

The McMinn County Board of Commissioners met in Regular Session on May 20, 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 Slack.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner Masingale.

4. ROLL CALL

Roll Call was taken by Melinda King, McMinn County Clerk, as recorded:

Scott Curtis - Absent
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 May 20, 2019 provided to the McMinn County Commissioners.

MOTION made by Commissioner McPhail, and seconded by Commissioner King, to approve the minutes of May 20, 2019.

Motion carried by voice vote.

6. APPROVAL OF BIDS AND PURCHASES

A. A Resolution to Approve and Award the Bid of Drop Deck Trailer.

Mr. Luallen presented resolution #19-035 along with a letter of recommendation from Dan P. Evans, Chief Administrative Officer and a copy of the bid summary sheet.

RESOLUTION NO. 19-035

A RESOLUTION TO APPROVE AND AWARD THE BID OF
DROP DECK TRAILER

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

(Res. 19-035 con't)

WHEREAS, the Highway Department has requested the purchase of a drop deck trailer in the amount of \$32,199.00 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 meeting specifications, Tarasport Trailers.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF MAY 2019, that this Commission does hereby approve awarding the bid of the drop deck trailer in the amount \$32,199.00 to Tarasport Trailers.

(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 Masingale, to approve this resolution.

Motion carried by voice vote.

B. A Resolution to Approve Purchase over \$25,000 for a Used International Road Tractor.

Mr. Luallen presented resolution #19-036 along with a letter of recommendation from Dan P. Evans, Chief Administrative Officer and a copy of the price sheet.

RESOLUTION NO. 19-036

A RESOLUTION TO APPROVE PURCHASE OVER \$25,000 FOR A
USED INTERNATIONAL ROAD TRACTOR

WHEREAS, the McMinn County Highway Commissioner, Dan Evans, requests to purchase a 2008 International 9200I Road Tractor from LeeSmith, Inc; and

WHEREAS, the cost of the tractor to be purchased is \$33,500.00; 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 \$25,000 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; and

WHEREAS, the appraised value of this piece of equipment is \$36,494.00.

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE

20TH DAY OF MAY, 2019, that this Commission does hereby approve the recommendation of the McMinn County Highway Commissioner, Dan Evans for the purchase of a used International Road Tractor for the McMinn County Highway Department.

(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 #19-037 along with a letter of change request from Dan P. Evans, Chief Administrative Officer and a copy of other documents that might clarify more from last month's meeting.

RESOLUTION NO. 19-037

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, the contractor submitted and was awarded the bid based on unit prices provided by engineer in bid specifications; and

WHEREAS, it has been determined, confirmed and approved by TDOT 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 \$25,034.23 to total project cost of \$334,139.03.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF May 2019, that this Commission does hereby approve the request of the McMinn County Highway Commissioner for change order in the amount of \$25,034.23.

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

Attest:

(Orig signed by Melinda King)
County Clerk

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

Commissioner McPhail said he is still at a loss as to why the tax payers are having to pay this. He read from page 3 that was attached to the resolution handed out tonight which said; The majority of the extra cost is in the error of the Engineer Firm's calculation of the epoxy coated reinforce steel needed in the concrete guardrails. Commissioner McPhail wanted to know why the Engineering firm wasn't responsible for the error. Dan Evans said the Engineer made a typographical error that was discussed in the pre-construction meeting. Mr. Evans said that the error was missed by his office, TDOT and the engineer and the contractor. Mr. Evans said TDOT is the governing authority over the bridge system of the State of Tennessee whether it is city, state county they call all the shots. Commissioner King wanted to know if there was any documentation of that. Mr. Evans said he thinks there is. Commissioner King made reference to the last page 2nd paragraph which said; the undersigned bidder has determined the quality and quantity of materials required; has investigated the location and determined the sources of supply of the materials required; and said he was just curious about that paragraph. Commissioner King also wanted to know if the paragraph he was referring to was a TDOT document. Mr. Evans said it was. Commissioner King wanted to know if the bidder verified the quantities. Mr. Evans said that all quantities were verified by the contactor the Highway Department and the engineer. Mr. Evans said he had a stack of folders that has any work that has ever happened to bridge #2. Mr. Evans said that TDOT has the final say. Commissioner King said his statement comes from that 2nd paragraph and at that point if there was a discrepancy it should have been brought up then. Mr. Evans said he felt like this would have not changed the bids. Commissioner King said he felt like this would have made a difference in the bids. Commissioner McPhail said that if this error was found in the pre-bid shouldn't it have reflected in the final bid. Mr. Evans said that the bids were based on estimated values and that can change especially if you have a project doing a refurbish on a bridge. There was a lot more discussion on this resolution that will be in the county clerk's office on audio to listen to if needed.

