

The Bradley County Commission meets in Regular Session on September 5th, 2017, at the Courthouse in Cleveland, Tennessee, at 7:00 P.M. EDST. 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, MARK HALL and BILL WINTERS. TOTAL PRESENT: 14; ABSENT: NONE. There is a quorum present and Chairman Louie Alford calls the meeting to order.

Following the Pledge of Allegiance to the Flag, Randy Howard with The Caring Place, leads in the invocation.

The meeting is turned over to County Clerk Donna Simpson who opens the floor for nominations for the County Commission Chairman.

Commissioner Thomas Crye nominates the current Chairman Louie Alford. When there are no further nominations, Commissioner Crye moves that Commissioner Alford be elected by acclamation. 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. Commissioner Alford is elected Commission Chairman and presides for the remainder of the meeting.

The floor is now open for nominations for Vice Chairman. Commissioner Mark Hall nominates Commissioner Jeff Yarber and when there are no other nominations, Commissioner Hall moves that Commissioner Yarber be elected by acclamation. 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. Commissioner Jeff Yarber is elected Vice Chairman.

Commissioner Johnny Mull moves that the Minutes of the August 21st, 2017, Regular Session 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

County Mayor D. Gary Davis requests the letter from the Comptroller of the Treasury acknowledging receipt of a certified copy of the fiscal year 2018 budget be made a part of the Commission Minutes.

LETTER IS RECORDED AS AN ATTACHMENT

09/05/2017

09/05/2017

RESOLUTION 2017-43
RESOLUTION AUTHORIZING BRADLEY COUNTY MAYOR TO ENTER INTO A
THREE (3) YEAR AGREEMENT WITH THOMPSONGAS-SMOKIES, LLC TO
PROVIDE PROPANE GAS FOR THE BRADLEY COUNTY FIRE DEPARTMENT AT A
RATE OF \$0.899 PER GALLON FOR THE FIRST YEAR AND \$0.939 PER GALLON
FOR THE REMAINING TWO YEARS OF THE AGREEMENT

WHEREAS, Bradley County Fire Department uses propane gas at fourteen (14) different locations for a total estimated consumption of 9,500 gallons of propane per year; and

WHEREAS, Bradley County is currently paying \$1.22 per gallon for propane; and

WHEREAS, Bradley County Fire Department sought competitive quotes for propane prices per gallon; and

WHEREAS, the Bradley County Fire Department recommends entering into an agreement with ThompsonGas-Smokies, LLC to obtain a guaranteed rate on propane for the next three (3) years.

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 5th day of September, 2017, that the Bradley County Mayor be and is hereby authorized to enter into a three (3) year agreement with ThompsonGas-Smokies, LLC to provide propane gas for the Bradley County Fire Department at a rate of \$0.899 per gallon for the first year and \$0.939 per gallon for the remaining two (2) years of the agreement.

Commissioner Jeff Yarber moves for the adoption of Resolution 2017-43; Commissioner Bobby Goins seconds the motion. It is established before voting that ten (10) votes are required for passage. Caywood, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

Commissioner Mike Hughes moves that the Consent Agenda be approved; Commissioner Thomas Crye 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

CONSENT AGENDA RECORDED AS AN ATTACHMENT

Commissioner Bill Winters moves on recommendation from the IT Committee the Commission accept the proposal as presented by WrightCore for wi fi [Commission room] at a cost of \$890.52; Commissioner Milan Blake 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes

THE WRIGHTCORE PROPOSAL IS RECORDED AS AN ATTACHMENT

09/05/2017

09/05/2017

RESOLUTION 2017-44
RESOLUTION AUTHORIZING BRADLEY COUNTY MAYOR TO NEGOTIATE AND
ENTER INTO AGREEMENTS WITH ENERGY SYSTEMS GROUP, LLC FOR A TERM
OF UP TO TWENTY (20) YEARS FOR AN AMOUNT NOT TO EXCEED
FOUR MILLION THREE HUNDRED EIGHTY FIVE THOUSAND FIVE HUNDRED
SIXTY FOUR DOLLARS (\$4,385,564.00) REGARDING ENERGY RELATED UPGRADES
TO BRADLEY COUNTY FACILITIES

