

The McMinn County Board of Commissioners met in Regular Session on September 12, 2016, 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 Curtis.

4. ROLL CALL

Roll Call was taken by Evonne Hayes, McMinn County Clerk, as recorded:

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

5. APPROVAL OF MINUTES

Copies of the Minutes of the Regular Session on August 1, 2016 were provided to the McMinn County Commissioners.

MOTION made by Commissioner Holbrook, and seconded by Commissioner King, to approve the minutes of August 1, 2016.

Motion carried by voice vote.

6. APPROVAL OF BIDS AND PURCHASES

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

Mr. Luallen presented resolution #16-082, along with a copy of the letter of recommendation and bid summery sheet from Dan P. Evans, Chief Administrative Officer.

RESOLUTION NO. 16-082

A RESOLUTION TO APPROVE AND AWARD THE ANNUAL  
BID FOR CRUSHED STONE

Resolution No. 16-082 (con't)

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

WHEREAS, the McMinn County Highway Department requests the purchase of crushed stone for the period of October 1, 2016 through September 30, 2017, 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 Vulcan Materials and Bluegrass Materials, the low bidders meeting specifications of each grade plus a \$.20 haul charge to the center of each job site based on location of plant considering a \$.15 severance tax to be charged to out of county quarries.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 12<sup>th</sup> DAY OF SEPTEMBER 2016, 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 Hayes)  
County Clerk

MOTION made by Commissioner Simpson, 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 an Amendment to the Contract Between McMinn County and State of Tennessee Department of Corrections.

Mr. Luallen presented resolution #16-083 along with a copy of the contract.

## RESOLUTION NO. 16-083

### A RESOLUTION TO APPROVE AN AMENDMENT TO THE CONTRACT BETWEEN MCMINN COUNTY AND STATE OF TENNESSEE DEPARTMENT OF CORRECTIONS

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 contract with Tennessee Department of Correction to house state felons within the McMinn County Justice Center for the period beginning July 1, 2012 and ending June 30, 2017, at the rate of \$37.00 per inmate per day; and

WHEREAS, Tennessee Department of Correction has requested an amendment to the contract increasing the States maximum liability.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 12<sup>TH</sup> DAY OF SEPTEMBER, 2016 THAT THE COMMISSION DOES APPROVE THIS AMENDMENT TO THE CONTRACT WITH TENNESSEE DEPARTMENT OF CORRECTIONS, AND FURTHERMORE RESOLVES TO GRANT AUTHORITY TO THE COUNTY MAYOR OR HIS DESIGNEE TO CARRY OUT THE DUTIES OF SAID CONTRACT, the public welfare demanding it.

Resolution No. 16-083 (con't)

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

Attest:

(Orig signed by Evonne Hayes)  
 County Clerk

MOTION made by Commissioner Millsaps, and seconded by Commissioner King 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 September 12, 2016.

Fund: General Fund #101,

Date: June 30, 2016

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Fines, Forfeitures, & Penalties	Drug, Court Fees (Circuit)	42141	4,110.00	
Fines, Forfeitures, & Penalties	Drug, Court Fees (General)	42341	6,435.00	
Drug Court	Other Contracted Services	53330-399		10,545.00
EXPLANATION: To budget additional revenue & expenditures related to Drug Court fees in FY 15-16				

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

- Scott Curtis – Aye
- Dale Holbrook - Aye
- Tim King - Aye
- Roger Masingale - Aye
- Brent Carter - Aye
- J. W. McPhail - Aye
- Jerry Millsaps - Aye
- Tad Simpson - Aye
- Charles Slack - 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 and did have School Board Approval on September 8, 2016.