Commissioner King and McPhail voted NO on this resolution.

Motion carried by voice vote.

7. REVIEW AND APPROVAL OF CONTRACTS

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

Mr. Luallen presented resolution #19-038 along with a copy of the grant amendment.

RESOLUTION NO. 19-038

A RESOLUTION TO APPROVE AMENDMENT TO 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 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 amendment provides for salary increases and qualifying bonus for health department employees; and

WHEREAS, the total amended appropriation for which the County shall receive is \$560,400; and

WHEREAS, McMinn County Health Department does provide these services and both parties do hereby agree to these provisions in the contract for FY 2018-19.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF MAY 2019, that this Commission does hereby approve this amended 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 Melinda King)
County Clerk

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

Motion carried by voice vote.

B. A Resolution to Approve a Bid Contract Extension with Southern Construction Group, LLC for Pumping and Hauling of Landfill Leachate.

Mr. Luallen presented resolution #19-039 along with letters of recommendation from Charlie Donaldson, Landfill Supervisor and a copy of the contract.

(Res. 19-039 con't)

RESOLUTION NO. 19-039

A RESOLUTION TO APPROVE A BID CONTRACT EXTENSION WITH SOUTHERN
CONSTRUCTION GROUP, LLC
FOR PUMPING AND HAULING OF LANDFILL LEACHATE

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

WHEREAS, the leachate bid provides an option to be extended for an additional year; and

WHEREAS, the McMinn County Landfill Supervisor has requested to extend the contract for pumping and hauling of landfill leachate to the current vendor, Southern Construction Group, LLC, for the period of July 1, 2019 through June 30, 2020; and

WHEREAS, Southern Construction Group, LLC has agreed to extend the current bid for the additional period with no increase in price; and

WHEREAS, Charlie Donaldson, McMinn County Landfill Supervisor, has recommended the bid be extended twelve (12) months at the current price, \$.0489 per gallon, to Southern Construction Group, LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEEE, MEETING IN REGULAR SESSION ON THIS THE 20th DAY OF MAY, 2019 THAT THE COMMISSION DOES HEREBY APPROVE THE BID CONTRACT EXTENSION WITH SOUTHERN CONSTRUCTION GROUP, LLC, based upon the recommendation of the Landfill Supervisor.

AND FURTHERMORE RESOLVES to grant, authority to the County Mayor or his designee to carry out the duties of said contract.

(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 Millsaps, to approve this resolution.

Motion carried by voice vote.

C. A Resolution to Approve a Bid Contract Extension with Liberty Tire Recycling for Disposal of Waste Tires.

Mr. Luallen presented resolution #19-040 along with letters of recommendation from Charlie Donaldson, Landfill Supervisor and a copy of the contract.

RESOLUTION NO. 19-040

A RESOLUTION TO APPROVE A BID CONTRACT EXTENSION WITH LIBERTY TIRE RECYCLING
FOR DISPOSAL OF WASTE TIRES

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

WHEREAS, the waste bid provides an option to be extended for an additional year; and

WHEREAS, the McMinn County Landfill Supervisor has requested to extend the contract for waste tire processing to the current vendor, Liberty Tire Recycling for the period of July 1, 2019 through June 30, 2020; and

WHEREAS, Liberty Tire Recycling has agreed to extend the current bid for the additional period with no increase in price; and

(Res. 19-040 con't)

WHEREAS, Charlie Donaldson, McMinn County Landfill Supervisor, has recommended the bid be extended twelve (12) months, at the current price of \$83.00 per ton for McMinn County Landfill and \$91.00 per ton for tire dealers having LTR trailers on site at their place of business, to Liberty Tire Recycling

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 20th DAY OF MAY, 2019 THAT THE COMMISSION DOES HEREBY APPROVE THE BID CONTRACT EXTENSION WITH LIBERTY TIRE RECYCLING, based upon the recommendation of the Landfill Supervisor.

