

The McMinn County Board of Commissioners met in Regular Session on Monday, December 20, 2004, 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 Owen Vincent.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner Jack King.

4. ROLL CALL

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

Scott Curtis Present
Dale Holbrook Present
Jack King Present
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 November 15, 2004 were provided to the Commissioners.

MOTION made by Commissioner Jack King, and seconded by Commissioner Bob Powers, to approve the Minutes of November 15, 2004.

Motion carried by voice vote.

6. APPROVAL OF BIDS AND PURCHASES

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

Mr. Luallen presented the following resolution to approve and award semi-annual requirements bid for paper and plastic products, along with the bid summary sheet as well as letters of recommendation from various departments recommending the best items meeting bid specifications.

RESOLUTION NO. 04-178

A RESOLUTION TO APPROVE AND AWARD SEMI-ANNUAL REQUIREMENTS BID FOR
PAPER-PLASTICS PRODUCTS

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, Sheriffs Department and School Department has requested the purchase of Paper and Plastic Products from the best bidder meeting bid specifications from January 1, 2005 to June 30, 2005, to properly carry out the functions of the department; and

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

WHEREAS, Benny Bivens, Courthouse Maintenance Supervisor, Sheriff Steve Frisbie and Howard Jackson School Board Assistant Custodial Supervisor has recommended the bid be awarded to the best bidder meeting specifications.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20TH DAY OF DECEMBER 2004, that this Commission does hereby approve the recommendation of the Sheriff, Maintenance Supervisor and School Assistant Custodial Supervisor.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

In response to a question from Commissioner Mason, Mr. Luallen explained that Mr. Howard Jackson of the School Department recommended a particular type of garbage bag because the low bid did not meet bid specifications.

B. A Resolution to Approve The Purchase of a GMC 6500 Series Truck for the McMinn County Hazmat Team.

Commissioner Scott Curtis, Chairman of the Emergency Services Committee, said that the Emergency Services Committee met earlier this month to discuss the purchase of the Hazmat truck and he presented and explained the following resolution. Commissioner Curtis added that this truck meets all the specs except that this truck does not have air brakes which the dealership indicated is really better since this truck sits quite a bit and would collect water.

Resolution No. 04-179

A RESOLUTION TO APPROVE THE PURCHASE OF A GMC 6500 SERIES TRUCK FOR THE MCMINN COUNTY HAZMAT TEAM

WHEREAS, the McMinn County HazMat Team was formed in 2002 as a first responder service to incidents involving hazardous materials in McMinn County and the surrounding region; and

WHEREAS, the HazMat Team currently utilizes a 36-foot trailer to transport equipment, respond to incidents, and to set up a mobile command post; and

WHEREAS, it is the recommendation of the HazMat Chief and Rural Fire Chief to acquire a suitable truck with enough power and stability to safely tow the trailer; and

WHEREAS, the HazMat chief has provided specifications for a GMC 6500 Series crew cab truck which was let for bid; and

WHEREAS, no bids were received, which required a search for quotes for such a truck; and

WHEREAS, after obtaining such quotes, the Hazmat Chief recommended to the Emergency Services/Rural Fire Committee the purchase of such a truck at an estimated cost of \$59,750.00 from Long GMC-Isuzu; and

WHEREAS, funding for the truck will be provided by a \$30,000.00 grant through the Department of Homeland Security and \$29,750 from the equipment portion of the Rural Fire Budget.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20TH DAY OF DECEMBER 2004, THAT BASED UPON THE RECOMMENDATION OF THE EMERGENCY SERVICES/RURAL FIRE COMMITTEE, THE COMMISSION DOES APPROVE THE PURCHASE OF A GMC 6500 SERIES CREW CAB TRUCK FOR THE MCMINN COUNTY HAZMAT TEAM, FUNDING OF WHICH SHALL COME THROUGH HOMELAND SECURITY AND THE RURAL FIRE BUDGET, the public welfare demanding it.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

In response to a question from Commissioner McPhail, Mr. Gentry said that this truck could be used in surrounding counties if called upon. There was also a discussion concerning the brakes on the truck as well as the trailer.

