

The McMinn County Board of Commissioners met in Regular Session on April 20, 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 Dale Holbrook.

4. ROLL CALL

Roll Call was taken by Ann Falls, McMinn County Deputy Clerk, as recorded:

Scott Curtis - Present
Dale Holbrook - Present
Tim King - Present
Roger Masingale - Absent
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 March 16, 2015 were provided to the McMinn County Commissioners.

MOTION made by Commissioner Holbrook, and seconded by Commissioner King, to approve the minutes of March 16, 2015.

6. APPROVAL OF BIDS AND PURCHASES

A. A Resolution to Approve and Award the Annual Bid for Crushed Stone.

Mr. Luallen presented resolution #15-041, along with a copy of the letter of recommendation from County Mayor, John Gentry and bid summary sheet.

RESOLUTION NO. 15-041

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

WHEREAS, the McMinn County Mayor, John Gentry, requests the purchase of crushed stone for the period of May 1, 2015 through April 30, 2016, 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

Resolution No. 15-041 (con't)

WHEREAS, John Gentry, McMinn County Mayor has recommended the bid be awarded to Vulcan Materials Company of Athens, TN, 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 20th DAY OF APRIL 2015, 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 Millsaps, and seconded by Commissioner King, to approve this resolution.

Note: Commissioner Slack Abstained from this vote.

Motion carried by voice vote.

B. A Resolution to Approve and Award the Annual Road Striping Bid.

Mr. Luallen presented resolution #15-042, along with a copy of the letter of recommendation and bid summary sheet from Dan P. Evans, Chief Administrative Officer.

RESOLUTION NO. 15-042

A RESOLUTION TO APPROVE AND AWARD THE
ANNUAL ROAD STRIPING BID

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 road striping for the period of May 1, 2015 through April 30, 2016, 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 has recommended the bid be awarded to the low bidder, Highway Markings of Knoxville, TN.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF APRIL 2015, that this Commission does hereby approve the recommendation of the McMinn County Highway Commissioner.

(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 Holbrook, to approve this resolution.

Note: Commissioner Slack abstained from this vote.

Motion carried by voice vote.

C. A Resolution to Approve and Award the Annual Bid of Hot Mix.

Mr. Luallen presented resolution #15-043, along with a copy of the letter of recommendation and bid summary sheet from Dan P. Evans, Chief Administrative Officer.

RESOLUTION NO. 15-043

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, 2015 through April 30, 2016, 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 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.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF APRIL 2015, 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 Simpson, and seconded by Commissioner King, to approve this resolution.

Discussion: Chairman Crews ask Dan Evans what kind of a haul bill is charged from this company. Mr. Evans said that this price bid was figured with the county picking up the Hot Mix.

Note: *Commissioner Slack abstained from this vote.*

Motion carried by voice vote.

D. A Resolution to Approve and Award the Bid of a 2015 Jeep Cherokee for the McMinn County Property Assessor.

Mr. Luallen presented resolution #15-044, along with a copy of the letter of recommendation and bid summary sheet from Keith Price, Property Assessor.

RESOLUTION NO. 15-044

A RESOLUTION TO APPROVE AND AWARD THE BID OF A
2015 JEEP CHEROKEE
FOR THE MCMINN COUNTY PROPERTY ASSESSOR

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

WHEREAS, Keith Price, Property Assessor, requests the purchase of a Jeep, 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

Resolution No. 15-044 (con't)

WHEREAS, Keith Price has recommended the bid be awarded to L & M Motors of Athens, TN, the low bidder meeting specifications for the amount of \$24,662.00.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF APRIL, 2015, that this Commission does hereby approve the recommendation of the McMinn County Property Assessor.

(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 Curtis, to approve this resolution.

Motion carried by voice vote.

E. A Resolution to Approve and Award the Bid for Painting of the McMinn County Courthouse.

Mr. Luallen presented resolution #15-045, along with letter of recommendation from Russell Thress and bid summary sheet. This did have Properties Committee Approval.

