

The McMinn County Board of Commissioners met in Regular Session on Monday, August 15, 2005, 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 Gary Mason.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner Masingale.

4. ROLL CALL

Roll Call was taken by Clerk Evonne Jones, as recorded:

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

5. APPROVAL OF MINUTES

Copies of the Minutes of the Regular Session on July 18, 2005 were provided to the Commissioners.

MOTION made by Commissioner Bob Powers, and seconded by Commissioner Vincent, to approve the Minutes of July 18, 2005.

Motion carried by voice vote.

6. APPROVAL OF BIDS AND PURCHASES

A. A Resolution to Approve Payment of Invoice for Annual Hardware and Software Maintenance Support for County Clerk Office.

Mr. Luallen presented the following resolution to approve payment of invoice for annual hardware and software maintenance support for the County Clerk's Office:

Resolution No. 05-099

A RESOLUTION TO APPROVE PAYMENT OF INVOICE FOR ANNUAL HARDWARE
AND SOFTWARE MAINTENANCE SUPPORT FOR COUNTY CLERK OFFICE

WHEREAS, McMinn County Clerk, Evonne Jones, requests payment of annual hardware and software maintenance invoiced from Business Information Systems at \$11,996.75; and

WHEREAS, in accordance with Financial Management Committee Policies and Procedures, expenses over \$5,000 require County Commission approval.

NOW, BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS 15TH DAY OF AUGUST 2005, the payment for invoiced maintenance to Business Information Systems of \$11,996.75 be hereby approved.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

In response to a question from Chairman Crews concerning a slightly higher amount being on the invoice, Mr. Luallen explained that there was a revised invoice that came in and the lower amount is the correct amount.

B. A Resolution to Approve and Award the Bid of Computer Workstations Printers and Network Switch for McMinn County Clerk's Office.

Mr. Luallen presented the following resolution to approve and award the bid of computer workstations, printers and network switch for McMinn County Clerk's Office:

RESOLUTION NO. 05-100

A RESOLUTION TO APPROVE AND AWARD THE BID OF COMPUTER WORKSTATIONS, PRINTERS AND NETWORK SWITCH FOR MCMINN COUNTY CLERK'S OFFICE

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 Clerk, Evonne Jones requests approval of purchase from Business Information Systems in the amount of \$12,405.00 for workstations, printers and network switch 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, upon the recommendation of Evonne Jones, County Clerk, has recommended the bid be awarded to

Business Information Systems.
(Cont'd)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15TH DAY OF AUGUST 2005 that this Commission does hereby approve this recommendation of Evonne Jones, County Clerk.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

C. A Resolution to Approve Increase in Asphalt Price Due to Fuel Price Increase.

Mr. Luallen presented the following resolution to approve increase in asphalt price due to fuel price increase as well as a spreadsheet showing the dollar increase in each of the existing jobs as well as a letter of recommendation explaining this scenario.

RESOLUTION NO. 05-101

A RESOLUTION TO APPROVE INCREASE IN ASPHALT PRICE DUE TO FUEL PRICE INCREASE

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

WHEREAS, APAC has been awarded the current In Place Liquid Asphalt bid; and

WHEREAS, the constant increase in fuel prices have caused difficulty in being able to hire the appropriate number of trucks required to haul and keep a job moving; and

WHEREAS, APAC has requested an increase in the amount of \$.02 per ton/mile in order to properly complete the paving of roads; and

WHEREAS, Randall Moss, Highway Commissioner recommends this increase be approved resulting in an approximate cost of \$23,000 for requested jobs to be completed.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15TH DAY OF AUGUST 2005, that this Commission does hereby approve the recommendation of the Highway Department.

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

Attest:

Orig signed by Evonne Jones
Court Clerk

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

In response to a question from Chairman Crews, Mr. Moss explained that this bid was a year old and there was no way to know the fuel prices at that time, but added that the increase was requested to be able to pay the haul bill.

Motion carried by voice vote.

D. A Resolution to Reiect In-Place Hot Mix Asphalt Bid and to Change the Bidding Period from One Year to Seven Months.

Mr. Luallen presented the following resolution to reject upcoming in-place hot mix asphalt bid and to change the bidding period from one year to seven months to better coincide with the paving season. Mr. Luallen also presented a bid summary sheet and a letter of recommendation from the Highway Commissioner.

