REGULAR SESSION **NOVEMBER 5th, 2018**

The Bradley County Commission meets in REGULAR SESSION on November 5th, 2018, at 7:00 P.M. EST in the Board Room of the Bradley County Schools Central Office. D. Gary Davis, County Mayor; Deputy Clerk Carolyn Lay for 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 Charlotte Peak moves that the Minutes of the October 15th, 2018, REGULAR SESSION be approved; Commissioner Kevin Raper 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 2018-42

RESOLUTION AUTHORIZING BRADLEY COUNTY MAYOR TO NEGOTIATE AND ENTER INTO AN AGREEMENT WITH BAR ENVIRONMENTAL SUPPLY, INC. FOR THE PURCHASE AND INSTALLATION OF A COMPLETE WALL MOUNTED CHANNEL GRINDER SYSTEM TO GRIND WASTEWATER EFFLUENT AND DEBRIS FROM THE BRADLEY COUNTY JAIL FOR AN AMOUNT OF FIFTY-EIGHT THOUSAND SEVEN HUNDRED EIGHTY NINE DOLLARS ($58,789.00)

WHEREAS, the Bradley County Sheriff's Office seeks the replacement of the current failing grinder system at the Bradley County Jail; and

WHEREAS, this replacement project is vital to the continued operation of the Bradley County Jail and shall be purchased from funds in the current Sheriff's Office budget located in Line Item 101-54210-335; and

WHEREAS, the purchase and installation services for the Sheriff's Office was the subject of competitive bidding as required by Tennessee Law; and

WHEREAS, the Bradley County Sheriff's Office has reviewed both bids submitted and has recommended proceeding with BAR Environmental Supply, Inc. as 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 5th day of November, 2018, that the Bradley County Mayor is hereby authorized to negotiate and enter into an agreement with BAR Environmental Supply, Inc. for the purchase and installation of a complete wall mounted channel grinder system to grind wastewater effluent and debris from the Bradley County Jail for and amount of Fifty-eight thousand seven hundred eighty-nine dollars ($58,789.00).

Commissioner Thomas Crye makes the motion to approve Resolution 2018-42; 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 Bobby Goins moves that the Consent Agenda be approved; Commissioner Mike Hughes 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 Charlotte Peak moves that the Meeting Agenda be approved; Commissioner Mike Hughes 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

11/05/2018

RESOLUTION 2018-43
BRADLEY COUNTY BROADBAND READY COMMUNITIES

WHEREAS, Bradley County, Tennessee finds that broadband internet availability in the County is of critical importance to all people living, visiting and doing business in Bradley County, Tennessee; and

WHEREAS, the Tennessee State Legislature recently created the ability for Tennessee communities to be designated as "Broadband Ready Communities" through the Tennessee Department of Economic and Community Development; and

WHEREAS, Bradley County, Tennessee, seeks to promote private investment in broadband infrastructure; and

WHEREAS, Bradley County, Tennessee, seeks to be designated as a Broadband Ready Community pursuant to Tennessee Code Annotated 4-3-709 providing as follows:

(a)(1) A political subdivision may apply to the Department of Economic And Community Development for designation as a "broadband ready community" pursuant to guidelines established by the Department. The guidelines for designation must include a requirement that the political subdivision has adopted an efficient and streamlined ordinance or policy for reviewing applications and issuing permits related to projects relative to broadband services.

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body, meeting in Regular Session on this 5th day of November, 2018, as follows:

Section 1. The Bradley County Mayor is authorized to apply to the State of Tennessee Department of Economic and Community for broadband ready community designation.

Section 2. Bradley County, Tennessee, adopts the "Bradley County Policy for Issuing Permits Related to Broadband Service Projects" attached hereto as an efficient and streamlined policy for reviewing applications and issuing permits related to projects relative to broadband services.

Section 3. Bradley County appoints the Bradley County Director of Planning and Building Inspections as the single point of contact in Bradley County for all matters related to a broadband project.

