

The McMinn County Board of Commissioners met in Regular Session on October 16, 2017, 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 King.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner Simpson.

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

5. APPROVAL OF MINUTES

Copies of the Minutes of the Regular Session on September 18, 2017 provided to the McMinn County Commissioners.

MOTION made by Commissioner King, and seconded by Commissioner Simpson, to approve the minutes of September 18, 2017.

Motion carried by voice vote.

6. APPROVAL OF BIDS AND PURCHASES

A. A Resolution to Approve Purchase of Three Vehicles from State Contract for McMinn County Sheriff's Department.

Mr. Luallen presented resolution #17-095 along with a letter of recommendation from McMinn County Sheriff Joe Guy and a copy of the bid summary sheet.

RESOLUTION NO. 17-095

A RESOLUTION TO APPROVE PURCHASE OF  
THREE POLICE VEHICLES FROM STATE CONTRACT  
FOR MCMINN COUNTY SHERIFF'S DEPARTMENT

(Res. 17-095 con't)

WHEREAS, McMinn County Sheriff Joe Guy requests approval of the purchase of three police vehicles from Chrysler Dodge Jeep RAM of Columbia at state contract price of \$37,408.93 each or a total not to exceed \$112,226.79 for three 2018 Dodge Charger Police AWD patrol sedans; and

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

WHEREAS, in accordance with Financial Management Committee Policies and Procedures any expense over \$ 25,000 requires Commission approval.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 16<sup>th</sup> DAY OF OCTOBER 2017 that this Commission does hereby approve this request.

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

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

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

Motion carried by voice vote.

B. A Resolution to Approve and Award the Annual Pharmacy Bid Extension.

Mr. Luallen presented resolution #17-096 along with a letter of recommendation from McMinn County Sheriff Joe Guy and a copy of the bid summary sheet.

RESOLUTION 17-096

RESOLUTION TO APPROVE AND AWARD THE ANNUAL PHARMACY BID EXTENSION

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

WHEREAS, the annual pharmacy bid provides an option to be extended for an additional twelve (12) month period; and

WHEREAS, the Sheriff's Department has requested to extend the contract for annual requirements for medical supplies, non prescription items and prescription drugs to the current vendor, I.H.S. Pharmacy for the period of December 1, 2017 through November 30, 2018; and

WHEREAS, IHS Pharmacy has agreed to extend the current bid for the additional period with no increase in price; and

WHEREAS, Joe Guy, McMinn County Sheriff, has recommended the bid be extended twelve (12) months to I.H.S. Pharmacy at the same bid of December 1, 2016 through November 30, 2017.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16<sup>th</sup> DAY OF OCTOBER, 2017, that this Commission does hereby approve the recommendation of the Sheriff.

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

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

(Res. 17-096 con't)

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

Discussion: Commissioner Simpson wanted to know if the bids are extended, is it cost effective? Director of Finance Jason Luallen said that he felt like it was and if there was an event where the prices escalades then he would definitely look at it.

Motion carried by voice vote.

## 7. REVIEW AND APPROVAL OF CONTRACTS

### A. A Resolution to Approve Grant Contract for Alcohol Countermeasures Highway Safety Project Between State of Tennessee and McMinn County.

Mr. Luallen presented resolution #17-097 and a copy of the agreement.

#### RESOLUTION NO. 17-097

### A RESOLUTION TO APPROVE GRANT CONTRACT FOR ALCOHOL COUNTERMEASURES HIGHWAY SAFETY PROJECT 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 State of Tennessee Department of Transportation for Alcohol Countermeasures Highway Safety Project with contract dates from October 1, 2017, to September 30, 2018; and

WHEREAS, said Grant can and will be used toward various DUI related programs related to this campaign; and

WHEREAS, the amount of this grant amounts to \$20,000.00 with no required match for McMinn County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN SPECIAL CALLED SESSION THIS THE 16<sup>TH</sup> DAY OF OCTOBER, 2017 that this Commission does hereby agree to enter into this Grant Contract with the State of Tennessee.

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

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

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

Motion carried by voice vote.

### B. A Resolution to Approve State Reimbursement Contract Application with State of Tennessee Commission on Children and Youth for FY 2017-18.

Mr. Luallen presented resolution #17-098 with a copy of the contract.