RESOLUTION NO. 05-102

A RESOLUTION TO REJECT IN-PLACE HOT MIX ASPHALT BID AND TO CHANGE THE BIDDING PERIOD FROM ONE YEAR TO SEVEN MONTHS

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, the McMinn County Commissioner of Highways, Randall Moss recommends it is in the best interest of the county to reject all bids and to rebid the purchase of In-Place Asphalt, in order to properly carry out the functions of the department; and

WHEREAS, the McMinn County Commissioner of Highways, recommends the bidding period to be changed from annual September 1 through August 31 to seven month bidding, April 1 to October 31 in order to coincide with the paving season.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15TH DAY OF AUGUST 2005, that this Commission does hereby approve the recommendations of the Highway Commissioner.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

E. A Resolution to Reject Bids for Two 4 X 4 SUV Vehicles One Marked One Unmarked for Sheriffs Department.

Mr. Luallen presented the following resolution to reject bids for two 4x4 SUV vehicles one marked and one unmarked for the Sheriffs Department. Mr. Luallen also presented the bid summary sheet as well as two letters of recommendation from the Sheriffs Department explaining this rejection.

RESOLUTION NO. 05-103

A RESOLUTION TO REJECT BIDS FOR TWO 4 X 4 SUV VEHICLES ONE MARKED ONE UNMARKED FOR SHERIFF'S DEPARTMENT

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

WHEREAS, the Sheriffs Department requested to bid two 4 x 4 SUV vehicles, one marked one unmarked, 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, Sheriff Steve Frisbie after reviewing the bid information, recommends rejecting all bids and not purchasing the marked Ford Explorer and purchasing the unmarked Ford Expedition from Ted Russell Ford through state contract at a lower price.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15TH DAY OF AUGUST, 2005, that this Commission does hereby approve the recommendation of the Sheriff.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

F. A Resolution to Reject the Bid of Police Sedan Vehicles

Mr. Luallen presented the following resolution to reject the bid of police sedan vehicles in order to purchase three units from Ted Russell Ford through state contract at a lower price.

RESOLUTION NO. 05-104

A RESOLUTION TO REJECT THE BID OF POLICE SEDAN VEHICLES

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

WHEREAS, the Sheriffs Department requested to bid on two four door police sedan vehicles, one marked one unmarked, 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, Sheriff Steve Frisbie, has recommended rejecting all bids and to purchase three (3) "slick top" unmarked units from Ted Russell Ford through state contract at a lower price.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15TH DAY OF AUGUST, 2005, that this Commission does hereby approve the recommendation of the Sheriff.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

There was some discussion concerning the amount budgeted as well as the type of vehicles available from state contract. In response to a questions from Commissioner McPhail and Commissioner Jack Powers, Mr. Luallen explained that you can purchase through state contract with after-the-fact approval by the County Commission, unless the cost exceeds the budget. In response to a question from Commissioner Jack Powers, Ted Russell Ford won the bid through state contract.

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

Motion carried by voice vote.

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

Mr. Luallen presented the following resolution to approve and award the annual bid for crushed stone, along with the bid summary sheet and a letter of recommendation from the Highway Commissioner.

RESOLUTION NO. 05-105

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

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, the McMinn County Highway Department requests the purchase of crushed stone for the period of October 1, 2005 through September 30, 2006, 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, Randall Moss, McMinn County Highway Commissioner has recommended the bid be awarded to Vulcan Materials Company, Rogers Group, Inc. and Polk County Stone, LLC the low bidders meeting specifications of each grade plus a 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 15TH DAY OF AUGUST 2005, 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 Jones)
County Clerk

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

Motion carried by voice vote.

H. A Resolution to Approve and Award the Bid of a Used Four-Wheel Drive Vehicle.

Mr. Luallen presented the following resolution to approve and award the bid of a used four-wheel drive vehicle for the McMinn County Property Assessor. Mr. Luallen also presented the bid summary sheet and a letter of recommendation from the Property Assessor.