RESOLUTION NO. 15-045

A RESOLUTION TO APPROVE AND AWARD THE BID FOR
PAINTING OF THE MCMINN COUNTY COURTHOUSE

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 Courthouse is in need of painting; and

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

WHEREAS, Russell Thress has recommended to award the bid to Ross Construction, Inc. of Cleveland, TN., the lowest bid meeting specifications, in the amount of \$64,800.00.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF APRIL 2015, that this Commission does hereby approve the recommendation of the project in the amount of \$64,800 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

Resolution No. 15-045 (con't)

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

Motion carried by voice vote.

F. A Resolution to Approve Purchase over \$10,000 for 2002 Rosco SPRHH Hydrostatic Chip Spreader to be used at the Highway Department.

Mr. Luallen presented resolution #15-046, along with letter of appraisal from Duckwall & Company and a requisition signed by Roy Glass and Dan Evans.

RESOLUTION NO. 15-046

A RESOLUTION TO APPROVE PURCHASE OVER \$10,000 FOR
2002 ROSCO SPRHH HYDROSTATIC CHIP SPREADER
TO BE USED AT THE HIGHWAY DEPARTMENT

WHEREAS, the McMinn County Highway Commissioner, Dan Evans, requests to purchase hydrostatic chip spreader from Boxcer Equipment; and

WHEREAS, the spreader to be purchased is a 2002 Rosco SPRHH hydrostatic chip spreader with 500 hours and a 12 foot spreader head valued at \$39,000; 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 20th DAY OF APRIL, 2015, that this Commission does hereby approve the purchase of 2002 Rosco SPRHH hydrostatic chip spreader 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 Holbrook, and seconded by Commissioner McPhail, to approve this resolution.

Discussion: Commissioner Simpson ask Dan Evans if there were a lot of appraisal companies that participate in these appraisals. Mr. Evans said that the appraisal companies are limited and no matter where he looks at items this company has a certified appraiser that can go out.

Note: *Commissioner Slack abstained from this vote.*

Motion carried by voice vote.

7. REVIEW AND APPROVAL OF CONTRACTS

A. A Resolution to Approve the DGA Grant Contract Between McMinn County and State of Tennessee Department of Health.

Mr. Luallen presented resolution #15-047 along with a copy of the budget summary for FY15-16.

Resolution No. 15-047 (con't)

RESOLUTION NO. 15-047

A RESOLUTION TO APPROVE THE DGA GRANT 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 receive is \$464,300; and

WHEREAS, McMinn County Health Department does provide these services and both parties do hereby agree to these provisions in the contract for FY 2015-16.

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

Motion carried by voice vote.

B. A Resolution to Approve a Contract with Government Services and Associates, LLC for Audits of Personal Property Accounts.

Mr. Luallen presented resolution #15-048 along with a copy of the contract.

RESOLUTION NO. 15-048

A RESOLUTION TO APPROVE CONTRACT WITH
GOVERNMENT SERVICES AND ASSOCIATES, LLC
FOR AUDITS OF PERSONAL PROPERTY ACCOUNTS

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, the current contract with Tax Management Associates, Inc. will remain in effect; and

WHEREAS, McMinn County Property Assessor Keith Price requests approval of this contract with an additional personal property tax auditor, Government Services and Associates, LLC based on the contractor's fee schedule; and

Resolution No. 15-048 (con't)

WHEREAS, the distribution of the tax audits between the two contractors will be at the discretion of McMinn County Property Assessor Keith Price.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF April, 2015 that this Commission does hereby approve this contract with Government Services and Associates, LLC.

(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 Slack, to approve this resolution.

Motion carried by voice vote.

C. A Resolution to Approve Contract with Robert T. Lee, Attorney at Law, for Retainer and Legal Services Related to Property Assessment Issues.

Mr. Luallen presented resolution #15-049 along with a copy of the contract.

RESOLUTION NO. 15-049

A RESOLUTION TO APPROVE CONTRACT WITH ROBERT T. LEE, ATTORNEY AT LAW, FOR RETAINER AND LEGAL SERVICES RELATED TO PROPERTY ASSESSMENT ISSUES

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 Property Assessor Keith Price requests approval of contract to retain the legal services of Robert T. Lee, employee of Governmental Services and Associates, LLC to provide legal services and representation related to property assessment appeals, legal advice on property assessment issues, and other legal matters as agreed upon by both parties; and

WHEREAS, the hourly rate of \$250.00 will be deducted from the retainer amount in the contract with Governmental Services and Associates, LLC until fully depleted at which time services will be billed at \$150.00 per hour for the remainder of the legal services agreement.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF April, 2015 that this Commission does hereby approve this contract with Robert T. Lee, Attorney at Law.

