

The McMinn County Board of Commissioners met in Regular Session on Monday, June 16,2003, 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 J. W. McPhail.

2. INVOCATION

The Invocation was given by Commissioner Mason.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner Holbrook.

4. ROLL CALL

David Crews - Present
Scott Curtis - Present
Dale Holbrook - Present
Jack King - Present
Roger Masingale - Present
Gary Mason - Present
Bob Powers - Present
Jack Powers - Present
Owen Vincent - Present
Chairman J. W. McPhail - Present

5. APPROVAL OF MINUTES

Copies of the Minutes of the Regular Session on May 19,2003 were provided to the Commissioners.

MOTION made by Commissioner King, and seconded by Commissioner Vincent, to approve the Minutes of May 19,2003.

Motion carried by voice vote.

6. APPROVAL OF BIDS AND PURCHASES

A. A Resolution to Approve and Award Annual Janitorial Products Bid.

Mr. Luallen presented the following resolution, along with the bid summary and letters of recommendation from various departments, to approve and award the annual Janitorial Products Bid:

Resolution No. 03~08 1

A RESOLUTION TO APPROVE AND AWARD ANNUAL JANITORIAL
PRODUCTS BID

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

(Cont'd)

WHEREAS, McMinn County has requested the purchase of Janitorial Products from the low bidder meeting bid specifications from July 1,2003 through June 30, 2004, to properly carry out the functions of the department; and

WHEREAS, McMinn County has followed the proper procedures in securing the bids; nd

WHEREAS, Bennie Bivens, Courthouse Maintenance Supervisor, Steve Frisbie, Sheriff, and Howard Jackson, Plant Operation Supervisor, have recommended the bid be awarded to the low bidder meeting specifications in each category.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16TH DAY OF JUNE 2003, that this Commission does hereby approve the recommendation of the Maintenance Supervisor.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

B. A Resolution to Approve and Award Semi-Annual Paper-Plastics Products Bid.

Mr. Luallen presented the following resolution, along with the bid summary sheet and the letters of recommendation approving each item, to approve and award the semi annual paper-plastics products bid.
Resolution No. 03-082

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

WHEREAS, the Courthouse Maintenance Department and Sheriffs Department have requested the purchase of Paper and Plastic Products for the period of July 1,2003 to December 31,2003, from the best bidder meeting bid specifications with the exception of dispensary toilet tissue and paper towels to Kel-San, Inc. because low bidder products does not fit dispensers to carry out the functions of the department; and

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

WHEREAS, Bennie Bivens, Courthouse Maintenance Supervisor and Sheriff Steve Frisbie have recommended the bid be awarded to the best bidder meeting specifications.

(Cont'd)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16TH DAY OF JUNE 2003, that this Commission does hereby approve the recommendation of the Sheriff and Maintenance Supervisor.

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

Attest:

(Orig signed by Evonne Jones)
Deputy Clerk

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

Motion carried by voice vote.

C. Resolution to Approve and Award Annual Corruated Steel Pine. Dura-Zinc Steel Pipe. Corrugated Polyethylene Pipe and Reinforced Concrete Pipe Bid.

Mr. Luallen presented the following resolution, along with the bid summary sheet and a letter of recommendation from the County Highway Commissioner, to approve and award annual corrugated steel pipe, dura-zinc steel pipe, corrugated polyethylene pipe and reinforced concrete pipe bid.

Resolution No. 03-083

A RESOLUTION TO APPROVE AND AWARD ANNUAL CORRUGATED
STEEL PIPE, DURA-ZINC STEEL PIPE, CORRUGATED POLYETHYLENE PIPE AND
REINFORCED CONCRETE PIPE BID

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 requested to award the bid of steel pipe and dura-zinc pipe to Tellico Culvert and the corrugated polyethylene pipe to ADS and reinforced concrete pipe to Sherman Dixie, each being the lowest bidder meeting bid specifications, from July 1,2003 through June 30,2004, to property carry out the fimctions of the department; and

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

WHEREAS, Randall Moss, Highway Commissioner has recommended the bid be awarded to the low bidder meeting specifications in each category.
(Cont'd)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16TH DAY OF JUNE 2003, that this Commission does hereby approve the recommendation of the Highway Commissioner.

