

The McMinn County Board of Commissioners met in Regular Session on February 23, 2015, 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 Tim King.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner J. W. McPhail.

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 December 15, 2014 were provided to the McMinn County Commissioners.

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

Motion carried by voice vote.

6. APPROVAL OF BIDS AND PURCHASES

A. A Resolution to Approve Purchase of Fire Chief Vehicle for McMinn County Rural Fire Department.

Mr. Luallen presented resolution #15-001, along with a copy of the requisition. This did have Emergency Services Committee approval.

RESOLUTION NO. 15-001

**A RESOLUTION TO APPROVE PURCHASE OF
FIRE CHIEF VEHICLE FOR
MCMINN COUNTY RURAL FIRE DEPARTMENT**

WHEREAS, McMinn County Mayor John Gentry requests approval of the purchase of a 2015 Dodge 4x4 from state contract price not to exceed \$26,047; and

Resolution No. 15-001 (con't)

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

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

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 23rd DAY OF FEBRUARY 2015 that this request be hereby approved.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Motion carried by voice vote.

B. A Resolution to Approve Purchase over \$10,000 for Bucket Truck to be used at the Highway Department.

Mr. Luallen presented resolution #15-002, along with a copy of requisition signed by Dan Evans, Chief Administrative Officer and a copy of appraisal document.

RESOLUTION NO. 15-002

A RESOLUTION TO APPROVE PURCHASE OVER \$10,000 FOR BUCKET TRUCK TO BE USED AT THE HIGHWAY DEPARTMENT

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

WHEREAS, the bucket truck to be purchased is a '06 Ford single cab with Altec bucket attachment valued at \$17,615; and

WHEREAS, according to TCA 12-3-1003 and McMinn County Financial Management Policy and Procedures, the purchase of used items or equipment valued over \$10,000 may be purchased without public advertisement or competitive bidding provided the price falls within 5% of a documented price range from a nationally recognized publication or a licensed appraiser.

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 23rd DAY OF FEBRUARY, 2015, that this Commission does hereby approve the purchase of a bucket truck for the McMinn County Highway Department.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

Resolution No. 15-002 (con't)

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

Note: Commissioner Slack abstained from this vote.

Motion carried by voice vote.

C. A Resolution to Approve Payment of Inmate Medical Expense to Erlanger Hospital.

Mr. Luallen presented resolution #15-003, along with a copy of the requisition signed by Chief Matt Blair.

RESOLUTION NO. 15-003

A RESOLUTION TO APPROVE PAYMENT OF INMATE MEDICAL EXPENSES TO ERLANGER HOSPITAL

WHEREAS, a state inmate of McMinn County Justice Center was transported to Starr Regional with a rapid heart rate and was transferred to Erlanger Hospital due to liver failure and serious cardiac issues for treatment and care; and

WHEREAS, the original amount charged was \$28,843.03 and McMinn County requested a discount which was granted resulting in a 35% discount bringing the charges to \$18,747.97; and

WHEREAS, if an expense occurs with a state inmate the State reimburses the County for expenses over \$1,000; 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 THIS THE 23rd DAY OF FEBRUARY 2015, that the payment of medical expenses to Erlanger Hospital in the amount of \$18,747.97 be hereby approved.

(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 Millsaps, to approve this resolution.

Motion carried by voice vote.

D. A Resolution to Approve and Award Bid for McMinn County Sheriff's Department Vehicle Equipment.

Mr. Luallen presented resolution #15-004, along with a copy of the Letter of Recommendation and Bid Summary Sheet signed by Chief Matt Blair.

RESOLUTION 15-004

**RESOLUTION TO APPROVE AND AWARD BID FOR
MCMINN COUNTY SHERIFF'S DEPARTMENT
VEHICLE EQUIPMENT**

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

Resolution No. 15-004 (con't)

WHEREAS, McMinn County Sheriff Joe Guy requests the purchase of vehicle equipment for his department; and

WHEREAS, Chief Matt Blair recommends the bid be awarded to On-Duty Depot, the best and lowest bid meeting specifications.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 23rd DAY OF FEBRUARY, 2015, that this Commission does hereby approve the recommendation of Chief Matt Blair.

(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 McPhail, to approve this resolution.

Motion carried by voice vote.

E. A Resolution to Declare Items as Surplus Property.

Mr. Luallen presented resolution #15-005, along with a memo from Circuit Court Clerk, Rhonda Cooley and Commissioner of Highways, Dan Evans with the items.