RESOLUTION NO. 05-106

A RESOLUTION TO APPROVE AND AWARD THE BID OF A USED FOUR-WHEEL DRIVE VEHICLE

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

WHEREAS, Don Cowart, Property Assessor, requests the purchase of a used four wheel drive vehicle, 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, Don Cowart has recommended the bid be awarded to East TN Auto Outlet of Etowah the low and best bidder meeting specifications for the amount of \$7,500.00.

(Cont'd)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15TH DAY OF AUGUST, 2005, that this Commission does hereby approve this recommendation of the Property Assessor.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote with one abstention by Commissioner Masingale.

I. A Resolution to Approve and Award the Semi-Annual Bid of Motor Oil.

Mr. Luallen presented the following resolution to approve and award the semi-annual bid of motor oil along with the supporting documentation.

RESOLUTION NO. 05-107

A RESOLUTION TO APPROVE AND AWARD THE SEMI-ANNUAL BID OF MOTOR OIL

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 Purchasing Department requests the purchase of Motor Oil, fluids and grease for October 1, 2005, through March 31, 2006, to the low bidder for each item from Parman Lubricants and Hunter Oil, in order to properly carry out the functions of each department; and

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

WHEREAS, Randall Moss Highway Commissioner, recommends bid be awarded to low bidder of each item meeting specifications determined by the time of delivery, the remaining department heads Stan Moses Landfill Supervisor and Steve Frisbie Sheriff recommend the bid be awarded to the low bidder for each item.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15TH DAY OF AUGUST 2005, that this Commission does hereby approve the recommendation of the McMinn County Supervisors and Department Heads.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

J. Resolution to Approve Bid for Portable Decontamination Shelter for Emergency Management Agency.

Mr. Luallen presented the following resolution to approve bid for portable decontamination shelter for Emergency Management Agency, along with a bid summary sheet and a letter of recommendation from the EMA Director. Mr. Luallen said that the Emergency Management Services Committee met earlier this evening and they recommend approval.

RESOLUTION 05-108

RESOLUTION TO APPROVE BID FOR PORTABLE DECONTAMINATION SHELTER FOR EMERGENCY
MANAGEMENT AGENCY

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

WHEREAS, Betty Hamby EMA Director and McMinn County Emergency Services Committee, requests to bid a portable decontamination shelter; and

WHEREAS, State of Tennessee Department of Military, through Homeland Security Act has approved funding for the portable decontamination shelter; and

WHEREAS, Betty Hamby Director of EMA and McMinn County Emergency Services Committee recommends the bid be awarded to Fisher Safety the lowest and best bid for \$21,181.52.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE MEETING IN REGULAR SESSION THIS THE 15TH DAY OF AUGUST, 2005, that this Commission does hereby approve this recommendation from Betty Hamby and Emergency Services Committee for \$21,181.52.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Commissioner Curtis said that the funds are Homeland Security funds and the purchase would not cost the County.

Motion carried by voice vote.

K. A Resolution to Approve and Award the Bid for 2005 Four Wheel Drive Vehicle for EMA.

Mr. Luallen presented the following resolution to approve and award the bid for 2005 four wheel drive vehicle for Emergency Management Agency, along with the bid summary sheet and a letter of recommendation from the EMA Director. Mr. Luallen said that this was also addressed at the Emergency Services Committee earlier this evening and they also recommend approval.

RESOLUTION NO. 05-109

A RESOLUTION TO APPROVE AND AWARD THE BID FOR 2005 FOUR WHEEL DRIVE
VEHICLE FOR EMA

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

WHEREAS, Betty Hamby EMA Director and McMinn County Emergency Services Committee, requests to bid a 2005 four wheel drive vehicle; and

WHEREAS, State of Tennessee Department of Military has approved grant funding for a four wheel drive vehicle; and

WHEREAS, Betty Hamby Director of EMA and McMinn County Emergency Services Committee recommends the bid be awarded to the low bidder meeting specifications Marshal Mize Ford for \$38,665.65.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15TH DAY OF AUGUST, 2005, that this Commission does hereby approve the recommendation of the EMA director and Emergency Services Committee.