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

Attest:
(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

D. A Resolution to Approve and Award Wells Cargo Trailer Bid.

Mr. Luallen presented the following resolution, along with the letter of recommendation from Fire Chief Thompson, to approve and award the Wells Cargo Trailer Bid.

Resolution No. 08-084

A RESOLUTION TO APPROVE AND AWARD WELLS CARGO THAILER BID

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 the bids; and

WHEREAS, Scott Thompson, McMinn County Rural Fire Chief, has recommended the bid be awarded to Appalachian Trailers, Inc., 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 16TH DAY OF JUNE 2003, that this Commission does hereby approve the recommendation of Scott Thompson, the Rural Fire Chief.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Commissioner Vincent asked Scott Thompson to address this bid and he explained that he and Mr. Gentry have spent a year planning for homeland security and added that we have received a grant for \$20,000.00 with the total bid price being \$33,277.00. Mr. Thompson said that the cost of this hazmat trailer is a little higher than expected but he said that others with experience in this area have warned against buying something too small. Mr. Thompson said this is a very common sense trailer and in response to several questions from Commissioners, Mr. Thompson explained that this is an enclosed trailer equipped with generators and a hazmat command post and equipment. There was also a discussion concerning the truck that will pull this trailer, as well as budget requirements for this program. Mr. Gentry stated he is monitoring state and federal surplus sources for a one ton or larger truck to adequately pull the 24 foot trailer.

Lu response to a question from Commissioner Mason, Mr. Thompson said they would pick up the trailer to take advantage of a discount if the trailer is within a reasonable distance.

Motion carried by voice vote.

E. A Resolution to Approve and Award Fire Equipment Bid.

Mr. Luallen presented the following resolution to approve and award fire equipment bid, as well as the bid summary sheet and letter of recommendation from Fire Chief Thompson:

Resolution No. 03-085

A RESOLUTION TO APPROVE AND AWARD FIRE EQUIPMENT BID

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 security the bids; and

WHEREAS, Scott Thompson, McMinn County Rural Fire Chief, has recommended the bid be awarded to NAFECO.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16TH DAY OF JUNE, 2003, that this Commission does hereby approve the recommendation of Scott Thompson, Rural Fire Chief.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

MOTION made by Commissioner Vincent, and seconded by Commissioner Mason, to award this fire equipment bid.

In response to a question from Commissioner Powers, Mr. Luallen said these bids are in line with past prices.

Motion carried by voice vote.

F. A Resolution to Approve the Extension of the Bid Agreement Between McMinn County and Thompson Environmental Services for Transport and Treatment of Landfill Leachate.

Mr. Luallen presented the following resolution to approve the extension of the bid agreement between McMinn County and Thompson Environmental Services for transport and treatment of Landfill Leachate.

Resolution No. 03-086

A RESOLUTION TO APPROVE TILE EXTENSION OF THE BID AGREEMENT
BETWEEN MCMINN COUNTY AND THOMPSON ENVIRONMENTAL
SERVICES FOR TRANSPORT AND TREATMENT OF LANDFILL LEACHATE

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

WHEREAS, McMinn County desires to extend its current bid agreement with Thompson Environmental Services to perform transportation and treatment of landfill leachate for an additional one year period; and

WHEREAS, McMinn County's obligation under such agreement is in the amount of \$4,500.00 per month up to 1,200,000 gallons per year, where an excess of that amount will be charged at an additional 2 cents per gallon, and

WHEREAS, the landfill supervisor and Thompson Environmental has recommended that the current bid agreement be extended for a one year period under the terms of the present agreement.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF THE COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16TH DAY OF JUNE 2003 that this Commission does hereby agree to extend its contract with Thompson Environmental Services for one year.

AND FURTHERMORE RESOLVED to grant authority to the County Executive or his designee to carry out the duties of said contract.

(Orig signed by John M Gentry)
McMinn County Executive

Attest:

(Orig signed by Evonne Jones)
County Clerk

MOTION made by Commissioner King, and seconded by Commissioner Mason, to approve this extension.

