

MINUTES

MONROE COUNTY BOARD OF COUNTY COMMISSIONERS

SEPTEMBER 24, 2013

BE IT REMEMBERED, that the Board of Commissioners for Monroe County, Tennessee, was begun and held at the Courthouse in Madisonville, Tennessee, in Regular Session, September 24, 2013 at 7:00 P.M. Present and presiding was Wanda Alexander, Chairperson, and the following Commissioners were present and answered roll call.

FIRST DISTRICT

Wanda Alexander
Marty Allen
Bennie Moser

SECOND DISTRICT

Richard Kirkland
Judy Lee

THIRD DISTRICT

Harold Hawkins
Bill Shadden
Roger Thomas

ALSO PRESENT, were Mayor Tim Yates, County Clerk, Larry C. Sloan, Finance Director, Elizabeth Hicks & County Attorney Jerome Melson.

Absent was Commissioner Bivins, 2nd District.

The Board of Commissioners was officially opened by the Sheriff.

The invocation was given by the Mayor.

The Pledge of Allegiance to the Flag was led by the Chairperson.

924-1 BOARD OF COMMISSIONERS MINUTES FOR AUGUST 27, 2013 - APPROVED

There being no exceptions to the Board of Commissioners Minutes for August 27, 2013, it was moved by Commissioner Thomas, seconded by Commissioner Kirkland, that these minutes be approved as presented. Motion carried. Aye 8 Nay 0

RESOLUTION 924-2

**RESOLUTION SETTING THE TAX LEVY IN
MONROE COUNTY, TENNESSEE
FOR THE FISCAL YEAR BEGINNING JULY 1, 2013, AND ENDING JUNE 30, 2014**

SECTION 1. BE IT RESOLVED by the Board of County Commissioners of Monroe County, Tennessee, assembled in called session on the 24th day of September 2013 that the uniform tax rate for Monroe County, Tennessee, for the fiscal year beginning July 1, 2013 shall be \$2.0942 on each \$100.00 of taxable property county-wide. This is to provide revenue for each of the following funds and otherwise conform to the following levies:

FUND	Tax Rate	Revenue (90% Collection)
General County	\$0.8592	\$6,702,207.59
General Purpose School .	0.6336	4,942,410.06*
Solid Waste/Sanitation	0.1396	1,088,952.72
Highway/Public Works	0.0859	670,064.75
General Debt Service	0.3759	2,932,215.82
Total Tax Rate	\$2.0942	\$16,335,850.94

◆Includes A.D.A

◆◆Estimated Assessment for the 2013-2014 Fiscal Year - \$1,024,744.47

SECTION 2 BE IT RESOLVED, that there is hereby levied a Gross Receipts Tax as provided by law. The proceeds of the Gross Receipts Tax herein shall accrue to the General Fund.

SECTION 3 BE IT FURTHER RESOLVED, that all resolutions of the Board of County Commissioners of Monroe County, Tennessee, which are in conflict, are hereby repealed.

SECTION 4 BE IT FURTHER RESOLVED, that this resolution effect from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the Board of County Commissioners.

PASSED, this 24th day of September 2013.

It was moved by Commissioner Moser, seconded by Commissioner Shadden, that this Resolution be approved as presented. Motion carried on roll call. Aye 8 Nay 0

RESOLUTION 924-3

**A RESOLUTION MAKING APPROPRIATIONS FOR THE VARIOUS FUNDS,
DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES
OF MONROE COUNTY, TENNESSEE
FOR THE FISCAL YEAR BEGINNING JULY 1 2013 AND ENDING JUNE 30, 2014.**

SECTION 1. BE IT RESOLVED by the Board of County Commissioners of Monroe County, Tennessee, assembled in called session on the 24th day of September, 2013, that the amounts hereafter set out are hereby appropriated for the purpose of meeting the expenses of the various funds, departments, institutions, offices and agencies of Monroe County, Tennessee, for the capital outlay, and for meeting the payment of principal and interest on the county's debt maturing during the year beginning July 1, 2013 and ending June 30, 2014, according to the following schedule:

