

The Bradley County Commission meets in REGULAR SESSION on January 16th, 2018, at 12:00 noon EST in the Board Room of the Bradley County Schools Central Office 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, MILAN M. BLAKE, CHARLOTTE PEAK, HOWARD LEWIS THOMPSON, BOBBY GOINS, JEFF YARBER, DAN RAWLS, ROBERT ROMINGER and MARK HALL. Commissioners THOMAS L. CRYE, JOHNNY MULL and BILL WINTERS are absent. TOTAL PRESENT: 11; ABSENT: 3. There is a quorum present and Chairman Louie Alford calls the meeting to order.

Following the Pledge of Allegiance to the Flag, Neal Harper leads in the invocation.

Commissioner Jeff Yarber moves that the Minutes of the December 18th, 2017, REGULAR SESSION be approved; Commissioner Dan Rawls seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Blake, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber aye; Rawls, aye; Rominger, aye; and Hall, aye. TOTAL FOR: 11; OPPOSES: NONE; ABSENT: 3. The motion passes.

County Mayor Davis presents the following Committee reappointments and one appointment for confirmation by the Commission:

Board of Zoning Appeals

Susan Barnette (to fill the unexpired term of Glenna Pritchett) 02/23

Chamber of Commerce Economic Development Council

D. Gary Davis	County Mayor	term
Robert Rominger	Commissioner	01/19
Terry Caywood	Commissioner	01/19

Employee Safety Committee

Jeff Gunter	Chairman/EMA	01/19
Jerry Johnson	EMA	01/19
Carolyn Lay	County Clerk's Office	01/19
Joe Thomason	EMS	01/19
Doris Ann Near	Road Department	01/19
Cassandra Burgiss	Sheriff's Department	01/19
Andy Lockhart	Parks & Recreation	01/19

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Employee Safety Committee appointments continue

Eloise Waters	Health Department	01/19
Shawn Fairbanks	Fire & Rescue	01/19
Tracy Cook	Human Resources	01/19
Lindsay Hathcock	Mayor's Office	01/19
Thomas Crye	Commissioner	01/19

Commissioner Jeff Yarber moves that these be approved; Commissioner Howard Thompson seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Blake, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Hall, aye. TOTAL FOR: 11; OPPOSES: NONE; ABSENT: 3. The motion passes.

Commissioner Bobby Goins moves that the Consent Agenda be approved; Commissioner Dan Rawls seconds the motion.

Commissioner Milan Blake, Chairman of the Finance Committee reads the following Statement:

“There are a couple of items on the Consent Agenda that I wish to further explain. First, Item 14 on the Consent Agenda is a Sheriff's Department Budget Amendment to recognize \$28,550.00 in revenue from the Sheriff's auction and to move it into the Drug Fund Line 718 Law Enforcement Equipment. The second is Consent Agenda Item 15 which recognizes \$19,449.50 in revenue from the sale of items at the Sheriff's auction and moves it into the Sheriff's Law Enforcement Equipment Line Item 718. There was a caveat placed on this motion, however. Finance Committee approved a substitute motion to approve the Budget Amendment and to earmark money for the purchase of a boat and any excess money will come back to Finance to reallocate into budget lines.”

On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Blake, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Hall, aye. TOTAL FOR: 11; OPPOSES: NONE; ABSENT: 3. The motion passes.

CONSENT AGENDA RECORDED AS AN ATTACHMENT

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On recommendation unanimously from the Road Department to place No Parking Signs along the following roads: Hawk Street, Quail Run, Infinity Drive and Spring Place Terrace Commissioner Robert Rominger puts this 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; Blake, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Hall, aye. TOTAL FOR: 11; OPPOSES: NONE; ABSENT: 3. The motion passes.

Commissioner Bobby Goins moves that the Meeting Agenda be approved; Commissioner Charlotte Peak seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Blake, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Hall, aye. TOTAL FOR: 11; OPPOSES: NONE; ABSENT: 3. The motion passes.