In response to a question from Commissioner Powers, Mr. Luallen said that the existing bid allows for a yearly one-year extension under the present terms, upon approval of both the Landfill Supervisor and Thompson Environmental Services. In response to a question from Chairman McPhail, the amount of this bid has been the same since 1998.

Motion carried by voice vote.

G. McMinn County, Tennessee Intent to Make Appropriations to Nonprofit But Not Charitable Organizations.

Mr. Luallen presented the following Legal Notice for the appropriation to McMinn County Economic Development Authority for publication in the Daily Post Athenian:

May 21,2003

LEGAL NOTICE

MCMINN COUNTY, TENNESSEE INTENT TO MAKE APPROPRIATIONS TO
NONPROFIT BUT NOT CHARITABLE ORGANIZATIONS

Per the requirements of T.C.A. 5-9-109 notice is hereby given that McMinn County intends to appropriate funds during FY 2002-2003 to the following nonprofit but not charitable organizations for the purpose listed:

ORGANIZATION: McMinn County Economic Development Authority
AMOUNT: \$60,000.00
PURPOSE: To participate with City of Athens in purchase of additional property
for Interstate Industrial Park.

As required by TCA 5-9-109, this appropriation will be considered by the McMinn County Commission at their regular meeting on June 16,2003.

MOTION made by Commissioner Mason, and seconded by Commissioner Bob Powers, to approve this appropriation.

Motion carried by voice vote.

7. REVIEW AND APPROVAL OF CONTRACTS

A. A Resolution to Approve Contract with Tax Management Associates, Inc. for Audits of Personal Property Accounts

Mr. Luallen presented the following resolution to approve the contract with Tax Management Associates, Inc. for audits of personal property accounts, as recommended by McMinn County Property Assessor Don Cowart. The Commissioners were also provided a copy of the contract.

Resolution No. 03-087

A RESOLUTION TO APPROVE CONTRACT WITH TAX MANAGEMENT ASSOCIATES, INC. FOR AUDITS OF PERSONAL PROPERTY ACCOUNTS

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

WHEREAS, the current contract with Professional Property Review, LLC will terminate June 30, 2003; and

WHEREAS, McMinn County Property Assessor Don Cowart requests approval of this contract with Tax Management Associates, Inc. based on the contractor's fee schedule not to exceed \$41,000.00 annually.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16TH DAY OF June 2003 that this Commission does hereby approve this contract with Tax Management Associates not to exceed \$41,000.00 annually.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

MOTION made by Commissioner Vincent, and seconded by Commissioner Bob Powers, to approve this contract.

Motion carried by voice vote.

B. A Resolution to Approve the Contract Between McMinn County and the State of Tennessee Department of Military and Tennessee Emergency Management Agency, for Funding of Emergency Management Assistance.

Mr. Luallen presented the following resolution to enter into contract with Tennessee Emergency Management Agencies to acquire \$16,301.00 in grant funding to help pay the salary of the McMinn County Director of Emergency Management.

Resolution No. 03-088

A RESOLUTION TO APPROVE THE CONTRACT BETWEEN MCMINN COUNTY AND THE
STATE OF TENNESSEE DEPARTMENT OF MILITARY AND TENNESSEE
EMERGENCY MANAGEMENT AGENCY. FOR FUNDING OF EMERGENCY MANAGEMENT
ASSISTANCE

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 desires to enter into contract with Tennessee Emergency Management Agency to acquire \$16,301.00 in grant funding applicable to the administrative duties of the McMinn County Director of Emergency Management; and

WHEREAS, the term of this contract is for the period commencing on October 1,2002 and ending on September 30,2003.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16TH DAY OF JUNE 2003 that this Commission does hereby agree to enter into contract with Tennessee Emergency Management Agency to receive grant funding of \$16,301.00 for Emergency Management Assistance.

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

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

MOTION made by Commissioner Mason, and seconded by Commissioner Vincent, to approve this contract.

Motion carried by voice vote.

8. APPROVAL OF BUDGET AMENDMENTS

Mr. Luallen requested approval of seven budget amendments involving four different funds. Copies were provided to the Commissioners.