GENERAL FUND

51100 County Commission	\$ 442,204
51210 Board of Equalization	3,200
51300 County Mayor	210,419
51310 Personnel Office	202,636
51400 County Attorney	50,000
51500 Election Commission (Including Voter Registration)	282,107
51600 Register of Deeds	366,292
51720 Planning	93,615
51740 Information Technology	60,000
51750 Codes Compliance	49,776
51760 Geographic Information Systems (GIS)	89,024
51800 County Buildings	638,828
51900 Other General Administration	293,800
51910 Preservation of Records	16,772
52100 Accounting & Budgeting	588,429
52300 Property Assessor's Office	329,682
52310 Reappraisal Program	106,210
52400 County Trustee's Office	331,120
52500 County Clerk's Office	486,592
53100 Circuit Court	970,811
53310 General Sessions Court	264,060
53400 Chancery Court	327,705
53800 Probate Court	48,374
53900 Other Administration of Justice	21,000
54110 Sheriff's Department	3,044,452
54160 Administration of the Sexual Offender	3,200
54210 Jail	2,568,750
54240 Juvenile Services	110,802
54260 Commissary	190,000
54310 Fire Prevention and Control	217,000
54420 Rescue Squad	50,000
54490 Other Emergency Management	76,826

54610 County Coroner /Medical Examine	49,400
54900 Other Public Safety - E911	162,000
55110 Local Health Center	58,100
55120 Rabies and Animal Control	169,979
55130 Ambulance/Emergency Medical Services	3,376,077
55160 Dental Health Program	578,968
55170 Alcohol & Drug Programs	0
55180 Crippled Children Services	1,995
55190 Other Local Health Services	330,330
55510 General Welfare Assistance	45,667
55520 Aid to Dependent Children	1,000
56300 Senior Citizen Assistance	38,000
56500 Libraries	113,374
56900 Other Social Cultural Parks and Recreational	187,415
57100 Agriculture Extension Service	76,419
57500 Soil Conservation	53,390
57700 Flood Control	2,000
58110 Tourism	209,471
58120 Industrial Development	349,569
58190 Other Economic & Community Development	351,497
58220 Airport	589,200
58300 Veterans' Services	25,522
58500 Contributions to Other Agencies	16,500
58600 Employee Benefits	44,259
91130 Public Safety Projects	10,000
99100 Transfers to Other Funds	_____0

Total General Fund **\$ 19,373,818**

SOLID WASTE/SANITATION FUND

57720 Sanitation Education/Information	\$ 1,346,278
55732 Convenience Centers	875,067
55770 Post Closure Care Costs	0
58600 Employee Benefits	0
64000 Litter and Trash Collection	52,075

Total Solid Waste/Sanitation Fund **\$ 2,273,420**

DRUG CONTROL FUND

54150 Drug Enforcement	\$252,721
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Total Drug Control Fund **\$252,721**

HIGHWAY/PUBLIC WORKS FUND

61000 Administration	\$ 244,680
62000 Highway and Bridge Maintenance	2,469,269

63100 Operation and Maintenance of Equipment	747,645
65000 Other Charges	229,878
66000 Employee Benefits	15,000
68000 Capital Outlay	221,930

Total Highway/Public Works Fund **\$ 3,928,402**

EMPLOYEE INSURANCE

51900 Other General Administration	\$2,234,938
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Total Employee Insurance **\$2,234,938**

GENERAL PURPOSE SCHOOL FUND

71100 Regular Instruction Program	\$ 18,593,504
71150 Alternative Instruction Program	73,470
71200 Special Education Program	3,418,012
71300 Vocational Education Program	1,597,211
71600 Adult Education Program	0
72110 Attendance	62,124
72120 Health Services	1,150,081
72130 Other Student Support	1,052,237
72210 Regular Instruction Program	1,140,487
72220 Special Education Program	558,558
72230 Vocational Education Program	2,717
72260 Adult Programs	0
72290 Other Programs - Technology	637,419
72310 Board of Education	695,522
72320 Director of Schools	327,401
72410 Office of the Principal	2,186,104
72510 Fiscal Services	0
72610 Operation of Plant	3,314,070
72620 Maintenance of Plant	1,416,099
72710 Transportation	2,399,794
73100 Food Service	298,405
73300 Community Services - Family Resource	66,960
73400 Early Childhood Education	352,470
76100 Regular Capital Outlay	0
82330 Other Debt Service - Education	200,000
99110 Transfers Out	150,000