Motion carried by a voice vote.

C. A Resolution to Approve Payment of Emergency Purchase of Identix Fingerprint Scanner for McMinn County Sheriffs Department.

Mr. Luallen presented the following resolution to approve payment of emergency purchase of Identix Fingerprint Scanner for the McMinn County Sheriffs Department:

RESOLUTION NO. 04-180

A RESOLUTION TO APPROVE PAYMENT OF EMERGENCY PURCHASE TO IDENTIX FINGERPRINT
SCANNER FOR MCMINN COUNTY SHERIFF'S DEPARTMENT

WHEREAS, the immediate need for a fingerprint scanner has arisen due to shutdown of current scanner; and

WHEREAS, McMinn County Sheriff Steve Frisbie requests approval of an emergency purchase of a fingerprinting scanner from Identix for \$5,637.50 the only source available; and

WHEREAS, in accordance with Financial Management Committee Policies and Procedures this expense is over \$5,000 requiring County Commission approval.

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS of MCMINN COUNTY, TENNESSEE MEETING IN REGULAR SESSION ON THIS THE 20TH DAY OF DECEMBER, 2004 that this payment request 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 King, to approve this resolution.

Motion carried by voice vote.

In response to a question from Chairman Crews, Tim Smith explained that the fingerprinting machine's scanner had shut down and they were unable to fingerprint prisoners and this was the only source available. This machine automatically communicates with the Tennessee Bureau of Investigation.

D. A Resolution to Approve Payment of Requisition for Dual Band Radios and Antennas for EMS from State Contract.

Mr. Luallen presented the following resolution to approve payment of requisition for dual band radios and antennas for EMS from State Contract:

RESOLUTION NO. 04-18 1

A RESOLUTION TO APPROVE PAYMENT OF REQUISITION FOR DUAL BAND RADIOS AND
ANTENNAS
FOR EMS FROM STATE CONTRACT

WHEREAS, the amount of the purchase is \$ 7,053.75; and

WHEREAS, according to Financial Management Committee Policies & Procedures, purchases over \$5,000.00 requires County Commission approval.

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 20th DAY OF DECEMBER 2004 ,that the purchase from State Contract for EMS be hereby approved.

(Orig signed by John M. Gentry)

McMinn County Mayor

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

E. A Resolution to Approve the Purchase of Four-Wheel Drive Vehicle from TVA Surplus.

Mr. Luallen presented the following resolution to approve the purchase of a four-wheel drive vehicle from TVA Surplus for the EMA Director:

RESOLUTION NO. 04-182

A RESOLUTION TO APPROVE THE PURCHASE OF FOUR-WHEEL DRIVE VEHICLE FROM TVA SURPLUS

WHEREAS, Betty Hamby, EMA Director request approval for the purchase of a four-wheel drive vehicle from TVA surplus, to carry out her duties; and

WHEREAS, E-9 11 has previously allowed for the use of their vehicle until one could be purchased for E.M.A; and

WHEREAS, A Homeland Security Domestic Preparedness Grant is available to purchase this vehicle and major maintenance is subject for reimbursement through the T.V.A yearly equipment grant; and

WHEREAS, the amount of the purchase is \$ 6,500.00; and

WHEREAS, according to Financial Management Committee Policies & Procedures, purchases over \$5,000 have to be approved from the County Commission and purchases from the Federal Government Surplus are required to be submitted to the County Legislative Body.

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE MEETING IN REGULAR SESSION ON THIS THE 20th DAY OF DECEMBER 2004, that the purchase of the four-wheel drive vehicle in the amount of \$ 6,500.00 be hereby approved.

(Orig signed by John M. Gentry)

Attest:

(Orig signed by Evonne Jones
County Clerk

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

Motion carried by voice vote.