MEETING AGENDA RECORDED AS AN ATTACHMENT

RESOLUTION 2018-01
BRADLEY COUNTY
SEWER LINE EXTENSION 2018 CDBG APPLICATION

WHEREAS, Bradley County residents have experienced problems with septic tank failures, which are resulting in the discharge of untreated sewage in the Ocoee Utility District service area of Bradley County; and

WHEREAS, residents have complained about this unsafe and dangerous problem; and

WHEREAS, engineers have examined the septic problems and developed plans for the extension of public sewer lines in the area; and

WHEREAS, the State of Tennessee Department of Economic and Community Development has grant funds available to assist with addressing critical community infrastructure problems such as this; and

WHEREAS, since Bradley County is a member of the Tennessee Department of Economic and Community Development's Three-Star Economic & Community Development Program, the County is eligible to apply for up to \$525,000 in CDBG funds and is eligible for a 4% discount towards the required local match, which improves the grant rate to 14%; and

WHEREAS, the Ocoee Utility District would be responsible for the matching funds required by the Grant in the amount of \$525,000 and all additional project costs that exceed grant funding.

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RESOLUTION 2018-01 CONTINUES

NOW, THEREFORE, BE IT RESOLVED that the Bradley County Mayor is authorized to submit an application for up to \$525,000 in CDBG funds to extend sewer lines to these unserved areas of the County.

BE IT FURTHER RESOLVED, if said application is approved, the County Mayor is hereby authorized to accept on behalf of Bradley County said Community Development Block Grant, execute any and all documents and enter into agreements necessary for the successful application and award of the Grant and to enter into a project administration agreement with the Southeast Tennessee Development District, subject to the ECD approval.

Commissioner Jeff Yarber makes a motion to approve Resolution 2018-01; Commissioner Howard Thompson seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Blake, aye; Peak, aye; Thompson; aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Hall, aye. TOTAL FOR: 11; OPPOSES: NONE; ABSENT: 3. The motion passes.

Commissioner Robert Rominger makes in the form of a motion to approve the Road List as presented; Commissioner Dan Rawls seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Blake, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Hall, aye. TOTAL FOR: 11; OPPOSES: NONE; ABSENT: 3. The motion passes.

ROAD LIST CHANGES MADE IN 2017 AND THE BRADLEY COUNTY ROAD LIST AS OF JANUARY 1, 2018 RECORDED AS ATTACHMENTS

RESOLUTION 2018-02

RESOLUTION AUTHORIZING BRADLEY COUNTY MAYOR TO NEGOTIATE AND ENTER INTO AN AGREEMENT WITH WRIGHTCORE TO PROVIDE EMAIL SERVER UPGRADE AND INSTALLATION SERVICES FOR AN AMOUNT OF SIXTY-ONE THOUSAND EIGHT HUNDRED SIXTY-TWO DOLLARS AND EIGHT CENTS (\$61,862.08)

WHEREAS, the Bradley County Commission seeks to improve the Bradley County Information Technology Services; and

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RESOLUTION 2018-02 CONTINUES

WHEREAS, the Bradley County Commission approved on the 19th day of June, 2017, a contract with Wrightcore for the provision of IT services; and

WHEREAS, the provision of email server upgrade and installation services was the subject of competitive bidding as required by Tennessee Law; and

WHEREAS, Wrightcore was 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 16th day of January, 2018, that the Bradley County Mayor is hereby authorized to negotiate and enter into an agreement with Wrightcore to provide email server upgrade and installation services for an amount of sixty-one thousand eight hundred sixty-two dollars and eight cents (\$61,862.08).

Commissioner Mike Hughes puts in the form of a motion the adoption of Resolution 2018-02; Commissioner Charlotte Peak seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Blake, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Hall, aye. TOTAL FOR: 11; OPPOSES: NONE; ABSENT: 3. The motion passes.