#### RESOLUTION NO. 17-098

### A RESOLUTION TO APPROVE STATE REIMBURSEMENT CONTRACT APPLICATION WITH STATE OF TENNESSEE COMMISSION ON CHILDREN AND YOUTH FOR FY 2017-18

(Res. 17-098 con't)

WHEREAS, in order to properly perform the duties of county government as prescribed by law, it is often in McMinn County's interest to enter into contracts with other entities; and

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

WHEREAS, it is necessary to apply for and renew the contract with McMinn County for the period July 1, 2017 through June 30, 2018.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16<sup>th</sup> DAY OF OCTOBER, 2017, that this Commission does hereby approve application for this grant and gives authority to the County Mayor to execute any and all documents to execute this grant contract with State of Tennessee, Tennessee Commission on Children and Youth for period July 1, 2017 through June 30, 2018.

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

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

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

Motion carried by voice vote.

C. A Resolution to Approve the Renewal of the Contract with Liberty Tire Recycling Disposal of Waste Tires.

Mr. Luallen presented resolution #17-099 with a copy of the contract.

RESOLUTION NO. 17-099

A RESOLUTION TO APPROVE THE RENEWAL OF THE CONTRACT WITH LIBERTY TIRE RECYCLING REGARDING DISPOSAL OF WASTE TIRES

WHEREAS, the Tennessee Department of Conservation provides a waste tire grant to encourage the recycling and proper disposal of waste tires; and

WHEREAS, Liberty Tire Recycling is currently the contracted vendor for pickup, transportation and disposal of waste tires; and

WHEREAS, it is the recommendation of the Solid Waste Director that the contract with Liberty Tire Recycling be renewed at the current rates; and

WHEREAS, this contract shall be renewed for 1 year, terminating on July 1, 2018.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16<sup>th</sup> DAY OF OCTOBER 2017, that this Commission does approve the contract renewal with Liberty Tire Recycling at the current rates and FURTHER, resolves to authorize the County Mayor to execute the necessary documents to fulfill the intent of this resolution, the public welfare demanding it.

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

(Res. 17-099 con't)

Attest:

(Orig signed by Evonne Hayes)  
 County Clerk

MOTION made by Commissioner Curtis, and seconded by Commissioner Millsaps, 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 School Board approval on September 21, 2017.

Fund: General Purpose School Fund #141

Date: September 7, 2017

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Reserve	Unassigned Fund Balance	39000	340,630.00	
Plant Maintenance	Maint. & Repair Svcs Bldg.	72620-335		207,061.00
Plant Maintenance	Maint. & Repair Svcs Bldg.	72620-336		24,107.00
Plant Maintenance	Other Charges	72620-599		25,432.00
Transportation	Transportation Equipment	72710-729		80,630.00
Regular Capital Outlay	Building Improvments	76100-707		3,400.00
To amend budget funds for Phase II of the Technology Plan that was approved by McMinn County School Board on 9/21/2017				

September 13, 2017

State Revenues	Safe Schools Grant	46981	27,977.65	
Regular Instructional Program	Other Salaries & wages	71100-189		4,500.00
Regular Instructional Program	Social Security	71100-201		279.00
Regular Instructional Program	State Retirement	71100-204		408.60
Regular Instructional Program	Employer Medicare	71100-212		65.25
Other Student Support	Contracts with Gov Agencies	72130-309		3,000.00
Support Services/Regular Instruction	Travel	72210-355		3,000.00
Support Services/Regular Instruction	In-Service/Staff Development	72210-524		1,500.00
Support Services/Regular Instruction	Other Equipment	72210-790		15,224.80
Explanation: To enter for the Safe Schools Grant for FY 2017-2017				

September 13, 2017

Support Services/Health Services	Supervisor/Director	72120-105	169.00	
Support Services/Health Services	Other Salaries & Wages	72120-189		5,000.00
Support Services/Health Services	Social Security	72120-201		29.00
Support Services/Health Services	State Retirement	72120-204		129.00
Support Services/Health Services	Medical Insurance	72120-207	98.00	
Support Services/Health Services	Employer Medicare	72120-212		210.00
Support Services/Health Services	Travel	72120-355	500.00	
Support Services/Health Services	Other Supplies and Materials	72120-499	4,601.00	
To Amend the budget for the Coordinated School Health Grant for FY 17-18				

