

The McMinn County Board of Commissioners met in Regular Session on October 20, 2014, 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 Jerry Millsaps.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner Brent Carter.

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
Jerry Millsaps - Present
J. W. McPhail - Present
Brent Carter - Present
Tad Simpson - Present
Charles Slack - Present
Chairman David Crews – Present

5. APPROVAL OF MINUTES

Copies of the Minutes of the Regular Session on September 15, 2014 were provided to the McMinn County Commissioners.

MOTION made by Commissioner Holbrook, and seconded by Commissioner King, to approve the minutes of September 15, 2014.

- Commissioner Holbrook asks that Roger Masingales name be corrected in item 2 of the minutes.

Motion carried by voice vote.

6. APPROVAL OF BIDS AND PURCHASES

A. A Resolution to Approve and Award Annual Aluminized Pipe Bid.

Mr. Luallen presented resolution #14-118, along with a copy of the bid summary sheet and letter of recommendation from Dan Evans, Chief Administrative Officer.

Resolution No. 14-118 (con't)

RESOLUTION NO. 14-118

**A RESOLUTION TO APPROVE AND AWARD ANNUAL
ALUMINIZED PIPE BID**

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

WHEREAS, Dan Evans, McMinn County Highway Commissioner, request to bid the annual aluminized pipe purchase for the period of November 1, 2014 through June 30, 2015; and

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

WHEREAS, Dan Evans, the McMinn County Highway Commissioner recommends awarding the bid of aluminized steel pipe to Contech of Englewood, TN, the lowest bid meeting specifications, see attached recommendation letter.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF OCTOBER, 2014, 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 Slack, to approve this resolution.

Motion carried by voice vote.

B. A Resolution to Reject the Annual Liquid Asphalt Bid.

Mr. Luallen presented resolution #14-119, along with letter of recommendation from Dan Evans, Chief Administrative Officer.

RESOLUTION NO. 14-119

**A RESOLUTION TO REJECT THE
ANNUAL LIQUID ASPHALT BID**

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

WHEREAS, Dan Evans, McMinn County Highway Commissioner requests the purchase of liquid asphalt for the period of November 1, 2014 thru October 31, 2015, in order to properly carry out the functions of the department; and

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

WHEREAS, Dan Evans, McMinn County Highway Commissioner recommends the bid be rejected, include a mandatory bituminous price index clause and rebid in the spring (see attached letter).

Resolution No. 14-119 (con't)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF OCTOBER, 2014, 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 Millsaps, and seconded by Commissioner Simpson, to approve this resolution.

Motion carried by voice vote.

C. A Resolution to Reject Surplus Scrap Metal Bid.

Mr. Luallen presented resolution #14-120, along with letter of recommendation from John Gentry, McMinn County Mayor.

RESOLUTION NO. 14-120

A RESOLUTION TO REJECT SURPLUS SCRAP METAL BID

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, McMinn County advertised to receive competitive sealed bids for scrap metal; and

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

WHEREAS, John Gentry, County Mayor, recommends to reject the bid, include additional items, and rebid.

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 20th DAY OF OCTOBER, 2014, that this Commission does hereby approve the recommendation of the McMinn County Mayor.

(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 Masingale, to approve this resolution.

Motion carried by voice vote.

D. A Resolution Reject the Bids for 2014 Jeep Cherokee for the McMinn County Property Assessor's Office.

Mr. Luallen presented resolution #14-121, along with letter of request from Keith Price, McMinn County Property Assessor.

RESOLUTION NO. 14-121

A RESOLUTION TO REJECT THE BIDS FOR 2014 JEEP CHEROKEE FOR THE MCMINN COUNTY PROPERTY ASSESSOR'S OFFICE

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

WHEREAS, the Property Assessor's Office requested to bid a 2014 Jeep Cherokee Latitude or approved equal, 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, McMinn County Property Assessor, Keith Price, after reviewing the bid information recommends rejecting all bids due to budgetary restraints and to pursue the purchase of a suitable used vehicle.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF OCTOBER, 2014, that this Commission does hereby approve the recommendation of the Property Assessor.

(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 Approve to Approve Additional Purchase from the Bids to Address Phase I of the Structured Cable Networking and Camera/Intercom Portion of the Security Upgrades to Niota, Riceville, and Calhoun Schools.

Mr. Luallen presented resolution #14-122.