PUBLIC HEARING
REZONING PETITION
8150 GEORGETOWN ROAD

RESOLUTION 2018-03
RESOLUTION TO REZONE FROM C-1 RURAL COMMERCIAL
TO FAR FORESTRY/AGRICULTURAL/RESIDENTIAL
PROPERTY LOCATED AT 8150 GEORGETOWN ROAD AND
IDENTIFIED BY TAX MAP: 012B GROUP: A PARCEL: 007.00

WHEREAS, James F Hughes petitioned the Bradley County Planning Commission to rezone from C-1 Rural Commercial to FAR Forestry/Agricultural/Residential property located at 8150 Georgetown Road and identified by Tax Map: 012B Group: A Parcel: 007.00 and said Planning Commission on December 21, 2017, recommended that this petition be approved; and

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RESOLUTION 2018-03 CONTINUES

WHEREAS, James E. Hughes requested that the Bradley County Commission consider said petition and notice has been published in a newspaper in general circulation in Bradley County and that the County Commission will hold a public hearing on January 16, 2018, concerning the passage of this Resolution as required by law, and such hearing having been held.

NOW, THEREFORE, BE IT RESOLVED by the County Legislative Body of Bradley County meeting in session at Bradley County, Tennessee, on the 16th day of January, 2018, that the zoning map of Bradley County, Tennessee, be amended to rezone from C-1 Rural Commercial to FAR Forestry/Agricultural/Residential property located at 8150 Georgetown Road and property described in Deed Book: 2311 Page: 340, Bradley County Register of Deed's Office and identified by Tax Map: 012B Group: A Parcel: 007.00, as shown on the attached map.

Commissioner Terry Caywood moves that Resolution 2018-03 be approved; Commissioner Mike Hughes seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Blake, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Hall, aye. TOTAL FOR: 11; OPPOSES: NONE; ABSENT: 3. The motion passes

MAP REFERRED TO IN THE RESOLUTION IS RECORDED AS AN ATTACHMENT

PUBLIC HEARING CONCLUDES

RESOLUTION 2018-04

RESOLUTION REQUESTING THAT GOVERNOR BILL HASLAM, THE BRADLEY COUNTY LEGISLATIVE DELEGATION AND THE TENNESSEE GENERAL ASSEMBLY INTRODUCE AND SUPPORT LEGISLATION PROHIBITING TRAINS IN TENNESSEE FROM BLOCKING ROADWAY CROSSINGS

WHEREAS, several states, including but not limited to North Dakota, Idaho, Pennsylvania, Iowa and Washington, have statutes or administrative regulations that prohibit any person or agency from operating any train in such a manner as to prevent vehicular use of any roadway for a period of time in excess of fifteen minutes (this time varies from state to state ranging from five to fifteen minutes) except in very limited circumstances; and

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RESOLUTION 2018-04 CONTINUES

WHEREAS, the citizens of Bradley County continue to experience blocked roadways from trains operating in the County; and

WHEREAS, previous efforts by Bradley County Commissioners to resolve these issues directly with the Railroad have been unsuccessful; and

WHEREAS, blocking of roadways such that law enforcement and other emergency services personnel cannot traverse the crossing creates a health and safety risk to the citizens of Bradley County.

NOW, THEREFORE, BE IT RESOLVED by the Bradley County Legislative Body, meeting in regular session on this 16th day of January, 2018, that the Bradley County Commission requests that Governor Bill Haslam, the Bradley County Legislative Delegation and the Tennessee General Assembly introduce and support legislation prohibiting trains in Tennessee from blocking roadway crossings.

Commissioner Dan Rawls moves that the Commission pass this Resolution 2018-04; Commissioner Jeff Yarber seconds the motion. On roll call the Commissioners vote as follows: Caywood, aye; Hughes, aye; Alford, aye; Blake, aye; Peak, aye; Thompson, aye; Goins, aye; Yarber, aye; Rawls, aye; Rominger, aye; and Hall, aye. TOTAL FOR: 11; OPPOSES: NONE; ABSENT: 3. The motion passes.

There is no further business to come before the Commission and on a motion by Commissioner Jeff Yarber, the Commission adjourns at 12:21 P.M. EST.

Louie Alford, Chairman
Bradley County Commissioner

Donna A. Simpson
Bradley County Clerk

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