

REGULAR SESSION

OCTOBER 7th, 2019

The Bradley County Commission meets in REGULAR SESSION on October 7th, 2019, at 7:00 P.M. EDT at the Bradley County 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: DENNIS EPPERSON, LOUIE ALFORD, THOMAS L. CRYE, JOHNNY MULL, CHARLOTTE PEAK, HOWARD LEWIS THOMPSON, BOBBY GOINS, ERICA DAVIS and BILL WINTERS. Commissioners MIKE HUGHES, MILAN M. BLAKE, TIM MASON and KEVIN RAPER are absent. TOTAL PRESENT: 9; ABSENT: 4. There is a quorum present and Chairman Johnny Mull calls the meeting to order.

Following the Pledge of Allegiance to the Flag, Pastor Stan Gibson, Candies Creek Baptist Church, leads in the invocation.

Commissioner Bobby Goins moves that the Minutes of the September 16th, 2019, REGULAR SESSION be approved; Commissioner Howard Thompson seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Alford, aye; Crye, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Davis, aye; and Winters, aye. TOTAL FOR: 9; OPPOSES: NONE; ABSENT: 4. The motion passes.

Commissioner Howard Thompson moves that the Consent Agenda be adopted; Commissioner Bill Winters seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Alford, aye; Crye, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Davis, aye; and Winters, aye. TOTAL FOR: 9; OPPOSES: NONE; ABSENT: 4. The motion passes.

CONSENT AGENDA RECORDED AS AN ATTACHMENT

STATEMENT BY COMMISSIONER DENNIS EPPERSON

"As this Commission moves forward, providing a vision for the future. As we create the foundation and come up with practical steps for infrastructure, such as water and wastewater systems will be crucial in improving Bradley County's quality of life by creating jobs, protecting waterways and positioning communities for planned growth. Water and sewer is essential to protecting the environment and building a healthy sustainable future. And with that being said, Mr. Chairman, I would like to schedule a Water and Sewer Ad Hoc Committee meeting for October 21st at 11:00 a.m."

Commissioner Charlotte Peak moves to accept the recommendation of the Insurance Committee authorizing the Bradley County Mayor to continue coverage with Cigna Health and Life Insurance Company to provide Health Insurance Benefits for Bradley County employees offering three options to employees at an initial County cost not to exceed six hundred twenty three dollars per month for each employee enrolled; Commissioner Howard Thompson seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Crye, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Davis, aye; and Winters, aye. TOTAL FOR: 8; OPPOSES: NONE; ABSENT: 5. The motion passes.

RESOLUTION RECORDED AS AN ATTACHMENT

Commissioner Louie Alford is absent for the roll call and is counted as absent for the remainder of the meeting.

10/07/2019

10/07/2019

Commissioner Bobby Goins moves to adopt the Meeting Agenda; Commissioner Dennis Epperson seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Crye, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Davis, aye; and Winters, aye. TOTAL FOR: 8; OPPOSES: NONE; ABSENT: 5. The motion passes.

MEETING AGENDA RECORDED AS AN ATTACHMENT

Commissioner Charlotte Peak puts in the form of a motion the Resolution Authorizing The Hiwassee Utilities Commission Of Bradley And McMinn Counties To Request And Secure A Drinking Water State Revolving Loan In The Total Amount Of Two Million Six Hundred Twenty Thousand Dollars (\$2,620,000.00) To Complete Needed Capital Improvements Of the Hiwassee Utilities Commission Water Treatment Plant; Commissioner Thomas Crye seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Crye, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Davis, aye; and Winters, aye. TOTAL FOR: 8; OPPOSES: NONE; ABSENT: 5. The motion passes.

RESOLUTION RECORDED AS AN ATTACHMENT

Commissioner Erica Davis puts in the form of a motion Resolution Approving A Payment-In-Lieu-Of-Taxes (PILOT) Schedule And Delegating Authority To Enter Into A PILOT Agreement; Commissioner Thomas Crye seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Crye, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Davis, aye; and Winters, aye. TOTAL FOR: 8; OPPOSES: NONE; ABSENT: 5. The motion passes.