AND FURTHERMORE RESOLVES to grant, authority to the County Mayor or his designee to carry out the duties of said contract.

(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.

D. A Resolution to Approve State Reimbursement Contract Application with State of Tennessee Commission on Children and Youth for FY 19-20.

Mr. Luallen presented resolution #19-041.

RESOLUTION NO. 19-041

A RESOLUTION TO APPROVE STATE REIMBURSEMENT CONTRACT APPLICATION WITH STATE OF TENNESSEE COMMISSION ON CHILDREN AND YOUTH FOR FY 2019-20

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, 2019 through June 30, 2020.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF MAY, 2019, 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, 2019 through June 30, 2020.

(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 Masingale, to approve this resolution.

Motion carried by voice vote.

E. A Resolution to Approve the Healthy Active Built Environments Grant with Tennessee Department of Health.

Mr. Luallen presented resolution #19-042 along with a copy of the grant.

RESOLUTION NO. 19-042

A RESOLUTION TO APPROVE THE HEALTHY ACTIVE BUILT ENVIRONMENTS GRANT WITH TENNESSEE DEPARTMENT OF HEALTH

WHEREAS, Tennessee Department of Health has established a grant to be used to assist with access to health and healthy active built environments; and

WHEREAS, McMinn County Health Department Director Jeannie Bentley has applied for the grant to be used to assist in the construction of sidewalks in accordance with ADA compliance at William G. Cooke Park; and

WHEREAS, contract amount is \$20,000 and requires no county match; and

WHEREAS, Jeannie Bentley requests approval.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF MAY, 2019, that this Commission does hereby approve said contract.

(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 Simpson, to approve this resolution.

Motion carried by voice vote.

F. A Resolution to Enter an Agreement with the Southeast Tennessee Development District to Provide Planning Services.

Mr. Luallen presented resolution #19-043 along with a copy of the contract.

RESOLUTION NO. 19-043

A RESOLUTION TO ENTER AN AGREEMENT WITH THE SOUTHEAST TENNESSEE DEVELOPMENT DISTRICT TO PROVIDE PLANNING SERVICES

WHEREAS, McMinn County contracts with the Tennessee Local Planning Office to provide technical expertise in issues of planning; and

WHEREAS, the current agreement expires on June 30, 2019; and

WHEREAS, SETDD has agreed to provide local planning services to McMinn County for FY's 2019 – 2021 in the amount of \$13,750 annually; and

WHEREAS, the McMinn County Regional Planning Commission has recommended McMinn County enter into a contract with SETDD for a 24-month period for a total cost of \$27,500; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF MAY, 2019, does approve entering into a contract with Southeast Tennessee Development District to provide planning services,

AND FURTHERMORE, authorizes the County Mayor to execute all necessary documents to fulfill the intentions of this resolution.

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(Res. 19-043 con't)

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

Attest:

(Orig signed by Melinda King)
 County Clerk

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

Motion carried by voice vote.

8. APPROVAL OF BUDGET AMENDMENTS

Fund: General Fund #101

Date: May 16, 2019

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Local Health Center	Temporary Personnel	55110-310	7,000.00	
Local Health Center	Contracts w/other Public Agencies	55110-168	7,500.00	
State of Tennessee	Health department Programs	46310		14,500.00

Explanation: To adjust budget to reflect grant contract amendments.