FURTHERMORE, authorizes the County Mayor to execute all documents necessary to complete this transaction.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

In response to a question from Commissioner Jack Powers, there was a discussion concerning whether this type of communication vehicle could be purchased from State contract. The specifications for this vehicle were specifically drawn up by the Regional Homeland Security Council and most likely would not have been available on State Contract.

Mr. Gentry added that they are working with the Department of Aeronautics to get a grant to build a building to house emergency equipment.

7. REVIEW AND APPROVAL OF CONTRACTS

A. A Resolution to Renew Airport Maintenance Contract with State of Tennessee Department of Transportation.

Mr. Luallen presented the following resolution to renew the Airport Maintenance Contract with the State of Tennessee Department of Transportation. Mr. Luallen explained that there was an increase in funding of a \$1,000.00 which would require us to spend \$20,000.00 instead of \$18,000.00.

RESOLUTION No. 05-110

A RESOLUTION TO RENEW AIRPORT MAINTENANCE CONTRACT WITH STATE OF TENNESSEE

DEPARTMENT OF TRANSPORTATION

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 renew their Airport Maintenance Contract # Z-06-02-8696-00 with the State of Tennessee, Department of Transportation; and

WHEREAS, the term of this grant is July 1,2005 through June 30, 2006, with the state portion not exceeding \$10,000.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15TH DAY OF AUGUST, 2005, that this Commission does hereby agree to renew this Airport Maintenance Contract with the State of Tennessee,

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 Evonne Jones)
County Clerk

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

Motion carried by voice vote.

8. APPROVAL OF BUDGET AMENDMENTS

Mr. Luallen requested approval of eleven budget amendments involving five different funds and a copy of each was provided to the Commissioners:

Fund: General# 101			Date: August 11,2005
DEPARTMENT	ACCOUNT	FOLIO	DEBIT CREDIT
Reserve	Undesignated Fund Balance	39000	1,000.00
State of Tenn	Airport Maintenance	46120	1,000.00
	Program		
Airport	Maint & Repair Equipment	58220-336	2,000.00

Fund: General # 101

Date: August 11, 2005

DEPARTMENT	ACCOUNT		DEBIT	CREDIT
Reserve	Undesignated Fund Balance	39000	7,899.00	
Election Comm.	Printing Stationery &	51500-319		747.00
County Buildings	Other Supplies & Materials	51800-499		3,816.00
Juvenile Services	Maintenance & Repair	54240-338		1,136.00
	Vehicles			
Local Health Center	Maintenance & Repair	55110-335		2,200.00
	Buildings			

EXPLANATION: To budget funds for items entered in reserve for encumbrance prior year. Purchase Orders issued in FY 2004-05 that will be completed and paid in FY 2005-06.

Fund: General #101

Date: August 11, 2005

DEPARTMENT	ACCOUNT		DEBIT	CREDIT
Reserve	Undesignated Fund Balance	39000	10,394.00	
Special Patrols	Overtime Pay (Block Grant	54120-187		5,197.00
	2004)			
	Law Enforcement Equipmen	54120-716		5,197.00
	(Block Grant 2004)			

EXPLANATION:

To budget funds from US Department of Justice Block Grant (2004) for McMinn County Sheriffs

Department

Fund: General #101

Date: August 11, 2005

DEPARTMENT	ACCOUNT		DEBIT	CREDIT
Reserve	Undesignated Fund	39000	8,488.00	
	Balance			
Special Patrols	Overtime Pay (Block	54 120-187		1,528.00
	Grant 2003)			
	Law Enforcement Equip-	54120-716		6,960.00
	ment (Block Grant 2003)			

EXPLANATION:

To budget funds from US Department of Justice Block Grant (2003) for McMinn County Sheriff

Department carryover from 2004-05.

Fund: General #101

Date: August 11, 2005

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Federal Through State	Other Federal Through State	47590	228,925.00	
Other Emergency	Other Contracted Services	54490-399		228,925.00

Management

EXPLANATION To budget revenue & expenditures related to TEMA Grant to fund Local Homeland Security

MOTION made by Commissioner Mason, and seconded by Commissioner Bob Powers, to approve these budget anielements.

