

The McMinn County Board of Commissioners met in Regular Session on April 15, 2019 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 Millsaps.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner Carter.

4. ROLL CALL

Roll Call was taken by Melinda King, McMinn County, 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 - Absent  
Charles Slack - Present  
Chairman David Crews – Present

5. APPROVAL OF MINUTES

Copies of the Minutes of the Regular Session on March 25, 2019 were provided to the McMinn County Commissioners.

MOTION made by Commissioner King, and seconded by Commissioner McPhail, to approve the minutes of March 25, 2019.

Motion carried by voice vote.

6. APPROVAL OF BIDS AND PURCHASES

A. A Resolution to Approve and Award the Annual Bid for Crushed Stone at the McMinn County Landfill.

Mr. Luallen presented resolution #19-026 along with a copy of the bid summary sheet and a copy of letter of recommendation from Landfill Supervisor, Charlie Donaldson.

RESOLUTION NO. 19-026

A RESOLUTION TO APPROVE AND AWARD THE ANNUAL  
BID FOR CRUSHED STONE AT THE MCMINN COUNTY LANDFILL

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

(Res. 026 con't)

WHEREAS, the McMinn County Landfill Supervisor, Charlie Donaldson, requests the purchase of crushed stone for the period of May 1, 2019 through April 30, 2020, 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, Charlie Donaldson, McMinn County Landfill Supervisor has recommended the bid be awarded to Martin Marietta of Calhoun, 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 15<sup>th</sup> DAY OF APRIL 2019, that this Commission does hereby approve the recommendation of the McMinn County Landfill Supervisor.

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

Attest:

(Orig signed by Melinda King)  
County Clerk

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

Motion carried by voice vote.

B. A Resolution to Approve Bid for Installation of Trane HVAC Units to Webb Plumbing, Heating & Electric.

Mr. Luallen presented resolution #19-027 along with a copy of the bid.

#### RESOLUTION NO. 19-027

#### A RESOLUTION TO APPROVE BID FOR INSTALLATION OF TRANE HVAC UNITS TO WEBB PLUMBING, HEATING & ELECTRIC

WHEREAS, McMinn County Board of Education requests approval of the bid to install twelve TRANE HVAC units to Webb Plumbing, Heating & Electric for a total not to exceed \$399,000; and

WHEREAS, the McMinn County Board of Education recommend the purchase of these units and requests approval from the county commission; and

WHEREAS, educational capital outlay money will be used for this purchase.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 15<sup>th</sup> DAY OF APRIL 2019 that this Commission does hereby approve this request.

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

Attest:

(Orig signed by Melinda King)  
County Clerk

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

Motion carried by voice vote.

C. A Resolution to Approve Change Order to County Road 2 Bridge Project.

Mr. Luallen presented resolution #19-028 along with a copy of the requisition and a copy of letter of recommendation from Commissioner of Highways Dan P. Evans.

**THIS RESOLUTION FAILED .....DID NOT PASS COUNTY COMMISSION**

RESOLUTION NO. 19-028

A RESOLUTION TO APPROVE CHANGE ORDER TO  
COUNTY ROAD 2 BRIDGE PROJECT

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 followed the proper procedures in securing bids for bridge rehabilitation for County Road 2 bridge; and

WHEREAS, it has been determined that additional material quantities are needed; and

WHEREAS, Dan Evans, Commissioner of Highways requests approval of the additional costs that increases the original amount of \$309,104.80 by \$25,030.23 to total project cost of \$334,135.03.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15<sup>th</sup> DAY OF APRIL 2019, that this Commission does hereby approve the request of the McMinn County Highway Commissioner for change order in the amount of \$25,030.23.

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

Chairman Crews wanted to know when there is an error in pricing like this by an engineering firm who is responsible. Finance Director Jason Luallen said he would look at the original bid.

Motion FAILED by voice vote.

D. A Resolution to Approve Purchase over \$25,000 for Replacement of Bard HVAC Units from REA, Inc at Calhoun Elementary School.

Mr. Luallen presented resolution #19-029.

RESOLUTION NO. 19-029

A RESOLUTION TO APPROVE PURCHASE OVER \$25,000  
FOR REPLACEMENT OF BARD HVAC UNITS FROM REA, Inc. AT CALHOUN ELEMENTARY  
SCHOOL

WHEREAS, the McMinn County School Board requests approval of twenty-six (26) BARD HVAC units at Calhoun Elementary School; and

WHEREAS, BARD has declared and assigned REA, Inc. as the exclusive distributor of the BARD unit, thus making them a sole provider for this product; and

WHEREAS, according to Financial Management Committee Policies & Procedures, purchases over \$25,000 require County Commission approval.