Resolution No. 14-122 (con't)

RESOLUTION NO. 14-122

A RESOLUTION TO APPROVE ADDITIONAL PURCHASE FROM THE BIDS TO ADDRESS PHASE I OF THE STRUCTURED CABLE NETWORKING AND CAMERA/INTERCOM PORTION OF THE SECURITY UPGRADES TO NIOTA, RICEVILLE, AND CALHOUN SCHOOLS

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

WHEREAS, McMinn County Board of Education has requested security upgrades at McMinn County Schools in order to properly carry out the functions of the school; and

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

WHEREAS, it is the desire of the McMinn County Board of Education to invest in capital safety improvements for its schools; and

WHEREAS, these safety improvements will be addressed in three phases; and

WHEREAS, \$456,474 was initially approved for phase one to address structured cable networking and cameras and intercom at Niota, Riceville, and Calhoun Schools; and

WHEREAS, an additional amount of \$129,800 is needed for the camera and intercom system; and

WHEREAS, the camera and intercom system will be purchased from an existing Sevier County bid in the amount of \$129,800 from Central Knox dba Central Technologies Inc., low bidder meeting specifications; and

WHEREAS, the McMinn County School Board of Education has approved & recommends the safety project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF OCTOBER 2014, that this Commission does hereby approve the purchase from the bids to address security upgrades at Niota, Riceville, and Calhoun schools and further authorize the County Mayor to execute all documents essential to fulfilling said project.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

F. A Resolution to Approve Payment of Annual Hardware and Software Maintenance Support..

Mr. Luallen presented resolution #14-123, along with a copy of the requisition from Cheryl Ingram, McMinn County Register of Deeds.

RESOLUTION NO. 14-123

A RESOLUTION TO APPROVE PAYMENT OF ANNUAL HARDWARE AND SOFTWARE MAINTENANCE SUPPORT

WHEREAS, McMinn County Register of Deeds request renewal of annual hardware and software maintenance support in the amount of \$22,832.49 for the period of July 1, 2014 to June 30, 2015; and

WHEREAS, in accordance with Financial Management Committee Policies and Procedures expenses over \$10,000 require County Commission approval.

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 20th DAY OF OCTOBER, 2014, that the payment for invoiced maintenance agreement to ProGResS, Inc. in the amount of \$22,832.49 be hereby approved.

(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.

G. A Resolution to Approve Purchase over \$10,000 for a Used Gradall.

Mr. Luallen presented resolution #14-124, along with a copy of the requisition from Dan Evans, Chief Administrative Officer.

RESOLUTION NO. 14-124

A RESOLUTION TO APPROVE PURCHASE OVER \$10,000 FOR A USED GRADALL

WHEREAS, the McMinn County Highway Commissioner, Dan Evans, requests to purchase a 2001 Gradall from Boxcer Equipment; and

WHEREAS, the cost of the gradall to be purchased is \$55,350; 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

Resolution No. 14-124 (con't)

advertisement or competitive bidding provided the price falls within 5% of a documented price range from a nationally recognized publication or a licensed appraiser; and

WHEREAS, the appraised value of this piece of equipment is \$58,250.

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 20TH DAY OF OCTOBER, 2014, that this Commission does hereby approve the recommendation of the McMinn County Highway Commissioner, Dan Evans for the purchase of a used gradall for the McMinn County Highway Department.

(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.

H. A Resolution to Approve Advanced Payment of 2014 In-service/Supplemental Pay to Eligible Officers of the McMinn County Sheriff's Department.

Mr. Luallen presented resolution #14-125.

RESOLUTION NO. 14-125

A RESOLUTION TO APPROVE ADVANCE PAYMENT OF 2014 INSERVICE/SUPPLEMENTAL PAY TO ELIGIBLE OFFICERS OF THE MCMINN COUNTY SHERIFF'S DEPARTMENT

WHEREAS, McMinn County receives payment of in-service supplemental pay from the State of Tennessee Peace Officer Standards and Training Commission for eligible officers as defined in Tennessee Code Annotated Title 38 Chapter 8; and

WHEREAS, the amount of the supplemental pay is \$600.00 per officer, and is received in the month of June; and

WHEREAS, McMinn County Sheriff Joe Guy requests this money be paid in the month of December.

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE MEETING IN REGULAR SESSION ON THIS THE 20th DAY OF OCTOBER 2014, that this Commission does hereby approve the request of Sheriff Guy.