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

Attest:

(Orig signed by Evonne Hoback)
County Clerk

Resolution No. 15-049 (con't)

MOTION made by Commissioner Millsaps, and seconded by Commissioner Slack, 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 on September 15, 2014.

Fund: General Fund #101,

Date: April 16, 2015

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Reserve	Unassigned Fund Balance	39000	99,000.00	
County Mayor	Supervisor/Director	51300-105		750.00
County Mayor	Secretary	51300-161		750.00
Election Commission	Clerical Personnel	51500-162		1500.00
Planning Commission	Other Salaries & Wages	51720-189		750.00
County Buildings	Other Salaries & Wages	51800-189		3,750.00

Accounting & Budgeting	Other Salaries & Wages	52100-189		7,500.00
Property Assessor	Other Salaries & Wages	52300-189		4,500.00
County Clerk	Other Salaries & Wages	52500-189		8,250.00
Clerk & Master	Other Salaries & Wages	53400-189		2,250.00
Courtroom Security	Other Salaries & Wages	53920-189		18,750.00
Sheriff's Department	Deputies	54110-106		1,500.00
Sheriff's Department	Secretary	54110-161		1,500.00
Special Patrols	Other Salaries & Wages	54120-189		1,500.00
Jail	Medical Personnel	54210-131		1,500.00
Jail	Clerical Personnel	54210-162		750.00
Jail	Cafeteria	54210-165		1,500.00
Jail	Other Salaries & Wages	54210-189		30,000.00
Juvenile Services	Other Salaries & Wages	54240-189		4,500.00
Community Service	Other Salaries & Wages	54250-189		750.00
Other Emergency Management	Other Salaries & Wages	54490-189		1,500.00
Health Department	Custodial Personnel	55110-166		750.00
Parks	Other Salaries & Wages	56700-189		1,500.00
Soil Conservation	Secretary	57500-161		750.00
Veterans Services	Supervisor/Director	58300-105		750.00
Veterans Services	Other Salaries & Wages	58300-189		750.00

Explanation: To budget expenditures related to bonuses provided to eligible employees in FY 14-15

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

- Scott Curtis – Aye
- Dale Holbrook - Aye
- Tim King - Aye
- Roger Masingale - Absent
- Matt Mason - Aye
- J. W. McPhail - Aye
- Bob Powers - 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 and did have County Commission approval.

Fund: Road & Bridge Fund #131,

Date: April 16, 2015

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Revenue	Sale of Equipment	44530	119,000.00	
Capital Outlay	Highway Equipment	68000-714		34,000.00
Capital Outlay	Motor Vehicles	68000-718		85,000.00
Explanation: To budget additional revenue and expenditures related to sale of surplus equipment and replacement purchases.				

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

- Scott Curtis – Aye
- Dale Holbrook - Aye
- Tim King - Aye
- Roger Masingale - Absent
- 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 April 14, 2015.

Fund: General Purpose School #141-School To Work Program

Date: March 26, 2015

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Fund Balance	Unassigned Fund Balance	39000		4,100.00
Federal Through State	Other Federal Through State	47590		9,565.00
Other Programs	Assistants	72290-103	7,697.00	
Other Programs	Secretary	72290-161	798.00	
Other Programs	Social Security	72290-201	528.00	
Other Programs	State Retirement	72290-204	1,700.00	
Other Programs	Life Insurance	72290-206	63.00	
Other Programs	Medical Insurance	72290-207	2,743.00	
Other Programs	Employer Medicare	72290-212	124.00	
Other Programs	Other Fringe Benefits	72290-299	12.00	
Explanation: To enter amendment No. 1 to e School to Work Program Grant. This Amendment has been approved by the state.				