Fund: General Purpose School #141

Date: July 31, 2016

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Support Services/Health Services	Supervision/Director	72120-105		70,000.00
Support Services/Health Services	Medical Personnel	72120-131	77,474.00	

(con't)

Support Services/Health Services	Other Salaries & Wages	72120-189		15,000.00
Support Services/Health Services	Social Security	72120-201	525.00	
Support Services/Health Services	State Retirement	72120-204	124.00	
Support Services/Health Services	Medical Insurance	72120-207		927.00
Support Services/Health Services	Employer Medicare	72120-212	21.00	
Support Services/Health Services	Communication	72120-307	300.00	
Support Services/Health Services	Other Supplies and Materials	72120-499	7,783.00	
Support Services/Health Services	Other Charges	72120-599		300.00
Explanation: To amend the budget for the Coordinated School Health Grant for FY 16-17.				

Fund: General Purpose School Fund #141

Date: July 31, 2016

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
State Revenue	Other State Education Funds	46950	5,000.00	
Regular Instructional Program	Instructional Supplies & Materials	71100-429		5,000.00
Explanation: To enter budget for the Read to be Ready Coaching Network Grant for FY16-17				

Fund: General Purpose School Fund #141

Date: July 31, 2016

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
State Revenues	Safe Schools Grant	46981	27,030.00	
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		406.80
Regular Instructional Program	Employer Medicare	7110-212		65.25
Other Student Support	Contracts with Gov. Agencies	72130-309		3,000.00
Support Services/Regular Instruction	Travel	72210-355		2,000.00
Support Services/Regular Instruction	In-Service/Staff Development	72210-524		1,000.00
Support Services/Regular Instruction	Other Equipment	72210-790		15,778.95
Explanation: To enter budget for Safe Schools Grant for FY 2016-2017				
State Revenue	Other State Education Funds	46590	10,456.44	
Regular Instruction Program	Teachers	71100-116		7,797.38
Regular Instruction Program	Social Security	71100-201		484.77
Regular Instruction Program	State Retirement	71100-204		706.76
Regular Instruction Program	Employee Medicare	71100-212		113.37
Transportation	Bus Drivers	72710-146		871.04
Transportation	Social Security	72710-201		54.01
Transportation	State Retirement	72710-204		36.32
Transportation	Employer Medicare	72710-212		12.63
Transportation	Gasoline	72710-425		380.16
Explanation: To budget for the Read to be Ready Grant for FY 16-17				

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

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

Motion carried by roll call vote, as recorded:

Mr. Luallen presented the following budget amendments, a copy of which was provided to each Commissioner and did have School Board Approval on September 8, 2016.

(con't)

Fund: Federal Projects #142 IDEA Discretionary SPDG #890

Date: July 31, 2016

State Revenue	Special Education Grants to States	47143	10,000.00	
Special Ed Program	Instructional Supplies & Materials	71200-429		10,000.00
Explanation: To enter budget for IDEA Discretionary SPDG Grant for FY 16-17				

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

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

Motion carried by roll call vote, as recorded:

9. COMMENTS FROM THE AUDIENCE

- Tim Hughes wanted to introduce himself to the County Commission since he was running for a City Council seat for the City of Athens.

10. RESOLUTIONS

A. A Resolution to Approve the Request for Hotel/Motel Funds to Assist in Funding Pumpkintown 2016.

Mr. Gentry presented Resolution #16-084 along with a copy of the request from Meredith Wilson. This resolution did have Budget Committee approval.

RESOLUTION NO. 16-084

A RESOLUTION TO APPROVE THE REQUEST FOR HOTEL-MOTEL FUNDS TO ASSIST IN FUNDING PUMPKINTOWN 2016

WHEREAS, the Pumpkintown Festival provides an important event to promote McMinn County's proud heritage on a grand scale; and

WHEREAS, the Pumpkintown 2016 Committee has requested funding from McMinn County to defray additional infrastructure costs for this year's event; and

WHEREAS, to assist in the funding of this annual festival, the Pumpkintown 2016 Committee 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 12<sup>th</sup> DAY OF SEPTEMBER 2016 that this Commission does hereby approve funding in the amount of \$3000 for Pumpkintown 2016.