Veterans Services	Other Supplies and Materials	58300-499	2,000.00	
Veterans Services				2,000.00

Explanation: To budget revenue from donations and expenditures associated with Korean and Vietnam War Luncheons and FY 18-19

Fund: General Fund #101

Date: May 16, 2019

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Reserve	Unassigned Fund Balance		401,500.00	
Courtroom Security	Other Salaries and Wages	53920-189		34,000.00
Courtroom Security	Social Security	53920-201		3,000.00

Courtroom Security	State Retirement	53920-204		1,500.00
Jail	Medical Personal	54210-131		14,000.00
Jail	Overtime	54210-187		49,000.00
Jail	Medical & Dental Services	54210-340		140,000.00
Jail	Food	54210-422		80,000.00
Jail	Utilities	54210-452		40,000.00
Fire Prevention & Control	Maint & Repair Service Veh.	54310-338		40,000.00

Explanation: To adjust budget to more accurately reflect anticipated expenditures for FY 18-19.

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

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

Motion carried by roll call vote, as recorded:

(con't)

Mr. Luallen presented the following budget amendments, a copy of which was provided to each Commissioner and did have County Commission approval on May 20, 2019.

Fund: General Purpose School Fund #141

Date: May 16, 2019

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
<u>Calhoun School</u>				
Revenues	Unassigned Fund Balance	39000	993,600.00	
Regular Education Program	Regular Instruction Equipment	71100-722		993,600.00
<u>Explanation: To budget Phase 1 of "1.1" approved by the McMinn County Board of Education on 04/11/2019.</u>				

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

- Scott Curtis – Absent
- 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:

Fund: Federal Projects #142, Read to be Ready Summer Grant, #720

Date: April 22, 2019

State Revenue	Other Federal through State	47590	198,000.00	
Regular Education Program	Certified Teachers	71100-116		74,136.00
Regular Education Program	Educational Assistants	71100-163		12,640.00
Regular Education Program	Certified Substitute Teachers	71100-195		126.00
Regular Education Program	Social Security	71100-201		5,608.71
Regular Education Program	Non-Certified Sub Teachers	71100-204		3,561.00
Regular Education Program	State Retirement	71100-204		8,820.88
Regular Education Program	Employer Medicare	71100-212		1,311.72
Regular Education Program	Education Supplies & Material	71100-429		43,860.00
Regular Education Program	Other Charges	71100-599		4,599.73
Other Student Support	Other Supplies & Materials	72130-499		751.38
Support Services/Regular Instruction	In-Service/Staff Development	72210-524		4,206.61
Support Services/Regular Instruction	Supervisor or Director	71100-105		22,120.00
Support Services/Regular Instruction	Social Security	71100-201		1,371.44
Support Services/Regular Instruction	State Retirement	72210-204		2,313.76
Support Services/Regular Instruction	Employer Medicare	72210-212		320.74
Support Services/Regular Instruction	Postal Charges	72210-348		105.00
Transportation	Bus Drivers	72710-146		7,425.00
Transportation	Social Security	72710-201		460.35
Transportation	State Retirement	72710-204		309.62
Transportation	Employer Medicare	72710-212		107.66
Transportation	Diesel Fuel	72710-412		3,172.40
Food Service	Food Supplies	73100-422		672.00
<u>Explanation: To enter budget for Read to be Ready Summer Grant for FY 18-19</u>				

Mr. Luallen presented the following budget amendments, a copy of which was provided to each Commissioner and did have School Board Approval on May 7, 2019.

(con't)

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Vocational Education Program	Other Supplies & Materials	71300-499	5,500.00	
Vocational Education Program	Vocational Instruction Epu.	71300-730		17,325.00
Other Student Support	Bus Drivers	72130-146	405.00	

Other Student Support	Social Security	72130-201	18.26	
Other Student Support	State Retirement	72130-204	13.74	
Other Student Support	Employer Medicare	72130-212	4.29	
Other Student Support	Travel	72130-355	10,383.71	
Other Student Support	Other Contracted Services	72130-399	1,000.00	

Explanation: To amend the budget in order to be the same as the FY 2018-2019 ePlan document.

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

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

Motion carried by roll call vote, as recorded:

9. COMMENTS FROM THE AUDIENCE

- None.