Total General Purpose School Fund **\$ 39,692,645**

CENTRAL CAFETERIA FUND

73100 Food Service	\$3,218,948
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Total Central Cafeteria Fund **\$3,218,948**

GENERAL DEBT SERVICE FUND

82110 Principal - General Government	\$2,117,131
82210 Interest - General Government	2,812,507
82310 Other Debt Service - General Government	242,480

Total General Debt Service Fund **\$5,172,118**

BE IT FURTHER RESOLVED that the budget for the School Federal Projects Fund shall be the budget approved for separate projects within No Child Left Behind (NCLB), Individuals with Disabilities Education Act (IDEA - Part B and Preschool), Carl Perkins Vocational fund and other federal grants by the Monroe County Board of Education.

SECTION 2. BE IT FURTHER RESOLVED that there are also hereby appropriated certain portions of the commissions and fees for collecting taxes and licenses and for administering other funds which the trustee, county clerk, circuit court clerk, clerk and master, register, and the sheriff and their officially authorized deputies and assistants may be entitled to receive under state laws heretofore or hereafter enacted. Expenditures out of commissions and/or fees collected by the trustee, county clerk, circuit court clerk, clerk and master, register and sheriff may be made for such purposes and in such amounts as may be authorized by existing law or by valid order of any court having power to make such appropriations. Any excess commissions and/or fees collected over and above the expenditures duly and conclusively authorized shall be paid over to the trustee and converted into the General Fund as provided by law.

BE IT FURTHER RESOLVED that if any fee officials, as enumerated in Section 8-22-101, Tennessee Code Annotated, operate under provisions of Section 8-22-104, Tennessee Code Annotated, provisions of the preceding paragraph shall not apply to those particular officials.

SECTION 3. BE IT FURTHER RESOLVED that any amendment to the budget, except for amendments to the budget for funds under supervision of the director of schools, shall be approved as provided in Section 5-9-407, Tennessee Code Annotated. The director of schools must receive approval of the Board of Education for transfers within each major category of the budget, and approval of both the Board of Education and Board of County Commissioners for transfers between major categories as required by law. One copy of each amendment shall be filed with the county clerk, one copy with the chairman of the Budget Committee, and one copy with each divisional or departmental head concerned. The reason(s) for each transfer shall be clearly stated; however, this section shall in no case whatsoever be construed as authorizing transfer from one fund to another, but shall apply solely to transfers within a certain fund.

SECTION 4. BE IT FURTHER RESOLVED that any appropriations made by this resolution which cover the same purpose for which a specific appropriation is made by statute is made in lieu of but not in addition to said statutory appropriation. The salary, wages, or remuneration of each officer, employee, or agent of the county shall not be in excess of the amounts authorized by existing law or as set forth in the estimate of expenditures which accompanies this resolution. Provided, however, that appropriations for such salaries, wages, or other

remuneration hereby authorized shall in no case be construed as permitting expenditures for an office, agency, institution, division or department of the county in excess of the appropriation made herein for such office, agency, institution, division or department of the county. Such appropriation shall constitute the limit to the expenditures of any office, agency, institution, division or department for the year ending June 30, 2014. The aggregate expenditures for any item of appropriation shall in no instance be more than the amount herein appropriated for such item.

SECTION 5. BE IT FURTHER RESOLVED that any resolution which may hereafter be presented to the Board of County Commissioners providing for appropriations in addition to those made by this Budget Appropriation Resolution shall specifically provide sufficient revenue or other funds actually to be provided during the year in which the expenditure is to be made to meet such additional appropriation. Said appropriating resolution shall be submitted to and approved by the state director of Local Finance after its adoption as provided by Section 9-21-403, Tennessee Code Annotated.