RESOLUTION RECORDED AS AN ATTACHMENT

Commissioner Thomas Crye moves to appoint Chairman Johnny Mull to the Taylor Spring Park Committee; Commissioner Bobby Goins seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Crye, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Davis, aye; and Winters, aye. TOTAL FOR: 8; OPPOSES: NONE; ABSENT: 5. The motion passes.

There is no further business to come before the Commission and on a motion by Commissioner Thomas Crye, the Commission adjourns at 7:25 P.M. EDT.

Johnny Mull, Chairman
Bradley County Commission

Donna A. Simpson
Bradley County Clerk

10/07/2019

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RESOLUTION 2019-33

RESOLUTION AUTHORIZING THE BRADLEY COUNTY MAYOR TO CONTINUE COVERAGE WITH CIGNA HEALTH AND LIFE INSURANCE COMPANY TO PROVIDE HEALTH INSURANCE BENEFITS FOR BRADLEY COUNTY EMPLOYEES OFFERING THREE (3) OPTIONS TO EMPLOYEES AT AN INITIAL COUNTY COST NOT TO EXCEED SIX HUNDRED TWENTY THREE DOLLARS (\$623.00) PER MONTH FOR EACH EMPLOYEE ENROLLED

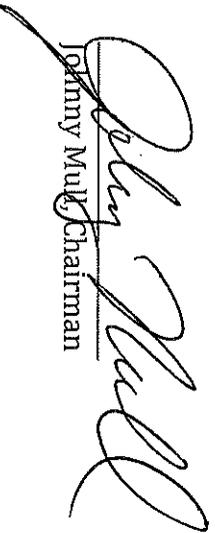
WHEREAS, pursuant to the Affordable Care Act and Bradley County Employee Handbook Section 316, Bradley County is required to offer health benefits to all full-time employees; and

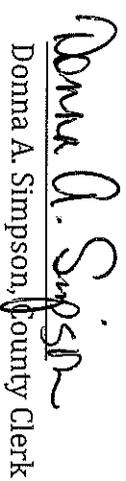
WHEREAS, Bradley County has approximately six hundred (600) full-time employees that are offered health benefits; and

WHEREAS, on September 26, 2019, based upon the recommendation of the Mayor, the Bradley County Commission Insurance Committee voted to recommend approval of three (3) employee options offered by Cigna to employees.

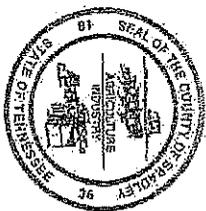
NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 7th day of October, 2019, that the Bradley County Mayor be and is hereby authorized to continue coverage with Cigna Health and Life Insurance Company for an initial one year period with three additional one year optional renewals to provide health insurance benefits for Bradley County Employees offering three (3) options to employees at a guaranteed initial twelve month cost to the County not to exceed six hundred twenty three dollars (\$623.00) per month for each employee enrolled.

ADOPTED this 7th day of October, 2019.


Johnny Mull, Chairman


Donna A. Simpson, County Clerk


D. Gary Davis, County Mayor



Bradley County Commission
Johnny Mull, Chairman
CONSENT AGENDA
October 7, 2019, at 7:00p.m.
Bradley County Courthouse

NOTARY PUBLICS

1. Notary publics – Clerk will bring to the meeting

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BRADLEY COUNTY CLERK

DONNA A. SIMPSON COUNTY CLERK

PO BOX 46

CLEVELAND TN 37364

Telephone 423-728-7226

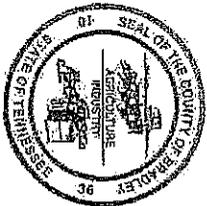
Fax 423-478-8845

Notaries to be elected October 07, 2019

K. A. BARTCHER
JESSE BEARD
MARY BLACKWELL
TODD BRADFORD
TRACEY BURGISS
COURTNEY BURRELL
TERESA COCHRAN
MARGARET ANN COLEMAN
ELIZABETH DENARD

TELETHA C EPPERSON
LAURA ESTRELLA
TAMMY B HOLT
KIMBERLY D HOOKER
JONATAS MARGIOTTA
MICHAEL PHILLIPS
JEANNIE PITTMAN
ANNA P WHITE

