REGULAR SESSION **APRIL 1st, 2019**

The Bradley County Commission meets in REGULAR SESSION at 7:00 P.M. EDST on April 1st, 2019, 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, MIKE HUGHES, LOUIE ALFORD, THOMAS L. CRYE, MILAN M. BLAKE, JOHNNY MULL, CHARLOTTE PEAK, HOWARD LEWIS THOMPSON, BOBBY GOINS, TIM MASON, ERICA DAVIS, KEVIN RAPER and BILL WINTERS. Commissioner JEFF YARBER is absent. TOTAL PRESENT: 13; ABSENT: 1. There is a quorum present and Chairman Johnny Mull calls the meeting to order.

Following the Pledge of Allegiance to the Flag, Commissioner Milan Blake leads in the invocation.

Commissioner Mike Hughes moves that the Minutes of the March 18th, 2019, REGULAR SESSION be approved; Commissioner Bobby Goins seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Mason, aye; Davis, aye; Raper, aye; and Winters, aye. TOTAL FOR: 13; OPPOSES: NONE; ABSENT: 1. The motion passes.

RESOLUTION 2019-05
RESOLUTION AUTHORIZING THE BRADLEY COUNTY FIRE DEPARTMENT TO PROVIDE FIRE PROTECTION SERVICES TO THE CITY OF CHARLESTON AND TO LEASE THE FIRE HALL LOCATED AT 8824 HIWASSEE STREET INCLUDING ALL FIRE TRUCKS AND EQUIPMENT AND AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CITY OF CHARLESTON FOR THE PROVISION OF SAID SERVICES

WHEREAS, Bradley County and the City of Charleston are both local governmental entities of the State of Tennessee and, as such, are authorized to enter into interlocal agreements pursuant to *Tennessee Code Annotated* Section 12-9-104; and

WHEREAS, pursuant to *Tennessee Code Annotated* Section 6-54-601, incorporated cities and towns are authorized to enter into contracts and mutual aid agreements with other incorporated cities and towns, with counties, with private incorporated fire departments, with utility districts that provide firefighting service, with metropolitan airport authorities that provide firefighting service and with industrial fire departments to furnish one another assistance in fighting fires; and

WHEREAS, Bradley County currently leases the Charleston fire hall building and all equipment and vehicles from the City of Charleston and provides fire protection services to the City; and

WHEREAS, the City of Charleston desires Bradley County Fire Department to provide fire protection services to the City, and Bradley County is willing to provide these services in exchange for payment from the City of Charleston of costs, all as more fully described in the Fire Protection Agreement between Bradley County and the City of Charleston.

April 1st, 2019
RESOLUTION 2019-05 CONTINUES

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 1st day of April, 2019, that the Bradley County Fire Department is hereby authorized to provide fire protection services to the City of Charleston and to lease the Charleston fire hall located at 8824 Hiwassee Street, including all fire trucks and equipment, for a period of five (5) years in exchange for payment from the City of Charleston of twenty-five thousand dollars ($25,000.00) per year.

BE IT FURTHER RESOLVED that Bradley County Mayor is authorized to execute a fire protection and lease agreement with the City of Charleston for the provision of fire protection services within the corporate city limits of Charleston, Tennessee.

Commissioner Thomas Crye moves for the adoption of Resolution 2019-05; Commissioner Milan Blake seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Mason, aye; Davis, aye; Raper, aye; and Winters, aye. TOTAL FOR: 13; OPPOSES: NONE; ABSENT: 1. The motion passes.

Commissioner Kevin Raper moves that the Consent Agenda be approved; Commissioner Bobby Goins seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Mason, aye; Davis, aye; Raper, aye; and Winters, aye. TOTAL FOR: 13; OPPOSES: NONE; ABSENT: 1. The motion passes.

CONSENT AGENDA RECORDED AS AN ATTACHMENT

Commissioner Howard Thompson moves for the approval of the Meeting Agenda; Commissioner Erica Davis seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Mason, aye; Davis, aye; Raper, aye; and Winters, aye. TOTAL FOR: 13; OPPOSES: NONE; ABSENT: 1. The motion passes.