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

Resolution No. 14-125 (con't)

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

I. A Resolution to Declare Items as Surplus Property.

Mr. Luallen presented resolution #14-126; with memos from department heads attached.

RESOLUTION NO. 14-126

A RESOLUTION TO DECLARE ITEMS 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 and the McMinn County Mayor requests approval to have the equipment listed on the attached letters declared as surplus property and sell them; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF OCTOBER 2014, that this Commission does hereby declare these items as surplus property.

(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.

Discussion—Mayor Gentry told the commission that Tensar Mesh listed would be taken off the list because the county may need it at a later date. The Tensar Mesh is used for repairs at the airport.

Motion carried by voice vote.

7. REVIEW AND APPROVAL OF CONTRACTS

None.

8. APPROVAL OF BUDGET AMENDMENTS

Mr. Luallen presented the following budget amendments, a copy of which was provided to each Commissioner and did have School Board Approval on October 10, 2014.

Fund: General Purpose School #141,

Date: September 19, 2014

| DEPARTMENT | ACCOUNT | FOLIO | DEBIT | CREDIT |
|---|------------------------------|-----------|--------------|------------|
| Reserve | Unassigned Fund Balance | 39000 | 1,220,897.00 | |
| Regular Education Program | Maint. & Repair Svcs.-Equip. | 71100-336 | | 2,190.00 |
| Regular Education Program | Equipment | 71100-722 | | 28,179.00 |
| Regular Education Program supp | Other Supplies & Materials | 72210-499 | | 9,785.00 |
| Regular Education Program supp. | Staff Development | 72210-524 | | 4,000.00 |
| Plant Operation | Plant Operation Equipment | 72610-720 | | 27,350.00 |
| Plant Maintenance | Maint. & Repair Svcs. Bldg | 72620-335 | | 483,014.00 |
| Plant Maintenance | Other Charges | 72620-599 | | 3,650.00 |
| Transportation | Transportation Equipment | 72710-729 | | 311,204.00 |
| Capital Outlay | Building Improvements | 76100-707 | | 351,525.00 |
| Explanation: To budget items entered in reserve for encumbrances prior year. These were purchase orders issued in FY2013-2014 that will be completed in FY2014-2015 | | | | |

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

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

Motion carried by roll call vote, as recorded:

(con't)

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

Fund: Other Capitol Projects #189

Date: October 16, 2014

| DEPARTMENT | ACCOUNT | FOLIO | DEBIT | CREDIT |
|---|-------------------------------------|-----------|--------------|--------------|
| Reserve | Unassigned Fund Balance | 39000 | 6,727,033.00 | |
| General Administration Projects | Airport Improvement | 91110-702 | | 203,862.00 |
| General Administration Projects | Building Constr. (Expo Enter/Rec) | 91110-706 | | 553,851.00 |
| General Administration Projects | Communication Equipment | 91110-708 | | 173,197.00 |
| General Administration Projects | Data Processing Equip. (GIS) | 91110-709 | | 2,245.00 |
| General Administration Projects | Land (Economic Development) | 91110-715 | | 1,240,655.00 |
| General Administration Projects | Motor Vehicles | 91110-718 | | 125,000.00 |
| General Administration Projects | Building Purchase (Courthouse Imp.) | 91110-732 | | 272,632.00 |
| General Administration Projects | Other Equipment (Fire Engines) | 91110-790 | | 669,260.00 |
| General Administration Projects | Other Construction (Senior Center) | 91110-791 | | 100,000.00 |
| Administration of Justice Projects | Building Improvement (Justice Cntr) | 91120-707 | | 321,705.00 |
| Administration of Justice Projects | Law Enforcement Equipment | 91120-716 | | 49,899.00 |
| Public Health Projects | Other Capital Outlay (Water) | 91140-799 | | 1,244,537.00 |
| Hwy & Street Capital Projects | Highway Construction | 91200-713 | | 17,106.00 |
| Hwy & Street Capital Projects | Other Construction (Safe-Tea-Lu) | 91200-791 | | 5,700.00 |
| Education Capital Projects | Building Construction | 91300-706 | | 1,447,384.00 |
| Explanation: To budget carryover balances from FY 2013-2014 | | | | |

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

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

Motion carried by roll call vote, as recorded:

9. COMMENTS FROM THE AUDIENCE

None.

