

The McMinn County Board of Commissioners met in Regular Session on Monday, February 21, 2005, at 7:45 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 Bob Powers.

3. PLEDGE TO THE FLAG

The Pledge to the Flag was led by Commissioner Scott Curtis.

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 Absent
Chairman David Crews Present

5. APPROVAL OF MINUTES

Copies of the Minutes of the Regular Session on January 17, 2005 were provided to the Commissioners.

MOTION made by Commissioner Jack King, and seconded by Commissioner Bob Powers, to approve the Minutes of January 17, 2005.

Motion carried by voice vote.

6. APPROVAL OF BIDS AND PURCHASES

A. A Resolution to Approve and Award Supplemental Blanket Requisition Not to Exceed \$10,000 for McMinn County Rural Fire Department.

Mr. Luallen presented the following resolution to approve the supplemental blanket requisition not to exceed \$10,000.00 for McMinn County Rural Fire Department.

RESOLUTION NO. 05-008

A RESOLUTION TO APPROVE AND AWARD SUPPLEMENTAL BLANKET REQUISITION NOT TO EXCEED \$10,000 FOR MCMINN COUNTY RURAL FIRE DEPARTMENT

WHEREAS, in order to properly perform the essential operations of county government, goods and services must often be purchased from a sole source; and

WHEREAS, the Rural Volunteer Fire Department requests a supplemental blanket requisition not to exceed \$10,000; and

WHEREAS, the Rural Metro Fleet Service is a sole source for state required inspections and repair service; and

WHEREAS, Scott Thompson, McMinn County Rural Fire Chief has recommended the sole source service and maintenance be awarded to Rural Metro Fleet Service with the approval of the supplemental blanket requisition.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 21ST DAY OF FEBRUARY, 2005, that this Commission does hereby approve the blanket requisition not to exceed \$10,000 for the Rural Fire Department.

(Orig signed by John 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.

7. REVIEW AND APPROVAL OF CONTRACTS

A. A RESOLUTION TO APPROVE AUDIT FEE PROPOSAL WITH HG&A ASSOCIATES, P.C.

Mr. Luallen presented the following resolution to approve the audit fee proposal with HG&A Associates for McMinn County Fiscal and Fee Offices and Woods Memorial Hospital District.

RESOLUTION NO. 05-009

A RESOLUTION TO APPROVE AUDIT FEE PROPOSAL WITH HG&A ASSOCIATES, P.C.

WHEREAS, in order to properly perform the essential operations of county government McMinn County enters into a contract each year for auditing services; and

WHEREAS, HG&A proposes fees for the fiscal year ending June 30, 2005 of \$22,500 for McMinn County Fiscal and Fee Offices and \$14,500 for Woods Memorial Hospital District; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 21ST DAY OF FEBRUARY, 2005, that this Commission does hereby approve the above audit fee proposal with HG&A Associates.

(Orig signed by John M. Gentry)

McMinn County Mayor

Attest:

MOTION made by Commissioner Holbrook, and seconded by Commissioner McPhail, to approve this resolution. Motion carried by voice vote.

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

Mr. Luallen presented the following resolution to approve the contract between McMinn County and State of Tennessee Department of Health and added that the total appropriation for which the County would be billed is \$67,470.00.

RESOLUTION NO. 05-0 10

A RESOLUTION TO APPROVE THE CONTRACT BETWEEN MCMINN COUNTY AND STATE OF
TENNESSEE
DEPARTMENT OF HEALTH

WHEREAS, it is the conviction of McMinn County, that every individual in the County has good health care readily available; and

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

WHEREAS, McMinn County has previously entered into a contract with the State of Tennessee Department of Health to protect and improve the physical health of the county citizens through the prevention of conditions that may threaten good health; and

WHEREAS, the total appropriation for which the County shall be billed is \$ 67,470; and

WHEREAS, it is the purpose of the local health department to protect and improve the physical health of the county citizens through the prevention of conditions that may threaten good health; and

WHEREAS, McMinn County Health Department does provide these services and both parties do hereby agree to these provisions in the contract for FY 2004-05.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 21ST DAY OF FEBRUARY, 2005, that this Commission does hereby approve this contract.

