

The Bradley County Commission meets in REGULAR SESSION on February 21st, 2017, at the Courthouse in Cleveland, Tennessee. D. Gary Davis, County Mayor; Donna A. Simpson, County Clerk; and Crystal Freiberg, County Attorney are present. On roll call the following Commissioners are present: TERRY CAYWOOD, MIKE HUGHES, LOUIE ALFORD, THOMAS L. CRYE, MILAN M. BLAKE, JOHNNY MULL, CHARLOTTE PEAK, HOWARD LEWIS THOMPSON, BOBBY GOINS, JEFF YARBER, DAN RAWLS, ROBERT ROMINGER and BILL WINTERS. Commissioner MARK HALL is absent. TOTAL PRESENT: 13; ABSENT: 1. There is a quorum present and Chairman Louie Alford calls the meeting to order.

Following the Pledge of Allegiance to the Flag, Pastor of the South Cleveland Church of God, Edwin Lipsey, leads in the invocation.

Commissioner Mike Hughes moves that the Minutes of the February 6th, 2017, REGULAR SESSION be approved; Commissioner Terry Caywood seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Winters, aye. TOTAL FOR: 13; OPPOSES: NONE; ABSENT: 1. The motion passes.

Commissioner Johnny Mull moves that the Consent Agenda be approved; Commissioner Mike Hughes seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Winters, aye. TOTAL FOR: 13; OPPOSES: NONE; ABSENT: 1. The motion passes.

CONSENT AGENDA IS RECORDED AS AN ATTACHMENT

RESOLUTION _____

RESOLUTION AUTHORIZING BRADLEY COUNTY MAYOR TO NEGOTIATE AND ENTER INTO A CONTRACT WITH _____ D/B/A TOTAL SURVEILLANCE SOLUTIONS REGARDING THE UPGRADE AND EXPANSION OF THE SECURITY CAMERA SYSTEM AT THE BRADLEY COUNTY COURTHOUSE AND ANNEX BUILDING FOR AN AMOUNT OF ELEVEN THOUSAND SEVEN HUNDRED FIFTY-EIGHT DOLLARS (\$11,758.00)

WHEREAS, the Bradley County Sheriff's Office seeks to upgrade and expand the security camera system at the Bradley County Courthouse and the County Annex Building to provide increased security for said buildings; and

WHEREAS, the upgrade and expansion of the security camera system project was the subject of competitive bidding as required by Tennessee Law; and

WHEREAS, the Sheriff's Office has recommended awarding the contract to _____ d/b/a Total Surveillance Solutions was the lowest and best bid for the security camera portion of the project.

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RESOLUTION ____ CONTINUES

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 21st day of February, 2017, that:

SECTION 1. Bradley County Mayor be and is hereby authorized to negotiate a contract with _____ d/b/a Total Surveillance Solutions for the upgrade and expansion of the security camera system at the Bradley County Courthouse and County Annex Building for an amount of \$11,758.00.

SECTION 2. Bradley County Mayor be and is hereby authorized following successful negotiation to enter into a contract with _____ d/b/a Total Surveillance Solutions for the upgrade and expansion of the security camera system at the Bradley County Courthouse and County Annex Building for an amount of \$11,758.00.

Commissioner Jeff Yarber moves to accept this Resolution; Commissioner Howard Thompson seconds the motion.

Commissioner Dan Rawls offers a substitute motion to move this back to the Finance Committee for more discussion; Commissioner Bill Winters seconds the substitute motion.

Voting on the substitute motion, the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Winters, aye. TOTAL FOR: 13; OPPOSES: NONE; ABSENT: 1. The substitute motion passes, therefore no vote taken on the original motion.

Commissioner Milan Blake requests that Resolution 2017-07 Authorizing Bradley County Mayor To Negotiate And Enter Into A Contract With O'Dell Equipment And Supply, Inc. Regarding The Purchase And Installation Of An Industrial Washer And Dryer For The Bradley County Workhouse For An Amount Of Twenty Seven Thousand Seven Hundred Dollars be added to the Meeting Agenda as Item E and with this addition Commissioner Johnny Mull moves that the Meeting Agenda be approved; Commissioner Jeff Yarber seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Winters, aye. TOTAL FOR: 13; OPPOSES: NONE; ABSENT: 1. The motion passes.