RESOLUTION NO. 15-005

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 Circuit Court Clerk requests approval to have the equipment listed on the attached letters declared as surplus property and sell it; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 23rd DAY OF FEBRUARY 2015, 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 King, and seconded by Commissioner Simpson, to approve this resolution.

Note: Commissioner Slack abstained from this vote.

Motion carried by voice vote.

7. REVIEW AND APPROVAL OF CONTRACTS

A. A Resolution to Approve Change Order with Wilson Construction for 2014 Security Upgrades for McMinn County Schools.

Mr. Luallen presented resolution #15-006 along with a copy of the change order attached.

RESOLUTION NO. 15-006

**A RESOLUTION TO APPROVE CHANGE ORDER WITH
WILSON CONSTRUCTION FOR 2014 SECURITY UPGRADES
FOR MCMINN COUNTY 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, various modifications to the scope of work were requested by the Board of Education; and

WHEREAS, Wilson Construction has submitted a change order in the amount of \$24,010.66; and

WHEREAS, it is recommended that this change order be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY TENNESSEE, MEETING IN REGULAR SESSION THIS THE 23rd DAY OF FEBRUARY 2015, that this Commission does hereby approve this change order in the amount of \$24,010.66.

(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 Millsaps, to approve this resolution.

Motion carried by voice vote.

B. A Resolution to Approve Change Order with Rouse Construction for McMinn County Justice Center Jail Expansion Project.

Mr. Luallen presented resolution #15-007 along with a copy of the change order.

RESOLUTION NO. 15-007

**A RESOLUTION TO APPROVE CHANGE ORDER WITH
ROUSE CONSTRUCTION FOR MCMINN COUNTY JUSTICE CENTER
JAIL EXPANSION PROJECT**

Resolution No. 15-007 (con't)

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 has requested the construction of the addition to the McMinn County Justice Center in order to properly carry out the functions of the department; and

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

WHEREAS, a contingency of \$500,000 was built into the project; and

WHEREAS, it was not necessary to expend all of these funds; and

WHEREAS, Rouse Construction has submitted a change order decrease in the amount of \$297,132.00; and

WHEREAS, it is recommended that this change order be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 23rd DAY OF FEBRUARY 2015, that this Commission does hereby approve this change order in the amount of \$297,132.00.

(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.

NOTE: Resolution #15-008 was pulled out for consideration at a later date.

C. A Resolution to Approve Contract Between McMinn County and State of Tennessee Department of Health.

Mr. Luallen presented resolution #15-009.

RESOLUTION NO. 15-009

A RESOLUTION TO APPROVE THE CONTRACT BETWEEN MCMINN COUNTY AND STATE OF TENNESSEE DEPARTMENT OF HEALTH

WHEREAS, it is the conviction of McMinn County, that every individual in the County has good health care readily available; and

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 Department of Health to protect and improve the physical health of the county citizens through the prevention of conditions that may threaten good health; and

WHEREAS, the total appropriation for which the County shall be billed is \$35,554; and

WHEREAS, McMinn County Health Department does provide these services and both parties do hereby agree to these provisions in the contract for FY 2014-15.

Resolution No. 15-009 (con't)

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 23rd DAY OF FEBRUARY, 2015, that this Commission does hereby approve this contract.

AND FURTHERMORE RESOLVES to give authority to the County Mayor or his designee to execute and administer 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 McPhail, and seconded by Commissioner Millsaps, to approve this resolution.

Motion carried by voice vote.

D. A Resolution to Approve the Contract between McMinn County and the Tennessee Emergency Management Agency.

Mr. Luallen presented resolution #15-010. This resolution did have Emergency Services Committee approval.

RESOLUTION NO. 15-010

A RESOLUTION TO APPROVE THE CONTRACT BETWEEN MCMINN COUNTY AND THE TENNESSEE EMERGENCY MANAGEMENT AGENCY

WHEREAS, McMinn County is both a host and risk county for the Watts Bar Nuclear Facility; and

WHEREAS, McMinn County desires to be prepared to respond to the unlikely occurrence of an emergency event at the nuclear plant; and

WHEREAS, the Tennessee Valley Authority and the Tennessee Emergency Management Agency has made available a grant to fund emergency preparedness in McMinn County in the event of a radiological event associated with the operations of the nuclear power plant; and

WHEREAS, the grant covers a five year period from October 1, 2014 to September 30, 2019 in the amount of \$303,800.04 to cover the one full-time fixed nuclear facility planner and approved equipment; and

WHEREAS, in addition to reporting requirements, McMinn County shall commit to participating in radiological preparedness drills and exercises and provide support in periodic planning and communications with the State.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 23rd DAY OF FEBRUARY, 2015 that this Commission does hereby approve the contract between McMinn County and the Tennessee Emergency Management Agency for emergency preparedness in the event of radiological emergencies.