AND FURTHERMORE RESOLVES to give authority to the County Mayor or his designee to execute and administer the duties of said contract.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Mr. Luallen explained that this contract is for 2004-2005 and was delayed. There was some discussion concerning who the Health Department employees actually work for and Mr. Gentry explained that some are McMinn County employees paid by the DGA contract while others are direct State employees. The employees are under the supervision of the Health Department Director who is a State employee. She reports to the Southeast Regional Director. The County does not dictate operations at the Health Department.

Motion carried by voice vote.

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

Mr. Luallen said that the following resolution also approves a contract between McMinn County and the Tennessee Department of Health. This is the DGA Grant to pay the McMinn County Health Department employees that Mr. Gentry referred to earlier.

RESOLUTION NO.05-011

A RESOLUTION TO APPROVE THE (AMENDMENT TO THE DGA) CONTRACT BETWEEN MCMINN COUNTY
AND STATE OF TENNESSEE DEPARTMENT OF HEALTH

WHEREAS, it is the conviction of McMinn County, that every individual in the County has good health care readily available; and

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

WHEREAS, McMinn County has previously entered into a contract with the State of Tennessee Department of Health to protect and improve the physical health of the county citizens through the prevention of conditions that may threaten good health; and

WHEREAS, the total appropriation for which the County shall receive is increased from \$ 326,500 to \$ 371,800; and

WHEREAS, it is the purpose of the local health department to protect and improve the physical health of the county citizens through the prevention of conditions that may threaten good health; and

WHEREAS, McMinn County Health Department does provide these services and both parties do hereby agree to these provisions in the contract for FY 2004-05.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 21ST DAY OF FEBRUARY, 2005, that this Commission does hereby approve this contract.

AND FURTHERMORE RESOLVES to give authority to the County Mayor or his designee to execute and administer the duties of said contract.

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

Attest:

(Orig signed by Evonne Jones)
County Clerk

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

Motion carried by voice vote.

8. APPROVAL OF BUDGET AMENDMENTS

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

Fund: General #101			Date: February 17, 2005	
DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
State of Tennessee	Health Department Programs	46310	155,900.00	
Local Health Center	Temporary Personnel	55110-168		155,900.00

EXPLANATION: To budget revenue and expenditures related to State of Tennessee Department of Health DGA Contract for FY 2004-05.

MOTION made by Commissioner King, 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 .Aye
- Roger Masingale .Aye
- Gary Mason .Aye
- J. W. McPhail .Aye
- Bob Powers .Aye
- Jack Powers .Aye
- Owen Vincent .Absent
- Chairman David Crews .Aye

Fund: Road&BridgeFund# 131			Date: February 17, 2005	
DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
State of Tennessee	Bridge Program	46410	23,683.00	
	State Aid Program	46420		8,636.00
Capital Outlay	Bridge Construction	68000-705		37,076.00
	State Aid Projects	68000-726	37,076.00	
Reserve	Undesignated Fund	39000		15,047.00

EXPLANATION: To budget revenue and expenditures related to State-Aid and Bridge Program for FY 2004-05.

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 .Aye
 Roger Masingale .Aye
 Gary Mason .Aye
 J. W. McPhail .Aye
 Bob Powers .Aye
 Jack Powers .Aye
 Owen Vincent .Absent
 Chairman David Crews .Aye

Fund: Federal Projects # 142-Title II, Part D, 05.01 # 580

Date: January 27, 2005

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Revenue	Eisen. Prof. Dev. State Grants	47189		386.00
Reg. Instruc. Program Support	Clerical Personnel	72210-162	7.00	
	Other Supplies& Materials	72210-499	257.00	
	Staff Development	722 10-524	122.00	

EXPLANATION: To amend the Title II, Part D, 05.01 budget to the approved grant amount.

School Board approval 2/10/05.