10. RESOLUTIONS

A. A Resolution to Honor the McMinn County Sheriff’s Office Employees During National Law Enforcement Week.

Mr. Gentry presented Resolution #19-044. Joe Guy McMinn County Sheriff had his staff come to the meeting and stand up to be recognized for all their hard work and dedication. The Sheriff read this resolution in its entirety.

RESOLUTION NO. 19-044

A RESOLUTION TO HONOR THE MCMINN COUNTY SHERIFF’S OFFICE EMPLOYEES DURING NATIONAL LAW ENFORCEMENT WEEK

WHEREAS, National Corrections Officer Week and National Law Enforcement Week are held annually each May, to honor present, past, and fallen law enforcement officers across America for their service and sacrifice; and

WHEREAS, along with law enforcement nationwide, we honor the men and women of the McMinn County Sheriff’s Office, including the patrol, investigative, corrections, court, School resource officers, and support division staff members; and

WHEREAS, these deputies and staff perform the unique duties of a Sheriff’s Office, including law enforcement, attending the operations of the courts, serving the process of the courts, and operating a jail; and

(Res. 19-044 con't)

WHEREAS, the men and women of the McMinn County Sheriff's Office are the best trained, most professional, and most public service-minded of any other administration in their distinguished history, their hard work resulting in a 50% reduction in overall crime in McMinn County; and

WHEREAS, we honor and commend these professionals for the work they do, for "standing in the gap" for the safety and welfare of our citizens, executing their duties with professionalism and compassion, and for setting a standard of service for other law enforcement agencies.

THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20TH DAY OF MAY 2019, that this Commission does hereby approve this resolution to honor and commend the deputies and staff of the McMinn County Sheriff's Office.

(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 King, to approve this resolution.

Motion carried by voice vote.

B. A Resolution to Approve Contractor for Redundant Rural Fire Paging System.

Mr. Gentry presented Resolution #19-045 along with a copy of the service agreement. This did have Properties Committee Approval.

RESOLUTION NO. 19-045

A RESOLUTION TO APPROVE CONTRACT FOR
REDUNDANT RURAL FIRE PAGING SYSTEM

WHEREAS, McMinn County utilizes a digital, cell signal-based backup paging service; and

WHEREAS, various departments have been testing a new system called "I Am Responding" and been pleased with the system due to quicker and more detailed pages; and

WHEREAS, McMinn County Fire Coordinator Scott Thompson recommends subscribing to the I Am Responding system at a cost not to exceed \$6,745.00 per year; and

WHEREAS, the Emergency Services Committee also recommends utilizing the I Am Responding system.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20TH DAY OF MAY, 2019, that this Commission approves the Subscription Agreement with I Am Responding and FURTHER, authorizes the County Mayor to execute the documents necessary to fulfill the intentions of this resolution.

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

Attest:

(Orig signed by Melinda King)
Melinda King

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

Motion carried by voice vote.

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C. A Resolution to Approve Lease Agreement.

Mr. Gentry presented Resolution #19-046 along with a copy of the lease.

RESOLUTION NO. 19-046

A RESOLUTION TO APPROVE LEASE AGREEMENT

WHEREAS, McMinn County owns certain housing property at 430 Burn Road, Niota adjacent to the Niota Elementary School; and

WHEREAS, it is the desire of the Commission to generate income on this property until such time its use is needed by the McMinn County Board of Education; and

WHEREAS, the County Mayor and County Attorney shall prepare and execute said lease at a rate not less than \$400.00 per month with the responsibility of wear and tear maintenance on the lessee; and

WHEREAS, major maintenance costs in excess of annual rental income shall be presented to Properties Committee for approval.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20TH DAY OF MAY, 2019, that this Commission authorizes the County Mayor and County Attorney to execute lease agreements for said property.

(Orig signed by John M. Gentry)
McMinn County

Attest:

(Orig signed by Melinda King)
County Clerk

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

Motion carried by voice vote.

D. A Resolution to Close and Remove County Road 159/Robert Bank Road from the McMinn County Highway Department Maintenance System.

