

The McMinn County Board of Commissioners met in Regular Session on April 15, 2013, 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 Charles Slack.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner Roger Masingale.

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 - Present  
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 March 18, 2013 were provided to the McMinn County Commissioners.

MOTION made by Commissioner Holbrook, and seconded by Commissioner King, to approve the minutes of March 18, 2013.

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 the following resolution to approve and award the Annual Bid for Crushed Stone, along with a letter of recommendation from Stan Moses Landfill Supervisor and a bid summary sheet.

**RESOLUTION NO. 13-039**

**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

Resolution No. 13-039 (Cont'd)

**WHEREAS**, the McMinn County Solid Waste Manager, Stan Moses, requests the purchase of crushed stone for the period of May 1, 2013 through April 30, 2014, 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**, Stan Moses, McMinn County Solid Waste Manager has recommended the bid be awarded to Vulcan Materials Company, the low bidder meeting specifications.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15<sup>th</sup> DAY OF APRIL 2013, that this Commission does hereby approve the recommendation of the Solid Waste Manager.**

(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 and Award the Annual Bid of Hot Mix.

Mr. Luallen presented the following resolution to approve and award the annual bid of Hot Mix, along with the bid summary sheet and a letter of recommendation from the Highway Department.

**RESOLUTION NO. 13-040**

**A RESOLUTION TO APPROVE AND AWARD THE ANNUAL BID OF HOT MIX**

**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 requested to purchase hot mix for the period of May 1, 2013 through April 30, 2014, 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**, Randall Moss, McMinn County Highway Commissioner has recommended the bid be awarded to the low bidder who will be determined by availability at the plant and haul bill of McMinn County trucks at time of purchase.

Resolution No. 13-040 (Cont'd)

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15<sup>th</sup> DAY OF APRIL 2013, 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 King, to approve this resolution.

Motion carried by voice vote.

C. A Resolution to Approve and Award the Annual In-Place Asphalt Bid.

Mr. Luallen presented the following resolution to approve and award the Annual In-Place Asphalt Bid, along with a copy of the letter of recommendation from Commissioner of Highways and the Bid Summary Sheet.

#### RESOLUTION NO. 13-041

#### A RESOLUTION TO APPROVE AND AWARD THE ANNUAL IN-PLACE ASPHALT BID

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

**WHEREAS**, the McMinn County Highway Department requests the purchase of In-Place Asphalt from the low bidder of each grade meeting specifications plus the haul charged to the center of the job for the period of April 1, 2013 through November 30, 2013, 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**, Randall Moss, McMinn County Highway Commissioner has recommended the bid be awarded to the low bidders meeting specifications per each bid item considering haul charges and severance tax per ton, Wright Brothers Construction of Charleston, TN, and Rogers Group, Inc. of Oak Ridge, TN.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15<sup>th</sup> DAY OF APRIL 2013, that this Commission does hereby approve the recommendation of the Highway Commissioner.**

Resolution No. 13-041 (con't)

(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 Mason, to approve this resolution.

Motion carried by voice vote.

D. A Resolution to Declare Obsolete and Damaged Road Signs as Surplus Property.

Mr. Luallen presented the following resolution to Declare Obsolete and Damaged Road Signs as Surplus Property, along with a letter of recommendation from the Highway Commissioner.

RESOLUTION NO. 13-042

A RESOLUTION TO DECLARE OBSOLETE AND DAMAGED  
ROAD SIGNS AS SURPLUS PROPERTY

**WHEREAS**, McMinn County has authority to declare items as surplus that are no longer deemed necessary or adequate to properly perform the duties of county government as prescribed by law; and

**WHEREAS**, the McMinn County Highway Department desires to declare obsolete and damaged signs as surplus property; and

**WHEREAS**, Highway Commissioner Randall Moss requests approval to declare these items as surplus and sell them as salvage metal; and

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15<sup>th</sup> DAY OF APRIL 2013, that this Commission does hereby declare these signs as surplus property.**

(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 voice vote.

7. REVIEW AND APPROVAL OF CONTRACTS

(Cont'd)

A. A Resolution to Approve State Reimbursement Contract Application with State of Tennessee Commission on Children and Youth for FY 2013-2014.

Mr. Luallen presented the following resolution to approve State Reimbursement Contract Application with State of Tennessee Commission on Children and Youth for FY 2013-2014 along with letter of request for contract.