Fund: Federal Projects # 142, Title III, Part A, 05.01, #581

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Revenue	Other Federal Though State	47590	26,878.00	
Regular Instruction Cont. Program	w/Other School	71100-311		16,937.00
Reg. Instruct. Program Support	Clerical Personnel	72210-162		199.00
	Other Supplies & Materials	72210-499		1,000.00
	Other Equipment	72210-790		8,742.00

EXPLANATION: To enter the Title III, Part A, 05.01 budget for FY 04-05. School Board approval: 2/10/05

Fund: Federal Projects # 142-IDEA-B, 04.21 # 593

Date: February 8, 2005

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Special Education Program	Teachers	71200-116		50,000.00
	Social Security	71200-201		1,500.00
	State Retirement	71200-204		1,200.00
	Employer Medicare	71200-212		300.00
	Contracts with Private Agent.	71200-312		25,000.00
	Other Contracted Services	71200-399		25,000.00
	Instruct. Supplies & Materials	71200-429		100,000.00
	Other Supplies & Materials	71200-499		81,037.21
	Special Ed. Equipment	7 1200-725		56,400.00
Special Ed. Program Support	In-Service Staff Development	72220-524		5,000.00
Transportation	Equipment	72710-729		15,000.00
Reserve Revenue	Res. for Sp. Ed. Grants	34430	981.21	
	Special Ed. Grants to	47143	359,456.00	

EXPLANATION: To enter the IDEA-B 04.21 project budget. that was approved by the State February 3, 2005. School Board approval: 2/10/05.

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

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 .Absent
- Chairman David Crews .Aye

Fund: # 189 Other Capital Projects

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Revenue	Sale of Equipment	44530	9,735.00	
General Administra- hon	Airport Improvement	91110-702		9,735.00

EXPLANATION: To budget revenue from sale of doublewide on newly acquired land for airport runway expansion and expenditures related to Airport Expansion Project.

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 Aye
 Roger Masingale Aye
 Gary Mason Aye
 J. W. McPhail Aye
 Bob Powers Aye
 Jack Powers Aye
 Owen Vincent Absent
 Chairman David Crews Aye

9. ACCEPTANCE OF THE INDEPENDENT AUDITOR'S REPORT FOR YEAR ENDED JUNE 30, 2004

Copies of this audit were provided to the Commissioners for review and Mr. Luallen introduced Mr. Tim Royster, the auditor with HG&A Associates, who touched on highlights of this report. He apologized for the error in not showing Commissioner David Crews as Chairman of the Commission and he added that he will be correcting this error in order for official file copies to reflect the correct information.

Mr. Royster said that now that the County has completed the GASB 34 requirements by adding the infrastructure (roads, bridges etc.) this year, approximately \$50 million of assets were added to our financial statements, netted depreciation. That should complete that activity for reporting on these assets that the county owns and now it will be a matter of each year updating for new assets.

Mr. Royster said that of all our funds, McMinn County only had one fund that spent more money than was brought in by revenue. That was the Road and Bridge Fund but Mr. Royster added that it was budgeted to do that and it did not exceed as much as was budgeted. From a financial standpoint, outside of the debt that the county guarantees for the hospital, the county has no debt. This is the third year in a row without having to raise taxes, even though the County is still upgrading schools. Mr. Royster said that this is a good sign of a healthy county financially.

Mr. Royster said that there were four minor findings and he reviewed them with the Commission and added that these are being or have been corrected.

In response to a question from Mr. Gentry, Mr. Royster said that McMinn County is 100% compliant with GASB 34 and Mr. Royster added that many counties in the State are not compliant even though it was supposed to be completed by 2004. In response to a question from Commissioner Mason concerning Woods Hospital's long-term debt outstanding (referred to on page 11 of the Audit), Mr. Royster said that this represents hospital revenue bond debt as well as various notes payable.

Chairman Crews thanked Mr. Royster for his report.

10. COMMENTS FROM THE AUDIENCE None.

11. RESOLUTIONS

A. A Resolution to Approve Additional Funds Due to Excess Cost in the Contract Between McMinn County Government and Tennessee Department of Transportation for the Funding of Interstate Exchange Lighting.