Mr. Gentry presented Resolution #19-047 along with a copy of the request from Dan P. Evans, Commissioner of Highways.

RESOLUTION NO. 19-047

A RESOLUTION TO CLOSE AND REMOVE COUNTY ROAD 159/ROBERT BANK ROAD FROM THE
McMINN COUNTY HIGHWAY DEPARTMENT
MAINTENANCE SYSTEM

WHEREAS, it has been requested by all property owners neighboring County Road 159/Robert Bank Road to remove the road from the McMinn County Highway Department Maintenance List; and

WHEREAS, County Road 159 is .10 miles in length, 12-foot-wide and intersects with County Road 135 (Georgetown Rd); and

WHEREAS, McMinn County Highway Commissioner Dan Evans recommends removing County Road 159 from the Highway Department Maintenance List; and

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(Res. 19-047 con't)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF MAY 2019, that this Commission does hereby approve the recommendation of Highway Commissioner Evans to close and remove County Road 159/Robert Bank road from the official Highway Department Maintenance List, AND FURTHERMORE, authorizes the County Mayor to execute all necessary documents to fulfill the intentions of this resolution.

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

Attest:

(Orig signed by Melinda King)
County Clerk

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

- E. A Resolution to Authorizing McMinn County's Participation in a Litter Control Grant for Fiscal Year 2019-20 From the Tennessee Department of Transportation, Highway Maintenance Division; and Authorizing the Count Mayor to Administer Activities Associated with this Grant.

Mr. Gentry presented Resolution #19-048.

RESOLUTION NO. 19-048

A RESOLUTION AUTHORIZING MCMINN COUNTY'S PARTICIPATION IN A LITTER CONTROL GRANT FOR FISCAL YEAR 2019-20 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 2019-20 is a minimum of \$55,800; 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 MAY 2019, that this Commission authorizes McMinn County's participation in a litter grant in FY 2019-20 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 Melinda King)
County Clerk

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

Motion carried by voice vote.

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F. A Resolution to Approve the Request of Funds by the Etowah Arts Commission to Assist in Funding Various Events.

Mr. Gentry presented Resolution #19-049. This did have Budget Committee Approval.

RESOLUTION NO. 19-049

A RESOLUTION TO APPROVE THE REQUEST OF FUNDS BY THE ETOWAH ARTS COMMISSION TO ASSIST IN FUNDING VARIOUS EVENTS

WHEREAS, the Etowah Arts Commission has requested \$5,000 to assist in funding their 2019-20 series of events and programs; and

WHEREAS, the events and programs sponsored by EAC provide arts and cultural experience for citizens of Etowah and surrounding areas; and

WHEREAS, this request shall be funded from Tourism/Hotel-Motel Tax funds in the amount of \$5,000, with appropriate advertisement of this donation to a non-profit as prescribed by law.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF MAY 2019, that this Commission does hereby approve this appropriation of Tourism funds to the Etowah Arts Commission.

(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.

G. A Resolution to Approve a Countywide Recreation Plan in Cooperation with the City of Athens.

Mr. Gentry presented Resolution #19-050 along with a copy of the application. This did have Recreation Committee approval.

RESOLUTION NO. 19-050

A RESOLUTION TO APPROVE A COUNTYWIDE RECREATION PLAN IN COOPERATION WITH THE CITY OF ATHENS

WHEREAS, McMinn County's current recreation plan was written in 2004; and

WHEREAS, it was recommended by the Southeast Tennessee Development District that the county update its plan to incorporate some of the recreational priorities set forth at the McMinn County Planning Retreat in February 2019; and

WHEREAS, the City of Athens has hired Management Learning Laboratories to update its master plan; and

WHEREAS, the City has invited the County to participate in this contract with Management Learning Laboratories to conduct phase one of a countywide master plan update at a cost to the county of \$6,000; and

WHEREAS, this agreement would be between the City of Athens and McMinn County and the County would not contract directly with MLL; and

WHEREAS, McMinn County will receive data from MLL to assist in building a new master plan that will make McMinn County substantially more competitive for future recreation grant opportunities; and

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(Res. 19-050 con't)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMIN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF MAY 2019, hereby approves the interlocal agreement between McMinn County and the City of Athens to construct a countywide master recreation plan and FURTHERMORE authorizes the County Mayor to execute all necessary documentation regarding said agreement including purchase sale agreements and contracts.