Motion carried by roll call vote, as recorded:

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

Fund: General Purpose School # 141			Date: August 1, 2005	
DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Reserve	Undesignated Fund Balance	39000	162,197.00	
Regular Instruc- tion Program	Other Supplies & Materials	71100-499		10,738.00
Regular Instruc- tion Program	Equipment	71100-722		2,319.00
Other Student Support	Instruc. Supplies &	72130-429		540.00
Plant Operation	Equipment	72610-720		4,102.00
Maintenance	Other Charges	72620-599		590.00
Community Services	Instructional Supplies	73300-429		9,761.00
Capital Outlay	Building Improvements	76100-707		134,147.00

EXPLANATION: To budget funds for items entered in reserve for encumbrances prior year. These were Purchase Orders issued in FY 04-05 that will be completed in FY 05-06. School Board approval: 8/11/05

Fund: General Purpose School #141

Date: August 8,2005

DEPARTMENT

Community Services Other Salaries & Wages 73300-189				
	Social Security	73300-201		357.00
	Unemployment Compen- sation	73300-210		17.00
	Medicare	73300-212		83.00
	Communication	73300-307		336.00
	Travel/Conferences & Meetings	73300-355		627.00
	Other Supplies &	73300-499		330.00

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

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Other Federal	Revenue	47590	7,500.00	

Thru State

EXPLANATION: To enter the budget for the Community Services for Suspended and Expelled Students Program for 2005-06. School Board approval: 8/11/05

Fund: General Purpose School # 141

Date: August 10, 2005

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
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Student Body Education- Other Salaries and Wages		71400-189		45,939.00
	Social Security	71400-201		2,619.00
	State Retirement	71400-204		2,527.00
	Life Insurance	71400-206		121.00
	Medical Insurance	71400-207		7,498.00
	Disability Insurance	7 1400-209		20.00
	Medicare	71400-212		612.00
	Other Fringe Benefits	71400-299		136.00
	Travel/Conference & Meetings	71400-355		2,227.00
	Other Supplies	71400-499		6,937.00
	Equipment	7 1400-790		36,364.00
Federal Funds Received Thru State	Eisenhower Prof. Dev. State Grants	47189	105,000.00	

EXPLANATION: To enter the budget for the Orbit Grant award to Niota School. School Board approval: 8/11/05.

MOTION made by Commissioner Mason, and seconded by Commissioner Vincent, to approve these budget amendments.

Motion carried by roll call vote, as recorded:

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

Fund: Federal Projects # 142, Voc. Ed. 04.01, #452

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Reserve	Other Federal Reserves	34440	51,081.22	
Vocational Educa- tion Program	Equipment	7 1300-730		51,081.22

EXPLANATION:

To budget the Voc. Ed 04.01 carryover balance. School Board approval: 8/11/05

MOTION made by Commissioner Mason, and seconded by Commissioner McPhail, to approve this budget amendment.

Motion carried by roll call vote, as recorded:

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

Fund: Correctional Capital Project Fund # 174

Date: August 11, 2005

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Reserve	Undesignated Fund	39000	61,522.00	
	Balance			
Public Safety Project	Building Construction	91130-706		57,104.00
	Furniture & Fixtures	91130-711		4,418.00

EXPLANATION:

To budget Correctional Capital Project Fund carry-over balances from FY 2004-05.

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

Motion carried by roll call vote, as recorded:

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

Fund: # 189 Other Capital Projects

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Reserve	Undesignated Fund Balance	39000	5,071,420.00	
State of Tenn.	Airport Maintenance Program	46120	2,682,608.00	
	Other State Grants	46980	97,899.00	
Federal Through State	Community Development	47180	462,675.00	
General Adm. Projects	Airport Improvements	91110-702		2,815,502.00
	Bldg. Const. (Expo Center/ Rec.)	91110-706		252,904.00
	Bldg. Improvement (Juv. Center Upgrade)	91110-707		100,000.00
	Communication Equipment	91110-708		83,651.00
	Data Processing Equip. (GIS)	91110-709		2,245.00
	Land (Economic Develop- Bldg Purchases	91110-715		1,071,500.00
	(Courthouse Imp.)	91110-732		155,334.00
	Other Equipment-Rural Fire	91110-790		300,000.00
	Other Const. (Senior Center)	91110-791		100,000.00
	Other Cap. Outlay (Old Jail Ren)	91110-799		250,000.00
Administration of Justice Proj.	Building Improvements	91120-707		335,710.00
Public Health Projects	Other Capital Outlay (Water)	91140-799		1,119,417.00
Highway Capital Projects	Highway Construction	91200-713		308,284.00
Education Capital Projects	Building Construction	91300-706		1,420,054.00

EXPLANATION: To budget Other Capital Projects Fund carryover balances from FY 2004-05. Also to budget Revenue & Expenditures for remaining portion of grant for airport runway expansion.