RESOLUTION NO. 13-043

A RESOLUTION TO APPROVE STATE REIMBURSEMENT CONTRACT APPLICATION WITH  
STATE OF TENNESSEE  
COMMISSION ON CHILDREN AND YOUTH FOR FY 2013-14

**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 has previously entered into a contract with the State of Tennessee Commission on Children and Youth to receive funds to be disbursed for developing and improving juvenile court and community alternative to detention; and

**WHEREAS**, it is necessary to apply for and renew the contract with McMinn County for the period July 1, 2013 through June 30, 2014.

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15<sup>th</sup> DAY OF APRIL, 2013, that this Commission does hereby approve application for this grant and gives authority to the County Mayor to execute any and all documents to execute this grant contract with State of Tennessee, Tennessee Commission on Children and Youth for period July 1, 2013 through June 30, 2013.**

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

Attest:

(Orig signed by Evonne Hoback)  
County Clerk

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

Motion carried by voice vote.

B. A Resolution to Approve a Contract Addendum Between McMinn County and Swanson Services Corporation for the Installation of a Cobra Banker Machine for Inmate Commissary Support at the McMinn County Justice Center.

Mr. Luallen presented the following resolution to approve a Contract Addendum between McMinn County and Swanson Services Corporation for the Installation of a Cobra Banker Machine for Inmate Commissary Support at the McMinn County Justice Center along with a letter of recommendation from Sheriff Guy and copy of contract.

Resolution No. 13-044 (con't)

Resolution No.13-044

A RESOLUTION TO APPROVE A CONTRACT ADDENDUM BETWEEN MCMINN COUNTY AND SWANSON SERVICES CORPORATION FOR THE INSTALLATION OF A COBRA BANKER MACHINE FOR INMATE COMMISSARY SUPPORT 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 add an addendum to the current contract with Swanson Services Corporation which will allow the placement of a Cobra Banker machine in the Justice Center to give jail staff the ability to produce debit-style cards for inmates who have a remaining balance on commissary accounts when released; and

**WHEREAS**, the this system will greatly reduce the amount of inmate cash handled by corrections officers by allowing immediate placement of funds on a commissary account when an inmate is booked; and

**WHEREAS**, this system will provide a more secure and efficient means of returning an inmate's funds; and

**WHEREAS**, there is no financial responsibility placed upon the county regarding the placement and use of these machines, only that the county provide a power outlet and an internet line to the machine placement area; and

**WHEREAS**, upon release, inmates will still have the option to receive a check in lieu of the debit card if they so choose; and

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 15<sup>TH</sup> DAY OF APRIL 2013**, that this Commission does hereby agree to this contract addendum with Swanson Services Corporation and FURTHERMORE, authorizes the County Mayor to execute the necessary documents to fulfill the intent of this resolution.

(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 Slack, to approve this resolution.

Motion carried by voice vote.

C. A Resolution Authorizing McMinn County's Participation in a Litter Control Grant for Fiscal Year 2013-14 from the Tennessee Department of Transportation, Highway Maintenance Division; and Authorizing the County Mayor to Administer Activities associated with this grant.

Resolution No. 13-045 (cont'd)

Mr. Luallen presented the following resolution Authorizing McMinn County's Participation in a Litter Control Grant for Fiscal Year 2013-14 from the Tennessee Department of Transportation, Highway Maintenance Division; and Authorizing the County Mayor to Administer Activities associated with this grant.

Authorizing McMinn County's Participation in a Litter Control Grant for Fiscal Year 2013-14 from the Tennessee Department of Transportation, Highway Maintenance Division; and Authorizing the County Mayor to Administer Activities associated with this grant.

RESOLUTION NO. 13-045

A RESOLUTION AUTHORIZING MCMINN COUNTY'S PARTICIPATION IN A LITTER CONTROL GRANT FOR FISCAL YEAR 2013-14 FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION, HIGHWAY MAINTENANCE DIVISION; AND AUTHORIZING THE COUNTY MAYOR TO ADMINISTER ACTIVITIES ASSOCIATED WITH THIS GRANT

WHEREAS, McMinn County has received grant assistance from the Tennessee Department of Transportation for litter control activities in McMinn County, known as the "Litter Grant" since 1986; and

WHEREAS, the award of such a grant requires the authorization and consent of the McMinn County Commission for grant application and contract execution, subject to award by the Tennessee Department of Transportation; and

WHEREAS, the allocation for FY 2013-14 is \$46,900; and

WHEREAS, this body deems the continued administration of litter grant activities as in the best interest of the citizens of McMinn County.

**NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15<sup>th</sup> DAY OF APRIL 2013**, that this Commission authorizes McMinn County's participation in a litter grant in FY 2013-14 with the Tennessee Department of Transportation, the public welfare requiring it, and FURTHER resolves to authorize the County Mayor to execute all necessary documents regarding this grant application.

(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 Slack, to approve this resolution.

Motion carried by voice vote.

8. APPROVAL OF BUDGET AMENDMENT

Fund: General Fund #101

Mr. Luallen presented one General Fund budget amendment, a copy of which was provided to each Commissioner.

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
State of Tennessee	Other State Revenues	46900	1,000.00	
Election Commission	Rentals	51500-351		1,000.00

EXPLANATION: Related to 2012 voting equipment grant from the State of Tennessee Commission of Elections.

MOTION made by Commissioner Mason, and seconded by Commissioner Powers, 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 - Aye
- J. W. McPhail - Aye
- Bob Powers - Aye
- Tad Simpson - Aye
- Charles Slack - Aye
- Chairman David Crews - Aye

Mr. Luallen presented three General Purpose School budget amendments, a copy of which was provided to each Commissioner.

Fund: General Purpose School # 141

Date: March 26, 2013 & April 11, 2013

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
LEAPS- Niota School	Teachers	71600-116	2,800.00	
LEAPS- Niota School	Travel	71600-355	2,000.00	
LEAPS- Niota School	Regular In. Equi.	71600-722		4,800.00
Special Ed. Program	Contracts with Private Ag.	71200-312		4,5990.00
Special Ed. Pro. Sup.	Other Contracted Ser.	72220-399	4,5990.00	
Other Student Sup.	Evaluation & Testing	72130-322-IDEA	252.00	
Regular Instruction Program Support	Other Salaries & Wages	72130-189-IDEA		5,000.00
Regular Instruction Program Support	Social Security	72130-201-IDEA		2,000.00
Regular Instruction Program Support	Retirement	72130-204-IDEA	2,000.00	
Regular Instruction Program Support	Medical Insurance	72130-207-IDEA	5,000.00	
Regular Instruction Program Support	Employer Medicare	72130-212-IDEA		252.00

EXPLANATION: Had School Board approval on April 12, 2013

(Cont'd)

MOTION made by Commissioner Masingale, and seconded by Commissioner Simpson, 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 - Aye  
J. W. McPhail - Aye  
Bob Powers - Aye  
Tad Simpson - Aye  
Charles Slack - Aye  
Chairman David Crews - Aye

Fund: Federal Projects # 142

Date: April 3, 2013

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Vocational Education Program	Maint. & Repair Ser.-Equip.	71300-336	442.24	
Vocational Ed. Program Support	Other Equipment	72230-790		442.24
Special Ed. Program	Teachers	71200-116	30,000.00	
SpECIAL Ed. Program	Contracts with Private Age.	71200-312		30,000.00

EXPLANATION: Had School Board approval on April 12, 2013

MOTION made by Commission Powers, 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 - Aye  
J. W. McPhail - Aye  
Bob Powers - Aye  
Tad Simpson - Aye  
Charles Slack - Aye  
Chairman David Crews - Aye

9. INTRODUCTION OF KATHY KNIGHT, NEW EDA EXECUTIVE VICE PRESIDENT.

Mr. Gentry introduced the new EDA Executive Vice President, Kathy Knight. Mr. Gentry said EDA had a search committee that went nationwide and thought they had their person last fall and even made an offer and Kathy was not even in that batch of applicants. The gentleman that was selected could not take the position so we had to start all over with a new batch of applicants.

Mr. Gentry said that if you talk to anyone on that committee they will tell you had Ms. Knight been in the first batch she would have been offered the position then.

(Cont'd)

Mr. Gentry said that Ms. Knight comes from Loudon County where she has been very active for 13 years working with Loudon County on Industrial Development and Main Stream Programs. Mr. Gentry said that Ms. Knight brings a great knowledge of how the State of Tennessee handles Industrial development as a partner.

Ms. Knight addressed the commission and commended them on their forward thinking and developing the Mount Verd Industrial Park and their commitment to the Economic Development Authority.