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

Resolution No. 16-084 (con't)

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

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

B. A Resolution Authorizing the Contribution of Funds to the Center for Advanced Manufacturing and Business Innovation .

Mr. Gentry presented Resolution #16-085. This did have Budget Committee approval.

RESOLUTION NO. 16-085

A RESOLUTION AUTHORIZING THE CONTRIBUTION OF FUNDS TO THE CENTER FOR ADVANCED  
MANUFACTURING AND BUSINESS INNOVATION

WHEREAS, McMinn County, like many manufacturing based economies, has been experiencing difficulties filling advanced manufacturing and skilled trade positions; and

WHEREAS, the McMinn County Commission recognizes the value of a skilled workforce and has voted at its annual strategic planning session to make the Center for Advanced Manufacturing and Business Innovation one of its top capital fund priorities; and

WHEREAS, the McMinn County Commission has allocated funds in its Capital Projects Fund to aid in industrial development; and

WHEREAS; McMinn County has received assistance from the Appalachian Regional Planning Commission and Rural Development to provide architectural design and programming services; and

WHEREAS; the State of Tennessee has earmarked two million dollars for the project; and

WHEREAS, the City of Athens has also approved contributing two hundred and fifty thousand dollars (\$250,000) to the facility; and

WHEREAS; the McMinn County Commission, recognizing the importance of increasing the competitiveness of the local workforce hereby contributes five hundred thousand dollars (\$500,000) towards the construction and/or renovation of the Center for Advanced Manufacturing and Business Innovation.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN CALLED SESSION THIS THE 12<sup>th</sup> DAY OF SEPTEMBER, 2016, that this Commission does hereby approve contributing \$500,000 towards the purchase, construction and/or renovation of a Center for Advanced Manufacturing and Business Innovation.

(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 Slack, to approve this resolution.

C. A Resolution Authorizing the Industrial Bond Board of McMinn County to Purchase and Renovate Property.

Mr. Gentry presented Resolution #16-086. This did have Properties Committee approval.

Resolution No. 16-086 (con't)

RESOLUTION NO. 16-086

A RESOLUTION AUTHORIZING THE INDUSTRIAL BOND BOARD OF McMINN COUNTY TO  
PURCHASE AND RENOVATE PROPERTY

WHEREAS, McMinn County has an Industrial Bond Board (IDB) established per the intent of TCA 7-53-102 to finance, acquire, lease, own and dispose of property to the end that such corporation may be able to maintain and increase employment opportunities and promote industry, trade and commerce; and

WHEREAS, McMinn County has been presented an opportunity to increase employment and commerce in the area of the City of Athens designated as a development zone by the Tax Incremental Financing program adopted by both the City of Athens and McMinn County; and

WHEREAS, in order for said opportunity, known as Project Cardinal, to materialize the property commonly known as the McMinn County Courthouse Annex has been requested to be purchased; and

WHEREAS, an agreement will be executed between McMinn County and its Industrial Bond board authorizing the IDB to purchase the properties directly across from the McMinn County Courthouse, commonly known as the Madison Square Antique Mall for two hundred, forty thousand dollars (\$240,000); and

WHEREAS, the IDB will employ a Tennessee licensed contractor to renovate the property to McMinn County specifications for use as the new McMinn County Courthouse Annex, and transfer the facility to McMinn County upon receiving a certificate of occupancy; and

WHEREAS, McMinn County will advance the funds from the Capital Outlay Fund to the IDB, which will be replaced with funds generated from the sale of 5 South Hill Street property at closing; and

WHEREAS, the county mayor and county attorney are authorized to execute an agreement with the McMinn County Industrial Bond Board and its counsel to satisfy the intent of this resolution that shall be in accordance with the laws of the State of Tennessee governing the operations of industrial bond boards.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN CALLED SESSION THIS THE 12<sup>th</sup> DAY OF SEPTEMBER, 2016, that this Commission does hereby approve the transfer of McMinn County property, commonly referred to as "Courthouse Annex" to the McMinn County Industrial Bond Board for the exclusive use of Project Cardinal, AND FURTHERMORE, authorizes the county mayor and county attorney to execute the documents necessary to fulfill the intent of this resolution.