Fund: General Fund #101			Date: Junell,2003	
DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Reserve	Undesignated Fund	39000	60,000.00	
	Balance			
Industrial Develop-	Other Contracted Services	58120-399		60,000.00
ment				
JOURNAL ENTRY REQUIRED				
Reserve	Hotel/Motel Tax Reserve 35140		60,000.00	
Reserve	Undesignated Fund	39000		60,000.00
	Balance			

EXPLANATION: To budget funds from Economic Development portion of the Hotel/Motel tax to fund purchase of additional property for Interstate Industrial Park.

MOTION made by Commissioner King, and seconded by Commissioner Bob Powers, to approve this budget amendment.

Motion carried by roll call vote, as recorded:

- David Crews - Aye
- Scott Curtis - Aye
- Dale Holbrook - Aye
- Jack King - Aye
- Roger Masingale - Aye
- Gary Mason Aye
- Bob Powers - Aye
- Jack Powers - Aye
- Owen Vincent - Aye
- Chairman J. W. McPbail - Aye

Fund: General Purpose School #141			Date: May 22,2003	
DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Regular Instruction Teachers		71100-116		122,600.00
Program				
Vocational Educa-	Teachers	71300416		27,580.00
tion Program				
Attendance	Supervisor/Director	72110-105		396.00

(Cont'd)

Fund: General Purpose School # 141 (Cont'd)

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Reg. Instruction	Supervisors	72210-105		1,195.00
Program Support				
	Librarians	72210-129		3,604.00
	Education Media Personnel	72210-137		296.00
Special Ed. Program Spt	Supervisor	72220-105		422.00
	Psychological Personnel	72220424		382.00
Vocational Ed. Program Spt	Supervisor	72230-105		395.00
Office of the Superintendent	Administrative Officer	72320-101		809.00
Office of the Principal	Principals	72410404		2,626.00
Special Education Teachers Program		71200-116	50,305.00	
State Education Funds	Basic Education Program	46511	110,000.00	

EXPLANATION: To budget revenue and expenditures related to the state increase in teachers' salaries effective January 1,2003. Approved by School Board June 12,2003.

Fund: General Purpose School # 141

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	Date: May 28,2003	
			<u>DEBIT</u>	<u>CREDIT</u>
Other Local	Contributions and Gifts	44570	10,000.00	
Revenues				
Reg. Instruction	Library Books	722 10-432		10,000.00

Program Support

EXPLANATION: To budget revenue and expenditures related to the gift to McMinn County Board of Education from the estate of Eugene H. Derrick.

Fund: General Purpose School #141

June 10,2003

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Reserve	Undesignated Fund	39000	725,000.00	
	Balance			
Capital Outlay	Building Improvements	76 100-707		725,000.00

EXPLANATION: To budget fluids from undesignated fund balance to cover the cost of installation and engineering for the HVAC units at Calhoun School and Mt. View School. Approved by School Board on June 12,2003.

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

Motion carried by roll call vote, as recorded:

- David Crews - Aye
- Scott Curtis - Aye
- Dale Holbrook - Aye
- Jack King - Aye
- Roger Masingale - Aye
- Gary Mason - Aye
- Bob Powers - Aye
- Jack Powers - Aye
- Owen Vincent - Aye
- Chairman J. W. McPhail - Aye

Fund: Federal Projects # 142-Title LII, Part A. 03.01 # 381

Date: May 23,2003

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Review	Other Federal through	47590	8,053.00	
	State			
Reg. Instruc. Program - ESL	Instruc. Supplies &	71100429		8,053.00

EXPLANATION: To budget revenue and expenditures related to Title III, Part A, 03.01. Approved by School Board 6-12-03.

MOTION made by Commissioner Masingale, and seconded by Commissioner King, to approve this budget amendment.

Motion carried by roll call vote, as recorded:

David Crews - Aye
Scott Curtis - Aye
Dale Holbrook - Aye
Jack King - Aye
Roger Masingale - Aye
Gary Mason - Aye
Bob Powers - Aye
Jack Powers - Aye
Owen Vincent - Aye
Chairman I. W. McPhail Aye

9. VOCATIONAL INDUSTRIAL CLUBS OF AMERICA (VICAI - MR. CHUCK SLIGER

Mr. Sliger was not in the audience.