AND FURTHERMORE RESOLVES to give authority to the County Mayor or his designee to execute and administer the duties of said contract.

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

Attest:

Resolution No. 15-010 (con't)

(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.

E. A Resolution to Approve Grant Contract for the General Maintenance Agreement Between State of Tennessee and McMinn County.

Mr. Luallen presented resolution #15-011 with a copy of the grant attached.

RESOLUTION NO. 15- 011

**A RESOLUTION TO APPROVE GRANT CONTRACT FOR THE
GENERAL MAINTENANCE AGREEMENT BETWEEN
STATE OF TENNESSEE AND MCMINN COUNTY**

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 contracts with other entities; and

WHEREAS, McMinn County has received a grant from the State of Tennessee Department of Transportation for the High Risk Rural Roads/Highway Safety Improvement Program (HRRR/HSIP); and

WHEREAS, the HRRR/HSIP grant can and will be used for various safety improvements on County Road 197 (Clearwater Road) LM 0.33 to LM 1.616; and County Road 172 (Clearwater Road) from LM 1.616 to LM 5.49; and

WHEREAS, these improvements will include the installation of various signs, snowplowable markers, reflectors, chevrons, thermoplastic white and yellow lines, guardrails as well other safety improvements the within the jurisdiction of the McMinn County Highway Department; and

WHEREAS, this grant requires no monetary match, only that the safety improvements installed by TDOT shall be maintained by the McMinn County Highway Department; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 23rd DAY OF FEBRUARY, 2015, that this Commission does hereby agree to enter into this grant contract with the State of Tennessee Department of Transportation and **FURTHERMORE RESOLVES**, to authorize the County Mayor to execute any and all documents necessary 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 Millsaps, and seconded by Commissioner Cutis, to approve this resolution.

Motion carried by voice vote.

8. APPROVAL OF BUDGET AMENDMENTS

Mr. Luallen presented the following budget amendments, a copy of which was provided to each Commissioner and did have County Commission approval.

Fund: General Fund #131,

Date: February 12, 2015

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Local Taxes	Mineral Severance Tax	40280	7,425.00	
Highway & Bridge Maint.	Crushed Stone	62000-409		7,425.00
Explanation: To budget revenue and expenditures related to mineral severance tax in order to meet Maintenance of Effort requirements imposed by the State of Tennessee.				

MOTION made by Commissioner Holbrook, and seconded by Commissioner Masingale 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 - Abstain
- Chairman David Crews - Aye

Motion carried by roll call vote, as recorded:

Mr. Luallen presented the following budget amendments, a copy of which was provided to each Commissioner and did have School Board Approval on January 13, 2015.

Fund: General Purpose School #141,

Date: December 4, 2014

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Federal Funds Received through State	CLC Grant Funds	47147	85,000.00	
Other	Supervisor/Director	71900-105		16,625.00
Other	Teachers	71900-116		42,500.00
Other	Other Salaries & Wages	71900-189		4,548.00
Other	Social Security	71900-201		2,916.98
Other	State Retirement	71900-204		4,271.96
Other	Employer Medicare	71900-212		923.26
Other	Other Fringe Benefits	71900-299		1,814.00
Other	Travel	71900-355		3,400.00
Other	Instructional Supplies & Materials	71900-429		4,000.00
Other	Other Charges	71900-599		2,400.00
Other	Other Equipment	71900-790		1,600.00
Explanation: To enter the approved budget for the 21 st Century Community Learning Center Grant award to Englewood Elementary School for FY 2014-2015				

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

- | | |
|-----------------------|----------------------------|
| Scott Curtis – Aye | J. W. McPhail - Aye |
| Dale Holbrook - Aye | Jerry Millsaps - Aye |
| Tim King - Aye | Tad Simpson - Aye |
| Roger Masingale - Aye | Charles Slack - Aye |
| Brent Carter - 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 and did have School Board Approval on January 13, 2015.