10. RESOLUTIONS

- A. A Resolution to Approve the Application Regarding Funding and Placement of a Rural Fire Hydrant. This Resolution did have Emergency Services Committee Approval.

Mr. Gentry presented Resolution #14-127.

Resolution No. 14-127 (con't)

RESOLUTION NO. 14-127

**A RESOLUTION TO APPROVE THE APPLICATION REGARDING
FUNDING AND PLACEMENT OF A RURAL FIRE HYDRANT**

WHEREAS, in order to properly perform the essential means of fighting fires in McMinn County, it is necessary to provide fire hydrants to rural areas; and

WHEREAS, it is the policy of McMinn County to aid in the funding of the placement of one rural fire hydrant per year in each fire district; and

WHEREAS, the following application has been recommended for approval by the Rural Fire Committee:

As a service to the citizens of McMinn County, the McMinn County Commission approves a grant for payment toward the installation of ONE fire hydrant per fire district per fiscal year. The grant amount is \$3,000.00 per hydrant, based on available funds and approval of the Budget Committee.

I, Juanita Cagle, as a McMinn County Citizen wish to request the placement of a fire hydrant at the following location subject to approval of the chief of the primary responding fire district.

217 County Road 322 Sweetwater, TN 37874

This form stands as a Hold Harmless agreement whereas McMinn County Rural Fire is not responsible for any fees relating to maintenance of said fire hydrant. The undersigned applicant understands that this hydrant, should its funding be approved by the McMinn County Commission, will be installed by the local utility provider, and may or may not be maintained by the utility. The person/group making this request accepts the responsibility of maintaining this hydrant, which could include, but not be limited to: painting, mowing, arranging hydrant testing, keeping maintenance records, etc.

Signature: Juanita Cagle (original on file)

Address: 217 County Road 322, Sweetwater, TN 37874

Telephone: 423-536-8592

Date of Request: September 26, 2014

As Rural Fire District Chief, I approve this recommendation: Lee Mason (Original On file)

Fire District: 2

Commission District: 2

Utility Provider Agreement:

As Utility Provider, it is agreed that the installation of this hydrant must be completed and billed to McMinn County within the fiscal year following the year in which the application was approved. If the installation is not completed and billed to McMinn County within that time, this utility provider will assume all costs incurred for the installation of the approved hydrant, including costs involving installation, materials, etc.

Utility Provider Authorizing Signature: Richard S. Rutledge City of Niota (Original on file)

This hydrant was approved by the McMinn County Commission on October 20, 2014

Commissioner Signature: Commissioner Millsaps (Original on file)

Resolution No. 14-127 (con't)

Commissioner Signature: Commissioner Carter (Original on file)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF OCTOBER 2014, that this Commission does hereby approve this Fire Hydrant Request.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

B. A Resolution to Approve the Application Regarding Funding and Placement of a Rural Fire Hydrant.

Mr. Gentry presented Resolution #14-128 and read the resolution to be presented to the County Commission.

RESOLUTION NO. 14-128

A RESOLUTION TO APPROVE THE APPLICATION REGARDING FUNDING AND PLACEMENT OF A RURAL FIRE HYDRANT

WHEREAS, in order to properly perform the essential means of fighting fires in McMinn County, it is necessary to provide fire hydrants to rural areas; and

WHEREAS, it is the policy of McMinn County to aid in the funding of the placement of one rural fire hydrant per year in each fire district; and

WHEREAS, the following application has been recommended for approval by the Rural Fire Committee:

As a service to the citizens of McMinn County, the McMinn County Commission approves a grant for payment toward the installation of ONE fire hydrant per fire district per fiscal year. The grant amount is \$3,000.00 per hydrant, based on available funds and approval of the Budget Committee.

I, R. Gary Dake, as the Chief of Clearwater Fire and Rescue, wish to request the placement of one fire hydrant at the following location:

Clearwater Baptist Church, 964 County Road 180 Athens TN 37303

This form stands as a Hold Harmless agreement whereas McMinn County Rural Fire is not responsible for any fees relating to maintenance of said fire hydrant. The undersigned applicant understands that this hydrant, should its funding be approved by the McMinn County Commission, will be installed by the local utility provider, and may or may not be maintained by the utility. The person/group making this request accepts the responsibility of maintaining this hydrant, which could include, but not be limited to: painting, mowing, arranging hydrant testing, keeping maintenance records, etc.