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

Attest:

(Orig signed by Evonne Hayes)  
County Clerk

D. A Resolution Authorizing the Transfer of County Property to the Industrial Bond Board of McMinn County.

Mr. Gentry presented Resolution #16-087. This did have Properties Committee approval.

RESOLUTION NO. 16-16-087

A RESOLUTION AUTHORIZING THE TRANSFER OF COUNTY PROPERTY TO THE INDUSTRIAL  
BOND BOARD OF McMINN COUNTY

WHEREAS, McMinn County has an Industrial Bond Board established per the intent of TCA 7-53-102 to finance, acquire, lease, own and dispose of property to the end that such corporation may be able to maintain and increase employment opportunities and promote industry, trade and commerce; and

WHEREAS, McMinn County has been presented an opportunity to increase employment and commerce in the area of the City of Athens designated as a development zone by the Tax Incremental Financing program adopted by both the City of Athens and McMinn County; and

WHEREAS, in order for said opportunity, known as Project Cardinal, to materialize a piece of property owned by McMinn County has been requested to be purchased; and

WHEREAS, the county property is approximately 1.1 acre and is commonly known as the Courthouse Annex; and

Resolution No. 16-087 (con't)

WHEREAS, an agreement will be executed between McMinn County and its Industrial Bond Board stipulating the transfer of property is for the explicit use for Project Cardinal and all monies from the sale of the property, less closing costs associated with the transfer, shall revert to the McMinn County General Fund for the purpose of acquiring and renovating additional property for all or part of the departments affected by the sale; and

WHEREAS, the county mayor and county attorney are authorized to execute an agreement with the McMinn County Industrial Bond Board and its counsel to satisfy the intent of this resolution that shall be in accordance with the laws of the State of Tennessee governing the operations of industrial bond boards.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN CALLED SESSION THIS THE 12<sup>th</sup> DAY OF SEPTEMBER, 2016, that this Commission does hereby approve the transfer of McMinn County property, commonly referred to as "Courthouse Annex" to the McMinn County Industrial Bond Board for the exclusive use of Project Cardinal, AND FURTHERMORE, authorizes the county mayor and county attorney to execute the documents necessary to fulfill the intent of this resolution.

(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 Slack, to approve this resolution.

#### 11. ELECTIONS, APPOINTMENTS AND CONFIRMATIONS

- None.

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

- Commissioner Carter - wanted to let the Commission know that Hillsview Fire Department has formed a new board of directors and will be electing new officers.
- Commissioner King - Properties Committee met and sent two resolutions to the full commission.
- Commissioner Curtis – Budget Committee tonight and sent two resolutions to the full commission.

#### 13. COMMENTS FROM THE COUNTY MAYOR

- (The recording equipment malfunctioned at this point. I was trying to get it back to recording and didn't get notes on the mayor's comments.)

#### 14. APPROVAL OF NOTARY APPLICATIONS

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

Notaries to be elected September 13, 2016

KELLY N BLASSINGAME  
GINGER LEE BUCKNER  
JOHNNY EDMUNDSON  
JANICE HALL GENTRY  
JUDY B. GUINN  
NORMA C KNOTT  
MELISSA J LEWIS

PAMELA LOUISE MCMANAMAN  
ALISON F PARTIN  
CONNIE ROGERS  
TONYA VESS  
VICKI L WINDER  
RHONDA WOMACK  
LAURA MARTIN

(con't)

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

None.

There being no other business, Chairman Crews declared the Commission meeting adjourned at 7:44 pm.

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EVONNE HAYES  
McMinn County Clerk

Attest:

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Deputy (date)