10. WOOD MEMORIAL HOSPITAL FINANCIAL REPORT - MR. DAVID HILL

Mr. David Hill, representing Mr. Southerland who is on vacation, presented checks totaling \$228,000.00 for partial payment for past bonds, partial payment for the energy note, and EMS. Mr. Hill updated the Commissioners on the monthly financial report as of April 2003 and provided to each Commissioner a written summary.

Mr. Hill reviewed the highlights of the Statistical Report for the Ten-month Period ended April 30, 2003, including the improving daily census in both the hospital and nursing home, the number of surgeries slowly coming up although down from last year before the Athens Surgery Center was open, and a continuing strong lab census. In response to a question from Commissioner King, Mr. Hill said that the majority of the Woods doctors are using Woods Lab. Mr. Hill said that CT scans and MRIs continue to be profitable services for the hospital, and they are consistently seeing a rise in the EMS service calls.

Mr. Hill said that Morrisons Cafeteria have taken over the food service and he explained that some of the employees have been transferred to Morrisons.

Mr. Hill also reviewed the highlights of the Woods Memorial Hospital District Revenue and Expense Statement as well as a Summary of Operations for the McMinn County Ambulance Service, Inc., and copies were provided to the Commissioners.

In response to questions from Commissioner Crews and Commissioner Bob Powers regarding classified advertising budget, Mr. Hill said that a lot of this advertising is for human resources to recruit employees. In response to a question from Commissioner Bob Powers, Mr. Hill said that liability insurance continues to go up.

Chairman McPhail expressed his appreciation for the good work being done at Woods Hospital.

11. TENNESSEE OVERHILL - MS. LINDA CALD WELL

Ms. Linda Caldwell told the Commissioners about the Cherokee Heritage Trail that they are working on in Tennessee, North Carolina and Georgia for about three years. This trail is designed to guide travelers and tourists to Cherokee sites in those states. Part of this project was to upgrade the McMinn County Living Heritage Museum's exhibit on Cherokees. One of the exciting ways that this project will be marketed is with a

(Con't)

guidebook published by the University of North Carolina Press, entitled Cherokee Heritage Trails Guidebook and it has been described as the most definitive guide to Cherokee history that has been produced for travelers to date. Ms. Caldwell said one of the things that pleases her about this trail is that it starts in the rural areas and the cities are the side trips, and she presented complimentary copies to each Commissioner.

Ms. Caldwell told the Commissioners about an exciting new project getting ready to start in Southeast Tennessee. Tennessee Overhill will be working closely with our Southeast Tennessee Development District on a new regional tourism initiative that will involve McMinn and surrounding counties. Mr. Caldwell concluded by expressing her appreciation for the wonderful support of the Commission.

12. FISCAL YEAR 2003-2004 BUDGET.

Commissioner Jack Powers said that the Budget Committee met on June 13,2003 to finalize the budget and the next step is to publish the proposed budget for the year ending June 30,2004 in the Daily Post Athenian, ten days prior to final approval of the County Commission. On behalf of the Budget Committee, Commissioner Jack Powers expressed his appreciation to the Director of Finance, the County Executive, the State Legislators, and their staffs for help in this budget process. The Commissioners were presented a detailed listing of revenue and expenditures by fund, FY 2003-2004 Budget Analysis as of June 13,2003, Minutes of the Budget Committee Meeting on June 13,2003, and a draft advertisement of budget information and notice of time and date for final approval.

MOTION made by Commissioner Jack Powers, and seconded by Commissioner Holbrook, to approve this proposed budget for publication in the *Daily Post Athenian*.

Motion carried by voice vote.

Commissioner Jack Powers said that the Budget Committee recommends a Special Call Session of the McMinn County Commission on Friday, June 27,2003, at noon, in the Blue Room of the McMinn County Courthouse.