SECTION 6. BE IT FURTHER RESOLVED that the county mayor and county clerk are hereby authorized to borrow money on revenue anticipation notes, provided such notes are first approved by the state director of Local Finance, to pay for the expenses herein authorized until the taxes and other revenue for the year 2012-2013 have been collected. The proceeds of loans for each individual fund shall not exceed 60% of the appropriations of each fund and shall be used only to pay the expenses and other requirements of the fund for which the loan is made. The loan shall be paid out of revenue from the fund for which money is borrowed. The notes evidencing the loans authorized under this section shall be issued under the applicable sections of Title 9, Chapter 21, Tennessee Code Annotated. Said notes shall be signed by the county mayor and countersigned by the county clerk and shall mature and be paid in full without renewal not later than June 30, 2014.

SECTION 7. BE IT FURTHER RESOLVED that the delinquent county property taxes for the year 2011 and prior years and the interest and penalty thereon collected during the year ending June 30, 2014, shall be apportioned to the various county funds according to the subdivision of the tax levy for the year 2012. The clerk and master and the trustee are hereby authorized and directed to make such apportionment accordingly.

SECTION 8. BE IT FURTHER RESOLVED that the TVA Revenue Sharing Funds is accrued with the Sweetwater City Schools up to \$100,000, \$150,000 to the County General Fund,

\$21,000 to the Highway Department and the rest of the funds are to be allocated to the Monroe County General Purpose School Fund.

SECTION 9. BE IT FURTHER RESOLVED that the PILT funds (in Lieu of Taxes for Federally owned Land) shall be distributed with \$100,000 going to County General Fund and the balance going to the Highway Department.

SECTION 10. BE IT FURTHER RESOLVED that all unencumbered balances of appropriations remaining at the end of the year shall lapse and be of no further effect at the end of the year at June 30, 2014.

SECTION 11. BE IT FURTHER RESOLVED that any resolution or part of a resolution which heretofore has been passed by the Board of County Commissioners which is in conflict with any provision in this resolution be and the same is hereby repealed.

SECTION 12. BE IT FURTHER RESOLVED that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 2013. This resolution shall be spread upon the minutes of the Board of County Commissioners.

SECTION 13. BE IT FURTHER RESOLVED that the Federal Projects grants operate on a reimbursement basis and funds are requested from the State of Tennessee by Monroe County for expenditures on a monthly basis. The Federal Projects Fund operates with a cash deficit at various times throughout the fiscal year due to a slow turn-around time for reimbursements from the State of Tennessee. Generally Accepted Accounting Principles (GAAP) consider a cash deficit in any fund be a significant deficiency in internal control and Monroe County does not desire to operate any fund with a cash deficit. The General Purpose School Fund shall transfer \$100,000 (not to exceed) to the Federal Projects Fund on or before June 30, 2014. The \$100,000 transfer shall remain in the Federal Projects Fund as designated fund balance from the General Purpose School Fund and may be repaid at any time thereafter.

Passed this 24th day of September 2013.

It was moved by Commissioner Allen, seconded by Commissioner Lee, that this Resolution be approved as presented. Motion carried on roll call. Aye 8 Nay 0

RESOLUTION 9244

A RESOLUTION MAKING APPROPRIATIONS TO NONPROFIT CHARITABLE ORGANIZATIONS OF MONROE COUNTY, TENNESSEE FOR THE FISCAL YEAR BEGINNING JULY 1,2013 AND ENDING JUNE 30,2014

WHEREAS, Section 5-9-109, Tennessee Code Annotated, authorizes the Monroe County Legislative Body to make appropriations to various nonprofit charitable organizations and,

WHEREAS, the Monroe County Legislative Body recognizes the various nonprofit charitable organizations providing services in Monroe County have great need of funds to carry on their charitable work,

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Monroe County meeting in regular session on this the 24th day of September, 2013.

SECTION 1. That six hundred forty nine thousand seven hundred fifty nine dollars (\$649,759) be appropriated to nonprofit organizations in Monroe County as reflected below:

<u>No.</u>	<u>Agency</u>	<u>Amount</u>
101-54420-316	Monroe County Rescue Squad	\$ 50,000
101-54310	Fire Prevention- Monroe Co Fire Association	217,000
101-54900-316-E911	Emergency Communications - E911	162,000
101-55180-316	Children's Special Services - Health Dept.	1,995
101-55510-130	Dept of Children Services - Social Worker	26,269
101-55520-312	Dept. of Children Services - Aid to Dep. Children	1,000
101-56900-316-H&SBC	Hearing & Speech Foundation - Blount Co.	5,000
101-56300-316-CORAV	Monroe County Senior Citizens	30,000
101-56300-399-HOMEA	Senior Citizens Home Assistance Service	8,000
101-56500-316-HABIT	Habitat for Humanity	10,000