Fund: Federal Projects #142, TIF Planning Grant, #221

Date: January 5, 2015

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Federal Through State Revenue	Other State Education Funds	47590	6,733.13	
Regular Instructional Program Support	Travel	72210-355		1,500.00
Regular Instructional Program Support	Library Books/Media	72210-432		233.13
Regular Instructional Program Support	Other Supplies & Materials	72210-499		5,000.00
Explanation: To enter the FY 2014-2015 approved TIF Planning Grant Budget.				

Fund: Federal Projects #142, TIF Data Grant, #222

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Federal Through State Revenue	Other Federal Thru State	47590	172,002.39	
Regular Instructional Program Support	Other Salaries & Wages	72210-189		145,896.00
Regular Instructional Program Support	Social Security	72210-201		6,565.55
Regular Instructional Program Support	State Retirement	72210-204		9,572.99
Regular Instructional Program Support	Life Insurance	72210-206		144.00
Regular Instructional Program Support	Employer Medicare	72210-212		1,535.50
Regular Instructional Program Support	Other Fringe Benefits	72210-299		26.63
Regular Instructional Program Support	Maint & Repair Svs. Equipment	72210-336		2,000.00
Regular Instructional Program Support	Travel	72210-355		2,961.72
Regular Instructional Program Support	Other Supplies & Materials	72210-499		3,000.00
Regular Instructional Program Support	In-Service/Staff Development	72210-524		300.00
Explanation: To enter the FY 2014-2015 approved TIF Data Grant Budget.				

Fund: Federal Projects #142, TIF Implementation Grant, #223

Federal Through State Revenue	Other Federal Thru State	47590	472,274.33	
Regular Instructional Program	Other Salaries & Wages	71100-189		30,000.00
Regular Instructional Program	Social Security	71100-201		1,860.00
Regular Instructional Program	State Retirement	71100-204		2,712.00
Regular Instructional Program	Employer Medicare	71100-212		435.00
Regular Instructional Program Support	Other Salaries & Wages	72210-189		336,900.00
Regular Instructional Program Support	Social Security	72210-201		22,747.80
Regular Instructional Program Support	State Retirement	72210-204		33,167.76
Regular Instructional Program Support	Employer Medicare	72210-212		5,320.05
Regular Instructional Program Support	Travel	72210-355		4,000.00
Regular Instructional Program Support	In-Service/Staff Development	72210-524		5,131.72
Explanation: To enter the FY 2014-2015 approved TIF Implementation Grant Budget.				

MOTION made by Commissioner Curtis, and seconded by Commissioner McPhail 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

- Ray Stewart—addressed the commission with his concerns concerning the Union Grove Fire District.
- Al Bobich— addressed the commission with his concerns concerning the Union Grove Fire District.

10. RESOLUTIONS

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

Mr. Gentry presented Resolution #15-012. This resolution has support from the District 5 Commissioners Crews and Curtis and is signed by Fire Chief Brandon Ainsworth.

RESOLUTION NO. 15-012

**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, Brandon Ainsworth, Riceville Fire District, wish to request the placement of one fire hydrant at the following location:

Highway 11 South near the intersection of County Road 135 adjacent to the old Quick & Easy Market.

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: Brandon S. Ainsworth

Address: Po Box 3044 Riceville TN 37370

Telephone: 423-506-4858

Date of Request: January 9, 2015

As Rural Fire District Chief, I approve this recommendation: Brandon S. Ainsworth (Original On file)

Fire District: 6

Commission District: 5

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

Resolution No. 15-012 (con't)

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 A. Brown with Riceville Utility Board (Original on file)

This hydrant was approved by the McMinn County Commission on February 23, 2015

Commissioner Signature: Commissioner Curtis (Original on file)

Commissioner Signature: Commissioner Crews (Original on file)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15th DAY OF SEPTEMBER 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 King, and seconded by Commissioner McPhail, to approve this resolution.

B. A Resolution to Officially Recognize North McMinn Fire and Rescue.

Mr. Gentry presented Resolution #15-013. This resolution was approved by the Emergency Services Committee and if approved by the McMinn County Commission will go before the State Fire Marshalls office.

