

The Bradley County Commission meets in REGULAR SESSION on June 19th, 2017, at 12:00 noon EDT 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, 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, Commissioner Bill Winters leads in the invocation.

Commissioner Jeff Yarber moves that the Minutes of the June 5th, 2017, REGULAR SESSION be approved; 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 Thomas Crye 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

CONSENT AGENDA RECORDED AS AN ATTACHMENT

Commissioner Milan Blakes requests the Bradley County Sheriff's Office K-9 Unit report be made a part of the Commission's Minutes.

REPORT IS RECORDED AS AN ATTACHMENT

Commissioner Bill Winters moves that the Commission move forward to authorize the firm of Logan-Thompson PC to have the authority to represent the County in whatever litigations are out there [In Re Civil suit against those legally responsible for the wrongful distribution of opioids in Bradley County and damages caused thereby]; Commissioner Thomas Crye seconds the motion. The Chairman states that ten votes are required since this is not a Meeting Agenda item. 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 Johnny Mull moves that the Meeting 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The motion passes.

MEETING AGENDA RECORDED AS AN ATTACHMENT

06/19/2017

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**RESOLUTION 2017-23
RESOLUTION AUTHORIZING BRADLEY COUNTY MAYOR TO NEGOTIATE AND
ENTER INTO A CONTRACT WITH WRIGHTCORE, INC. REGARDING
INFORMATION TECHNOLOGY SERVICES FOR BRADLEY COUNTY FOR A PERIOD
OF ONE YEAR FOR A MONTHLY AMOUNT OF THREE THOUSAND FIVE HUNDRED
DOLLARS (\$3,500.00) FOR MANAGED SERVICES AND ONE HUNDRED FIFTY
DOLLARS (\$150.00) PER HOUR FOR EMERGENCY SERVICES**

WHEREAS, Bradley County is in need of information technology (IT) services; and

WHEREAS, the requested IT service was the subject of competitive bidding as required by Tennessee Law; and

WHEREAS, WrightCore, Inc. was the lowest and best bid for the requested IT services.

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 19th day of June, 2017, that:

SECTION 1. Bradley County Mayor be and is hereby authorized to negotiate a one (1) year contract with WrightCore, Inc. for the provision of IT services to Bradley County for an amount of three thousand five hundred dollars (\$3,500.00) for managed services and one hundred fifty dollars (\$150.00) per hour for emergency services.

SECTION 2. Bradley County Mayor be and is hereby authorized following successful negotiation to enter into a one (1) year contract with WrightCore, Inc. for the provision of IT services to Bradley County for an amount of three thousand five hundred dollars (\$3,500.00) for managed services and one hundred fifty dollars (\$150.00) per hour for emergency services.

Commissioner Milan Blake puts in the form of a motion the adoption of Resolution 2017-23; 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.

Commissioner Milan Blake so moves for the adoption of the Bradley County HOME Grant Priority List; 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.

HOME GRANT PRIORITY LIST RECORDED AS AN ATTACHMENT

06/19/2017

06/19/2017

**RESOLUTION 2017-24
BRADLEY COUNTY BUDGET CONTINUATION RESOLUTION**

WHEREAS, the Bradley County Commission has been delayed in collecting information necessary to definitely establish a final budget for fiscal year 2017-2018 prior to the commencement of such fiscal year on July 1, 2017; and

WHEREAS, the Commission desires to provide for the uninterrupted operation of the government of Bradley County by the continuation of the existing budget for fiscal year 2016-2017 and until a firm budget for the fiscal year 2017-2018 can be finally established.

NOW, THEREFORE BE IT RESOLVED by the Bradley County Commission in REGULAR SESSION assembled, that the Commission hereby adopts as the budget for the operation of Bradley County and its various divisions, offices, departments and agencies for the fiscal year 2017-2018 until replaced and superseded by action of this Commission, the existing budget of Bradley County for the fiscal year 2016-2017 in its entirety; and

BE IT FURTHER RESOLVED that such interim budget shall become and be in full force and effect on July 1, 2017, and remain in effect until further action of the Commission.

Commissioner Milan Blake moves for the adoption of Resolution 2017-24; 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.

Assessor of Property Stanley Thompson presents two (2) appeals during the Budget hearings phase of the Commission meeting.

Commissioner Milan Blake moves that Account 52300 Line Item 718 be placed with \$10,000.00 [2017-2018 Budget]; Commissioner Bobby Goins seconds the motion.

Commissioner Howard Thompson offers a substitute motion that the amount be \$20,000.00; Commissioner Robert Rominger 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; Hall, aye; and Winters, aye. TOTAL FOR: 14; OPPOSES: NONE. The substitute motion passes, therefore no vote taken on the original motion.

Commissioner Robert Rominger moves that \$20,000.00 be put back in Account 52310 Line Item 309 [2017-2018 Budget] for part time help; Commissioner Howard Thompson seconds the motion. On roll call the Commissioners vote as follows: Caywood, nay; Hughes, nay; Alford, nay; Crye, nay; Blake, nay; Mull, nay; Peak, nay; Thompson, aye; Goins, aye; Yarber, aye; Rawls, nay; Rominger, aye; Hall, aye; and Winters, aye. The Clerk asks if anyone would like to change their vote. TOTAL FOR: 6; OPPOSES: 8. The motion FAILS.