Resolution No. 14-128 (con't)

Signature: R. Gary Dake (Original on file)

Address: 654 County Road 172, Athens TN 37303

Telephone: 423-435-6447

Date of Request: August 26, 2014

As Rural Fire District Chief, I approve this recommendation: R.Gary Dake (Original On file)

Fire District: 10

Commission District: 2

Utility Provider Agreement:

As Utility Provider, it is agreed that the installation of this hydrant must be completed and billed to McMinn County within the fiscal year following the year in which the application was approved. If the installation is not completed and billed to McMinn County within that time, this utility provider will assume all costs incurred for the installation of the approved hydrant, including costs involving installation, materials, etc.

Utility Provider Authorizing Signature: Ray Ingram Athens Utilities Board (Original on file)

This hydrant was approved by the McMinn County Commission on October 20, 2014

Commissioner Signature: Commissioner Jerry Millsaps (Original on file)

Commissioner Signature: Commissioner Brent Carter (Original on file)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF October, 2014, that this Commission does hereby approve this Fire Hydrant Request.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

C. A Resolution of the McMinn County Commission Authorizing the Submission of a State Industrial Access Road Application to Extend George Price Boulevard to County Road 170 for "Project Price".

Resolution No. 14-129 (con't)

Mr. Gentry presented Resolution #14-129. Kathy Price gave a brief presentation of this resolution. Kathy also passed around an award presented to McMinn County and the City of Athens from Southeast Tennessee Development District. McMinn County and City of Athens was awarded "Project of the Year" for the HP Pelzer project. The HP Pelzer work force is up to 140 employees as of this time.

RESOLUTION NO. 14-129

A Resolution of the McMinn County Commission Authorizing the Submission of a State Industrial Access Road Application to Extend George Price Boulevard to County Road 170 for "Project Price"

WHEREAS, McMinn County, Tennessee is vitally interested in the economic welfare of its citizens and wishes to provide the necessary leadership to enhance this area's capabilities for growth and development, and

WHEREAS, the provision of jobs to area citizens by local industry is both necessary and vital to the economic well-being of McMinn County, and

WHEREAS, the Industrial Highway Act of 1959 authorizes the Tennessee Department of Transportation to contract with cities and counties for the construction and maintenance of "Industrial Highways" to provide access to industrial areas and to facilitate the development and expansion of industry within the State of Tennessee, and

WHEREAS, Project Price has plans to invest \$93 million and create 400 jobs in the Athens/McMinn Interstate Industrial Park, and

WHEREAS, the extension of George Price Boulevard within the City of Athens to serve said proposed plant is necessary and vital to the successful completion of this project and the future economic well-being of this area,

NOW, THEREFORE BE IT RESOLVED BY BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF OCTOBER, 2014, that a joint contract with the City of Athens be entered into with the Tennessee Department of Transportation for assistance in construction and completion of the herein proposed industrial access highway under the provisions of the Industrial Highway Act of 1959.

(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 Millsaps, to approve this resolution.

Motion carried by voice vote.

D. A Resolution to Opt out of Statewide Building Code Standards for One-Family and Two-Family Dwellings in McMinn County, Tennessee.

Mr. Gentry presented Resolution #14-130.

RESOLUTION 14-130
RESOLUTION TO OPT OUT OF STATEWIDE BUILDING CODE STANDARDS FOR ONE-FAMILY AND TWO-FAMILY DWELLINGS IN MCMINN COUNTY, TENNESSEE

WHEREAS, Public Chapter 529 of the Public Acts of 2009, known as the “Tennessee Clean Energy Future Act of 2009,” amends T.C.A. 68-120-101 to apply statewide building code standards to one-family and two-family dwellings; and

WHEREAS, the Board of County Commissioners of McMinn County has determined that it is in the best interest of the citizens of the county for these standards not to apply to one-family and two-family dwellings within the county’s jurisdiction outside any municipality located within the county; and

NOW THEREFORE, BE IT RESOLVED by two thirds (2/3) vote of the Board of County Commissioners of McMinn County, meeting in regular session on this 20th day of October, 2014, that statewide building code standards, adopted pursuant to Title 68, chapter 120, shall not apply to one-family and two-family dwellings located within the jurisdictional boundaries of McMinn County outside any municipality located within the county.

BE IT FURTHER RESOLVED, that this resolution shall take effect on the first day of October 2014.

BE IT FURTHER RESOLVED, that the county clerk shall mail a certified copy of this resolution to the state fire marshal.