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

Motion carried by roll call vote, as recorded:

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

9. COMMENTS FROM THE AUDIENCE None.

10. RESOLUTIONS

A. A Resolution to Approve the Sale of Surplus Property.

Mr. Luallen presented the following resolution to approve the sale of surplus property and he referred to the list of

surplus property which is attached to the original copy on file in the Office of the County Clerk. Resolution No. 05-

111

A RESOLUTION TO APPROVE THE SALE OF SURPLUS PROPERTY

WHEREAS, McMinn County has authority to declare items as surplus that are no longer deemed necessary or adequate to properly perform the duties of county government as prescribed by law; and

WHEREAS, McMinn County desires to declare the attached list of items as surplus property and provide them for sale by public auction.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN SPECIAL SESSION THIS THE 15th DAY OF AUGUST, 2005, that this Commission hereby approves the sale of the attached list of surplus property and any other items which may have been inadvertently omitted and declared surplus by agreed collective consent of the respective department head, Director of Finance, and the County Mayor.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Mr. Luallen said that the last paragraph authorizes the addition of any other items which may have been inadvertently omitted and declared surplus by agreed collective consent of the respective department head, Director of Finance and the County Mayor.

In response to a question from Commissioner Mason, Mr. Gentry said that they have not worked out a date yet for this sale.

B. A Resolution Authorizin the Use of 2006-07 Ca ital Outla Pavin Funds to be Used in FY 05-06.

Mr. Gentry presented the following resolution authorizing the use of 2006-07 Capital Outlay paving funds to be used in FY 05-06 due to the escalation in the price of in-place asphalt. Mr. Gentry referred to memorandum and supporting documentation from the Highway Commissioner outlining what this would save the County over a 2-year period if we advance the money this year.

Resolution No. 05-112

A RESOLUTION AUTHORIZING THE USE OF 2006-07 CAPITAL OUTLAY PAVING FUNDS TO BE
USED IN FY 05-06

WHEREAS, McMinn County desires to maintain a safe and efficient county road system; and

WHEREAS, McMinn County annually allocates \$500,000.00 in Capital Outlay funds to be used exclusively for paving county roads; and

WHEREAS, the best FY05-06 bid for “in place” asphalt was approximately \$27,353.00 per mile versus the FY 04-05 bid price of \$21,087.00; and

WHEREAS, Randall Moss, Commissioner of Highways requests an advance on FY 06-07 Capital Outlay Funds to pave additional roads in the FY 05-06 year to take advantage of the lower (04-05) current “in place” asphalt prices; and

WHEREAS, the advance in funds will save approximately \$130,000.00 in pavement costs for the same number of tons of “in place” asphalt including lost interest revenue on the advanced \$500,000.00; and

WHEREAS, there will be a total of approximately 45 miles of roads paved in FY 05-06 using Capital Outlay Funds and none in FY 06-07.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING THIS THE 15TH DAY OF AUGUST 2005, that this Commission does approve the advanced allocation of FY 06-07 Capital Outlay Paving funds to be taken from the current Capital Outlay Fund Undesignated Fund Balance and be expended in this current fiscal year to take advantage of considerably lower “in place” asphalt paving prices, the public welfare requiring it.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

In response to a question from Commissioner Jack Powers, Mr. Gentry said that no Capital Outlay paving will be done next year unless there are extra undesignated capital funds. There was also a discussion concerning future road needs and the various bids on haul bills. Chairman Crews added that he appreciated any effort to save money for the County.