RESOLUTION NO. 15-013

**A RESOLUTION TO OFFICIALLY RECOGNIZE
NORTH MCMINN FIRE AND RESCUE**

WHEREAS, in order to properly support the essential task of fighting fires in rural areas, McMinn County provides a monthly stipend, fuel, trucks, and equipment to eleven rural fire departments; and

WHEREAS, Union Grove Fire Department currently serves the 9th Fire District in McMinn County, but has had increasing difficulty maintaining the level of community support often necessary to operate an effective and vibrant volunteer fire department; and

WHEREAS, a group of citizens from the 9th District who possess fire and emergency response experience have taken the initiative to form and propose a new fire department to serve the residents of that area; and

WHEREAS, the proposed North McMinn Fire and Rescue currently has a roster of 45 volunteers, 20 of whom possess various forms of fire and/or emergency services certifications; and

WHEREAS, the McMinn County Emergency Services Committee recommends that North McMinn Fire and Rescue be recognized as the only department in the 9th Fire District, thereby requesting the State Fire Marshall's Office to remove and rescind any recognition of the Union Grove Volunteer Fire Department to operate as a fire department, represent themselves as a fire department or receive/solicit money for the purpose of operating as a fire department in McMinn County; and

Resolution No. 15-013 (con't)

WHEREAS, upon North McMinn Fire and Rescue's fulfillment of all requirements to be recognized by the State of Tennessee as an official fire department, the department will become the official fire department for McMinn County Fire District 9, enjoying all the privileges thereof, including county-owned trucks, training, equipment, paging and all other rights granted to the other ten McMinn County volunteer fire departments; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 23rd DAY OF FEBRUARY 2015, that this Commission does hereby recognize North McMinn Fire and Rescue to serve the 9th Fire District in McMinn County upon the department's official recognition by the State of Tennessee.

(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 Millsaps, to approve this resolution.

Motion carried by voice vote.

C. A Resolution to Approve Partial Payment for Clearwater Volunteer Fire Department Surplus Fire Engine.

Mr. Gentry presented Resolution #15-014. This resolution did have Emergency Services Committee approval.

RESOLUTION NO. 15-014

A RESOLUTION TO APPROVE PARTIAL PAYMENT FOR CLEARWATER VOLUNTEER FIRE DEPARTMENT SURPLUS FIRE ENGINE

WHEREAS, McMinn County approved to sell its surplus Engine 10 to the Clearwater Volunteer Fire Department for \$19,500; and

WHEREAS, Chief Gary Dake has requested approval to pay for the truck in one payment of \$15,000 immediately and the balance of \$4,500 in June, so as not to deplete the department's funds prior to their annual fund drive in May; and

WHEREAS, a partial payment plan was approved in November for Hillsview Volunteer Fire Department with the stipulation if payment is not made in full by June 15, 2015 the Director of Finance is authorized to withhold the monthly \$200.00 stipend until the balance is satisfied; and

WHEREAS, this Commission does not desire to cause an undue financial hardship on the Clearwater department and agrees to accept partial payment under the same stipulations assigned to the Hillsview Volunteer Fire Department.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE MEETING IN REGULAR SESSION THIS THE 23rd DAY OF FEBRUARY 2015, that this Commission does approve accepting partial payment from the Clearwater Volunteer Fire Department for Engine 10.

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

Motion carried by voice vote.

D. A Resolution to Close and Remove an Obsolete Alleyway.

Mr. Gentry presented Resolution #15-015.

RESOLUTION NO. 15-015

A RESOLUTION TO CLOSE AND REMOVE AN OBSOLETE ALLEYWAY

WHEREAS, Yvonne Kincannon of 183 County Road 906 and Ronnie Raper, Jr., of 177 County Road 906, have requested that an obsolete alleyway lying between their respective parcel, starting at the point of entrance off County Road 906 and ending at the TVA easement, be closed; and

WHEREAS, Ms. Kincannon and Mr. Raper own the parcels that surround this alleyway and desire to make it a part of their respective properties; and

WHEREAS, Ms. Kincannon and Mr. Raper are the only parties who have vested interests in the alleyway property; and

WHEREAS, McMinn County Highway Commissioner Dan Evans approves closing this alleyway; and

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 23rd DAY OF FEBRUARY 2015, that this Commission does hereby approve the recommendation to close this obsolete alleyway and quit claim half of the alleyway to Yvonne Kincannon and half to Ronnie Raper, Jr., **AND FURTHERMORE**, authorizes the County Mayor to execute the necessary documents to fulfill the intentions of this resolution.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

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

Discussion: Commissioner Masingale questioned whether or not the County Commission had authority to close this alleyway. County Attorney Vance Baker said that all this resolution does is removes McMinn County's interest.