WHEREAS, Bradley County has several facilities that are in immediate need of energy related capital improvements; and

WHEREAS, Energy Systems Group (hereinafter "ESG") has performed guaranteed performance contracting project services for the Bradley County Schools and has evidenced technical competency to perform guaranteed energy savings services; and

WHEREAS, pursuant to *Tennessee Code Annotated* 12-4-110, Bradley County is authorized to enter into contracts that include both engineering services and equipment, and have as their purpose the reduction of energy costs in public facilities, which contracts shall be awarded based upon qualifications and experience; and

WHEREAS, Bradley County requested proposals from qualified firms and chose ESG based upon qualifications and experience; and

WHEREAS, the financing of this project shall be obtained from the issuance of hospital interfund loan capital outlay notes, or by other means approved by the Bradley County Legislative Body, not to exceed \$4,385,564.00.

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 5th day of September, 2017, that:

SECTION 1. Bradley County Mayor is hereby authorized to negotiate and enter into a guaranteed energy savings performance contract with ESG regarding energy upgrades to County facilities for an amount not to exceed four million three hundred eighty-five thousand five hundred and sixty-four dollars (\$4,385,564.00).

SECTION 2. Bradley County Mayor is hereby authorized to negotiate and determine the best financing options for an amount not to exceed four million three hundred eighty-five thousand five hundred and sixty-four dollars (\$4,385,564.00) for the installation and acquisition of certain energy improvements procured by Bradley County under a guaranteed energy savings performance contract entered into with ESG.

Commissioner Johnny Mull puts the adoption of Resolution 2017-44 in the form of a motion; Commissioner Thomas Crye 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

09/05/2017

09/05/2017

Commissioner Milan Blake, Chairman of the Finance Committee, presents the following School Budget Amendments -- these having come out of Finance Committee -- for the approval by the Commission. The Budget Amendment Request Forms for all the School Budget Amendments are recorded as attachments.

Commissioner Milan Blake moves that \$13,711.07 be moved from Special Education Program to Transportation for one (1) additional special education bus monitor; Commissioner Johnny Mull 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

Commissioner Milan Blake puts in the form of a motion to move \$26,636.30 from the Undesignated Fund Balance to the Regular Instruction Program for Elementary Education Funds set up as reserve in 2017, moving back into FY 18 budget; Commissioner Bill Winters 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

Commissioner Milan Blake puts in the form of a motion to move \$3,518.94 from the Undesignated Fund Balance to Health Services -- tobacco funds set up as reserve at the end of 2017; moving back into the FY 2018 budget; 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

Move \$1,345,594.74 from the Undesignated Fund Balance to Operating Transfers for the Lake Forest Middle School building fund set up at the end of FY 2017 and transferred to Fund 177 Education Capital Projects [per auditors] and Commissioner Milan Blake puts this in the form of a motion; Commissioner Bobby Goins 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

Commissioner Milan Blake moves to transfer \$355,000.00 from the Undesignated Fund Balance to Regular Capital Outlay for Bradley County High School masonry wall repair funds \$291,700.00 set up as reserve in FY 2017 and moving \$291,700.00 into FY 2018 plus additional \$63,300.00 to cover full bid quote; Commissioner Bill Winters 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

09/05/2017

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Commissioner Milan Blake puts in the form of a motion to move \$55,032.87 from Safe & Drug Free Schools to Operation of the Plant for FY 2018 Safe Schools Grant per ePlan Original Budget; Commissioner Howard Thompson 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

Commissioner Milan Blake submits the letter from Attorney Andrew J. Brown [In Re: Ad Hoc Forensic Audit Committee Notice of Representation of the Bradley County Sheriff's Department] to be made a part of the Commission Minutes.