(con't)

State Education Funds	Early Childhood Education	46515		91,763.00
Early Childhood Education	Supervisor/Director	73400-105	18,186.00	
Early Childhood Education	Teachers	73400-116	64,567.56	
Early Childhood Education	Clerical Personnel	73400-162		0.02
Early Childhood Education	Educational Assistants	73400-163		11,576.00
Early Childhood Education	Other Salaries and Wages	73400-189	45,500.00	
Early Childhood Education	Social Security	73400-201	3,430.00	

Early Childhood Education	State Retirement	73400-204	5,806.00	
Early Childhood Education	Life Insurance	73400-206	223.00	
Early Childhood Education	Medical Insurance	73400-207		35,212.96
Early Childhood Education	Employer Medicare	73400-212	799.00	
Early Childhood Education	Other Fringe Benefits	73400-299	40.42	
Explanation: To amend current Pre-K budget in order to be the same as the FY 2017-2018 ePlan document. School Board approval on September 21, 2017				

September 13, 2017

State Revenue	Other State Education Funds	46590	10,000.00	
Regular Instructional Program	Instructional Supplies & Materials	71100-429		10,000.00

Explanation: To enter budget for the Read to be Ready coaching Grant for FY 2017-2018

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

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

Fund: Federal Projects #142 IDEA Discretionary #891

Date: September 13, 2017

September 13, 2017

State Reserve	Special Education Grants to States	47143	47,853.00	
Special Education Program	Non-certified Substitute Teachers	71200-198		4,032.00
Special Education Program	Social Security	71200-201		300.00
Special Education Program	Employer Medicare	71200-212		60.00
Special Education Program	Instructional Supplies	71200-429		43,461.00

Explanation: To enter budget for IDEA Grant for FY 17-18.

September 13, 2017

State Revenue	Special Education Grants to States	47143	5,306.87	
Support Services/Special Ed Program	Other Supplies and Materials	72220-499		2,506.87
Support Services/Special Ed Program	In-Service/Staff Development	72220-524		2,800.00

To budget for IDEA Discretionary SPDG Grant for FY 2017-18

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

(con't)

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

Motion carried by roll call vote, as recorded:

9. TRUSTEE'S WOODS HOSPITAL DISTRICT PROCEEDS REPORTS

Phil Tuggle handed out a copy of the Woods Hospital report to all the commissioners. Mr. Tuggle went over the report and answered questions from the commission.

10. COMMENTS FROM THE AUDIENCE

None.

11. RESOLUTIONS

A. A Resolution to Authorize Initial Values for the Sale of Delinquent Tax Property.

Mr. Gentry presented Resolution #17-100 this did have Delinquent Tax Committee approval

RESOLUTION NO. 17-100

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

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

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

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

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

1. Parcel 3-68I-C-54 DB 16-E, Pg. 321           \$
2. Parcel 3-68H-C-70, DB 17-K, Pg. 309       \$

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 16<sup>th</sup> DAY OF OCTOBER 2017, that this Commission does hereby approve the initial values for the above referenced delinquent tax properties and orders them sold to the highest and best bidders, AND FURTHER authorizes the County Mayor to execute all paperwork to fulfill the intent of this resolution.

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

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

(Res. 17-100 con't)

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

Motion carried by voice vote.

B. A Resolution to Approve the request for Hotel Funds to Assist in Funding Old Fashioned Downtown Christmas.

Mr. Gentry presented Resolution #17-101. Did have approval of the Budget Committee.

RESOLUTION NO. 17-101

A RESOLUTION TO APPROVE THE REQUEST FOR HOTEL-MOTEL FUNDS TO ASSIST IN FUNDING OLD FASHIONED DOWNTOWN CHRISTMAS

WHEREAS, the Old Fashioned Downtown Christmas provides an important event to promote business and tourism in Downtown Athens in a festive and entertaining way; and

WHEREAS, the Downtown Business Association has requested funding from McMinn County to defray costs for an ice skating rink and additional lighting for this year's event; and

WHEREAS, to assist in the funding of this annual festival, the Downtown Business Association requests \$3,000 from the Hotel/Motel Tax Fund; and

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16<sup>th</sup> DAY OF OCTOBER 2017 that this Commission does hereby approve funding in the amount of \$3,000 for Old Fashioned Downtown Christmas 2017.