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 15<sup>th</sup> DAY OF APRIL, 2019, that this Commission does hereby approve the purchase of twenty-six (26) BARD units for Calhoun Elementary School.

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

Attest:

(Orig signed by Melinda King)  
County Clerk

(Res. 029 con't)

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

Motion carried by voice vote.

7. REVIEW AND APPROVAL OF CONTRACTS

A. A Resolution to Approve a Contract Between McMinn County Schools and McMinn County Department of Juvenile Services.

Mr. Luallen presented resolution #19-030 along with a copy of the Contract Agreement. This did have School Board approval.

RESOLUTION NO. 19-030

A RESOLUTION TO APPROVE A CONTRACT BETWEEN MCMINN COUNTY SCHOOLS AND MCMINN COUNTY DEPARTMENT OF JUVENILE SERVICES

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 Juvenile Services has agreed to provide for the school year of 2019-20 one youth services officer stationed at McMinn County High School five days a week and McMinn Central High School four days a week and available on an as needed basis to all other county schools. Referrals will be seen that are of high risk with the court system; and

WHEREAS, individual and group counseling will be provided by professional mental health agencies and paid for by McMinn County Department of Juvenile Services; and

WHEREAS, the charge to the McMinn County School System is \$15,000.00.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15<sup>th</sup> DAY OF APRIL, 2019, that this Commission does hereby agree to enter into this contract with the McMinn County School System and McMinn County Department of Juvenile Services for the 2019-20 school year.

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

Attest:

(Orig signed by Melinda King)  
County Clerk

MOTION made by Commissioner King, and seconded by Commissioner Masingale, 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. This did have School Board approval.

Fund: General Fund #141

Date: April 2, 2019

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Other Governments & Citizens Groups	Contributions	48130	5,850.00	

(con't)

Board of Education Services	Other Supplies & Materials	72310-499		
Explanation: To budget the safety Software Grant for FY 2018-2019				

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 - Absent
- Charles Slack - Aye
- 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. This did have School Board approval.

Fund: FEDERAL PROJECTS #142, Title III, #309

Date: March 11, 2019

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Regular Instruction Program	Other Supplies & Materials	71100-499		215.00
Support Services/Regular Instruction Prog.	In-Service/Staff Development	72210-524	215.00	
Explanation: To amend the current budget in order to be the same as the FY 2018-19 ePlan document.				

MOTION made by Commissioner Slack 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 - Absent
- Charles Slack - Aye
- Chairman David Crews - Aye

Motion carried by roll call vote, as recorded:

9. COMMENTS FROM THE AUDIENCE

None.

10. RESOLUTIONS

A. A Resolution to Approve the Allocation of Courthouse Space to Keep McMinn Beautiful.

Mr. Gentry presented Resolution #19-031.

RESOLUTION NO. 19-031

A RESOLUTION TO APROVE THE ALLOCATION OF COURTHOUSE SPACE TO KEEP McMINN BEAUTIFUL

(Res. 031 con't)

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

WHEREAS, Keep McMinn Beautiful has requested the use of the ground floor office space formerly used by the Athens Area Chamber of Commerce; and

WHEREAS, Keep McMinn Beautiful's finances are maintained by McMinn County with the organization receiving a portion of the State of Tennessee Litter Grant to provide litter education; and

WHEREAS, this space is currently available due to the relocation of chancery court and the chancellor's office to the second floor and the renovation of the fire damaged Athens Area Chamber of Commerce; and

WHEREAS, the county mayor recommends allocating this space to Keep McMinn Beautiful at no cost until the space is deemed necessary for use by another county, state or federal agency; and

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15<sup>th</sup> DAY OF APRIL 2019, that this Commission does approve the allocation of office space to Keep McMinn Beautiful, 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 Melinda King)  
County Clerk

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

Motion carried by voice vote.

#### 11. ELECTIONS, APPOINTMENTS AND CONFIRMATIONS

- A. A Resolution to Confirm the Re-Appointment of Harold Masingale to the McMinn County 911 Board Directors.

Mr. Gentry presented Resolution #19-032.

#### RESOLUTION NO. 19-032

#### A RESOLUTION TO CONFIRM THE RE-APPOINTMENT OF HAROLD MASINGALE TO THE MCMINN COUNTY 911 BOARD OF DIRECTORS

WHEREAS, the McMinn County 911 has a Board of Directors to oversee the direction and management of its operations and service; and

WHEREAS, John M. Gentry as McMinn County Mayor, nominates Harold Masingale, for re-appointment to the McMinn County 911 Board of Directors for a four-year term; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 15<sup>th</sup> DAY OF APRIL 2019, that this commission does hereby confirm this appointment.