101-56900-316-AGING	East TN Human Resources - Aging	1,000
101-56900-316-DIALR	East TN Human Resources - Dial a Ride	6,000
101-56900-316-B&GCL	Boys and Girls Club	25,000
101-56900-316-DIVET	Disabled Veterans	1,750
101-56900-316-BIR-3	Birth to Three	3,000
101-56900-316-CASA	CASA Monroe	3,200
101-56900-316-CHAMB	Chamber of Commerce	10,000
101-56900-316-CHILD	Child and Family Services - Child Abuse	5,720
101-56900-316-COMMH	Community Health Access	7,500
101-56900-316-CONTC	CONTAC	1,800
101-56900-316-DOUGC	Douglas Cherokee	10,000
101-56900-316-GSHEP	Good Shepherd	6,000
101-56900-316-REDCR	American Red Cross	17,500
101-56900-316-RBRES	Rarity Bay First Responders	1,500
101-56900-316-IMAGL	Imagination Library	7,500
101-56900-316-MACA	Monroe Area Council for the Arts	8,000
101-56900-316-MRCT	Marcella Center - Sweetwater	1,000
101-56900-316-MCBEA	Monroe County Beautiful	10,000
101-56900-316-MEALS	Meals on Wheels	16,200
101-56900-316-SPOLM	Special Olympics	1,000
101-56900-316-HFIRE	State Forestry Service	2,000
101-57700-316	Sweetwater Watershed - Flood Control	2,000
101-56900-316-SVCA	Sweetwater Valley Citizens for the Arts	2,500
101-56900-316-SWMIN	Sweetwater Area Ministries	6,000
101-56900-316-TNOVH	Tennessee Overhill Heritage	5,000
101-56900-316-TRICO	Tri County Center	4,500
101-56900-316-UTH&S	UT Hearing and Speech	3,745
101-56900-316-YNGLF	Young Life Monroe County	5,000

Total **\$685,679**

AND BE IT FURTHER RESOLVED, that all appropriations enumerated in Section 1 above are subject to the following conditions:

1. That the nonprofit organizations to which the funds are appropriated shall file with the county clerk and the disbursing officials a copy of any annual report of its business affairs and transactions and the proposed use of the county's funds in accordance with rules and regulations promulgated by the Comptroller of the Treasury, Chapter 0380-2-7. Such annual report shall be prepared and certified by the chief financial officer of such nonprofit organization in accordance with Section 5-9-109 c. Tennessee Code Annotated.
2. That said funds must only be spent by the named nonprofit charitable organizations in furtherance of their nonprofit charitable purposes benefiting the general welfare of the residents of Monroe County.
3. That it is the expressed interest of the County Commission of Monroe County in providing these funds to the above named nonprofit charitable organizations to be fully in compliance with Chapter 0380-2-7 of the Rules of the Comptroller of the Treasury, and Section 5-9-109, Tennessee Code Annotated and any and all other laws which may apply to county organizations to nonprofit organizations and so this appropriation is made subject to compliance with any and all of these laws and regulations.

BE IT FURTHER RESOLVED, that this resolution shall take effect from and after its passage and its provisions shall be in full force from and after July 1, 2013. This resolution shall be spread upon the minutes of the Board of County Commissions this the 24th day of September, 2013.

It was moved by Commissioner Moser, seconded by Commissioner Kirkland, that this Resolution be approved as presented. Motion carried on roll call. Aye 8 Nay 0

924-5 APPOINTMENT: CHAIRMAN PRO TEM OF THE MONROE COUNTY BOARD OF COUNTY COMMISSION.

The floor was opened for nominations for Chairman Pro Tem:

Commissioner Allen, nominated Richard Kirkland, Commissioner Hawkins, seconded the nomination. There were no other nominations.

Motion carried. Aye 7 Nay 0 Pass 1- Commissioner Kirkland

924-6 APPOINTMENT: CHAIRMAN OF THE MONROE COUNTY BOARD OF COUNTY COMMISSION.