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

- Scott Curtis – Aye
- Dale Holbrook - Aye
- Tim King - Aye
- Roger Masingale - Absent
- 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. PHIL TUGGLE TRUSTEE WOODS HOSPITAL PROCEEDS FUND REPORT

Mr. Tuggle handed out copies of the Woods Memorial Hospital report to each commissioner. He went over the report and answered questions the commissioners had. The report included the following:

McMinn County received Woods Hospital District payments as follows:

2007 - \$1,000,000.00 (12-21-2007)
2008 - \$ 800,000.00 (12-23-2008)
2009 - \$1,200,000.00 (12-31-2009)
2011 - \$ 753,253.62 (12-28-2011)
2012 - \$ 179,671.95 (1-23-2012)
\$3,932,92557

This total represents our total payments from Woods Hospital District.

As of March 31, 2015, our current balance is \$4,120,095.63. This includes \$220,983.79 in earned interest. Checks totaling \$33,813.73 have been issued as per Resolution #11-142 passed by the McMinn County Commission on December 19, 2011.

11. RESOLUTIONS

- A. A Resolution to Approve an Amendment to the Land Lease Between McMinn County and the Swift Museum Foundation, Inc.

Mr. Gentry presented Resolution #15-050. This resolution had a copy of the lease agreement attached.

RESOLUTION NO. 15-050

A RESOLUTION TO APPROVE AN AMENDMENT TO THE LAND LEASE BETWEEN MCMINN COUNTY AND THE SWIFT MUSEUM FOUNDATION, INC

WHEREAS, for over twenty-five years, McMinn County and the Swift Museum Foundation, Inc.(SMF), have enjoyed a harmonious relationship with the Swift Museum's location at the McMinn County Airport; and

WHEREAS, McMinn County is proud to be called home to the SMF and enjoys the economic and cultural benefits of the same; and

WHEREAS, a land lease was executed between McMinn County and the SMF April of 2012; and

WHEREAS, while the SMF has completed Phase I of the project, fund raising challenges have hindered the total completion of their new facility as originally designed; and

WHEREAS, the SMF Board of Directors requests the current lease's legal description of the property be revised to the updated design of the building; and

WHEREAS, the SMF Board of Directors has also asked for paragraph 21 of the lease to be amended to relieve any time constraints regarding construction of phases three and four which may be constructed as finances permit; and

WHEREAS, in consideration of the SMF's completion of Phase I and in recognition of their fund raising challenges the McMinn County Airport Committee recommends granting the requested amendments; and

NOW, THEREFORE, BE IT RESOLVED BY THE MCMINN COUNTY BOARD OF COMMISSIONERS MEETING IN REGULAR SESSION THIS THE 20th DAY OF APRIL 2015, that this Commission does hereby grant approval to amend the existing land lease between McMinn County and the Swift Museum Foundation, Inc. to more accurately reflect the facilities design and schedule, and FURTHER authorizes the County Mayor to execute said agreement to fulfill the intent of this resolution.

Resolution No. 15-050 (con't)

(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 Carter, to approve this resolution.

B. A Resolution Authorizing McMinn County's Participation in a Litter Control Grant for Fiscal Year 2015-16 From the Tennessee Department of Transportation, Highway Maintenance Division; and Authorizing the County Mayor to Administer Activities Associated with this Grant.

Mr. Gentry presented Resolution #15-051.

RESOLUTION NO. 15-051

A RESOLUTION AUTHORIZING MCMINN COUNTY'S PARTICIPATION IN A
LITTER CONTROL GRANT FOR FISCAL YEAR 2015-16
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 2014-15 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 20th DAY OF APRIL 2015, that this Commission authorizes McMinn County's participation in a litter grant in FY 2015-16 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 King, and seconded by Commissioner Millsaps, to approve this resolution.

Motion carried by voice vote.

C. A Resolution to Approve Adding Watkins Glen Road to the McMinn County Highway Maintenance System as County Road 786.

Mr. Gentry presented Resolution #15-052. This resolution had a memo attached from Dan Evans stating that the road met all requirements to be added to the McMinn County Maintenance System.