MEETING AGENDA RECORDED AS AN ATTACHMENT

RESOLUTION 2019-06

RESOLUTION TO ESTABLISH
AN ARCHIVES AND RECORDS MANAGEMENT FEE FOR DOCUMENTS FILED IN
THE OFFICE OF THE BRADLEY COUNTY CLERK

WHEREAS, *Tennessee Code Annotated,* Section 10-7-408, authorizes county legislative bodies to establish and collect an archives and records management fee not to exceed five dollars ($5.00) per document filed in county offices creating public records, with the funds collected through this fee to be designated exclusively for duplicating, storing and maintaining any records required by law to be permanently kept; and

WHEREAS, the County Legislative Body, having established a County Public Records Commission as required by law, has determined that it is in the best interests of the County that such an archives and records management fee be established and collected in the County Clerk's Office of Bradley County.

04/21/2019
RESOLUTION 2019-06 CONTINUES

NOW, THEREFORE, BE IT RESOLVED by the County Legislative Body of Bradley County, Tennessee, meeting in regular session at Cleveland, Tennessee, that:

SECTION 1. An archives and records management fee is hereby established in the amount of five dollars ($5.00) per document filed; including but not limited to Marriage License documents, Business Licenses, Beer Permits, Notary Public, Pawnbroker License, Motor Vehicle and Boat Transactions and other miscellaneous tax returns in the office of the Bradley County Clerk.

SECTION 2. The funds collected through this fee shall be remitted to the County General Fund to be appropriated for use exclusively by the County Clerk for duplicating, storing and maintaining records required by law to be permanently kept.

SECTION 3. The fee imposed by this Resolution shall take effect on the first day of the month following the passage and approval of this Resolution, for all other purposes this Resolution shall be effective upon its passage and approval, the public welfare requiring it.

Commissioner Bill Winters puts in the form of a motion to accept this Resolution establishing an archives and records management fee for documents filed in the office of the County Clerk; Commissioner Mike Hughes seconds the motion.

After some discussion concerning this Resolution, Commissioner Louie Alford calls for the question.

Voting on the call for the question, the Commissioners vote as follows: Epperson, nay; Hughes, nay; Alford, aye; Crye, aye; Blake, nay; Mull, nay; Peak, nay; Thompson, nay; Goins, nay; Mason, nay; Davis, nay; Raper, nay; and Winters, nay. The Clerk asks if anyone would like to change their vote. TOTAL FOR: 2; OPPOSES: 11; ABSENT: 1.

Voting on the original motion to accept Resolution 2019-06, the Commissioners vote as follows: Epperson, aye; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, nay; Thompson, nay; Goins, aye; Mason, aye; Davis, aye; Raper, aye; and Winters, aye. The Clerk asks if anyone would like to change their vote. TOTAL FOR: 11; OPPOSES: 2; ABSENT: 1. The motion passes.

Commissioner Dennis Epperson moves to approve the Drinking Water and Waste Water Treatment Services Ad Hoc Committee recommendation to approve a feasibility study to provide water and sewer to unincorporated parts of Bradley County at a cost not to exceed eighty thousand dollars ($80,000.00) - - from Fund 189; Commissioner Charlotte Peak seconds the motion.

Commissioner Thomas Crye offers a substitute motion to turn this over to the Finance Committee to see where this $80,000.00 is going to come from; Commissioner Howard Thompson seconds the substitute motion.

Voting on the substitute motion, the Commissioners vote as follows: Epperson, nay; Hughes, aye; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, nay; Thompson, aye; Goins, aye; Mason, aye; Davis, aye; Raper, nay; and Winters, aye. The Clerk asks if anyone would like to change their vote. TOTAL FOR: 10; OPPOSES: 3; ABSENT: 1. The substitute motion passes, therefore no vote required on the original motion.

There is no further business to come before the Commission and on a motion by Commissioner Howard Thompson, the Commission adjourns at 8:08 P.M. EDST.

Johnny Mull, Chairman
Bradley County Commission

Donna A. Simpson
Bradley County Clerk