C. A Resolution Approving the Application for a Justice Assistance Grant for Courthouse Security Enhancement.

Mr. Gentry presented the following resolution approving the application for a Justice Assistance Grant for Courthouse Security Enhancement. Mr. Gentry added that although we have been denied this grant in the past, he feels that we have a decent chance to receive this grant for a surveillance system. Mr. Gentry added that there is no match requirement for this grant and he requested authority to fulfill the requirements of the grant.

Resolution No. 05-113

A RESOLUTION APPROVING THE APPLICATION FOR A JUSTICE ASSISTANCE GRANT FOR
COURTHOUSE SECURITY ENHANCEMENT

WHEREAS, McMinn County is eligible to receive approximately \$17,222.00 in Justice Assistance Grant funding; and

WHEREAS, according to McMinn County Financial Management Committee guidelines and procedures permission must be granted from the County Commission to apply and accept grant funding; and

WHEREAS, the County Mayor requests permission to seek this grant to enhance Courthouse and Courthouse Annex security via recorded surveillance; and

WHEREAS, the Courthouse Security Committee has previously recommended a recorded surveillance system be installed to improve Courthouse security; and

WHEREAS, there is no match requirement for this grant.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE MEETING IN REGULAR SESSION THIS THE 15TH DAY OF AUGUST 2005, that this Commission does hereby approve the request to apply for a Justice Assistance Grant in the amount of \$17,222.00 for the purpose of enhancing courthouse security and also grants authority to the County Mayor or his designee authority to execute all documents necessary to fulfill the requirements of the grant.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

D. Resolution Designation of the National Incident Management System (NIMS) as the Basis for All Incident Management in McMinn County.

Mr. Gentry presented and explained the following resolution concerning designation of the National Incident Management System (NIMS) as the basis for all incident management in McMinn County. Mr. Gentry said that this is mandated by the Governor and added that all homeland security funding will be tied to this requirement. Mr. Gentry also said that adoption of this system is recommended by the Emergency Services Committee.

RESOLUTION No. 05-114

DESIGNATION OF THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE BASIS FOR
ALL INCIDENT MANAGEMENT IN MCMINN COUNTY

WHEREAS, the President in Homeland Security Directive (HSPD) —5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for Federal, State, Local and Tribal Governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, THE COLLECTIVE INPUT AND GUIDANCE FROM ALL federal, State, Local, and Tribal Homeland Security partners has been, and will continue to be, vital to the development, effective implementation and utilization of a comprehensive NIMS; and

WHEREAS, it is necessary and desirable that all Federal, State, Local and Tribal emergency agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that Federal, State, Local and Tribal organizations utilize standardized terminology, standardized organizational structure, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform standard for training and exercising, emergencies or disasters; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the State's ability to utilize federal funding to enhance local and state agency readiness, maintain first responder safety, and streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management training programs; and

WHEREAS, the National Commission of Terrorist Attacks (9-11 Commission) recommended adoption of a standardized incident command system;

WHEREAS, Governor Phil Bredesen has officially adopted NIMS as the standard in Tennessee for incident management:

(Cont'd)

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 15TH DAY OF AUGUST 2005 that this board does hereby recognize the authority granted to the position of County Mayor by virtue of the Constitution and Laws of the State Tennessee, to establish the National Incident Management System (NIMS) as the County Standard of incident management for any and all emergency response which may occur in McMinn County, the public welfare requiring it.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

E. A Resolution Recognizing and Honoring Charlie Waddell for his Dedicated Service to the People of Calhoun and McMinn County.

Mr. Gentry requested Commission approval to prepare a resolution honoring Charlie Waddell, former McMinn County Commissioner, who recently passed away unexpectedly. Mr. Gentry added that the resolution will be presented to Commissioner Waddell's family.

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

Motion carried by voice vote.