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

Attest:

(Orig signed by Melinda King)
Melinda King, County Clerk

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

Motion carried by voice vote.

H. A Resolution to Rename William G. Cooke Park McMinn County Bicentennial Park.

Mr. Gentry presented Resolution #19-051. This did have approval of the Recreation Committee.

RESOLUTION NO. 19-051

A RESOLUTION TO RENAME WILLIAM G. COOKE PARK
McMINN COUNTY BICENTENNIAL PARK

WHEREAS, William G. Cooke Park located at the McMinn County Landfill has undergone extensive renovations with the addition of state-of-the-art turf fields, LED lighting, ADA accessible sidewalks and other new amenities; and

WHEREAS, these new improvements are projected to result in an influx of new users and visitors at the park; and

WHEREAS, many of these new people will likely be from out of the area who are traveling to McMinn County for tournaments; and

WHEREAS, there is an existing Cook Park in the City of Athens that could result in confusion with visitors using GPS; and

WHEREAS, since McMinn County is celebrating its 200th anniversary in 2019-20, it is appropriate to commemorate this momentous event with a lasting tribute; and

WHEREAS, the improved park will undoubtedly be a worthy gift to the citizens that draws families from around the region to McMinn County; and

WHEREAS, McMinn County will also ensure the generous philanthropy of William G. Cooke is maintained through proper signage and naming the fields in his memory; and

WHEREAS, funds have been donated by the Cooke Family for the construction of the sign; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMIN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF MAY 2019, hereby recommends that William G. Cooke Park be named McMinn County Bicentennial Park and FURTHERMORE authorizes the County Mayor to execute all necessary documentation regarding the park naming.

(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 Masingale, to approve this resolution.

Motion carried by voice vote.

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I. A Resolution to Approve use and Rental Policy for Cooke Fields.

Mr. Gentry presented Resolution #19-052. This did have approval of the Recreation Committee.

RESOLUTION NO. 19-052

A RESOLUTION TO APPROVE USE AND RENTAL POLICY FOR COOKE FIELDS

WHEREAS, the renovation of Cooke Park is nearing completion and in anticipation of its increased usage the Recreation Committee desires to adopt a Use and Rental Policy for the facility; and

WHEREAS, the Recreation Committee, in conjunction with the Citizens Recreation Advisory Committee has developed the attached Use and Rental Policy for official adoption by the McMinn County Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF MAY, 2019, that this Commission adopts the attached Use and Rental Policy and FURTHER authorizes the County Mayor, or his designee to execute rental agreements for use of Cooke fields.

(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 Simpson, to approve this resolution.

Motion carried by voice vote.

J. A Resolution to Authorize Funding for the McMinn Center for Higher Education.

Mr. Gentry presented Resolution #19-053. This did have approval of the Budget Committee.

RESOLUTION NO. 19-053

A RESOLUTION TO AUTHORIZE FUNDING FOR THE
McMINN CENTER FOR HIGHER EDUCATION

WHEREAS, the Tennessee General Assembly and the Governor of Tennessee have authorized \$14.2 million in the 2019-20 budget for the construction of the McMinn Center of Higher Education Center (the Center), contingent upon local funding participation; and

WHEREAS, the McMinn County Commission voted the construction of the Center as one its top strategic goals and pledges an additional \$500,000 for the Center due to it becoming the new home for the McMinn County UT Agricultural Extension Service; and

WHEREAS, the current Agricultural Extension Office is in need of major renovation, expanded meeting space and additional parking; and

WHEREAS, due to being included in the plans for the new Center, McMinn County should save at least \$1 million in future renovation and expansion costs of the Agricultural Extension Service facility; and

WHEREAS, this contribution will bring McMinn County's total contribution for the new Center to \$1,000,000, with the city of Athens providing an additional \$500,000.