PERSONAL SURETY



Bradley County Commission
Johnny Mull, Chairman
VOTING SESSION AGENDA
October 7, 2019, at 7:00p.m.
Bradley County Courthouse

1. Call to order
2. Pledge of Allegiance
Stan Gibson, Pastor Candies Creek Baptist
3. Invocation – ~~Westwood Baptist Associate Pastor Wayne Hinnell~~
4. Roll Call
5. Approval of Minutes
6. Report from County Mayor
7. Consent Agenda (see page 3)
8. Reports from Committees and/or Districts
9. Unfinished Business
10. Approval of Agenda
11. Agenda Items
 - A. Resolution authorizing Hiwassee Utilities Commission of Bradley and McMinn County to request and secure a drinking water state revolving loan in the total amount of \$2.6 million to complete needed capital improvements of the Hiwassee Utilities Commission water treatment plant (see page 4-5) – Commissioner Charlotte Peak
 - B. Resolution approving a payment-in-lieu of taxes (PILOT) schedule and delegating authority to enter into a PILOT agreement (see pages 6-7) – Commissioner Milan Blake
12. Communication from the audience
13. Announcements

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14. Adjourn

Next meeting: Work Session – Monday, October 14, at 12:00p.m., Courthouse

Upcoming Events

*Chamber Coffee, tomorrow, 8:30a.m., Johnston Woods

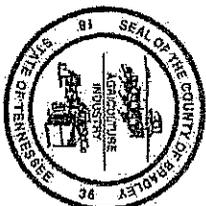
*Tax Committee, October 14, at 11:00a.m., Commission conference room

*Finance Committee, October 14, at 1:00p.m., Commission conference room

*Taylor Spring Park groundbreaking, October 16, 10:00a.m., Taylor Spring Park on 1st Street

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RESOLUTION 2019-34

RESOLUTION AUTHORIZING THE HIWASSEE UTILITIES COMMISSION OF BRADLEY AND McMINN COUNTY TO REQUEST AND SECURE A DRINKING WATER STATE REVOLVING LOAN IN THE TOTAL AMOUNT OF TWO MILLION SIX HUNDRED TWENTY THOUSAND DOLLARS (\$2,620,000.00) TO COMPLETE NEEDED CAPITAL IMPROVEMENTS OF THE HIWASSEE UTILITIES COMMISSION WATER TREATMENT PLANT

WHEREAS, the Hiwassee Utilities Commission was created in 1972 to serve as a regional wholesale water supplier to Bradley County and McMinn County; and

WHEREAS, the Hiwassee Utilities Commission plant is currently rated at 15.0 million gallons per day and is classified as a Class IV water treatment plant; and

WHEREAS, the Hiwassee Utilities Commission water treatment plant is jointly owned by Bradley County and McMinn County and serves as a wholesale water supply to both Counties, including the cities of Cleveland, Charleston, Calhoun, Riceville, and Athens; and

WHEREAS, the Hiwassee Utilities Commission is requesting approval in securing a Drinking Water State Revolving Loan in the amount of two million six hundred twenty thousand dollars (\$2,620,000.00), the total of which will be split equally between Bradley and McMinn Counties; and

WHEREAS, the needed capital improvements include a conversion of primary disinfectant from gaseous chlorine to liquid sodium hypochlorite, change of filter valves and plant meters, improvement of plant compressed air system and maintenance area, and improvement of safety and reliability of the plant by eliminating gaseous chlorine feed and replacing mechanical components that are nearly forty (40) years old; and

WHEREAS, the Hiwassee Utilities Commission will meet the financial obligations of the requested loan from its current revenue stream and said loan term and interest rate will be based upon information on each County but is estimated to be 2% or less for a period of up to twenty (20) years.

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 7th day of October, 2019, that the Hiwassee Utilities Commission of Bradley and McMinn County is hereby authorized to request and secure a Drinking Water State Revolving Loan in the total amount of two million six hundred twenty thousand dollars (\$2,620,000.00) split equally between Bradley County and McMinn County to complete needed capital improvements of the Hiwassee Utilities Commission water treatment plant.