(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 Curtis, to approve this resolution.

Motion carried by voice vote.

11. ELECTIONS, APPOINTMENTS AND CONFIRMATIONS

A. A Resolution to Confirm the Appointment of Joyce Baker to the Ocoee River Regional Library Board.

Mr. Gentry presented Resolution #14-131.

RESOLUTION NO. 14-131

**A RESOLUTION TO CONFIRM THE APPOINTMENT OF JOYCE BAKER
TO THE OCOEE RIVER REGIONAL LIBRARY BOARD**

WHEREAS, the Ocoee River Regional Library has a board of directors which provides guidance and oversight to the library’s operation and services; and

Resolution No. 14-131 (con't)

WHEREAS, state law grants authority to the County Mayor to appoint members to the Ocoee River Regional Library Board upon confirmation by the county legislative body; and

WHEREAS, John M. Gentry as McMinn County Mayor, nominates Joyce Baker to serve as a member of the Ocoee River Regional Library Board, which will expire June 30, 2015.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 20th DAY OF OCTOBER 2014, that this commission does hereby confirm this appointment.

(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 Simpson, to approve this resolution.

Motion carried by voice vote.

B. A Resolution to Confirm the Appointment of Katie Morgan to the Ocoee River Regional Library Board.

Mr. Gentry presented Resolution #14-132.

RESOLUTION NO. 14-132

A RESOLUTION TO CONFIRM THE APPOINTMENT OF KATIE MORGAN TO THE OCOEE RIVER REGIONAL LIBRARY BOARD

WHEREAS, the Ocoee River Regional Library has a board of directors which provides guidance and oversight to the library's operation and services; and

WHEREAS, state law grants authority to the County Mayor to appoint members to the Ocoee River Regional Library Board upon confirmation by the county legislative body; and

WHEREAS, John M. Gentry as McMinn County Mayor, nominates Katie Morgan to serve as a member of the Ocoee River Regional Library Board, which will expire June 30, 2015.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 20th DAY OF OCTOBER 2014, that this commission does hereby confirm this appointment.

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

Resolution No. 14-132 (con't)

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

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

- Commissioner Simpson—Emergency Services Committee met tonight and approved two Fire Hydrants .
- County Attorney—Law suit filed against Dan Evans and McMinn County Election Commission by Randy Moss. Vance Baker gave a full presentation of this lawsuit. Attorney Baker said that the lawsuit was dismissed. Attorney Baker said Mr. Moss has 30 days to appeal.

13. COMMENTS FROM THE COUNTY MAYOR

- Justice Center—Mayor Gentry said today was the opening day of the Justice Center. Mayor Gentry said at some time there will be a formal dedication ceremony. Also a dedication plaque has already been order for Gary Mason that will be presented at that time to the family. Mayor Gentry thanked the Sheriff and Circuit Clerk Rhonda Cooley and their staffs for the great job they did with the transition.
- Advanced Manufacturing—Mayor Gentry said the study they had done has been completed. Mayor Gentry said after talking to the manufacturers that there is a need for skilled workers.
- Recreation—Mayor Gentry said the recreation study will start back as soon as a new chairperson is named and the study on Cooke Park will continue.
- Emergency Services—Mayor Gentry said the new fire trucks are in Knoxville at communications having radios put in and expect the fire trucks to be here soon.
- Old Federal Building—Mayor Gentry said the paper work has been sent in and are waiting for them to execute the documents. Mayor Gentry said that he would be coming before the commissioners next month to declare the Federal Building surplus and for public auction.

14. APPROVAL OF NOTARY APPLICATIONS

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

Notary Applications for October 2014

- | | |
|---------------------------|--------------------------|
| 1. Michele C. Armstrong | 8. Joelle D. Meyer |
| 2. Jeffery T. Baker | 9. Elvin Garcia |
| 3. Kim D. Bivens | 10. Debra S. Lingerfelt |
| 4. Martha Ann Boyd | 11. Melissa M. Bonnett |
| 5. Melissa A. Parsons | 12. Kayla Diane Mitchell |
| 6. Jennifer Rebecca Tiegs | |
| 7. Stanley B. Webb | |

(con't)

MOTION made by Commissioner Holbrook, and seconded by Commissioner Simpson, 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 7:55 pm.

EVONNE HOBACK
McMinn County Clerk

Attest:

Deputy (date)