RESOLUTION NO. 15-052

A RESOLUTION TO APPROVE ADDING WATKINS GLEN ROAD TO THE MCMINN COUNTY HIGHWAY MAINTENANCE SYSTEM AS COUNTY ROAD 786

WHEREAS, the residents of Watkins Glen Road desire their road to be included on the McMinn County Highway Maintenance System; and

WHEREAS, the McMinn County Highway Department has a policy of bringing unapproved roads up to county standards with County Commission approval; and

WHEREAS, to insure this road met required county road standards, the McMinn County Highway Department performed tests to verify road bed stability, reviewed various plats, and confirmed drainage facilities were properly installed and in good working order; and

WHEREAS, this road will be designated on the maintenance list as County Road 786 with a length of 2,550 linear feet and width of 22 feet; and

WHEREAS, the McMinn County Highway Commissioner recommends County Road 786 be accepted in maintenance system as a Class 1 road; and

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF APRIL, 2015 that this Commission does hereby approve the addition of County Road 786 to the McMinn County Highway Department maintenance list.

(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 Carter, to approve this resolution.

Motion carried by voice vote.

D. A Resolution Requesting the Tennessee General Assembly to Consider Legislation to Rename the West-Bound Side of Foeman Creek Bridge for Jerry W. Richardson.

Mr. Gentry presented Resolution #15-053.

RESOLUTION NO. 15-053

A RESOLUTION REQUESTING THE TENNESSEE GENERAL ASSEMBLY TO CONSIDER LEGISLATION TO RENAME THE WEST-BOUND SIDE OF FOEMAN CREEK BRIDGE FOR JERRY W. RICHARDSON

Resolution No. 15-053 (con't)

WHEREAS, Jerry W. (Jerdo) Richardson of Etowah, Tennessee, was a fifth generation McMinn County farmer; and

WHEREAS, under Jerry's leadership, Pebblebrook Farms was designated as a Tennessee Century Farm and produced one of the most respected dairy herds in the southeast which earned numerous national show-ring honors and production awards; and

WHEREAS, Jerry Richardson was a trusted community leader who was a member of AgCentral Co-op, McMinn County Farm Bureau, and the McMinn County Agriculture Extension Committee; and

WHEREAS, Jerry Richardson was a dedicated farmer committed to excellence which led to him being awarded received the 1978 McMinn County Outstanding Farmer award from the Athens Chamber of Commerce; and

WHEREAS, Jerry Richardson was a devout Christian who served as a deacon, usher, Sunday school teacher, and Chairman of the Sanctuary Building Committee at Etowah First Baptist Church; and

WHEREAS, this county is proud to call Jerry Richardson one of its own and would like to properly honor the positive impact he had on the Etowah area and McMinn County as a whole; and

WHEREAS, the McMinn County Commission would like to request State Senator Mike Bell and State Representative John Forgety introduce legislation to change the name of the west-bound Foeman Creek Bridge or other appropriate site in honor of Jerry Richardson.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF APRIL, 2015, that this Commission does hereby approve this resolution to request the renaming of the west-bound Foeman Creek Bridge for Jerry W. Richardson to honor his many contributions to McMinn County.

(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.

E. A Resolution Authorizing Payment of State Industrial Access Road Grant Match.

Mr. Gentry presented Resolution #15-054.

RESOLUTION NO. 15-054

A RESOLUTION AUTHORIZING PAYMENT OF STATE INDUSTRIAL ACCESS ROAD GRANT MATCH

WHEREAS, McMinn County passed a resolution on May 14, 2014, authorizing the submission of a State Industrial Access grant for improvements on State Route 163 to enhance vehicle traffic into Resolute Forests Products; 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

Resolution No. 15-054 (con't)

access to industrial areas and to facilitate the development and expansion of industry within the State of Tennessee; and

WHEREAS, the May 2014 resolution authorized a match of up to ten thousand dollars for utilities relocation costs; and

WHEREAS, TDOT has requested the match be increased to thirteen thousand, five hundred dollars (\$13,500) to also cover right-of-way acquisition, with any unused match to be refunded to McMinn County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF APRIL 2015, that this Commission does approve funding the grant match required to meet the full intent of the approved State Industrial Access grant, and FURTHERMORE, grants authority to the County Mayor to execute the duties 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 Slack, to approve this resolution.