F. A Resolution to Approve Health Insurance Coverage for McMinn County Employees.

Mr. Luallen presented explained the following resolution to approve health insurance coverage for McMinn County employees:

RESOLUTION 04-183

A RESOLUTION TO APPROVE HEALTH INSURANCE COVERAGE FOR MCMINN COUNTY EMPLOYEES

WHEREAS, McMinn County obtained Health Insurance for its employees through the State of Tennessee's Local Government Health Insurance Plan, July 1, 2001; and

WHEREAS, premium costs have risen 100% since July 1, 2001; and

WHEREAS, it is McMinn County's goal to decrease premiums for employee's Health Insurance while limiting the disruption and reduction of benefits; and

WHEREAS, after research and much consideration it was found that a dual option plan with Blue Cross/Blue Shield will provide the closest benefits that we currently have while providing a substantial savings; and

WHEREAS, a possible savings for McMinn County for a twelve month period is approximately \$250,000; and

WHEREAS, it is the recommendation of the Finance/Insurance Committee to change employee health insurance coverage from State of Tennessee Local Government Health Insurance Plan to a dual option plan by BlueCross/Blue Shield under the administration of Athens Insurance, effective February 1, 2005.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 20th DAY OF DECEMBER 2004, that this Commission does hereby approve the recommendation of the Insurance Committee to change health insurance coverage for McMinn County Employees.

(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 King, to approve this resolution.

In response to a question from Commissioner Jack Powers, a representative from Athens Insurance said that this would be effective February 1, 2005.

Motion carried by voice vote.

7. REVIEW AND APPROVAL OF CONTRACTS
nONE.

8. APPROVAL OF BUDGET AMENDMENTS

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

Fund: General Fund #101 Date: December 20, 2004

| DEPARTMENT | ACCOUNT | FOLIO | DEBIT | CREDIT |
|------------|---------------------------|-----------|----------|----------|
| Reserve | Undesignated Fund | 39000 | 9,344.20 | |
| | Balance | | | |
| Drug Court | Other Contracted Services | 53330-399 | | 9,344.20 |

JOURNAL ENTRY REQUIRED

| | | | | |
|---------|-------------------------|-------|----------|----------|
| Reserve | Reserved for Drug Court | 34156 | 9,344.20 | |
| Reserve | Undesignated Fund | 39000 | | 9,344.20 |
| | Balance | | | |

EXPLANATION: To enter FY 2003-04 Drug Court Fees into budget from designated reserves for Drug Court To be passed through to Bradley County for deposit of drug court monies.

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

amendment.

Motion carried by roll call vote, as recorded:

- Scott Curtis Aye
- Dale Holbrook Aye
- Jack King Aye
- 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: November 18, 2004

| DEPARTMENT | ACCOUNT | FOLIO | DEBIT | CREDIT |
|-----------------------|---------------------------------|------------|-------|-----------|
| Other Student Support | Other Salaries & Wages | 72 130-189 | | 11,000.00 |
| | Contracts with Gov. Ag. (SRO's) | 72 130-309 | | 8,000.00 |
| | Instruc. Supplies & Materials | 72130-429 | | 1,640.00 |
| | Staff Development | 72130-524 | | 9,000.00 |
| | Other Equipment | 72 130-790 | | 9,000.00 |

EPLANATION: To budget revenue and expenditures related to the funding under the Staff Schools Act of 1998. This was approved by the state November 2, 2004. School Board approval: 12-9-04.

Fund: General Purpose School #141

Date: November 19, 2004

| DEPARTMENT | ACCOUNT | FOLIO | DEBIT | CREDIT |
|--|--------------------------------|-----------|-----------|-----------|
| Regular Instruction Other Salaries & Wages Program | | 71100-189 | | 15,000.00 |
| | Travel, Conferences & Meetings | 71100-355 | | 2,000.00 |
| | Other Supplies & Materials | 71100-499 | | 8,000.00 |
| Revenue | Special Ed Grants to States | 47143 | 25,000.00 | |

EXPLANATION:

To enter the budget for the AYP Grant for FY 2004-2005. School Board approval 12-9-04.