The floor was opened for nominations for Chairman.

Commissioner Allen, nominated Wander Alexander, Commissioner Hawkins, seconded the nomination. There were no other nominations.

Motion carried. Aye 7 Nay 0 Pass 1- Commissioner Alexander.

924-7 NOTARY PUBLIC APPLICATIONS-APPROVED

It was moved by Commissioner Thomas, seconded by Commissioner Lee, that the following notary public applications be approved as presented. Motion carried.
Aye 8 Nay 0

Carrie Leigh Chapman
Teresa P. Hickey
Penny L. Hunt
Clay Moss
Lauren Taylor Phillips
Tammy Sue Saffles
Lisa Ann Six
David Lee Viar
Mary Merita Watts

924-8 DIRECTOR FINANCE REPORT-NONE, 924-9 TRUSTEE REPORT & 924-10 COUNTY CLERK ANNUAL REPORT-APPROVED

There being no exceptions to the Trustee Report or County Clerk Annual Report, it was moved by Commissioner Kirkland, seconded by Commissioner Moser, that these reports be approved as presented. Motion carried on roll call. Aye 8 Nay 0

924-11
Resolution Creating A
WILDLIFE AND FISHERIES' COMMITTEE

BY THE GOVERNING BODY OF MONROE COUNTY, TENNESSEE

Whereas; the governing body of Monroe County, Tennessee in aware of Its need to work with other groups and agencies at the local, state and federal level to improve and maintain opportunities for its citizens to utilize public lands within its jurisdiction, and;

Whereas; the legislative body of Monroe County understands the economic impact of such use to the local economy, and;

Whereas; it is acknowledged by the legislative body of Monroe County that it has a large constituency of hunters and fishers in said county who wish to have land and water use improved and the economic impact heightened for said county.

Now, Therefore be is resolved by the Monroe County Commission meeting in regular session this the **24th** day of **September, 2013** at the County Court House in Madisonville, Tennessee that the Monroe County Legislative Body hereby constructs and implements the Monroe County Wildlife and Fisheries Committee to work with county residence, hunting and fishing clubs in monitoring regulation changes of the Tennessee Wildlife Resource Agency that affect the citizens of Monroe County and to make recommendations on such changes or to recommend new regulations to the county legislative body that it might pursue with the Tennessee Fish and Wildlife Commission along with the Tennessee Wildlife Resource Agency.

Said Committee shall be composed of the county mayor, two (2) members of the county legislative body and four (4) residents of the county. This shall be a standing committee of said county and have speaking rights for the county before the T.F.W.C. on issues and requests approved by the county legislative body.

The constitution of this committee shall not overshadow or impugn the speech of any citizen being heard from the county nor shall it supersede the voice of any other group or organization speaking from said county before the T.F.W.C. or any other agency.

This resolution shall become effective on passage, the public welfare requiring it.

WILDLIFE COMMITTEE

HAROLD HAWKINS	405 Spence St. Tellico Plains, TN	(423) 253-3924
ROGER THOMAS	143 Thomas Rd. Vonore, TN	(423) 295-2149
MAYOR TIM YATES	105 College St. Suite 1 Madisonville, TN	(423) 442-3981
MARK CLINTON-TURKEY	505 Clearview Rd. Maryville, TN	(423) 884-6400
VANCE BIVENS-BEAR&BOAR	2330 Hwy. 11 N Sweetwater, TN	(423) 337-5620
GARY DUCKETT-	207 McCallie Rd. Philadelphia, TN 37846	(423) 337-9673 or 519-5714
BRENT BUTLER-FISH	176 Oakhill Lane Vonore, TN	(423) 836-0377

It was moved by Commissioner Shadden, seconded by Commissioner Kirkland, that this Resolution & Wildlife Committee be approved as presented. Motion carried. Aye 8 Nay 0

924-12 JUSTICE COMMITTEE REPORT

Mayor Yates gave a verbal report on the jail project & an update on the airport.

ADJOURNMENT

The meeting was adjourned.

TIM YATES, MAYOR

ATTEST:

LARRY C. SLOAN, CLERK