Motion carried by voice vote.

F. A Resolution to Institute Special Rates for the Disposal of Residential Cleanup Materials at the McMinn County Sanitary Landfill, Effective April 20-25, 2015, and to Designate that Week as "Cleanup, Fix-up, Sparkle Week" in McMinn County.

Mr. Gentry presented Resolution #15-055.

RESOLUTION NO. 15-055

A RESOLUTION TO INSTITUTE SPECIAL RATES FOR THE DISPOSAL OF RESIDENTIAL CLEANUP MATERIALS AT THE McMINN COUNTY SANITARY LANDFILL, EFFECTIVE APRIL 20-25, 2015, AND TO DESIGNATE THAT WEEK AS "CLEANUP, FIX-UP, SPARKLE WEEK" IN McMINN COUNTY.

WHEREAS, the McMinn County Commission is authorized to set disposal rates for various materials at the McMinn County Sanitary Landfill; and

WHEREAS, this Commission wishes to charge no tipping fees for the disposal of residential cleanup materials at the McMinn County Sanitary Landfill during "Cleanup, Fix-up, Sparkle Week," as a promotion for this annual activity; and

WHEREAS, the Keep McMinn Beautiful, and other municipal and commercial entities in McMinn County wish to schedule their annual beautification promotions during the week of April 20-25, and this Commission wishes to designate that week as "Cleanup, Fix-up, Sparkle Week" in 2015; and

WHEREAS, the County Mayor and Landfill Supervisor will provide suitable public notice, supervision, and monitoring for this activity.

NOW, THEREFORE, BE IT RESOLVED, BY THE COMMISSION OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF APRIL 2015, that this

Resolution No. 15-055 (con't)

Commission authorizes the disposal of residential cleanup materials at no charge at the McMinn County Sanitary Landfill during April 20-25, 2015, and formally designates that week as "Cleanup, Fix-up, Sparkle Week" in McMinn County, and calls upon all its citizens to join in this worthy observance.

BE IT FURTHER RESOLVED, that this Commission directs the County Mayor to promote, monitor, and supervise this activity in accordance with established operational and regulatory guidelines.

(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 Simpson, to approve this resolution.

Motion carried by voice vote.

G. A Resolution to Approve Allocation of Courthouse Space to Tennessee Bureau of Investigation .

Mr. Gentry presented Resolution #15-056. This resolution did have Properties Committee Approval.

RESOLUTION NO. 15-056

A RESOLUTION TO APPROVE THE ALLOCATION OF COURTHOUSE SPACE TO TENNESSEE BUREAU OF INVESTIGATION

WHEREAS, the McMinn County Commission has authority to allocate county office space; and

WHEREAS, the Tennessee Bureau of Investigation has requested the use of the former judges chamber on the second floor to house an agent; and

WHEREAS, this space is currently available due to the relocation of the county clerk's office, general sessions and circuit courts; and

WHEREAS, the county mayor recommends allocating this space to the Tennessee Bureau of Investigation at no cost until the space is deemed necessary for use by another county, state or federal agency; and

WHEREAS, a law enforcement agency is a welcomed tenant at the McMinn County Courthouse; and

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF APRIL 2015, that this Commission does approve the allocation for the Tennessee Bureau of Investigation and FURTHERMORE resolves to grant authority to the County Mayor to execute the documents and duties stated therein to satisfy 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 Simpson, and seconded by Commissioner King, to approve this resolution.

Motion carried by voice vote.

12. ELECTIONS, APPOINTMENTS AND CONFIRMATIONS

A. A Resolution to Confirm the Appointment of Dean Williams to the McMinn County Agricultural Extension Committee.

Mr. Gentry presented Resolution #15-057.

A RESOLUTION NO. 15-057

A RESOLUTION TO CONFIRM THE APPOINTMENT OF DEAN WILLIAMS TO THE MCMINN COUNTY AGRICULTURAL EXTENSION COMMITTEE

WHEREAS, McMinn County has a seven member Agricultural Extension Committee comprised of three McMinn County Commissioners, two male farmers and two female farmers; and

WHEREAS, it is the responsibility of the McMinn County Commission to appoint farmers to this committee; and

WHEREAS, there is currently a male farmer vacancy on the board; and

WHEREAS, Dean Williams, owner of Athens Stockyard, has agreed to serve on the McMinn County Agricultural Extension Committee; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 20th DAY OF APRIL 2015, that this commission does hereby confirm the appointment of Dean Williams to the McMinn County Agricultural Extension Committee

(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 McPhail, to approve this resolution.