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

Motion earned by roll call vote, as recorded:

- Scott Curtis .Aye
- Dale Holbrook .Aye
- Jack King .Aye
- 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, Idea-B 04.01, #491

Date: November 24, 2004

| DEPARTMENT | ACCOUNT | FOLIO | DEBIT | CREDIT |
|---------------------------|------------------------|-----------|--------|-----------|
| Special Education Program | Teachers | 71200-116 | | 17,031.72 |
| | Educational Assistants | 71200-163 | | 39,316.20 |
| | Other Salaries & Wages | 71200-189 | | 1,941.00 |
| | Social Security | 71200-201 | | 3,672.79 |
| | State Retirement | 71200-204 | | 3,208.06 |
| | Life Insurance | 71200-206 | 938.16 | |
| | Medical Insurance | 71200-207 | | 30,371.93 |

Fund: Federal Projects 4 142, Idea-B 04.01, #491 (Cont'd)

| DEPARTMENT | ACCOUNT | FOLIO | DEBIT | CREDIT |
|------------------------------|--------------------------------|-------------------------|-----------|------------|
| Special Education Program | Employer Medicare | 71200-212 | | 858.33 |
| | Other Fringe Benefits | 71200-299 | | 105.29 |
| | Contract with Private Agencies | 71200-312 | | 69,965.83 |
| | Instructional Supplies | 7 1200-429 | | 111,254.69 |
| | Other Supplies & Materials | 71200-499 | | 78,770.59 |
| | Special Ed. Equipment | 71200-725 | | 13,184.00 |
| | Special Ed. Program Support | Psychological Personnel | 72220-124 | |
| Other Salaries & Wages | | 72220-189 | | 3,533.50 |
| Social Security | | 72220-201 | | 1,264.80 |
| State Retirement | | 72220-204 | | 643.94 |
| Life Insurance | | 72220-206 | | 57.06 |
| Medical Insurance | | 72220-207 | | 5,004.48 |
| Unemployment Compensation | | 72220-210 | | 31.95 |
| Employer Medicare | | 72220-212 | | 295.80 |
| Other Fringe Benefits | | 72220-299 | | 10.03 |
| Maint. & Repair Equipment | | 72220-336 | | 8,000.00 |
| Travel | | 72220-355 | | 5,770.36 |
| Other Contracted Services | | 72220-399 | | 22,076.02 |
| In-Service Staff Development | | 72220-524 | | 7,955.93 |
| Other Charges | | 72220-599 | | 14.16 |
| Transportation | | Bus Drivers | 72710-146 | |
| | Social Security | 72710-201 | | 998.98 |
| | State Retirement | 72710-204 | | 1,275.19 |

Fund: Federal Projects E 142, Idea-B 04.01, #491 (Cont'd)

| DEPARTMENT | ACCOUNT | FOLIO | DEBIT | CREDIT |
|----------------|---------------------------|-----------|------------|----------|
| Transportation | Medical Insurance | 72710-207 | | 8,938.98 |
| | Unemployment Compensation | 72710-210 | 4.15 | |
| | Employer Medicare | 72710-212 | | 233.65 |
| | Other Fringe Benefits | 72710-299 | | 35.11 |
| | Contracts with Parents | 72710-313 | | 3,000.00 |
| | Equipment | 72710-729 | | 360.00 |
| Reserve | Res. for Sp. Ed. | 34430 | 37,703.90 | |
| | Grants to State | | | |
| Revenue | Sp. Ed. Grants to State | 47143 | 429,456.00 | |

EXPLANATION:

To enter reserve, revenue, and expenditure amounts to be carried forward in the FY 04-05 budget.
 School Board approval: 12-9-2004.

Fund: Federal Projects # 142, Title II, Part D, 04.01,4480

Date: November 29, 2004

| DEPARTMENT | ACCOUNT | FOLIO | DEBIT | CREDIT |
|-------------------------------|------------------------------|-----------|-----------|----------|
| Reg. Instruc. Program Support | Other Supplies & Materials | 72210-499 | | 1,000.00 |
| | In Service/Staff Development | | 72210-524 | |
| | | | 1,919.37 | |
| | Other Equipment | 72210-790 | 430.00 | |
| Reserve | Other Federal Reserves | 34440 | 2,489.37 | |

EXPLANATION:

To enter reserve and expenditure amounts to be carried forward in the FY 04-05 budget.