Mr. Gentry presented the following resolution to approve additional funds due to excess cost in the contract between McMinn County and the Department of Transportation for the funding of interstate exchange lighting. Mr. Gentry explained that several years ago, McMinn County received a direct appropriation from Congress for \$500,000 for interstate lighting. This bid was finally opened and it exceeded our match plus the grant by \$3,616.00 and we are obligated for that. Mr. Gentry further explained that this was bid by TDOT and we were put on their schedule and added that this is probably due to an increase in steel prices. Mr. Gentry recommended approval and Commissioner Mason also stated that he feels this should be approved although they are hopeful there will be no change orders.

Resolution No. 05-0 12

A RESOLUTION TO APPROVE ADDITIONAL FUNDS
DUE TO EXCESS COST IN THE CONTRACT BETWEEN McMINN COUNTY GOVERNMENT AND
TENNESSEE DEPARTMENT OF TRANSPORTATION FOR THE FUNDING OF INTERSTATE
EXCHANGE LIGHTING

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, in September of 2003, McMinn County entered into a contract with Tennessee Department of Transportation for the purpose of providing management, funding, and related matters regarding the Interstate Exchange Lighting Project at Exits 49 and 52 on *I-75*; and

WHEREAS, the total cost of the Project was at the time \$551,944.00, with a 10% obligation of McMinn County totaling \$55,194.40, the remaining 90% to be funded by TDOT; and

WHEREAS, TDOT has put for bid the above project, which has returned a low bid of \$555,560.00, which is in excess of the original estimate; and

WHEREAS, McMinn County is obligated by the contract to pay 100% of any costs over the original amount, which is a total of \$3,616.00.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 21st DAY OF February 2005, that this Commission does hereby agree to fund the additional costs of \$3,616.00 associated with the Interstate Exchange Lighting project for Exits 49 and 52 on *I-75*.

(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 Holbrook, to approve this resolution.

Motion carried by voice vote.

B. A Resolution to Institute Special Rates for the Disposal of Residential Cleanup Materials at the McMinn County Sanitary Landfill. Effective April 17-23, 2005. and to Designate that Week as "Cleanup, Fix-up, Sparkle Week" in McMinn County.

Mr. Gentry presented the following annual resolution to institute special rates for the disposal of residential cleanup materials at the Landfill and to designate the week of April 17-23, 2005 as "Cleanup, Fix-up Sparkle Week."

RESOLUTION NO. 05-0 13

A RESOLUTION TO INSTITUTE SPECIAL RATES FOR THE DISPOSAL OF RESIDENTIAL CLEANUP MATERIALS AT THE MCMINN COUNTY SANITARY LANDFILL, EFFECTIVE APRIL 17-23, 2005, AND TO DESIGNATE THAT WEEK AS "CLEANUP, FIX-UP, SPARKLE WEEK" IN MCMINN COUNTY

WHEREAS, the McMinn County Commission is authorized to set disposal rates for various materials at the McMinn County Sanitary Landfill; and

WHEREAS, this Commission wishes to charge no tipping fees for the disposal of residential cleanup materials at the McMinn County Sanitary Landfill during "Cleanup, Fix-up, Sparkle Week," as a promotion for this annual activity; and

WHEREAS, the Keep McMinn Beautiful, and other municipal and commercial entities in McMinn County wish to schedule their annual beautification promotions during the week of April 17-23, and this Commission wishes to designate that week as "Cleanup, Fix-up, Sparkle Week" in 2005; and

WHEREAS, the County Mayor and Landfill Supervisor will provide suitable public notice, supervision, and monitoring for this activity.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 21ST DAY OF FEBRUARY 2005, that this Commission authorizes the disposal of residential cleanup materials at no charge the McMinn County Sanitary Landfill during April 17-23, 2005, and formally designates that week as "Cleanup, Fix-up, Sparkle Week" in McMinn County, and calls upon all its citizens to join in this worthy observance.