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(Res. 19-053 con't)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20TH DAY OF MAY, 2019, that this Commission approves the additional contribution of \$500,000 and FURTHERMORE, authorizes the County Mayor to execute the documents necessary to fulfill the intentions of this resolution.

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

Attest:

(Orig signed by Melinda King)
County Clerk

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

Motion carried by voice vote.

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

Mr. Gentry presented Resolution #19-054. This did have Emergency Services Committee Approval.

RESOLUTION NO. 19-054

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 between Riceville Utilities and Riceville Post Office.

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 (on file)

Address: Po Box 3044 Riceville TN 37370

Telephone: 423-462-2739

Date of Request: May 15, 2019

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(Res. 19-054 con't)

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 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: Virginia Tenning with Riceville Utility Board (Original on file)

This hydrant was approved by the McMinn County Commission May 20, 2019

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 20th DAY OF MAY 2019, that this Commission does hereby approve this Fire Hydrant Request.

(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 Slack, to approve this resolution.

Motion carried by voice vote.

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

Mr. Gentry presented Resolution #19-055. This did have Emergency Services Committee Approval.

RESOLUTION NO. 19-055

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.

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(Res. 19-055 con't)

I, Dexter Key, Claxton Fire District, wish to request the placement of one fire hydrant at the following location:
County Road 775 and County Road 778 at Jones Chapel Church.

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: Dexter Key (signature on file)

Address: 504 Buckner Road Delano TN 37825

Telephone: 423-333-7188

Date of Request: February 22, 2019

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

Fire District: 11

Utility Provider Agreement:

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

Utility Provider Authorizing Signature: Michael Liner (Original on file)

This hydrant was approved by the McMinn County Commission on May 20, 2019

Commissioner Signature: Commissioner Holbrook (Original on file)

Commissioner Signature: Commissioner Slack (Original on file)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20 DAY OF MAY 2019, that this Commission does hereby approve this Fire Hydrant Request.

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

Attest:

(Orig signed by Melinda King)
County Clerk

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

Motion carried by voice vote.

11. ELECTIONS, APPOINTMENTS AND CONFIRMATIONS

None.

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

- Commissioner Millsaps—Recreation Committee met tonight and approved Res. 19-050, 19-051, 19-052 and sent them to the full committee.
- Commissioner Simpson—Emergency Services Committee met last week to talk about the brush trucks and also sent Res. 19-045, 19-054, 19-055 to the full committee tonight.
- Commissioner McPhail—Ag Committee met to go over their budget and will be submitted.

13. COMMENTS FROM THE COUNTY MAYOR

- Mayor Gentry told everyone that Melissa Hughes is the new Juvenile Services Director. Mayor Gentry also thanked Ric Wilson for his years of service to McMinn County and the youths of this county.
- EMS report has a new category on response times dealing with urgent times from the hospitals. Chairman Crews wanted to know if this would help EMA with response times. Tom Trotter said it would.
- Everyone will meet at the McMinn County High School on June 8th at 11:00 am to deliver all 11 of the new brush trucks.

14. APPROVAL OF NOTARY APPLICATIONS

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

Notaries to be elected May 20,2019

SHELIA D. BOWERS	JANICE Y KINCANNON
CHASITY L. BUCKNER	DONNA M. MARTIN
JOYCE S CAGLE	LISA L MCEVOY
COURTNEY R. CLINE	DAVID W MCKENZIE
RHONDA COLEMAN	TAMARA MILLER
DEBORAH E. COX	SHARON D. PATTERSON
C. SHEA CROY	DANNY PRITCHETT
MELISSA L EDGMON	ARLENA SHELL
SHARON M. GUTHRIE	CONNIE J TRIPLETT
GAYLE HOEFLING	BRIDGET J WILLHITE
DUSTIN SAMUEL HOUSLEY	CHARITY JULIAN

MOTION made by Commissioner Simpson, and seconded by Commissioner McPhail, 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 at 8:25 pm.

MELINDA KING
McMinn County Clerk

Attest:

Deputy

(date)