School Board approval: 12-9-04.

Fund: Federal Projects # 142--Pre-School 04.01, 4 490

Date: November 29, 2004

| DEPARTMENT | ACCOUNT | FOLIO | DEBIT | CREDIT |
|-----------------------------|----------------------------------|-----------|--------|--------|
| Special Ed. Program Support | Other Supplies & Materials | 72220-499 | | 446.00 |
| Reserve | Res. for Sp. Ed. Grants to State | 34430 | 446.00 | |

EXPLANATION:

To enter reserve and expenditure amounts to be carried forward in the FY 04-05 budget. School Board approval: 12-9-04.

Motion made by commissioner Mason. and seconded by Commissioner King, to approve these budget

Motion carried by roll call vote, as recorded:

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

9. WOODS MEMORIAL HOSPITAL FINANCIAL REPORT MR. SOUTHERLAND

Mr. David Southerland, Administrator of Woods Memorial Hospital, updated the Commissioners on the monthly financial report as of October 31, 2004, a copy of which was provided to each Commissioner. He touched on the highlights of the statistical report, comparing to last year, and mentioned in particular a strong rebound in rehabilitation services because they have a new manager in place and have recruited additional physical therapists. Mr. Southerland said that they were down in CT scans due to six days of down time due to a technological part being broken, but added that the MRI area continues to grow in providing great diagnostic services.

Mr. Southerland also reviewed the highlights of the Revenue and Expense Statement for the Woods Memorial Hospital District as well as the Revenue and Expense Statements for the Hospital and the Nursing Home. These reports were also provided to the Commissioners. Taking into consideration all of these reports as well as rental income, home health services and dialysis unit resulted in a net operating loss for the month of October of \$41,371.00 and year to date a loss of \$288,235.00. Mr. Southerland said that the month of November is a much better month and he reviewed some of the statistics although this information has not been reported to the Hospital Board officially yet. He said that they have reviewed their total staffing to 271 full time equivalents (FTEs) as a result of the staffing reduction in late October. That has improved our operations of the hospital and nursing home and added that income from operations in November was a positive \$41,936.00. The hospital itself as a stand-alone lost \$48,117.00 and the nursing home had a very good month and made \$82,544.00. The increase in volume in October/November has helped offset the dramatic losses from a volume standpoint in August/September. The additional cuts in staffing and expenses that they made in late October have contributed to the success they have had in November. Mr. Southerland said that the key to success for the hospital is for the citizens to use the hospital, but added that this is a physician issue.

In response to questions from the County Mayor and Chairman Crews concerning the revenue being down at the nursing home, Mr. Southerland discussed the Medicaid formula for reimbursement which is based upon the balance between the costs of intermediate care and skilled care. In response to questions from Commissioner King, Mr. Southerland said that they did not have a loss last year and said that 86 of the 88 beds at the nursing home were presently occupied. There was also a discussion concerning the resignation of the CFO and the hiring of an interim CFO and the subsequent re-hiring of the CFO on a temporary basis due to various personnel shortages. Also in response to questions from Commissioner King, there was a discussion concerning the County's contract with the Baptist Health Care System which runs until June 2005 as well as what is required to keep the hospital running and where funds come from to cover losses. Mr. Southerland said that Woods Hospital can survive with a patient volume of 15-17 patients per day with the nursing home remaining strong. Mr. Southerland feels he has made tough financially responsible decisions and added that Baptist Health Care System is dedicated to provide the best quality care they can.

Mr. Gentry said that there would be a joint meeting of the McMinn County Commission and the Woods Hospital Board in January.

