

The McMinn County Board of Commissioners met in Regular Session on December 21, 2009, 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 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 Masingale.

4. ROLL CALL

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

Scott Curtis – Present  
Dale Holbrook – Present  
Jeannie King – Present  
Roger Masingale – Present  
Gary Mason – Present  
Jerry Millsaps – Present  
Bob Powers – Present  
Jack Powers – Present  
Tad Simpson – Present  
Chairman David Crews – Present

5. APPROVAL OF MINUTES

Copies of the Minutes of the Regular Session on November 16, 2009 were provided to the McMinn County Commissioners.

MOTION made by Commissioner Holbrook, and seconded by Commissioner Mason, to approve the minutes of November 16, 2009.

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-plastics products, along with the bid summary sheet and letters of recommendation from the department heads.

RESOLUTION NO. 09-113

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  
(Cont'd)

Resolution No. 09-113 (Cont'd)

WHEREAS, the Courthouse Maintenance Department and Sheriff's Department requests the purchase of Paper and Plastic Products from January 1, 2010, to June 30, 2010, 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, and Sheriff Steve Frisbie, both recommend the bid be awarded to the vendors with the lowest bid price per item meeting specifications.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 21<sup>st</sup> DAY OF DECEMBER, 2009, that this Commission does hereby approve the recommendation of the Maintenance Supervisor and the Sheriff.

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

Attest:

(Orig signed by Evonne Hoback)  
County Clerk

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

Motion carried by voice vote.

B. A Resolution to Approve the Appropriation of Funds to Nonprofit but not Charitable Organization – CAGE.

Mr. Luallen presented the following resolution to approve appropriation of funds to nonprofit but not charitable organization – Community Action Group of Englewood (CAGE), and Mr. Luallen added that this had budget committee approval for a contribution of \$4,300.00.

#### RESOLUTION NO. 09-114

#### A RESOLUTION TO APPROVE THE APPROPRIATION OF FUNDS TO NONPROFIT BUT NOT CHARITABLE ORGANIZATION – CAGE

WHEREAS, McMinn County appropriates funds to aid nonprofit but not charitable organizations; and

WHEREAS, McMinn County received a request from CAGE for \$4,300 to assist in paying for the repair of the leaking roof at the Englewood Textile Museum; and

WHEREAS, this contribution shall be paid from tourism portion of hotel/motel tax; and

WHEREAS, in accordance with T.C.A. 5-9-109 it is necessary to advertise the intent to appropriate funds to nonprofit, non charitable organizations.

(Cont'd)

Resolution No. 09-114 (Cont'd)

NOW BE IT THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 21<sup>ST</sup> DAY OF DECEMBER, 2009, that the advertisement and payment of \$4,300.00 be approved to CAGE.

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

Attest:

(Orig signed by Evonne Hoback)  
County Clerk

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

Motion carried by voice vote.

#### 7. REVIEW AND APPROVAL OF CONTRACTS

##### A. A Resolution to Approve the Contract Between McMinn County and Telecom Audit Group for Telephone Bill Analysis for McMinn County.

Mr. Luallen presented the following resolution to approve the contract between McMinn County and Telecom Audit Group for telephone bill analysis for McMinn County. Mr. Gentry said he feels positive about this contract after he checked with other Counties who have similar contracts and they said they would enter into this contract again.

#### RESOLUTION NO. 09-115

#### A RESOLUTION TO APPROVE THE CONTRACT BETWEEN MCMINN COUNTY AND TELECOM AUDIT GROUP FOR TELEPHONE BILL ANALYSIS FOR MCMINN COUNTY

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

WHEREAS, McMinn County desires to enter into contract with TeleCom Audit Group to review our current telephone bills for potential excessive and unnecessary charges and errors, and eliminate them; and

WHEREAS, the term of this contract is for a twelve month term, the period commencing upon the start of the audit services; and

WHEREAS, the agreement provides for a 50% recovery fee of savings discovered to be paid to the TeleCom Audit Group after McMinn County receives the refund and 50% of future savings to be paid to the TeleCom Audit Group for up to 12 months.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION ON THIS THE 21<sup>ST</sup> DAY OF DECEMBER 2009 THAT THIS commission does hereby agree to enter into the attached contract with TeleCom Audit Group.

(Cont'd)

Resolution No. 09-115 (Cont'd)

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 Hoback)  
 County Clerk

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

Motion carried by voice vote.

8. APPROVAL OF BUDGET AMENDMENTS

Mr. Luallen requested approval four budget amendments in two different funds, a copy of which was provided to each Commissioner.