Ms. Knight talked about the announcement that came out in the DPA regarding the new HP Pelzer Manufacturing Facility in McMinn County. She was very excited about all the news coverage it had picked up. She said they tried to go for a national field on press release to get as much coverage as possible for McMinn County.

Ms. Knight said they are going to continue to move forward on the development of the park and get a road in there. Ms. Knight told the County Commissioners her door would always be open and looked forward to working with them.

#### 10. COMMENTS FOR THE AUDIENCE

Marvin Kelly 911 Director addressed the commission tonight in regard to Emergency Service Meeting. Mr. Kelly wanted the County Commission to know that he agrees that hiring a consulting firm to do a survey when it comes to hiring an ambulance service is needed.

Mark Workman addressed the commission tonight on noise pollution an ongoing problem that he has been dealing with since August of 2012.

#### 11. RESOLUTIONS

##### A. A Resolution to Establish a McMinn County Parks and Recreation Advisory Board.

Mr. Gentry presented the following resolution to establish a McMinn County Parks and Recreation Advisory Board along with a copy of the Tennessee Department of Environment and Conservation Recreation Educational Services Division Parks and Recreation Benchmarking Program Tier Status Levels Report.

Mr. Gentry said this resolution received approval through the Recreation Committee subject to the following terms: One citizen from each commission district which would be a total of 5, the County Mayor would appoint 2 citizens giving a total of 7 for the board which would serve for a four year term. Once the board is formed they will form the by-laws all, subject to County Commission approval. The purpose of the advisory committee would be to make recommendations on future possible capital outlay, best practices and utilization of recreation assets.

Resolution No. 13-046

#### **A RESOLUTION TO ESTABLISH A McMINN COUNTY PARKS AND RECREATION ADVISORY BOARD**

**WHEREAS**, McMinn County recognizes that quality parks and recreation improve the quality of life and health for those citizens who choose to utilize them; and

**WHEREAS**, in order to receive the best use of local tax payer dollars it is often prudent to use local resources to leverage larger sources of funds through competitive grant programs; and

Resolution 13-046 (Cont'd)

**WHEREAS**, a primary source of recreation grant funding for local governments is the Tennessee Department of Environment and Conservation Recreation Educational Services Division (RES) which strongly recommends that local governments establish a Parks and Recreation Citizens Advisory Board; and

**WHEREAS**, the proposed roles and responsibilities of the McMinn County Parks and Recreation Advisory Board would be to seek best practices, offer advice on facility utilization, suggest capital upgrades and promote highest and best use of facilities; and

**WHEREAS**, the McMinn County Commission's Recreation Committee recommends the establishment of a McMinn County Parks and Recreation Advisory Board with the following membership and terms:

1. Committee shall consist of seven members.
2. The two commissioners from each district shall appoint their district's one representative.
3. The County Mayor shall have two committee appointments.
4. Each committee member shall serve a four year term.

**WHEREAS**, the Recreation Advisory Board (RAB) shall have all by-laws and procedures and amendments to same approved by the McMinn County Commission.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15<sup>TH</sup> DAY OF APRIL 2013**, that this Commission does hereby approve the establishment of McMinn County Parks and Recreation Advisory Board subject to Commission oversight.

(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.

Motion carried by voice vote.

**B. A Resolution to Authorize Initial Values for the sale of Delinquent Tax Property.**

Mr. Gentry presented the following resolution to Authorize Initial Values for the sale of Delinquent Tax Property. Mr. Gentry said there are 8 properties; a \$500.00 minimum was set by the Delinquent Tax Committee. These will be advertised at \$500.00. There will be two different bidding processes. Under the initial process citizens will fill out a bid sheet. After each one comes in they will be notified of what the highest bid was and will have a choice to raise it 10% or higher. Within a specific time it is re-advertised in the paper that we have received firm and legitimate offers for the amount of such and such for these properties. There is another ten day period that citizens have a chance to come and raise that bid. At the end of that ten day period everyone that placed a bid is contacted and given a chance to raise the bid again. This did have Delinquent Tax approval.

