Unassigned Fund Balance	39000		2,850.00

EXPLANATION: To budget for additional expenditures in FY 10-11 from Restricted Reserve for Courtroom Security. No effect on General Budget.

MOTION made by Commissioner Holbrook, and seconded by Commissioner Masingale, to approve these budget amendments.

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. COMMENTS FROM THE AUDIENCE

A. Comments by Sheree Calloway.

A faithful attendee at Commission meetings, Sheree Calloway, said she was sorry that she and her husband had missed the July regular session because of a trip to Washington, D.C.

10. RESOLUTIONS

A. A Resolution to Issue a 30-Day License Renewal for Rural/Metro as a Non-Emergency Ambulance Service Provider in McMinn County.

Mr. Gentry said that the proposed resolution that was submitted to the Commission was revised by the Emergency Services Committee as follows, to allow for more fact finding on Medicare balance billing and a better definition of interfacility transfers and emergency status.

RESOLUTION No. 11-095

A RESOLUTION TO ISSUE A 30-DAY LICENSE RENEWAL FOR RURAL/METRO AS A NON-EMERGENCY AMBULANCE SERVICE PROVIDER IN MCMINN COUNTY

WHEREAS, McMinn County adopted County Ambulance Service Regulations in 2006, as provide by TCA 7-61-103, to ensure professional and responsible EMS service for the citizens of McMinn County: and

WHEREAS, such regulations affect both emergency 911 ambulance services as well as non-emergency ambulance services, and stipulates operation, financial, and management issues that are required for an ambulance serve to operate in McMinn County; and

WHEREAS Rural Metro Ambulance has requested licensure renewal to operate as a convalescent non-emergency ambulance service in McMinn County, and has provided documentation as to its fulfillment of all requirements stipulated in McMinn County's Ambulance Service Regulations; and

WHEREAS, there being need for clarification on Medicare balance billing and interfacility transfers, the McMinn County Emergency Services Committee recommends a thirty (30) day extension of the current license; and

WHEREAS, the term of this McMinn County EMS license shall be 30 days, at such time Rural Metro may request license renewal and re-submit its affidavit it meets the qualifications of the McMinn County Ambulance Service Regulations.

THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING THIS 29th DAY OF JULY 2011, that this Commission does hereby approve Rural/Metro Ambulance as a non-emergency ambulance service provider and by passage of this resolution does renew licensure for Rural/Metro Ambulance to provide said service within the corporate limits of McMinn County in accordance to the terms of McMinn County's Emergency Services Regulations for 30 days, the public welfare requiring it.

(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 Curtis, to approve this resolution.

Motion carried by voice vote.

11. ELECTIONS, APPOINTMENTS AND CONFIRMATIONS

A. A Resolution to Confirm the Appointment of Katie Smith to the Board of Directors of Keep McMinn Beautiful.

Mr. Gentry presented the following resolution to confirm the appointment of Katie Smith to the Board of Directors of Keep McMinn Beautiful. Mr. Gentry said that Katie does the Katie's Community Radio Show on WYXI and added that he is pleased to have her willing to serve on the board.

Resolution No. 11-096

A RESOLUTION TO CONFIRM THE APPOINTMENT OF
KATIE SMITH TO THE BOARD OF DIRECTORS OF KEEP MCMINN BEAUTIFUL

WHEREAS, McMinn County has a Keep McMinn Beautiful board to provide educational and civic programs that promote litter cleanup and recycling in McMinn County; and

WHEREAS, as part of its duties and services, Keep McMinn Beautiful plays an important role in the Litter Grant program as required by the Tennessee Department of Transportation; and

WHEREAS, John M. Gentry as McMinn County Mayor, nominates Katie Smith for appointment as a member of the Keep McMinn Beautiful Board of Directors for a term of three years; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION ON THIS 29th DAY OF JULY 2011, that this commission does hereby confirm the appointment of Katie Smith to the Keep McMinn Beautiful Board of Directors.

(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.

Motion carried by voice vote.

B. A Resolution to Confirm the Appointment of Dr. Don Hardison as McMinn County Medical Examiner.

Mr. Gentry presented the following resolution to confirm the appointment of Dr. Don Hardison as McMinn County Medical Examiner, as recommended by the Emergency Services Committee. Mr. Gentry added that Dr. Shelley Griffith resigned as lead medical examiner, but has agreed to stay on as deputy medical examiner.

Resolution No. 11-097

A RESOLUTION TO CONFIRM THE APPOINTMENT OF DR. DON HARDISON AS MCMINN COUNTY
MEDICAL EXAMINER

WHEREAS, the Office of Medical Examiner/Coroner is a statutory office, appointed by the County Mayor, subject to confirmation by the county legislative body; and

WHEREAS, the County Medical Examiner is charged with the investigation of deaths occurring under certain circumstances described by statute and to provide information to law enforcement agencies (TCA 38-7-106 through 38-7-116; and

(Cont'd)

Resolution No. 11-097 (Cont'd)

WHEREAS, County Mayor John Gentry recommends the appointment of Don Hardison, M.D., as McMinn County's Chief Medical Examiner; and

WHEREAS, Don Hardison, M.D. meets the requirements of the office as established by statute and has been a member of the local medical community since 1977; and

WHEREAS, Don Hardison, M.D., shall have the authority to name deputy medical examiners in the event of his absence or otherwise inability to attend a call; and

WHEREAS, this appointment shall become effective August 1, 2011, allowing sufficient time for training and communication with area law enforcement, funeral services and the Tennessee State Medical Examiner's Office.

NOW, THEREFORE, BE IT RESOLVED BY THE MCMINN COUNTY BOARD OF COMMISSIONERS MEETING THIS THE 29th DAY OF JULY 2011, that this Commission does hereby confirm the appointment of Don Hardison, M.D., to the position of Chief Medical Examiner for McMinn County and grants him the authority to appoint competent deputy medical examiners to perform said duties of office in the event of his absence or otherwise inability to perform his duty; and FURTHERMORE, grants authority to the County Mayor to execute documents necessary to secure Dr. Hardison's employment effective August 1, 2011, the public welfare requiring it.

(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.

Motion carried by voice vote.

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

A. Emergency Services Committee – Commissioner Simpson.

Commissioner Simpson said that the Emergency Services Committee met prior to this meeting and made the recommendations that were approved in this meeting.

13. COMMENTS FROM THE COUNTY MAYOR

A. Reapportionment.

Mr. Gentry said that Gary Hayes, CTAS representative, will be here next Monday to go over some of the preliminary numbers and technology we have for reapportionment and added he will be getting back to the Commission after that.

B. FY 2011-2012 Budget Process.

Mr. Gentry said that this has been a painful process this year trying to balance the needs of the departments and the tax burden on our citizens, but added McMinn County has one of the lowest tax burdens in the nation. He also said that being debt free has saved the County millions of dollars in interest payments and if we want to maintain that policy, and growth doesn't turn around, it will be difficult to keep this going, but added that he sees signs of a local economic turnaround. Mr. Gentry said he appreciates the Finance Office staff, the Board of Education's staff, the Department Heads, as well as the Commission. He said he is very proud of McMinn County.

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

None.

15. ADJOURNMENT

There being no other business, Chairman Crews declared the Commission meeting adjourned at 12:45 pm.

EVONNE HOBACK
McMinn County Clerk

Attest:

Deputy Clerk (date)