BE IT FURTHER RESOLVED that the Hiwassee Utilities Commission will meet the financial obligations of the requested loan from its current revenue stream and said loan term and interest

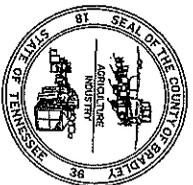
rate will be based upon information on each County but is estimated to be 2% or less for a period of up to twenty (20) years.

Adopted this 7th day of October, 2019.


Johnny Mull, Chairman


Donna A. Simpson, County Clerk


D. Gary Davis, County Mayor



RESOLUTION 2019-35

**RESOLUTION APPROVING A
PAYMENT-IN-LIEU-OF TAXES (PILOT) SCHEDULE AND DELEGATING
AUTHORITY TO ENTER INTO A PILOT AGREEMENT**

WHEREAS, the Industrial Development Board of the County of Bradley and the City of Cleveland, Tennessee (the "Board") has recommended a Payment-In-Lieu-Of-Taxes ("PILOT") schedule for Triumph Sheets, LLC (the "Company") which expressed interest in the acquisition of certain property within the City of Cleveland, Bradley County, Tennessee, the construction of real improvements thereon, and the acquisition and installation of certain machinery, equipment and other personal property for use as manufacturing, warehouse, distribution, and related facilities in Bradley County, Tennessee with a capital investment of approximately (but not limited to) \$39,000,000 (the "Project");

WHEREAS, the Project is anticipated to result in the creation of 50 new full-time positions;

WHEREAS, the Company has requested that all real and personal property acquired in connection with the Project (collectively, the "Property") qualify for an arrangement (the "PILOT Arrangement") whereby the Property shall be exempt from all ad valorem property taxes otherwise due thereon (collectively, "property taxes"), and in lieu of the property taxes, the Companies shall be required to make annual payments in lieu of taxes equal to sixty-two and one-half (62.5%) of the property taxes otherwise due on the Property during the seven-year period commencing on January 1, 2020 and ending on December 31, 2026;

WHEREAS, the Board has determined that, notwithstanding the PILOT Arrangement, the Project will result in the payment of in lieu of tax payments to the City of Cleveland, Tennessee and Bradley County, Tennessee in an estimated amount of \$1,424,490 over the same seven-year period; and

WHEREAS, the County of Bradley, Tennessee (the "County") has determined that the proposed PILOT Arrangement is fair, reasonable, and necessary for the continued economic development of Bradley County and that the payments in lieu of taxes derived from the PILOT Arrangement would be in furtherance of the Board's purposes.

NOW THEREFORE, BE IT RESOLVED by the County Commission of Bradley County, Tennessee as follows:

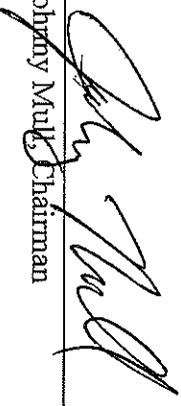
Section 1. The County hereby agrees to the PILOT Arrangement and hereby delegates the power and authority to the Board to negotiate a PILOT agreement with the Company to reflect the parties' respective rights and obligations in accordance with the PILOT Arrangement.

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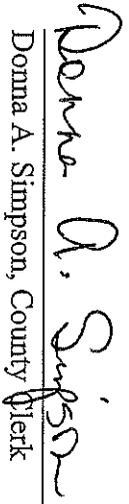
Section 2. The County hereby authorizes the Mayor to execute any and all documents necessary for the successful completion of the Project, including but not limited to, all documents related to the PILOT Arrangement.

Section 3. This Resolution shall become effective upon its adoption.

Adopted this 7th day of October, 2019.



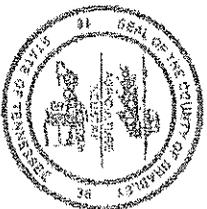
Johnny Mull, Chairman



Donna A. Simpson, County Clerk



D. Gary Davis, County Mayor



Bradley County Commission
Johnny Mull, Chairman
WORK SESSION MINUTES
September 23, 2019, at 7:00p.m.
Bradley County Courthouse

Members present: Louie Alford, Milian Blake, Vice Chairman Thomas Crye, Erica Davis, Dennis Epperson, Bobby Goin, Mike Hughes, Tim Mason, Chairman Johnny Mull, Charlotte Peak, Kevin Raper, Howard Thompson, Bill Winters, and non voting Ex Officio member D. Gary Davis

Members absent: None

Chairman Johnny Mull called the meeting to order.