10. JONATHAN BARTLEY. NUCLEAR REGULATORY COMMISSION

Mr. Jonathan Bartley, US Nuclear Regulatory Commission's Senior Resident Inspector at Watts Bar Nuclear Plant. Mr. Bartley also introduced Mr. Jim Reese, the other Resident Inspector. Mr. Bartley said that they are independent regulators that are tasked with protecting the health and safety of the public and its environment. They do this by completely independent, real time, no notice inspection of every aspect of plant operation at Watts Bar and he gave the Commission some information on their background, education and qualifications. Mr. Bartley said that they inspect

(Cont'd)

every area of plant operation including security, emergency preparedness, health physics, operations, and engineering with the focus on risk, significant equipment, work, issues and corrective action to insure that they work the way they train. He also gave the Commission some details of how this really works and answered questions concerning the plant's performance. Mr. Bartley said that their website is www.nrc.gov and you can go to that website to look at Watts Bar's performance under Power Reactors. Chairman Crews thanked Mr. Bartley and Mr. Reese for coming to this meeting and updating them.

11. APPROVAL OF STATUTORY BOND OF THE PROPERTY ASSESSOR.

Chairman Crews requested approval of the Official Statutory Bond for the Office of Assessor of Property.

MOTION made by Commissioner Vincent, and seconded by Commissioner King, to approve this bond.

In response to a question from Commissioner Jack Powers, Chairman Crews said that the Property Assessors bond comes due at a different time from other public officials because his election is at a different time.

Motion carried by voice vote.

12. COMMENTS FROM THE AUDIENCE None.

13. RESOLUTIONS

A. A Resolution to Approve the Addition of Roads to the McMinn County Highway Department Road Maintenance System.

Mr. Gentry presented the following resolution to approve the addition of roads to the McMinn County Highway Department Road Maintenance System:

Resolution No. 04-1 84

A RESOLUTION TO APPROVE
THE ADDITION OF ROADS TO THE MCMINN COUNTY HIGHWAY DEPARTMENT ROAD
MAINTENANCE SYSTEM

WHEREAS, a Road Maintenance System has been adopted by the McMinn County Highway Department to continue the efficient maintenance of McMinn County roads; and

WHEREAS, certain changes and additions to the county road list are often necessary; and

WHEREAS, it is the recommendation of the Commissioner of Highways that the following roads be added to the Road Maintenance System:

1. County Road 456 (Deerfield Road), .45 miles, a portion of Deerfield Estates Phase 2 which has recently been completed
2. County Road 112, .20 miles, a portion which was left off of the prior county road list and map due to an oversight

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN SESSION ON THIS 20th DAY OF DECEMBER 2004, THAT THE MCMINN COUNTY COMMISSION APPROVES THE ADDITION OF ROADS TO THE ROADWAY MAINTENANCE SYSTEM, 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 Vincent, to approve this resolution.

Commissioner Bob Powers said that he went to look at County Road 112 and it has never been on the county road list and this will correct the oversight.

Motion carried by voice vote.

14. ELECTIONS. APPOINTMENTS AND CONFIRMATIONS None.

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

A. Finance Committee Commissioner Jack Powers.

Commissioner Jack Powers said the Finance Committee met on December 14, 2004 to discuss the staffing at the Justice Center and the Committee recommends the addition of four corrections officers at the Sheriffs Department. He recommended approval of the following resolution to approve the addition of the four corrections officer positions.

Resolution No. 04-185

A RESOLUTION TO APPROVE THE ADDITION OF FOUR CORRECTIONS OFFICERS POSITIONS AT
THE MCMINN COUNTY SHERIFF'S DEPARTMENT

WHEREAS, Sheriff Steve Frisbie has indicated that the McMinn Justice Center requires additional staffing, which indication is supported by a staffing survey conducted by Tennessee Corrections Institute; and

WHEREAS, the McMinn Justice Center Inmate census has increased from an average daily census of 78 in 199 1-92 to 160 in 2003-04; and

WHEREAS, concerns for the safety of both corrections officers as well as inmates have also brought such staffing needs to light; and

WHEREAS, the McMinn County Sheriffs Department is approved for four additional corrections officers positions to be utilized in the McMinn County Justice Center, based on the recommendation of the Budget Committee; and

WHEREAS, the total funding of these four position, including salary and benefits, shall be approximately \$120,000.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20TH DAY OF DECEMBER 2004, THAT THE COMMISSION DOES APPROVE THESE ADDITIONAL FOUR CORRECTIONS OFFICERS POSITIONS FOR THE MCMINN COUNTY JUSTICE CENTER, AND FOR SUCH POSITIONS BE ADDED TO THE FULL-TIME EMPLOYMENT OF THE MCMINN COUNTY SHERIFF'S DEPARTMENT, the public welfare demanding it.