LETTER RECORDED AS AN ATTACHMENT

Commissioner Jeff Yarber moves that the Meeting Agenda be approved; Commissioner Robert Rominger 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

MEETING AGENDA RECORDED AS AN ATTACHMENT

RESOLUTION 2017-42
RESOLUTION AUTHORIZING BRADLEY COUNTY MAYOR TO NEGOTIATE AND
ENTER INTO A ONE (1) YEAR LEASE AGREEMENT WITH CENTERSTONE OF
TENNESSEE, INC. REGARDING THE LEASE OF OFFICE SPACE AT THE BRADLEY
COUNTY JUVENILE JUSTICE CENTER FOR AN AMOUNT OF FOURTEEN
THOUSAND FOUR HUNDRED DOLLARS (\$14,400.00)

WHEREAS, the Bradley County Juvenile Court has a need for assessment and counseling services to be provided at the Bradley County Juvenile Justice Center; and

WHEREAS, Centerstone of Tennessee, Inc. (hereinafter "Centerstone") has agreed to provide these assessment and counseling services and is in need of office space to provide these facilities; and

WHEREAS, the Bradley County Juvenile Court Director has recommended continuing with the Lease Agreement with Centerstone.

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 5th day of September, 2017, that:

SECTION 1. Bradley County Mayor be and is hereby authorized to negotiate a one (1) year lease agreement with Centerstone for office space at the Bradley County Juvenile Justice Center for an amount of fourteen thousand four hundred dollars (\$14,400.00).

SECTION 2. Bradley County Mayor be and is hereby authorized following successful negotiation to enter into a one (1) year lease agreement with Centerstone for office space at the Bradley County Juvenile Justice Center for an amount of fourteen thousand four hundred dollars (\$14,400.00).

09/05/2017

09/05/2017

ROLL CALL FOR RESOLUTION 2017-42

Commissioner Jeff Yarber moves to adopt Resolution 2017-42; Commissioner Howard Thompson 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

Commissioner Milan Blake puts in the form of a motion to accept the Finance Committee's recommendation to establish a \$5.00 fee for open records request requiring the recording of a meeting on a CD or thumb drive; Commissioner Bobby Goins 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, nay; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; Hall, aye; and Winters, aye. The Clerk asks if anyone would like to change their vote. TOTAL FOR: 13; OPPOSES: 1. The motion passes

Commissioner Jeff Yarber moves to grant Lieutenant Doug Towne his service weapon for twenty years of POST service, Glock 22, 40 caliber, serial NVT818; 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

THE LETTER REQUESTING THE WEAPON BE PRESENTED TO LIEUTENANT TOWNE IS RECORDED AS AN ATTACHMENT

ROAD PETITION

ELDRIDGE DRIVE

TAX MAP ID	015	
ROAD LOCATION	NW	
BEGINNING	MOUSE CREEK ROAD NW	
ENDING	DEAD END	
ROAD CONSTRUCTED OF	GRAVEL	CLASS C
WIDTH OF PAVEMENT	Gravel 18'	
WIDTH OF RIGHT-OF-WAY	50'	
LENGTH OF ROAD RIGHT-OF-WAY	690'	
LENGTH OF PAVEMENT	690'	Gravel

Commissioner Robert Rominger moves to accept this into the road system and maintain gravel; Commissioner Bobby Goins 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, nay; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; Hall, aye; and Winters, aye. The Clerk asks if anyone would like to change their vote. TOTAL FOR: 13; OPPOSES: 1. The motion passes.

MAP AND REQUEST FOR MODIFICATION OF THE ROAD LIST RECORDED AS ATTACHMENTS

09/05/2017

09/05/2017

There is no further business to come before the Commission and on a motion by Commissioner Jeff Yarber, the Commission adjourns at 7:54 P.M. EDST.

Louie Alford, Chairman
Bradley County Commission

Donna A. Simpson
Bradley County Clerk

09/05/2017