Chairman Mull requested a moment of silence to remember U.S. Army veteran and strong veteran advocate Cid Heidel.

Following the Pledge of Allegiance led by Commissioner Dennis Epperson, Grace Point Church Pastor Phil Griffin prayed the invocation.

REPORT FROM COUNTY MAYOR

County Mayor D. Gary Davis asked the Commission to consider approving a resolution authorizing the Hiwassee Utility District to seek a low interest state revolving loan in the amount of \$2.6 million. Mayor Davis invited Commissioners to attend lunch and tour the Hiwassee Utility District water plan off Dry Valley Road on Monday, September 30, 2019, at noon. Commissioner Charlotte Peak placed on the October 7, 2019, voting session agenda a resolution authorizing the Hiwassee Utility District to seek a low interest state revolving loan in the amount of \$2.6 million.

Mayor Davis recognized Chamber of Commerce Vice President of Economic Development Doug Berry who asked the Commission to consider a resolution approving a payment-in-lieu of taxes (PILOT) schedule and delegating authority to enter into a PILOT agreement. Commissioner Milian Blake placed on the October 7, 2019, voting session agenda the resolution approving a PILOT schedule and delegating authority to enter into a PILOT agreement.

Mayor Davis reported twenty-nine applications were received for four Fire Department positions. Mayor Davis announced 21 of the applicants passed the initial test and will undergo the agility test next week.

COMMITTEE/DISTRICT REPORTS
7th District

Commissioner Bill Winters had no report.

Commissioner Kevin Raper announced the SPCA Paws and Pints fundraiser will be held at the Southern Charn Venue beginning at 5:00p.m. on November 16, 2019.

6th District
Commissioner Erica Davis announced SPCA Board will meet September 24, 2019, at 6:00p.m. at the Juvenile Center.

Commissioner Davis reported Santek began work at Freedom Park and thanked them for their donation of labor and equipment.

Commissioner Tim Mason announced the Insurance Committee will meet at 9:00a.m. on Thursday, September 26, 2019, in the Commission conference room.

5th District
Commissioner Bobby Goins had no report.

4th District
Commissioner Howard Thompson thanked Doug Berry for his efforts to bolster the economic vitality of our community.

Commissioner Charlotte Peak thanked fellow Commissioner Mason for his efforts on a 4th district project.
Commissioner Peak thanked the Road Department for their work on an Old Parkville Road project.

3rd District
Commissioner Milan Blake announced the HCI deadline for letters of intent is 4:00p.m. on September 30, 2019, to the Commission office.

Chairman Mull provided Commissioners with a timeline and information regarding the 5th District Seat B vacancy. Chairman Mull placed on the October 21, 2019, voting session agenda nominations and vote for the vacant District 5 Seat B.

2nd District
Vice Chairman Thomas Crye had no report.
Commissioner Louie Alford had no report.

1st District
Commissioner Mike Hughes reported a call regarding the broadband initiative that he will forward to the ad hoc committee.

Commissioner Dennis Fpperson had no report.

Chairman Mull referred Commissioners to a copy of the letter recently mailed to TIDOT requesting a traffic study at the intersection of Harrison Pike and Freewill Road.

AGENDA ITEMS
There were no agenda items.

COMMUNICION FROM THE AUDIENCE.

Randy Carver, 6839 Georgetown Road, expressed his great disappointment in the confusion surrounding his recent rezoning request.

Rodney West, 582 South McDonald Road, expressed his concern that children in our school system are still in closets and store rooms following the tax increase.

ANNOUNCEMENTS

The next meeting is a voting session on October 7, 2019, at 7:00p.m.

The Insurance Committee will meet September 26, 2019, at 9:00a.m. in the Commission conference room.

The Tax Committee will meet October 2, 2019, at 9:00a.m., in the Commission conference room.

The Hiwassee Utility District lunch and tour will be at noon on September 30, 2019.

There being no further business, the meeting was adjourned.