BE IT FURTHER RESOLVED, that this Commission directs the County Mayor to promote, monitor, and supervise this activity in accordance with established operational and regulatory guidelines.

(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.

C. A Resolution to Approve a Proposal Contract Between Tennessee Department of Transportation and McMinn County Regarding a Project at US Highway 11 and Velma Road.

Mr. Gentry presented the following resolution to approve a proposal contract between Tennessee Department of Transportation and McMinn County regarding a project at US Hwy 11 and Velma Road. Mr. Gentry said that this project is actually occurring in the city limits of Athens and added that it has become TDOT's practice to request county approval even though it doesn't involve any county facilities or utilities.

Resolution No. 05-0 14

A RESOLUTION TO APPROVE A PROPOSAL CONTRACT BETWEEN TENNESSEE
DEPARTMENT OF TRANSPORTATION AND MCMINN COUNTY
REGARDING A PROJECT AT US HWY 11 AND VELMA ROAD

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 a contract with Tennessee Department of Transportation (TDOT); and

WHEREAS, TDOT desires to undertake a project at the intersection of US Hwy 11 and Velma Road in the City of Athens in McMinn County; and

WHEREAS, certain stipulations of the contract do not apply to McMinn County, to wit:

1. No county roads will be involved in the project
2. No county-owned land or rights-of-way will be involved in the project
3. No county-owned utilities are involved
4. No public way owned by the county is involved
5. No county-owned road frontage is involved

WHEREAS, although the contract stipulations do not apply to McMinn County it is the general practice of TDOT to require such proposal contracts be executed within the counties where such a project is undertaken.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 21st DAY OF FEBRUARY 2005, that this Commission does hereby approve this proposal contract between TDOT and McMinn County regarding the project at the intersection of US Hwy 11 and Velma Road.

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

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

Attest:

(Orig signed by 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. McMinn County Water Project Matching Fund Calhoun Charleston Utility District.

Mr. Gentry presented the following resolution which supersedes a resolution approved in January 2005 (No. 05-001) with regard to McMinn County Water Project Matching Fund Calhoun Charleston Utility District. Mr. Gentry said the project that was approved in January did not have enough homes to be a manageable project. This project will require more county dollars, but we are still underneath the 20% match and Mr. Gentry said he recommends approval because to give the proposal a chance, the project needed to serve more homes.

Resolution No. 05-0 15

MCMINN COUNTY WATER PROJECT MATCHING FUND
CALHOUN CHARLESTON UTILITY DISTRICT

WHEREAS, there are many residents of McMinn County which are experiencing problems with unsafe and inadequate wells and have requested assistance with public water service; and

WHEREAS, the Town of Calhoun is working in partnership with the Calhoun Charleston Utility District in requesting \$500,000 in Community Development Block Grant funds from the State of Tennessee to assist with the cost of extending water lines to approximately 100 unserved McMinn County homes; and

WHEREAS, these funds require a minimum 13 percent matching contribution; and

WHEREAS, both the Town of Calhoun and the Utility District are requesting assistance from McMinn County to help with the construction of the water lines and allow the utility to reach as many homes as possible; and

WHEREAS, project engineers have estimated the cost of the water line extension project to be \$616,000; and

WHEREAS, McMinn County has agreed to provide all the funds necessary to match CDBG applications to extend water lines into unserved areas of the county, in order to encourage the extension of these important utilities to county residents.

NOW, THEREFORE BE IT RESOLVED that the McMinn County Commission agrees to provide twenty percent (20%) matching funds up to a maximum of \$116,000 to assist with the extension of water lines to serve these homes.

BE IT FURTHER RESOLVED that this resolution supercedes and replaces Resolution No. 05-001.

BE IT ADDITIONALLY RESOLVED that the McMinn County Commission, meeting in regular session on the 21st day of February 2005, authorizes the McMinn County Mayor to enter into agreements and execute documents necessary to carry out the intent of this resolution.

(Orig signed by John Gentry)
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.