Fund: Federal Projects # 142 – Title I, Part A (09.21) # 109

Date: December 7, 2009

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Revenue	Title I, Grants to LEA's	47141	288,356.86	
Regular Instruction Program	Teachers	71100-116		144,669.04
“	Educational Assistants	71100-163		18,228.15
“	Social Security	71100-201		4,152.33
“	State Retirement	71100-204		7,914.72
“	Life Insurance	71100-206		652.10
“	Medical Insurance	71100-207		44,454.55
“	Unemployment Compensation	71100-210		160.14
“	Employer Medicare	71100-212		966.91
“	Other Fringe Benefits	71100-299		101.86
“	Equipment	71100-722		2,735.57
Other Student Support	Other Charges	72130-599		776.83
Support Services	Staff Development	72210-524		16,548.25
Transfers Out	Other Charges	99100-590		47,542.40
Reserve	Reserve for Title 1	34410	545.99	

EXPLANATION: To budget carryover from Fiscal Year 2008 – 2009. School Board approved: 12/10/09.

Fund: Federal Projects # 142 – Title II, Part A (09.21) # 209

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Revenue	Eisenhower Prof. Dev. Grants	47189	98,758.57	
Regular Instruction Program	Teachers	71100-116		26,643.67
“	Social Security	71100-201		6,155.20
“	State Retirement	71100-204		4,573.70
“	Medical Insurance	71100-207		13,797.21
“	Unemployment Compensation	71100-210		126.00
“	Employer Medicare	71100-212		1,548.34
“	Other Fringe Benefits	71100-209		45.02
Support Services	Travel	72210-355		30,000.00
“	Staff Development	72210-524		28,027.74
Reserve	Other Federal Reserves	34440	12,158.31	

EXPLANATION: To budget carryover from Fiscal Year 2008 – 2009. School Board approval 12/10/09.

Fund: Federal Projects # 142, Title I, Part A – 09.21, # 019

Date: December 7, 2009

<u>DEPARTMENT</u>	<u>ACCOUNT</u>	<u>FOLIO</u>	<u>DEBIT</u>	<u>CREDIT</u>
Other Sources	Transfers In	49800	47,532.40	
Support Services	Supervisor	72210-105		23,289.36
“	Secretary	72210-161		9,299.00
“	Social Security	72210-201		2,020.04
“	State Retirement	72210-204		2,351.60
“	Life Insurance	72210-206		84.00
“	Medical Insurance	72210-207		4,290.05
“	Unemployment Compensa- tion	72210-210		49.91
“	Employer Medicare	72210-212		472.97
“	Other Fringe Benefits	72210-299		13.36
“	Staff Development	72210-524		1,640.92
“	Other Equipment	72210-790		4,021.19

EXPLANATION: To budget carryover from Fiscal Year 2008-2009. School Board approved 12/10/09.

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

Motion carried by roll call vote, as recorded:

- Scott Curtis – Aye
- Dale Holbrook – Aye
- Jeannie King – Aye
- Roger Masingale – Aye
- Gary Mason – Aye
- Jerry Millsaps – Aye
- Bob Powers – Aye
- Jack Powers – Aye
- Tad Simpson – Aye
- Chairman David Crews – Aye

Fund: Education Capital Project Fund # 177

Date: December 7, 2009

DEPARTMENT	ACCOUNT	FOLIO	DEBIT	CREDIT
Other Services (Non Reserve)	Transfers In	49800	708,154.00	
Education Capital Projects	Building Purchases (Central)	91300-732		708,154.00

EXPLANATION: To enter the carryover budget for Phase 2 Renovations at Central High School. School Board approved 12/10/09.

MOTION made by Commissioner Mason, 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
- Jeannie King – Aye
- Roger Masingale – Aye
- Gary Mason – Aye
- Jerry Millsaps – Aye
- Bob Powers – Aye
- Jack Powers – Aye
- Tad Simpson – Aye
- Chairman David Crews – Aye

9. COMMENTS FROM THE AUDIENCE

None

10. RESOLUTIONS

A. A Resolution Authorizing McMinn County to Apply for a Tennessee Energy Efficiency and Conservation Block Grant.

Mr. Gentry presented the following resolution authorizing McMinn County to apply for a Tennessee Energy Efficiency and Conservation Block Grant. Mr. Gentry said that this was approved by the Budget Committee and he explained that this project is proposed to develop the McMinn County Courthouse Annex Addition as an Energy Efficient Retrofit. Mr. Gentry added that there is no match required.