MEETING AGENDA RECORDED AS AN ATTACHMENT

Commissioner Howard Thompson moves to purchase new chairs for the Commission at a cost of \$4,661.00 with funds from the Commission Line Item 101-51100-599 and the purchase date is to be after July 1st, 2017; Commissioner Charlotte Peak seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Winters, aye. TOTAL FOR: 13; OPPOSES: NONE; ABSENT: 1. The motion passes.

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Commissioner Howard Thompson moves to purchase 200 Commission lapel pins at a cost of \$4.00 each with funds from the Commission Line Item 101-51100-599; Commissioner Charlotte Peak seconds the motion. On roll call the Commissioners vote as follows: Caywood; aye; Hughes, aye; Alford, aye; Crye; aye; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Winters, aye. TOTAL FOR: 13; OPPOSES: NONE; ABSENT: 1. The motion passes.

RESOLUTION 2017-05

RESOLUTION ESTABLISHING A GRANT APPLICATION AND AWARD POLICY FOR BRADLEY COUNTY RESTRICTING CERTAIN TYPES OF GRANT APPLICATIONS AND AWARDS

WHEREAS, the Bradley County Commission seeks to establish a policy that Bradley County will only research, pursue and obtain federal, state and private foundation grant funding that is consistent with the County's goals and objectives and the current goals of the Bradley County Commission; and

WHEREAS, the Fair Housing Act requires agencies to administer their programs and activities related to housing and urban development "affirmatively to further" fair housing; and

WHEREAS, recipients of U.S. Department of Housing and Urban Development (hereinafter "HUD") program funding are required to conduct an analysis of impediments to fair housing choices and certify that they will affirmatively further fair housing; and

WHEREAS, in recent years HUD has been more active in bringing claims against fund recipients resulting in litigation against municipalities for failure to comply with "affirmatively further fair housing" grant requirements.

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 21st day of February, 2017, that the following grant application and award policy is established for Bradley County restricting certain types of grant applications and awards:

- 1. MATCHING FUNDS OR PLEDGED RESOURCES. Any grant contract, whether new or a renewal, which requires as a condition for award, matching funds from the County or a pledge of County resources beyond normal operations, must be approved by the County Commission if such funding or resources are not readily available in the approved department or agency budget.**
- 2. ADDITIONAL FULL-TIME EQUIVALENT POSITIONS. Any grant, whether new or a renewal, for which the County will be required or need to employ persons in new or additional full-time equivalent positions must be approved by the County Commission.**
- 3. COUNTY MAYOR APPROVAL. Any grant, whether new or a renewal, other than previously provided must be approved by the County Mayor.**

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RESOLUTION 2017-05 CONTINUES

- 4. AFFIRMATIVELY FURTHERING FAIR HOUSING. Bradley County will not apply for or agree to accept any funding or assistance, whether directly through the Federal Government or pass-through funding from the State of Tennessee that:**
- a) Requires an Assessment of Fair Housing; or**
 - b) Is from any grant program with the United States Department of Housing and Urban Development within the Affirmatively Furthering Fair Housing Final Rule, as stated in 24 C. F. R. 5.154(b)(1), that requires a recipient to complete an Assessment of Fair Housing, specifically including the following United States Department of Housing and Urban Development programs:**
 - 1. Community Development Block Grants;**
 - 2. HOME Investment Partnerships;**
 - 3. Emergency Solutions Grants; and**
 - 4. Housing Opportunities for Persons with AIDS**

Commissioner Dan Rawls moves for the adoption of this Resolution 2017-05; Commissioner Bobby Goins seconds the motion.

Commissioner Thomas Crye offers a substitute motion to table this; Commissioner Howard Thompson seconds the substitute motion.

Voting on the substitute motion, the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, nay; Peak, aye; Thompson, aye; Goins, nay; Yarber, aye; Rawls, nay; Rominger, nay; and Winters, aye. The Clerk asks if anyone would like to change their vote. TOTAL FOR: 9; OPPOSES: 4; ABSENT: 1. The substitute motion passes, therefore no vote taken on the original motion.