13. COMMENTS FROM THE AUDIENCE None.

14. RESOLUTIONS

A. A Resolution Honoring McMinn County High School for One Hundred Years of Education in McMinn County.

Mr. Gentry presented the following resolution honoring McMinn County High School for one hundred years of education in McMinn County:

Resolution No. 03-089

A RESOLUTION HONORING MCMINN COUNTY HIGH SCHOOL FOR ONE HUNDRED YEARS OF EDUCATION IN MCMINN COUNTY

WHEREAS, McMinn County High School was established in 1903, making it the second oldest public high school in Tennessee; and

WHEREAS, over the past 100 years, McMinn County High School has graduated over 30,000 students, many of whom have contributed to the betterment of their community, their state, and their country; and

(Cont'd)

WHEREAS, McMinn County High School has employed the best possible educators, administrators, food services, and support staff which is reflected in the quality of its student bodies since 1903; and

WHEREAS, McMinn County High School will soon celebrate one hundred years of public education, athletics and community service, and continues to stand as an example to other public schools across the State of Tennessee.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION, THIS THE 16TH DAY OF JUNE 2003, that this Commission does hereby congratulate and commend McMinn County High School on one hundred years of service to the citizens and students of McMinn County, and wishes the school many more years of quality and success.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

15. ELECTIONS. APPOINTMENTS AND CONFIRMATIONS

A. A Resolution to Confirm the Appointment of Betty Hamby to Director of the McMinn County Emergency Management Agency.

Mr. Gentry presented the following resolution to confirm the appointment of Betty Hamby to the Director of the McMinn County Emergency Management Agency. Mr. Gentry explained that as of July 1, 2003, the County will go with E91 1 to do Communications and in that move the County would also assume the operations of emergency management. Because of Ms. Hamby's experience as Fixed Nuclear Planner, she is natural fit for this EMA position and Mr. Gentry recommends her appointment. He added that funding will be provided from three different sources: TEMA, TVA, and funds we formerly sent to the City of Athens to perform the existing EMA program.

Resolution No. 03-090

A RESOLUTION TO CONFIRM THE APPOINTMENT OF BETTY HAMBY TO DIRECTOR OF THE
MCMINN COUNTY EMERGENCY MANAGEMENT AGENCY

WHEREAS, McMinn County Government has an Emergency Management Agency to provide effective and orderly government control and coordination of emergency operations and emergency response in McMinn County; and

(Con't)

WHEREAS, TCA 58-2-110 requires that each county EMA have a director who has responsibility for the organization, administration, and operation of the county EMA, and who is appointed by the County Executive and confirmed by the county legislative body; and

WHEREAS, John M. Gentry as McMinn County Executive, nominates Betty Hamby to serve as the Director of the McMinn County Emergency Management Agency.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 16TH DAY OF JUNE 2003, that this commission does hereby confirm this appointment.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

MOTION made by Commissioner Vincent, and seconded by Commissioner King, to approve this resolution appointing Betty Hamby as Director of the McMinn County Emergency Management Agency.

Motion carried by voice vote.

B. A Resolution to Confirm the Appointment of Howard Jackson to the McMinn County Regional Planning Commission.

Mr. Gentry presented the following resolution to confirm the appointment of Howard Jackson to the McMinn County Regional Planning Commission, replacing Doc Lamb who retired. Mr. Jackson is from the area south of Etowah.

Resolution No. 03-091

A RESOLUTION TO CONFIRM THE APPOINTMENT OF HOWARD JACKSON TO THE MCMINN COUNTY REGIONAL PLANNING COMMISSION

WHEREAS, McMinn County has a regional planning commission to provide for the review of the proposed development of property in McMinn County, subject to the rules and regulations of said regional planning commission; and

WHEREAS, state law grants authority to the County Executive to appoint members to the regional planning commission upon confirmation by the county legislative body; and

WHEREAS, John M. Gentry as McMinn County Executive, nominates Howard Jackson to serve a four-year term from February 28,2003 through February 28,2007, as a member of the McMinn County Regional Planning Commission.

(Cont'd)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 16TH DAY OF JUNE 2003, that this Commission does hereby confirm this appointment.

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

Attest:

(Orig signed by Evonne Jones)

County Clerk

MOTION made by Commissioner King, and seconded by Commissioner Mason, to approve this appointment.

Motion carried by voice vote.

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

A. Recreation Committee - Commissioner Crews.

Commissioner Crews said that the Recreation Committee met prior to this meeting and approved four recreation grants.