Motion carried by voice vote.

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

- County Attorney—Mr. Baker updated the County Commission on the Election Commission lawsuit which is scheduled for arguments in court on May 18th, 2015 at 1:30 pm. Attorney Baker said that the court usually rules on the cases within 3months. Attorney Baker said that when he receives an opinion from the courts he will forward it to Andy at the Daily Post Athenian.

14. COMMENTS FROM THE COUNTY MAYOR

- Mayor Gentry reminded everyone of the Three Star Program Requirements. Mayor Gentry ask Finance Director, Jason Luallen to go over the requirements:

Mr. Luallen handed out a copy of the Debt Management Policy to all County Commissioners. Mr. Luallen addressed each heading contained in the policy which included:

- A. Goal/Mission
- B. Objectives
- C. Enhance Transparency of Decisions by Way of annual Debt Report, Annual Budgets, and Specific New Issue Report.
- D. Hiring of Professionals for Debt Issuance.
- E. Conflict of Interest Issues.

This letter was also handed out to each County Commissioner:

**Fiscal Strength and Efficient Government
ThreeStar Program Requirements**

This document confirms that McMinn County has taken the following actions in accordance with the requirements of the ThreeStar Program:

- The county mayor has reviewed with the county commission at an official meeting the county's debt management policy that is currently on file with the Comptroller of the Treasury Office. The purpose of this requirement is to ensure that local elected officials are aware and knowledgeable of the county's debt management policy.

- The county mayor and county commission acknowledge that an annual cash flow forecast must be prepared and submitted to the Comptroller prior to issuance of debt. The purpose of this requirement is to ensure elected officials are aware that prior to the issuance of debt the county must go through the process of assessing the county's cash flow. This is done to evaluate the county's finances and confirm that sufficient revenues are available to cover additional debt service associated with the proposed issuance of debt.

Debt Management Policy

This is an acknowledgement that the Debt Management Policy of McMinn County is on file with the Office of the Comptroller of the Treasury and was reviewed with the members of the McMinn County Commission present at the meeting held on the 20th day of April, 2014.

Minutes of this meeting have been included as documentation of this agenda item.

Annual Cash Flow Forecast

This is an acknowledgement that the requirement that an annual cash flow forecast be prepared for the appropriate fund and submitted to the Comptroller's office was reviewed with the members of the McMinn County Commission present at the meeting held on the 20th day of April, 2014.

Minutes of this meeting have been included as documentation of this agenda item.

Acknowledged this 20 day of April, 2015.

John Gentry
County Mayor/Executive Name

(Original on File)
Signature

- Mayor Gentry said that the Landfill scales have been installed and are functioning well.
- Mayor Gentry talked about getting funding for the Advanced Manufacturing Facility. Mayor Gentry said that the Governor has put \$2,000,000 in the 15-16 budgets for McMinn County.
- Mayor Gentry wished former Commissioner Bob Powers the best in the passing of his wife Joyce.

15. APPROVAL OF NOTARY APPLICATIONS

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

Notary Applications for April 2015

- | | |
|-----------------------|--------------------------|
| 1. Nichole S. Double | 7. Cynthia Dilbeck Owens |
| 2. Melissa Eaton | 8. Miranda S. Stiles |
| 3. Sandra L. Gallison | 9. Leah N. Tavernese |
| 4. Mary J. Glover | 10. Evan A. Walden |
| 5. Carolyn J. Hobbs | 11. David W. McKenzie |
| 6. Connie Rene Keeton | |

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

Motion carried by voice vote.

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

None.

17. ADJOURNMENT

There being no other business, Chairman Crews declared the Commission meeting adjourned at 7:59 pm.

EVONNE HOBACK
McMinn County Clerk

Attest:

Deputy (date)