RESOLUTION 2017-06

RESOLUTION OPPOSING GOVERNOR HASLAM'S "IMPROVE ACT" THAT INCLUDES A TAX INCREASE OF SEVEN CENTS (\$0.07) PER GALLON OF GAS AND TWELVE CENTS (\$0.12) PER GALLON OF DIESEL AND INCREASES THE CAR REGISTRATION FEES BY FIVE DOLLARS (\$5.00) FOR THE AVERAGE PASSENGER VEHICLE REGISTERED IN TENNESSEE

WHEREAS, on January 18, 2017, Governor Bill Haslam announced his "IMPROVE Act" to be the first piece of Gov. Haslam's next Tennessee legislative plan; and

WHEREAS, the "IMPROVE Act" increases the tax per gallon of gas in Tennessee by seven cents (\$0.07) per gallon and the diesel tax by twelve cents (\$0.12) per gallon; and

WHEREAS, the "IMPROVE Act" increases the car registration fees by five dollars (\$5.00) for the average passenger vehicle registered in Tennessee; and

WHEREAS, this proposed gas and diesel tax increase would be a further tax burden on Bradley County residents that can least afford the additional tax burden.

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RESOLUTION 2017-06 CONTINUES

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 21st day of February, 2017, that the Bradley County Commission is in opposition to Governor Haslam's "IMPROVE Act" that includes a tax increase of seven cents (\$0.07) per gallon of gas and twelve cents (\$0.12) per gallon of diesel and increases the car registration fees by five dollars (\$5.00) for the average passenger vehicle registered in Tennessee.

Commissioner Dan Rawls moves for the approval of Resolution 2017-06; Commissioner Jeff Yarber seconds the motion.

Commissioner Thomas Crye offers a substitute motion that this be tabled; not enough information to make a decision at this level; Commissioner Mike Hughes seconds the substitute motion.

Voting on the substitute motion, the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, nay; Yarber, nay; Rawls, nay; Rominger, nay; and Winters, aye. The Clerk asks if anyone would like to change their vote. TOTAL FOR: 9; OPPOSES: 4; ABSENT: 1. The substitute motion passes, therefore no vote taken on the original motion.

RESOLUTION 2017-07

RESOLUTION AUTHORIZING BRADLEY COUNTY MAYOR TO NEGOTIATE AND ENTER INTO A CONTRACT WITH O'DELL EQUIPMENT AND SUPPLY, INC. REGARDING THE PURCHASE AND INSTALLATION OF AN INDUSTRIAL WASHER AND DRYER FOR THE BRADLEY COUNTY WORKHOUSE FOR AN AMOUNT OF TWENTY-SEVEN THOUSAND SEVEN HUNDRED DOLLARS (\$27,700.00)

WHEREAS, the Bradley County Sheriff's Office seeks to purchase and install an industrial washer and dryer in the Bradley County Workhouse facility; and

WHEREAS, the purchase and installation of said washer and dryer was the subject of competitive bidding as required by Tennessee Law; and

WHEREAS, the Sheriff's Office has recommended awarding the contract to O'Dell Equipment and Supply, Inc., which was the lowest and best bid for the project.

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 21st day of February, 2017, that:

SECTION 1. Bradley County Mayor be and is hereby authorized to negotiate a contract with O'Dell Equipment and Supply, Inc. for the purchase and installation of an industrial washer and dryer for the Bradley County Workhouse for an amount of \$27,700.00

SECTION 2. Bradley County Mayor be and is hereby authorized following successful negotiation to enter into a contract with O'Dell Equipment and Supply, Inc. for the purchase and installation of an industrial washer and dryer for the Bradley County Workhouse for an amount of \$27,700.00.

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ROLL CALL FOR RESOLUTION 2017-07

Commissioner Milan Blake moves for the adoption of Resolution 2017-07; Commissioner Robert Rominger seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, nay; Alford, aye; Crye, nay; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, nay; Rominger, aye; and Winters, aye. The Clerk asks if anyone would like to change their vote. TOTAL FOR: 10; OPPOSES: 3; ABSENT: 1. The motion passes.

There is no further business to come before the Commission and on a motion by Commissioner Jeff Yarber, the Commission adjourns at 1:03 P.M. EST.

Louie Alford, Chairman
Bradley County Commission

Donna A. Simpson
Bradley County Clerk

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