E. A Resolution to Honor Johnny Lipps for His Service as a Member of the Board of Directors of McMinn County E-91 I.

Mr. Gentry said that Mr. Johnny Lipps was an original member of the E-91 1 Board and he has decided to retire. Mr. Gentry recommended approval of the following resolution to honor Johnny Lipps for his service as a member of the Board of Directors of McMinn County E-9 11.

Resolution No. 05-016

A RESOLUTION TO HONOR JOHNNY LIPPS
FOR HIS SERVICE AS A MEMBER OF THE
BOARD OF DIRECTORS OF MCMINN COUNTY E-91 I

WHEREAS, Johnny Lipps has served as an original member of the Board of Directors of McMinn County E-911 for 16 years; and

WHEREAS, Johnny Lipps is a noted citizen of McMinn County, being well known in the Emergency Medical field, and has been a licensed Emergency Medical Technician for many years, as well as member of the 1/278 Tennessee National Guard Unit; and

WHEREAS, as a member of the Board of Directors of McMinn County E-91 1, Johnny Lipps has worked diligently in the management, guidance, and direction of McMinn County's 911 system since its inception; and

WHEREAS, Johnny Lipps has made a decision to retire from the McMinn County E-91 1 Board after 16 of service; and

WHEREAS, it is resolved that Johnny Lipps is praised for his faithful service to the citizens of McMinn County, his wisdom, dedication, foresight, and compassion throughout his career as a public servant, and as a guiding member of the McMinn County E-91 I Board of Directors, will be sorely missed.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 21st DAY OF FEBRUARY 2005, THAT THIS COMMISSION DOES HONOR AND COMMEND JOHNNY LIPPS FOR HIS SERVICE AS AN ORIGINAL MEMBER OF THE MCMINN COUNTY E-91 1 BOARD OF DIRECTORS.

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

Attest:

(Orig signed by Evonne Jones)
McMinn County Clerk

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

- Motion carried by voice vote.

12. ELECTIONS. APPOINTMENTS AND CONFIRMATIONS

A. A Resolution to Confirm the Appointment of Marvin Kelley to the McMinn County Regional Planning Commission.

Mr. Gentry presented the following resolution to confirm the appointment of Marvin Kelley to the McMinn County Regional Planning Commission.

Resolution No. 05-0 17

A RESOLUTION TO CONFIRM THE APPOINTMENT OF MARVIN KELLEY 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 Mayor to appoint members to the regional planning commission upon confirmation by the county legislative body; and

WHEREAS, John M. Gentry as McMinn County Mayor, nominates MARVIN KELLEY to serve a four-year term beginning March 1, 2005 as a member of the McMinn County Regional Planning Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 21st DAY OF FEBRUARY 2005, that this commission does hereby confirm this appointment.

(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.

Motion carried by voice vote.

B. A Resolution to Confirm the Appointment of Harold Masengil to the McMinn County 911 Board of Directors.

Mr. Gentry presented the following resolution to confirm the appointment of Harold Masengil to replace Johnny Lipps on the McMinn County 911 Board.

Resolution No. 05-0 18

A RESOLUTION TO CONFIRM THE APPOINTMENT OF HAROLD MASENGIL TO THE McMINN COUNTY 911

BOARD OF DIRECTORS

WHEREAS, the McMinn County 911 has a Board of Directors to oversee the direction and management of its operations and service; and

• WHEREAS, John M. Gentry as McMinn County Mayor, nominates Harold Masengil to serve as a member of the McMinn County 911 Board of Directors to complete the term left vacant by the retirement of Johnny Lipps, which will expire 2006.

(Cont'd)

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF McMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS 21st DAY OF FEBRUARY 2005, that this commission does hereby confirm this appointment.

(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 McPhail, to approve this resolution.

Motion carried by voice vote.