Resolution 13-047 (Cont'd)

Resolution No. 13-047

**A RESOLUTION TO AUTHORIZE INITIAL VALUES FOR THE SALE OF DELINQUENT TAX PROPERTY**

**WHEREAS**, TCA Code 67-5-2507 authorizes Tennessee Counties to take possession of delinquent tax properties; and

**WHEREAS**, the county mayor is to arrange the sale of the land as expeditiously and advantageously as possible, working with a committee of four county commissioners to place a fair price on each tract of land; and

**WHEREAS**, the McMinn County Delinquent Tax Committee must set an initial value for delinquent tax property to be sold, with such value to be approved by the entire County Commission if such value is less than the value of the taxes owed against said properties; and

**WHEREAS**, the following initial values have been recommended by the Delinquent Tax Committee:

- |  |                       |    |
|--|-----------------------|----|
| 1. Giles Buchanan<br>c/o Wanda McDaniel            | 03-098-098-027.00     | \$ |
| 2. Bobby James Curtis                              | 04-118A-B-118A-036.00 | \$ |
| 3. First Trust<br>c/o Darrell Mceachron            | 02-057H-D-057H-010.00 | \$ |
| 4. Wallace & Betty Gordon                          | 050-121-121-030.00    | \$ |
| 5. Jeffrey W. Milliron<br>& Gloria Akers           | 01-056M-B-056M-033.00 | \$ |
| 6. Emmitt Arden Richeson<br>& Marilyn Ann Thurman  | 03-068H-B-068H-030.00 | \$ |
| 7. Michael Dale Stratton<br>& Jeannie Lee Stratton | 03-077-077-150.00     | \$ |
| 8. Dushawn Versa                                   | 01-056L-C-056L-004.00 | \$ |

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 15th DAY OF APRIL 2013**, that this Commission does hereby approve the initial values for the above referenced delinquent tax properties and orders them sold to the highest and best bidders, **AND FURTHER** authorizes the County Mayor to execute all paperwork to fulfill the intent of this resolution.

(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 Mason, to approve this resolution.

Motion carried by voice vote.

C. A Resolution to Close and Remove County Road 888 from the McMinn County Highway Department Maintenance System.

Mr. Gentry presented a Resolution to Close and Remove County Road 888 from the McMinn County Highway Department Maintenance System along with a letter of approval from Highway Commissioner Randall\_Moss. Attached also were letters from Jacky Aly, Thomas Joines, and David E Cotey

Resolution No. 13-048 (Cont'd)

General Counsel, Huber Engineered Materials. There was a question about the gate being erected by the County on the letter from Huber. Dan Evans addressed the commission and said that Mark Long was his contact for legal at Huber. He misunderstood and is aware that the County is not going to put up a gate. Mr. Evans said that the three property owners would get together and work out their own agreement as far as a gate is concerned.

RESOLUTION NO. 13-048

**A RESOLUTION TO CLOSE AND REMOVE COUNTY ROAD 888 FROM THE McMINN COUNTY HIGHWAY DEPARTMENT MAINTENANCE SYSTEM**

**WHEREAS**, it has been requested by all property owners neighboring the dead end County Road 888 to close and remove the road from the McMinn County Highway Department Maintenance List; and

**WHEREAS**, this road has become a nuisance to the property owners as a result of loitering and tractor trailers; and

**WHEREAS**, the McMinn County Highway Department has explained to all three property owners, including Huber Corporation, that closure of the road would require removing it from the maintenance list and upkeep of the road would be the property owners' responsibility; and

**WHEREAS**, McMinn County Highway Commissioner Randall Moss recommends closing and removing County Road 888 from the Highway Department Maintenance List; and

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15th DAY OF APRIL 2013**, that this Commission does hereby approve the recommendation of Highway Commissioner Moss to close and remove County Road 888 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.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 18TH DAY OF MARCH 2013, that this Commission does hereby approve to 55% participation on County Road 184 water line extension project subject to AUB budget approval.

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

Attest:

(Orig signed by Evonne Hoback)  
County Clerk

Resolution No. 13-048 (Cont'd)

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

Motion carried by voice vote.

D. A Resolution to Congratulate Judy Brumback on Her Retirement as Deputy Clerk at the McMinn County Clerks Office.

Mr. Gentry presented a resolution to Congratulate Judy Brumback on Her Retirement as Deputy Clerk at the McMinn County Clerk's Office.