06/19/2017

06/19/2017

**RESOLUTION 2017-25
RESOLUTION TO ESTABLISH THE METHOD OF ELECTION FOR
MULTI-MEMBER DISTRICTS OF THE COUNTY COMMISSION**

WHEREAS, *Tennessee Code Annotated*, Section 5-5-102, gives discretionary authority to the County Legislative Body to determine certain issues regarding the process of election for members of the County Legislative Body; and,

WHEREAS, subsection (h) of Section 5-5-102, provides that the County Legislative Body may determine whether each office in multi-member districts will be separately designated on the ballot, with candidates required to run and to be elected on the basis of such separately designated offices within the district, and,

WHEREAS, the County Legislative Body of Bradley County has determined that it is in the best interest of the Legislative Body and of the citizens of Bradley County to provide for such separate designation of offices in multi-member districts.

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

SECTION 1. For all public elections for members of the County Legislative Body of Bradley County following the effective date of this resolution, all offices in multi-member districts shall be separately designated on the ballot (e.g., offices shall be designated: District One, Seat A, District One, Seat B, and so on until proper designations are made for each seat in each multi-member district).

SECTION 2. All candidates for such offices shall indicate to the County Election Commission the specific seat for which they are running at the time of qualification. Pursuant to *Tennessee Code Annotated*, Section 5-5-102 (h)(2), no candidate shall qualify for more than one (1) such separately designated seat within the district.

SECTION 3. This Resolution shall be effective upon its passage and approval, the public welfare requiring it and shall be effective for the 2018 election of the County Legislative Body and all such elections thereafter.

Commissioner Jeff Yarber puts the adoption of Resolution 2017-25 in the form of a motion; Commissioner Dan Rawls seconds the motion. On roll call the Commissioners vote as follows: Caywood, nay; Hughes, nay; Alford, aye; Crye, aye; Blake, aye; Mull, aye; Peak, nay; Thompson, nay; Goins, nay; Yarber, aye; Rawls, aye; Rominger, aye; Hall, nay; and Winters, aye. The Clerk asks if anyone would like to change their vote. TOTAL FOR: 8; OPPOSES: 6. The motion passes.

06/19/2017

06/19/2017

**RESOLUTION 2017-26
RESOLUTION CONSENTING TO THE ABANDONMENT OF A PORTION OF
7th STREET AND THE PROPERTY EXCHANGE BETWEEN THE CLEVELAND BRADLEY
COUNTY LIBRARY AND LEE UNIVERSITY AND AUTHORIZING THE BRADLEY
COUNTY MAYOR TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS TO
FACILITATE THE ABANDONMENT AND PROPERTY EXCHANGE**

WHEREAS, Bradley County and the City of Cleveland are joint owners of a parcel of land, which is generally identified on Tax Map 47M, Group D, Parcel 14.00 in the Tax Assessor's Office of Bradley County, Tennessee. The parcel adjoins Church Street and 7th Street and is currently used by the Cleveland Bradley Public Library for a parking lot; and

WHEREAS, the Cleveland Bradley County Library Board and Lee University desire to have the City of Cleveland abandon 7th Street and the Library Board and Lee University have proposed a land swap between the City and County and Lee University, which will involve approximately sixteen (16) feet of the parcel owned by the City and County being conveyed to

Lee University and a portion of the parcel owned by Lee University being conveyed to the City and County; and

WHEREAS, in order to consider abandoning a street, the City of Cleveland requires property owners to consent to the abandonment; and

WHEREAS, the County Commission has reviewed the proposed agreement and it desires to approve the same and to authorize the Mayor to execute the agreement and any deeds required to facilitate the same.

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body meeting in regular session at Cleveland, Tennessee, on this 19th day of June, 2017, that:

SECTION 1. Bradley County Mayor be and is hereby authorized to sign any documentation required by the City of Cleveland to consent on behalf of Bradley County to the abandonment of the portion of 7th Street running between Church Street and Parker Street.

SECTION 2. Bradley County Legislative Body at the recommendation of the Cleveland Bradley County Library Board consents to the conveyance of a sixteen (16) foot strip of land to Lee University as shown on the attached Plat and hereby authorizes the Bradley County Mayor to execute any and all necessary deeds or other documents required to facilitate the abandonment of 7th Street and the property exchange on behalf of Bradley County.

06/19/2017

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ROLL CALL FOR RESOLUTION 2017-26

Commissioner Charlotte Peak puts the adoption of Resolution 2017-26 in the form of a motion; Commissioner Dan Rawls 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 PLAT REFERRED TO IN RESOLUTION 2017-26 IS RECORDED AS AN ATTACHMENT

* Prior to voting Commissioner Milan Blake reads the following statement:

"Because my wife is an employee of Lee University I have a conflict of interest in the proposal about to be voted on. However, I declare that my argument and my vote answer only to my conscience and to my obligation to my constituents and the citizens this Body represents".

Commissioner Milan Blake places the General Purpose School Fund final budget amendments 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.

BUDGET AMENDMENTS FOR FISCAL YEAR ENDING JUNE 30, 2017, RECORDED AS AN ATTACHMENT

There is no further business to come before the Commission and on a motion by Commissioner Jeff Yarber, the Commission adjourns at 1:22 P.M. EDST.

Louie Alford, Chairman
Bradley County Commission

Donna A. Simpson
Bradley County Clerk

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