(I) A Resolution to Approve the Grant of \$500.00 to E. K. Baker Elementary School.

Resolution No. 03-092

A RESOLUTION TO APPROVE THE GRANT OF \$500.00 TO E. K. BAKER
ELEMENTARY SCHOOL

WHEREAS, it is the intent of the McMinn County Recreation Committee to assist in providing support for youth athletics in McMinn County; and

WHEREAS, E. K. Baker Elementary School is currently in need of new playground equipment which will be used by both the school and the community, the total estimated cost of which is \$1,023.88; and

WHEREAS, E. K. Baker Elementary School has requested a grant of \$500.00 to assist in the purchase of new playground equipment.

(Cont'd)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16TH DAY OF JUNE 2003, that this Commission does hereby approve this request for a McMinn County Recreation Grant, the public welfare demanding it.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

(2) A Resolution to Approve the Grant of \$1,000.00 to Englewood Youth Baseball.

Resolution No. 03~093

03-093

A RESOLUTION TO APPROVE THE GRANT OF \$1,000.00 TO ENGLEWOOD
YOUTH BASEBALL

WHEREAS, it is the intent of the McMinn County Recreation Committee to assist in providing support for youth athletics in McMinn County; and

WHEREAS, Englewood Youth Baseball is currently in need of funds to assist in the renovation to the Englewood Concessions Stand; and

WHEREAS, Englewood Youth Baseball has requested a grant of \$1,000.00 to assist in the purchase of playground equipment.

NOW, THEREFORE BE if RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16TH DAY OF JUNE 2003, that this Commission does hereby approve this request for a McMinn County Recreation Grant, the public welfare demanding it.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

(3) Grant of \$500.00 to Rogers Creek Youth Football.

Rogers Creek Youth Football has requested a grant of \$500.00 to assist in their program.

(4) A Resolution to Approve the Grant of \$500.00 to Niota Youth Baseball. Resolution No. 034)94

A RESOLUTION TO APPROVE THE GRANT OF \$500.00 TO NIOTA YOUTH
BASEBALL

WHEREAS, it is the intent of the McMinn County Recreation Committee to assist in providing support for youth athletics in McMinn County; and

WHEREAS, Niota Youth Baseball is currently in need of funds to assist in the renovations sewer lines in restrooms.

WHEREAS, Niota Youth Baseball has requested a grant of \$500.00 to assist in the renovations sewer lines in restrooms.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 16th DAY OF JUNE 2003, that this Commission does hereby approve this request for a McMinn County Recreation Grant, the public welfare demanding it.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

MOTION made by Commissioner Crews, and seconded by Commissioner Curtis, to approve these four recreation grants.

Motion carried by voice vote.

B. Budget Committee - Commissioner Jack Powers.

Commissioner Jack Powers suggested that the Commission draw up resolutions expressing appreciation to our State Representative and State Senator for their efforts on our behalf during the budget process. Mr. Gentry added that they really went to bat for our county to keep State-shared revenues.

Chairman McPhail said that these resolutions were to be drawn up and presented to the Commission for approval at their next meeting.

C. Agriculture and Community Exposition Center Development and Oversight Committee - Commissioner Mason.

Commissioner Mason said that the Ag and Community Exposition Center and Oversight Committee met earlier this evening and went over the architect's preliminary design of the building and came to a consensus of what we want included in the architect's final design. Commissioner Mason added that the next step is to send it out for bid.

D. Comments of Concerning Citizens Regarding Implementation of Remote Control Rail Operations.

Commissioner King said that there were several concerned citizens attending tonight's County Commission meeting but he added that officials from CSX Railroad were unable to attend. Commissioner King introduced Mr. Rick Skidmore who is representing concerned McMinn County Citizens in the Railroad industry regarding CSX's stated intent to implement remote control operations. Mr. Skidmore introduced Mr. Harvey, who is assigned to "Regulations" in the Washington, DC Office of the Brotherhood of Locomotive Engineers, and his area of expertise is railroad safety. Mr. Harvey said that implementation of remote control rail operations is a significant problem and potential danger and hazard to the community in which they are operated.