Resolution 13-049

**A RESOLUTION TO CONGRATULATE JUDY BRUMBACK ON HER RETIREMENT  
AS DEPUTY CLERK AT THE  
McMINN COUNTY CLERK'S OFFICE**

**WHEREAS**, Judy Brumback has decided to retire as deputy clerk at the McMinn County Clerk's Office after 23 years of dedicated service; and

**WHEREAS**, Judy Brumback's illustrious career has not only included over two decades of service at the McMinn County Clerk's Office but also includes time in our nation's capital working at the Pentagon; and

**WHEREAS**, Judy Brumback paved the way for future clerks by perfecting a unique minutes recording style that is both comprehensive and reader-friendly; and

**WHEREAS**, in her role as deputy clerk, Judy Brumback has made a lasting impact on McMinn County and its citizens by helping preserve the proceedings of McMinn County Government for posterity; and

**WHEREAS**, Judy Brumback's service to the citizens of McMinn County has been characterized by dedication, integrity, courtesy, professionalism and class; and

**WHEREAS**, McMinn County is an overall better place to live because of Judy Brumback's career contributions with the McMinn County Clerk's Office; and

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15<sup>th</sup> DAY OF APRIL 2013**, that this Commission does hereby honor Judy Brumback's efforts in McMinn County Clerk's Office and commends her for the positive impact she has had on McMinn County and furthermore wishes her many years of joyful retirement.

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

Attest:

(Orig signed by Evonne Hoback)  
County Clerk

Resolution No. 13-049 (Cont'd)

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

Motion carried by voice vote.

11. ELECTIONS, APPOINTMENTS AND CONFIRMATIONS

A. A Resolution to confirm the appointment of Allen Carter to the McMinn County Industrial Development Bond Board.

Mr. Gentry present the following resolution to confirm the Appointment of Allen Carter to the McMinn County Industrial Development Bond Board.

Resolution No.13-050

A RESOLUTION TO CONFIRM THE APPOINTMENT OF ALLEN CARTER TO THE McMINN COUNTY INDUSTRIAL DEVELOPMENT BOND BOARD

WHEREAS, McMinn County has an Industrial Development Bond Board to provide for the review of the issuance of industrial development bonds and notes subject to the appropriate rules and regulations as promulgated by the Tennessee Code; and

WHEREAS, state law grants authority to the County Mayor to appoint members to the McMinn County Industrial Development Bond Board upon confirmation by the county legislative body; and

WHEREAS, John M. Gentry as McMinn County Mayor, nominates Allen Carter to serve as a member of the McMinn County Industrial Development Bond Board, for a four year term ending April 2017

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 15<sup>th</sup> DAY OF April 2013, **that this commission does hereby confirm the appointment of Allen Carter to the McMinn County Industrial Development Bond 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 King, to approve this resolution.

Motion carried by voice vote.

B. A Resolution to Confirm the Appointment of Phil Tuggle to the McMinn County Industrial Development Bond Board.

Mr. Gentry presented a Resolution to Confirm the Appointment of Phil Tuggle to the McMinn County Industrial Development Bond Board.

Resolution No. 13-051

A RESOLUTION TO CONFIRM THE APPOINTMENT OF PHIL TUGGLE TO THE McMINN COUNTY INDUSTRIAL DEVELOPMENT BOND BOARD

WHEREAS, McMinn County has an Industrial Development Bond Board to provide for the review of the issuance of industrial development bonds and notes subject to the appropriate rules and regulations as promulgated by the Tennessee Code; and

WHEREAS, state law grants authority to the County Mayor to appoint members to the McMinn County Industrial Development Bond Board upon confirmation by the county legislative body; and

WHEREAS, it is now beneficial for the McMinn County Trustee to serve as a member of the Industrial Development Bond Board given the board's role in implementing the Tax Increment Financing and PILOT programs; and

WHEREAS, John M. Gentry as McMinn County Mayor, nominates McMinn County Trustee Phil Tuggle to serve as a member of the McMinn County Industrial Development Bond Board, for a four year term ending April 2017; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 15<sup>th</sup> DAY OF April 2013, that this commission does hereby confirm the appointment of Phil Tuggle to the McMinn County Industrial Development Bond Board.

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

Attest:

(Orig signed by Evonne Hoback)  
County Clerk

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

Motion carried by voice vote.

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

A. Commissioner McPhail.

Commissioner McPhail made a comment about the story on the front page of the Daily Post Athenian regarding the announcement of the new HP Pelzer Manufacturing Facility in McMinn County. He wanted everyone to know what long range planning could accomplish.