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

Attest:

(Orig signed by Melinda King)  
County Clerk

(Res. 032 con't)

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

B. A Resolution to Confirm the Re-Appointment of Mike Jones to the McMinn County 911 Board of Directors.

Mr. Gentry presented Resolution #19-033.

RESOLUTION NO. 19-033

A RESOLUTION TO CONFIRM THE RE-APPOINTMENT OF  
MIKE JONES TO THE MCMINN COUNTY 911 BOARD OF DIRECTORS

WHEREAS, the McMinn County 911 has a Board of Directors to oversee the direction and management of its operations and service; and

WHEREAS, John M. Gentry as McMinn County Mayor, nominates Mike Jones, for re-appointment to the McMinn County 911 Board of Directors for a four-year term; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 15<sup>th</sup> DAY OF APRIL 2019, that this commission does hereby confirm this appointment.

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

Attest:

(Orig signed by Melinda King)  
County Clerk

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

C. A Resolution to Confirm the Appointment of Ronald Hall to the McMinn County 911 Board of Directors.

Mr. Gentry presented Resolution #19-034.

RESOLUTION NO. 19-034

A RESOLUTION TO CONFIRM THE APPOINTMENT OF  
RONALD HALL TO THE MCMINN COUNTY 911 BOARD OF DIRECTORS

WHEREAS, the McMinn County 911 has a Board of Directors to oversee the direction and management of its operations and service; and

WHEREAS, John M. Gentry as McMinn County Mayor, nominates Ronald Hall, for appointment to the McMinn County 911 Board of Directors for a four-year term; and

WHEREAS, Ronald Hall is currently the Chief Nursing Officer at Starr Regional Hospital, overseeing the hospital's emergency department and various emergency policy and procedures.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 15<sup>th</sup> DAY OF APRIL 2019, that this commission does hereby confirm this appointment of Ronald Hall to the 911 Board of Directors.

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

Attest:

(Orig signed by Melinda King)  
County Clerk

(Res. 034 con't)

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

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

None.

13. COMMENTS FROM THE COUNTY MAYOR

- Mayor Gentry said all 11 Firetrucks are in Tennessee now. They have been delivered to General Motors. Six of which are at the outfitters and three complete with lettering. The other five are in Nashville having the aluminum beds attached and hopefully in 6 to 8 weeks they will be finalized. Mayor Gentry also said they will have an emergency services committee meeting to discuss what will happen with the old trucks.
- Mayor Gentry talked about the Airport projects and how the weather has interfered with completing them. Mayor Gentry said the seal coat that begin in late fall of last year was abandoned due to wet weather is now being finished. He also said 100 solar taxiway lights have been installed and are getting great reviews with about 40 more to install.
- Mayor Gentry said the playground is finished at Cooke Parke, there is turf on two of the fields, the third field is now having stone placed on it.
- Mayor Gentry said the Eureka Trail has been a process. CXS has approved their portion of the trail. The crossing over Hwy 39 has to be approved by TDOT.
- Mayor Gentry reminded everyone that April 22, 2019 would be the deadline for resumes for the retirement position of Ric Wilson.
- Mayor Gentry said April 27<sup>th</sup> is a big day with lots of activities going on. A new project will be starting with Keep McMinn Beautiful which includes a litter clean-up contest with top prizes of \$250.00 cash. The goal is to see 50 miles cleaned up in 3 hours. Mayor Gentry said this has been a tough year for litter. It's hard for litter crews to pick up litter in the rain.
- Mayor Gentry said April 27<sup>th</sup> is the big Bicentennial kick off in Calhoun with Supper with the Spirits. Mr. Gentry said his office has tickets if anyone wants to attend.
- Mayor Gentry also said May 4<sup>th</sup> is the Wetlands and Moofest festival.
- Mayor Gentry said Emergency Services and Recreation Committee's will be having some significant meetings this next month.

14. APPROVAL OF NOTARY APPLICATIONS

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

Notaries to be elected April 15, 2019

CHARITY HOPE BEASLEY  
MARY J. GLOVER  
THERESA HENDRIX  
RHONDA KING

TABITHA J LOWE  
SHEILA STEWART  
ROXANE WHITLEY

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

Motion carried by voice vote.



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

There being no other business, Chairman Crews declared the Commission meeting adjourned before 7:56 pm.

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MELINDA KING  
McMinn County Clerk

Attest:

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Deputy (date)

Note: Recording did not work tonight.....af