Mr. Harvey recommended that the Commission pass a resolution asking the Federal Railroad Administrative to address in a comprehensive manner the implementation of remote control operations. Mr. Harvey outlined several safety issues and offered advice concerning what the County Commission can do to insure safety for their citizens. Mr. Harvey added that the Commission can identify specific safety hazards and may have the right to write ordinances that the railroad would need to comply with and he suggested that the County Attorney would be able to brief the Commission on Rail Safety Laws.

Commissioner King called a Public Safety Committee on Monday, July 21,2003, prior to the next Regular Session of the County Commission to discuss this topic further.

E. Financial Management - Commissioner Vincent.

Commissioner Vincent said that the Financial Management Committee met and we have put in place new policy required by the State relating to GASB 34, depreciation of Fixed Assets. Commissioner Vincent also said that there is also a new policy concerning insurance companies meeting with the Financial Management Committee (and having their name and numbers added to a list that is given to the employees) rather than directly meeting with employees. The information from the insurance companies will be given to the employees and the employees will call them if they wish. Commissioner Vincent also said that the subject of credit cards came up but no action was taken on this issue. He did add that they will be working with the Sheriffs Department regarding their travel finances.

F. Comments from Highway Commissioner Regarding Flood Damage to Bridges

Highway Randall Moss said that County Road 732 Bridge was damaged in the flood and a new concrete deck has been poured and is now open for traffic. He also said that the wood deck of Baker Bridge, off of Mecca Pike, was washed off during the flood and the concrete is ready to pour. Mr. Moss said that there are now no wood deck bridges in McMinn County. Mr. Moss also added that we have a couple of mud slides and FEMA has been requested to look at these potential hazards and said he may need to come back to the Commission for approval of further action.

Mr. Moss also said that .4 of a mile of County Road 125 was closed due to the relocation of Highway 30 and .3 of a mile was added at a new location, making the total length of County Road 125 .4 of a mile, which was originally .5 of a mile.

17. COMMENTS FROM THE COUNTY EXECUTIVE.

A. Hiwassee Utility Commission Tour.

Mr. Gentry said that McMinn County purchases a reserve of water from the Hiwassee Utility Commission and added that they are quite an asset to this county. In an effort to educate himself and new Commissioners, Mr. Gentry has arranged a tour of that facility on Friday, June 20,2003, at 9:00 am, and he invited all interested Commissioners. This Commission was formed jointly by McMinn and Bradley Counties and McMinn County has three board members on that six member Commission.

B. Medical Care Agreement for McMinn County Jail.

Mr. Gentry presented and explained a revised contract for the McMinn County Jail Nurse Program and requested Commissioners to review in order to take action at the upcoming Special Called Session.

C. Comments Regarding Flood Damage in the County.

Mr. Gentry said that he has been in contact with FEMA and he has been assured that a field representative would be in the County within the next two weeks to do an assessment of the County damage. They have already been here to meet with individuals.

18. APPROVAL OF NOTARY APPLICATIONS AND BONDS

Copies of the following notary applications and bonds were furnished to the Commissioners as recorded:

Notary Applications and Bonds for June 2003

Holly C. Kelley
Dorothy W. Cowart
hnogene Cox
Jeanne Frazier
Shannon L. Smith
William Tim Trotter
Jeffery L. Walker
S. Renee Bentley
Katherine D. Coffey
Regena Martin
Johnny A. Wltt
Joyce E. Witt
Margaret Williams
Tracy Brown

MOTION made by Commissioner King, and seconded by Commissioner Masingale, to approve these notary applications and bonds as listed.

Motion carried by voice vote.

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

A. Reuuest to Recess for Attorney-Client Discussion Regarding Case of McMinn County vs Environmental Trust Company.

Mr. Gentry requested a recess for attorney-client discussion of case of McMinn County vs Environmental Trust Company. Chairman McPhail recessed the meeting at 8:45 pm and reconvened the meeting at 9:00 pm.

20. ADJOURNMENT

There being no other business, Chairman McPhail declared the meeting adjourned at 9:03 pm.

EVONNE JONES
McMinn County Clerk

ATTEST:

Deputy Clerk

7-17-03
Date