B. Commissioner Curtis.

Commissioner Curtis suggests that the County Commissioners go out to the concrete plant as a group to address the noise problem Mark Workman has complained about. The board agreed that they would.

C. Contractors Meeting at the Jail—Commissioner Mason

Referring all comments on this to the Mayor.

D. Delinquent Tax Committee—Commissioner Masingale

Took care of business and moved it on to the County Commission.

E. Emergency Services Committee—Commissioner Simpson

Emergency Services Committee discussed the need to start looking for a consultant for ambulance regulations when hiring an ambulance firm.

F. County Attorney—Vance Baker

Mr. Baker informed the commission that the cross motion for the summary judgment on the school lawsuit will be on July 15, 2013 if anyone is interested in coming to listen.

13. COMMENTS FROM THE COUNTY MAYOR

A. Commissioner of Highways. Mr. Gentry said the letter from the Commissioner of Highways in the packet this month was a list of the state aid roads that will be getting pavement under the state aid project.

B. Health Dept. Mr. Gentry said that he wanted to recognize our local health department for receiving the Outstanding Team Award for the 2013 Southeast Region Unsung Hero Awards.

C. Promotional Videos for Website. Mr. Gentry said that several months ago the county entered into a contract with a company to do promotional videos for our county website. Mr. Gentry gave the web address [mcminncountyttn.gov](http://mcminncountyttn.gov) and said these are up and running and getting good feedback.

D. Director of Schools Mickey Blevens. Mr. Gentry said he spoke with Mr. Blevens today and he would like to invite everyone to tour the new school board offices in the McMinn County Annex building. May 1<sup>st</sup> will be their official day there but if anyone wants to tour the building to just give him a call and he will be glad to take you for a tour.

E. Justice Center Expansion. Mr. Gentry said there were about 15 people who attended the jail pre-construction meeting. Mr. Gentry said that notice to proceed is scheduled for April 22<sup>nd</sup> 2013 and then there will be a 480 day project time.

F. Clean Tennessee Energy Grant. Mr. Gentry said he received a phone call and it looks like McMinn County will be receiving \$200,000.00 to go toward the Geothermal portion of that project.

G. Center for Advanced Manufacturing. Mr. Gentry said that the number one priority at the annual planning session was a Center for Advanced Manufacturing. Mr. Gentry said they recently came back from the Rural Development Conference where getting some commitments from Appalachian Regional Commission and

U S Rural Development for some funds totaling up to \$20,000.00 to do programming and engineering. Mr. Gentry said he hopes to have some contracts to bring to the commission as they move forward on this.

Mr. Gentry said that today was a big day for us referring to the opening of the new HP Pelzer Manufacturing Facility that was announced in the DPA today. Mr. Gentry said that it took a vision to land bank that property when it became available. It didn't have infrastructure there but we knew we could put infrastructure in. We got the land at a great price and were able to utilize a lot of different funding sources to get the infrastructure. We got a grant for the fiber optics which is very important to this new company. Mr. Gentry said that had this commission not pledged a million dollars several years ago for sewer this project would not have happened.

Mr. Gentry said that he thought about all the people that touched the project through the development district bringing in the project, the State of Tennessee, ECD, TVA, McMinn County EDA, McMinn County, City of Athens, and AUB. Mr. Gentry commended the commission for looking ahead.

#### 14. APPROVAL OF NOTARY APPLICATIONS

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

##### Notary Applications for April 2013

BEVERLY G. DISPENSA  
BARBARA C. MOSES  
CHARLOTTE M. HYDE  
CINDY J. HAMMONDS  
CONNIE LYNN VINROE  
CYNTHIA A JOHNSON  
DEBORAH M ELSEA  
DONNA B GILLIAM  
HOLLY J. CURRIER  
JAMES FRANKLIN MITCHELL III  
KATHY LYNN PRICE  
KIM P. WORKMAN  
M. SUSAN BURRIS  
MAGGIE A. EVANS  
SARAH L. CAMPBELL  
W. JEAN CHURCHILL

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

Motion carried by voice vote.

#### 15. ANY OTHER BUSINESS THAT MAY LEGALLY COME BEFORE THE COMMISSION

None.

#### 16. ADJOURNMENT

There being no other business, Chairman Crews declared the Commission meeting adjourned at 8:08 pm.

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EVONNE HOBACK  
McMinn County Clerk

Attest:

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Deputy (date)