Section 4. Bradley County will establish procedures to allow all forms, applications and documentation related to a project be reviewed and either approved or denied within thirty (30) business days after the application is submitted; and to allow the project to be filed or submitted and signed by electronic means, where possible.

Section 5. Bradley County will not:

(A) Require an applicant to designate a final contractor to complete a project;

(B) Impose an unreasonable fee for reviewing an application or issuing a permit for a project. The fee will not exceed one hundred dollars ($100);

(C) Impose a seasonal moratorium on the issuance of permits for projects; and

(D) Discriminate among communications services providers or utilities with respect to any action related to a broadband project, including granting access to public rights-of-way, infrastructure and poles and any other physical assets owned or controlled by the political subdivision.

Section 6. Bradley County acknowledges that:

(A) Tennessee Certified Broadband Ready Community has an affirmative duty to notify the Tennessee Economic and Community Development Department (TNECD) of any changes to the information submitted as part of its application.

(B) Failure to notify TNECD of changes may result in revocation of Bradley County's Broadband Ready Certification.

Section 7. This Resolution shall take effect immediately upon adoption by governing body, the public welfare requiring it.

BRADLEY COUNTY POLICY FOR ISSUING PERMITS RELATED TO BROADBAND SERVICE PROJECTS RECORDED AS AN ATTACHMENT

11/05/2018
MOTION AND ROLL CALL FOR RESOLUTION 2018-43

Commissioner Erica Davis puts in the form of a motion this Resolution authorizing the request for Broadband Ready Community Designation and the attached policy for issuing permits related to broadband service projects; Commissioner Mike Hughes 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 2018-44
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 OF FIVE HUNDRED EIGHTY-EIGHT DOLLARS AND NINETY-NINE CENTS ($588.99) 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 October 17, 2018, 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 5th day of November, 2018, 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 of five hundred eighty-eight dollars and ninety-nine cents ($588.99) per month for each employee enrolled.

11/05/2018
MOTION AND ROLL CALL FOR RESOLUTION 2018-44

Commissioner Tim Mason puts in the form of a motion this Resolution authorizing the Mayor to continue coverage with Cigna Health and Life Insurance Company to provide health insurance benefits for Bradley County employees offering three options at an initial county cost of $588.99 per month for each employee enrolled; Commissioner Charlotte Peak 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, any and Winters, aye. TOTAL FOR: 13; OPPOSES: NONE; ABSENT: 1. The motion passes.

Commissioner Charlotte Peak moves to request the Mayor to complete the proper documentation required by the City of Cleveland to request annexation of the Urbane Road property identified by Tax Map: 042 Parcel: 005.02 and to request the City pay half of the utility bill that resulted from an audit performed by Cleveland Utilities with the County's share to be paid from 101-51100-599; Commissioner Bobby Goins seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Hughes, nay; Alford, nay; Crye, nay; Blake, aye; Mull, aye; Peak, aye; Thompson, aye; Goins, aye; Mason, aye; Davis, nay; Raper, aye; and Winters, aye. The Clerk asks if anyone would like to change their vote. TOTAL FOR: 9; OPPOSES: 4; ABSENT: 1. The motion passes.

COPY OF THE PARCEL MAP OF THE PROPERTY RECORDED AS AN ATTACHMENT

Commissioner Charlotte Peak moves that the November 19th, 2018, Regular Session meeting of the County Commission be cancelled; Commissioner Bobby Goins seconds the motion. On roll call the Commissioners vote as follows: Epperson, aye; Hughes, nay; Alford, nay; Crye, nay; Blake, aye; Mull, nay; Peak, aye; Thompson, aye; Goins, aye; Mason, nay; Davis, nay; Raper, nay; and Winters, aye. The Clerk asks if anyone would like to change their vote. TOTAL FOR: 6; OPPOSES: 7; ABSENT: 1. The motion FAILS.

There is no further business to come before the Commission and on a motion by Commissioner Charlotte Peak, the Commission adjourns at 7:51 P.M. EST.

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Johnny Mull, Chairman
Bradley County Commission

_____
Donna A. Simpson
Bradley County Clerk

11/05/2018