Note: The following resolution was later prepared and presented:

Resolution No. 05-115

A RESOLUTION RECOGNIZING AND HONORING
CHARLIE WADDELL
FOR HIS DEDICATED SERVICE TO THE PEOPLE OF CALHOUN
AND MCMINN COUNTY

WHEREAS, Charlie Waddell passed away unexpectedly on the 6th day of August 2005; and

WHEREAS, Charlie Waddell was a well-known and recognized resident of McMinn County, a two-term member of the County Commission, a former McMinn County Deputy, and a long-time member of the McMinn County Planning Commission and was a friend to those who knew him; and

(Cont'd)

WHEREAS, Charlie Waddell's commitment to his community was evident by the dedication as a public servant where he served with honesty dedication and wisdom; and

WHEREAS, Charlie Waddell embodied the best qualities of the citizens of McMinn County, and, while he leaves his successors a legacy of sound judgment, leadership, courage and compassion, he will nonetheless be sorely missed.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE MCMINN COUNTY COMMISSION, MEETING IN REGULAR SESSION, THIS THE 15TH DAY OF August 2005, that this Commission recognizes and honors the contributions made by Charlie Waddell to the people of McMinn County by means of his dedicated and distinguished service.

(Orig signed by John M. Gentry)
County Mayor

(Cont'd)

Attest:

(Orig signed by Evonne Jones)
County Clerk

11. ELECTIONS. APPOINTMENTS AND CONFIRMATIONS None.

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

A. Emergency Services Committee Commissioner Curtis.

Commissioner Curtis said that they are planning an event at the Expo Barn in October, the weekend before Fire Prevention Week, to express appreciation to the fire, police, ambulance and rescue personnel, similar to the event that was held for the 278th.

B. Comments b Commissioner Holbrook Concernin Movin the Courtrooms to the Justice Center.

Referring to a recent incident in Kingston, TN in which a guard was killed, Commissioner Holbrook said that he feels we should expedite the movement of the criminal court system to the Justice Center in order to avoid a similar situation in McMinn County. This opinion was echoed by Chairman Crews and other Commissioners and Mr. Gentry said that this issue is presently being studied and he is waiting on reports from each office that would be affected by the move.

C. Airport Committee Commissioner Vincent

Commissioner Vincent, Chairman of the Airport Committee, said that the airport construction is moving well and he invited all Commissioners to go out to the airport and see the progress.

D. Comments b Mr. Joe Gu Re ardin USS Ware Reunion and Women's Suffra e Anniversa Event.

13. COMMENTS FROM THE COUNTY MAYOR

A. Governing Body of the Year Award.

Mr. Gentry requested the Commission to stay after the meeting for a photo concerning the "Governing Body of the Year Award" and the "Front Door Award" which McMinn County received at the recent Airport Conference. Mr. Gentry added that they received many compliments on how our Commission, who acts as the airport authority, looks into the future.

B. Tennessee County Commissioners Association Meeting in Cleveland, TN on September 8, 2005.

Mr. Gentry reminded the Commissioners of this regional meeting at 6:30 pm on September 8, 2005, at the Holiday Inn in Cleveland, TN. Mr. Gentry said that there is no cost but they need a head count.

C. Volunteers Needed at the Regional Fair.

Mr. Gentry said they need volunteers to drive trolleys and take tickets and he reminded the Commissioners that he has the appropriate passes. Mr. Gentry added that there is not enough time to get the land cleared this year for the motor sports and carnival areas.

D. Woods Memorial Hospital District Monthly Financial Report.

Mr. Gentry referred to the monthly financial report, as of June 30, 2005, which was provided to each Commissioner. Mr. Gentry said that they have had positive cash flow for 4 or 5 months now.

14. APPROVAL OF NOTARY APPLICATIONS

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

Notary Applications for August 2005

Angela Benton
Dewanna S. Cranfill
P. L. Evans
Helen H. James
Valerie M. Leamon
Elynor G. Lorusso
Diane F. McKenzie
Dawn E. Neal
S. Shane Sewell
Laura T. Stuart
Tywana Stoner
Suzie Toomey
Jennifer L. Williams
Connie Ruth Wilson

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

Motion carried by voice vote.

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

Ms. Becky Wallace, pharmacist with Riddle & Wallace Drug Store, said that she doesn't feel it is safe to have prisoners in the downtown area and recommended that the criminal courtrooms be moved to the Justice

16. ADJOURNMENT

There being no other business, Chairman Crews declared the meeting adjourned at 8:10 pm.

EVONNE JONES
McMinn County Clerk

Attest:

I,
Deputy Clerk (date)