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

B. A Resolution to Approve the Grant of \$1,000.00 to the City of Etowah.

Commissioner Bob Powers said that the Recreation Committee met to consider a request from the City of Etowah to move a recently donated building from Tennessee Ave. to the ballfields on 6th Street for use as a concessions stand and he presented the following resolution for approval:

Resolution No. 04-186

A RESOLUTION TO APPROVE THE GRANT OF \$1000.00 TO
THE CITY OF ETOWAH

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

WHEREAS; the City of Etowah is currently in need of funds to assist in the moving of a recently donated building from Tennessee Avenue to the ballfields on 6th Street for use as a concessions stand; and

WHEREAS, the City of Etowah has requested a grant of \$1000.00 to assist in moving their recently donated building from Tennessee Avenue to 6th Street, from FY 2004-05.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMinn County, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 20th DAY OF DECEMBER 2004, 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 Mayor

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

• Motion carried by voice vote.

C. Comments Concerning Oostanaula Watershed Commissioner Mason.

D. Comments by the County Attorney Concerning Pending Litigation Against McMinn County.

Mr. Vance Baker said that there were fifteen cases this year with seven of those dismissed which leaves eight pending. However, Mr. Baker added that these pending cases do not appear meritorious.

16. COMMENTS FROM THE COUNTY MAYOR

A. Environmental Protection Agency's (EPA) Potential Non-Attainment Air quality List.

Mr. Gentry said he feels that he received an early Christmas present that EPA has designated McMinn County as "unclassifiable" with a good possibility of being designated "attainment" by February 2005. Mr. Gentry said that only three counties in the US were designated unclassifiable and he expressed his appreciation to Congressman Duncan and his staff, as well as many people throughout the County, for their help.

B. Comments Concerning Meeting Regarding Methamphetamine Problems in the Community.

Mr. Gentry said that this was an informative meeting, especially the testimony by one young man. Mr. Gentry said that he will keep the Commission informed on any action to be taken to help address the meth situation in the county.

C. Recommendation for Recertification of the Jail.

Mr. Gentry said he has received notice from the Tennessee Correction Institute that they have recommended us for recertification at the Jail.

D. Comments Regarding TDOT Meeting Scheduled for January 11, 2005, in Chattanooga.

Mr. Gentry said that TDOT is forming a task force to address transportation planning in Tennessee rural areas. This may help us in deciding on a route for a future bypass around Athens. The first meeting will be held at the SE Tennessee Development District Office on January 11, 2005.

E. Annual Planning Meeting.

Mr. Gentry said that we usually hold our annual planning meeting in February, but the Development District has asked that this meeting be postponed until the end of March because they are covered up with CDBG grant applications. Mr. Gentry said the plans are to hold the planning session in late March or early April.

17. APPROVAL OF NOTARY APPLICATIONS

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

Notary Applications for December 2004

Amy B. Arriwine
Marchie A. Cain
Dawn M. Campbell
Gwendolyn C. Chrisman
Melissa J. Herd
Traci B. Kasper
Donna M. Mason
Shirley Patrice Massengill
Joanne Morgan
Dale Prescott
David E. Slack
Angelia Queen Watts

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

MOTION carried by a voice vote.

18. ANY OTHER BUSINESS THAT MAY LEGALLY COME BEFORE THE COMMISSION None.

19. ADJOURNMENT

There being no other business, Chairman Crews declared the meeting adjourned at 8:40 pm.

Evonne Jones

McMinn County Clerk

Attest:

Deputy Clerk

1-7-05
(date)