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

Attest:

(Orig signed by Evonne Hayes)  
Evonne Hayes

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

Motion carried by voice vote.

C. A Resolution to Allow McMinn County to Apply for a Courthouse Security Grant Through the State of Tennessee Administrative Office of the Courts.

Mr. Gentry presented Resolution #17-102 along with a copy of the application.

RESOLUTION NO. 17-102

A RESOLUTION TO ALLOW McMINN COUNTY  
TO APPLY FOR A COURTHOUSE SECURITY GRANT THROUGH  
THE STATE OF TENNESSEE ADMINISTRATIVE OFFICE OF THE COURTS

WHEREAS, in order to properly perform the duties of county government as prescribed by law, it is often in McMinn County's interest to seek grant funding from other entities; and



(Res. 17-102 con't)

WHEREAS, McMinn County desires to apply for a Courthouse Security Grant through the Administrative Office of the Courts to acquire funds to be utilized for various security needs including the purchase of a new panic button system for the McMinn County Courthouse, Courthouse Annex, and Justice Center; and

WHEREAS, this grant would be 90% funded with a 10% match by McMinn County not to exceed \$5,000; and

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16<sup>th</sup> DAY OF OCTOBER 2017 that this Commission does hereby authorize McMinn County to apply for and receive a courthouse security grant, the public welfare requiring it, AND FURTHERMORE RESOLVES to grant authority to the County Mayor or his designee to execute the necessary documents related to the grant application.

(Orig signed by John M. Gentry)  
McMinn County

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

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

Motion carried by voice vote.

D. A Resolution to Modify McMinn County's Payment In lieu of Tax Program (Pilot).

Mr. Gentry presented Resolution #17-103 and ask EDA Director Kathy Price to explain and answer any questions about this resolution.

#### RESOLUTION NO. 17-103

#### A RESOLUTION TO MODIFY McMINN COUNTY'S PAYMENT IN LIEU OF TAX PROGRAM (PILOT)

WHEREAS, McMinn County adopted a Payment In Lieu of Tax (PILOT) program in 2004 to increase employment opportunities and capital investment within the county, as well give special consideration to any resident or future company that will expand or locate within McMinn County; and

WHEREAS, McMinn County's present PILOT program was instrumental in securing E & E Manufacturing, competitive expansion projects at Johns Manville and Denso, the reopening of Waupaca Foundry, and the new tissue plant at Resolute Forest Products; and

WHEREAS, McMinn County would like to make a modification to the PILOT program specifically for Project Zeus because of the competitive industrial recruitment environment for this project; and

WHEREAS, the modifications to the PILOT would extend the tax abatement program for the project from two years to five years; and

WHEREAS, the Industrial Development Board of the County of McMinn is the official agent for the PILOT; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16<sup>th</sup> DAY OF OCTOBER 2017, that this Commission does hereby concur with the McMinn County Industrial Development Board to modify certain conditions of the PILOT for projects deemed to be in the best interest of McMinn County.

(Res. 17-103 con't)

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

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

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

Motion carried by voice vote.

12. ELECTIONS, APPOINTMENTS AND CONFIRMATIONS

None.

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

- Commissioner Masingale—Delinquent Tax Committee met and sent on resolution to the full committee. Also got a letter from TDOT concerning the Coil road report. Per TDOT they don't have any plans to do any more improvements.
- Commissioner Curtis—Budget Committee met tonight and sent one resolution to the full committee

14. COMMENTS FROM THE COUNTY MAYOR

- EMS report handed out.
- Had a meeting with Barge and Wagner on the Cooke Park expansion. Could possibly be bid out in January.

15. APPROVAL OF NOTARY APPLICATIONS

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

Notaries to be elected October 16, 2017

MELISSA J. BRYSON	JENNIFER PAIGE GREEN
JOSHUA D. CANTRELL	AMANDA M. HAYES
DEBBIE COLEMAN	JANA L. PRYOR
STACIE D FRANKS	JOHNNY A. WITT
CHRITSTINE P. GEPHART	

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.

There being no other business, Chairman Crews declared the Commission meeting adjourned at 7:55 pm.

\_\_\_\_\_  
EVONNE HAYES  
McMinn County Clerk

Attest:

\_\_\_\_\_

Deputy

(date)