Resolution No. 09-116

A RESOLUTION AUTHORIZING MCMINN COUNTY TO APPLY FOR A  
TENNESSEE ENERGY EFFICIENCY AND  
CONSERVATION BLOCK GRANT

WHEREAS, Tennessee Department of Economic and Community Development offers an Energy Efficiency and Conservation Block Grant to assist in Community Energy Strategies, Energy Efficiency Building Retrofits, Renewal Energy Technologies on Government Buildings, and LED Traffic Signals and Efficient Street Light Replacement Projects; and

WHEREAS, such a project is proposed to develop the McMinn County Courthouse Annex Addition as an Energy Efficient Retrofit; and

WHEREAS, the grant application is competitive, with funds being non-matching and available up to \$100,000; and

WHEREAS, the SE TN Development District, as administrator of this grant, has reviewed the project and has recommended McMinn County apply for this grant.

WHEREAS, the McMinn County Properties Committee recommends approval.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF MCMINN COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 21<sup>ST</sup> DAY OF DECEMBER 2009, that this board does authorize McMinn County to apply for the Tennessee Energy Efficiency and Conservation Block Grant and further authorizes the County Mayor to execute all documents and duties necessary for the proper acceptance and administration of this grant if awarded, the public welfare requiring it.

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

Attest:

(Orig signed by Evonne Hoback)  
County Clerk

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

Motion carried by voice vote.

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 the Emergency Services Committee met prior to this meeting to discuss the three options for the north ambulance station as well as the ongoing ambulance situation which will probably be resolved tomorrow in bankruptcy court. He said he would keep the Commission informed.

B. Budget Committee – Commissioner Jack Powers.

Commissioner Powers said that the Budget Committee met last week and recommended approval of two resolutions approved earlier in this meeting by the full Commission. He said they also discussed the County's medical insurance and he referred any questions to the County Mayor or the Finance Director.

C. Comments by Chairman Crews.

Chairman Crews wished everyone a Merry Christmas and thanked the Commissioners for their kindness during the loss of his mother recently.

13. COMMENTS FROM THE COUNTY MAYOR

A. Properties Committee/Decertification of Jail.

Mr. Gentry said that the Properties Committee met a couple weeks ago with representatives of the Sheriff's Department to present the plan to deal with decertification of the jail. The Sheriff had a plan, working with the County Maintenance Department, to move the female inmates from the 24-bed pod area to the 40-bed male dormitory section. That plan was instituted with sight and sound measures being undertaken by the Maintenance Staff and this is in progress. Mr. Gentry said they are also moving forward with renovation of the kitchen. Mr. Gentry said that hopefully TCI will be back in January to recertify the jail.

The original Court/Justice Center Study Committee will be reconvened to consider new safety initiatives for Court safety.

B. Veterans Clinic Update.

Mr. Gentry said he has spoken with the Veterans Administration today and the Veterans Clinic has been put to bid, and bids are to be opened January 8, 2010 and they hope to award this within 60-90 days. Mr. Gentry said that this is exciting that this is finally coming to fruition.

In response to a question from Commissioner Mason, Mr. Gentry said they won't know until January 8<sup>th</sup> if there are any local bidders.

C. Emergency Services Committee.

Mr. Gentry said he hoped to have a recommendation by the January Commission meeting regarding the north ambulance station.

D. Newly Licensed Veterans Service Officer.

Mr. Gentry said that Deborah Cox, the Veterans Service secretary, has been fully licensed as a Veterans Service Officer. Mr. Gentry commended her initiative to get the training required for this.

14. APPROVAL OF NOTARY APPLICATIONS

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

Notary Applications for December 2009

Angie Ann Barnett  
Jerry N. Estes  
Ann Falls

(Cont'd)

Notary Applications for December 2009 (Cont'd)

Ralph W. Fenton  
James C. Garron  
Debora A. Goins  
Melissa Hutson  
Garlinda Moses  
Lisa Raby  
Mary Catherine Rogers  
Amy Totherow  
Candace D. Wilson

MOTION made by Commissioner Mason, and seconded by Commissioner Simpson, to approve these notary applications.

Motion carried by voice vote.

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

None.

16. ATTORNEY-CLIENT CONFERENCE

Chairman Crews asked the Commissioners to stay and meet with the County Attorney, but added that the regular Commission business is concluded.

17. ADJOURNMENT

There being no other regular business, Chairman Crews declared the Commission meeting adjourned at 7:55 pm.



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EVONNE HOBACK  
McMinn County Clerk

Attest:

jb                      1-7-2010  
Deputy Clerk                      (date)