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

A. Woods Memorial Hospital District Monthly Financial Reports as of November 30, 2004 and December 31, 2004.

Commissioner Jack Powers referred to these Woods Memorial Hospital Monthly Financial Reports and offered to answer questions. In response to a question concerning the census, Mr. David Southerland, CEO, said that they averaged 21 patients a day in February but added that the flu season has hit and said there were thirty patients in the hospital at this time. Mr. Southerland said that surgery is still down and in his opinion, this is a direct result of the Athens Surgery Center being open. In response to a question from Mr. Gentry, Mr. Southerland said that of the thirty patients in the hospital today, historically 20-22% are TennCare patients, and Mr. Southerland also discussed their obligation to treat uninsured people and the challenge of collecting reimbursement from the patients. There was also a discussion concerning some big companies who do not provide health insurance for their employees and Mr. Gentry said that in some counties, the Health Departments are primary health providers. Mr. Southerland said that across the State of Tennessee, over \$660 million will not be reimbursed to hospitals once we go through these changes and although the large hospitals in the State will suffer the most, this will have a huge impact on Woods Hospital.

B. Certificate from Mountain View School Science Club.

Chairman Crews passed around a certificate of appreciation from the Mountain View Elementary School Science Club for the Commissioners' personal contributions toward their Club's attendance at a national energy conservation competition.

14. COMMENTS FROM THE COUNTY MAYOR

A. Planning Session with 3-Star Community Committee, at the Athens Trade Center in the Regional Park. Monday, Febrna~ 28. 2005.

Mr. Gentry said that he would appreciate the Commissioners' attendance for their input on what they would like to see community wise for a 5-year plan for this county. There will be representatives from McMinn County cities and other organizations interested in the future of McMinn County.

B. Annual Planning Meeting. Saturday. March 19, 2005.

Mr. Gentry said that Mr. Guthrie has retired and they are short staffed at the SE Tennessee Development District so we were unable to schedule our planning session in February as usual. Mr. Gentry said they have settled on an all day session on Saturday, March 19, 2005 to be held at the Southeast Bank and Trust, and Mr. Gentry added that the Commissioners will be receiving a letter with details.

C. Fiftieth Anniversary of Soil Conservation District. Thursday. February 24, 2005.

Mr. Gentry invited Commissioners to attend a special meeting to commemorate the 50th Anniversary of the Soil Conservation District and added that the State Commissioner of Agriculture will be attending. Mr. Gentry said that the long-time Soil Conservation agent, Mr. Whittaker, reminds him often how important the Soil Conservation District has been to this County.

D. Waterline Extension Project in the New Zion Church Area.

Mr. Gentry said that in December 2003, the County Commission authorized McMinn County to participate in a waterline extension project on County Roads 616, 610, 603, and 609 (New Zion Church area) with Etowah Utility Board. Mr. Gentry said that due to some financial situations, they have not been able to put those waterlines in the ground at this time and added that he has received word from Athens Utilities Board that they would be willing to do that project. However, Etowah Utilities Board feels that they have a contract and they have done some preliminary work on that project and have purchased some pipe. Mr. Gentry said the good news is two utility companies want to bring them water and added that he has faith in these two utilities being able to work this out. Commissioner Holbrook said that he certainly hopes they expedite this because the TDEC has been extremely hard on this church, but Mr. Gentry stated that the Commission has no authority over the utilities. Mr. Gentry added that it is remarkable how much has been accomplished by the utilities in waterline extensions in the past ten years.

E. Appreciation for Finance Director and His Staff.

Referring to Mr. Royster's audit presentation, Mr. Gentry expressed his appreciation to Mr. Luallen, Finance Director, and his staff for their outstanding efforts in the budget process.

15. APPROVAL OF NOTARY APPLICATIONS

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

Notary Applications for Februar 2005

Vita M. Evans
Jeanne-Marie King
Christopher Coe Liner
Catherine K. Melton
Larry B. Nolen
Charles A. Owens
Cary M. Robinson
Heather M. Smith
William Joseph Snipes
H. Chris Trew
Alice A. Williams
• Joyce M. Williams

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

Motion carried by voice vote.

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

17. ADJOURNMENT

There being no other business, Chairman Crews declared the meeting adjourned at 8:35 pm.

McMinn County Clerk

Attest:
Deputy Clerk (date)