Motion carried by voice vote.

E. A Resolution to Apply for 2015 CDBG Water Line Extension.

Mr. Gentry presented Resolution #15-016. This resolution does meet the requirements of the water extension plan.

RESOLUTION NO. 15-016

APPROVAL TO APPLY FOR 2015 CDBG WATER LINE EXTENSION

WHEREAS, McMinn County has identified the need for public water to be extended to all citizens of the county, as funds are available; and

WHEREAS, Many residents in the county have requested assistance in receiving public water; and

WHEREAS, The State of Tennessee Community Development Block Grant program has grant funds up to \$525,000 per local government available to assist with extending water lines to unserved households; and

Resolution No. 15-016 (con't)

WHEREAS, The Riceville Utility District has existing water lines that could be extended to serve homes on County Road 61 and County Road 102 that have requested water service; and

WHEREAS, Project engineers have estimated the cost of the project to be \$617,650; and

WHEREAS, McMinn County can apply for a \$525,000 CDBG grant, with a required local match of \$92,650; and

WHEREAS, the McMinn County Public Infrastructure Funding Plan allows for McMinn County to seek partnerships with existing water utilities and to fund up to 20% of the construction costs for waterline extensions; and

WHEREAS, based on the engineering estimate, McMinn County will only have to fund \$92,650, which is less than 20% of the project's construction costs; and

NOW THEREFORE BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE MEETING ON THIS THE 23rd DAY OF FEBRUARY, 2015 THAT the McMinn County Mayor is authorized to submit an application for \$525,000 in CDBG funds, with a local match of \$92,650 in county funds, in order to extend water lines to unserved areas of the county.

BE IT FURTHER RESOLVED that the County Mayor is authorized to enter into any agreements necessary for the successful award of the grant, subject to its approval by the State.

BE IT EVEN FURTHER RESOLVED, if said application is approved, the County Mayor is hereby authorized to accept on behalf of McMinn County said Community Development Block Grant, execute any and all documents and enter into agreements necessary for the successful application and award of the grant and to enter into a project administration agreement with the Southeast Tennessee Development District, subject to ECD approval.

(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.

11. ELECTIONS, APPOINTMENTS AND CONFIRMATIONS

None.

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

- Commissioner Simpson—Emergency Services Committee met prior to County Commission meeting and sent 3 resolutions to the full committee for approval.
- Commissioner Curtis—Budget Committee met prior to County Commission meeting and approved a budget calendar for the year.
- County Attorney—City of Athens School Board has voted to appeal the school court case to the Supreme Court. Mr. Baker said he would keep the County Commission informed on the progress.

13. COMMENTS FROM THE COUNTY MAYOR

- Mayor Gentry thanked all the Emergency personal for their work and effort during the past storms.
- Mayor Gentry thanked everyone for their participation in the planning session.

14. APPROVAL OF NOTARY APPLICATIONS

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

Notary Applications for February 2015

- | | |
|---------------------------|--------------------------|
| 1. Wilma J Armstrong | 15. Jolynn D. Hockman |
| 2. Laura Armstrong | 16. Christine M. Lawson |
| 3. Donna K. Black | 17. Radley Lockmiller |
| 4. Kristine Boggess | 18. Michael S. Mayfield |
| 5. M B Boyd | 19. Gwendolyn W. McCowan |
| 6. Andrea N. Bredwell | 20. Margaret A. McCrea |
| 7. Jordan Bridges | 21. Janet B. McKenzie |
| 8. Elizabeth Ann Brown | 22. Kimberly A. Million |
| 9. William Arthur Buckley | 23. Deborah Ann Smith |
| 10. Larry D. Cantrell | 24. Angela M. Thompson |
| 11. Terri L. Casteel | 25. William Tim Trotter |
| 12. Kim C. Davis | 26. Patricia Ann Umphrey |
| 13. Jennifer M. Glaze | 27. Jeffery L. Walker |
| 14. Michael H. Graves | 28. Nicholas Welch |

MOTION made by Commissioner McPhail, and seconded by Commissioner Millsaps, 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 7:56 pm.

EVONNE HOBACK
McMinn County Clerk

Attest:

Deputy (date)