

11/23-1

MINUTES

MONROE COUNTY BOARD OF COUNTY COMMISSIONERS

October 26, 2021

BE IT REMEMBERED, that the Board of Commissioners for Monroe County, Tennessee was begun and held at the Monroe County Courthouse in Madisonville, Tennessee, on October 26, 2021 at 6:00 P.M. Present and presiding was Chairman Paulette Summey, with the following (9) Commissioners present and answering the roll call.

<u>1st DISTRICT</u>	<u>2nd DISTRICT</u>	<u>3rd DISTRICT</u>	<u>4th DISTRICT</u>
Luke Bright	Richard Kirkland	Bill Shadden	
Adam Reynolds	Chad Leming	Chris Wiseman	Paulette Summey
	Brian Harrill	Roger Thomas	

ALSO PRESENT, were Mayor Mitch Ingram, County Clerk Larry C. Sloan, Attorney J. Reed Dixon, and Finance Director Elizabeth Hicks. The board of Commission was officially opened by Sheriff Tommy Jones. The invocation was given by Vice Chairman Adam Reynolds followed by the Pledge of Allegiance.

- Motion was made by Commissioner Reynolds to amend the agenda to allow Barry Duckett to address the commission as a public comment. Voice Vote

10/26-1 Commissioners Minutes for September 28, 2021

It was moved by Commissioner Thomas, seconded by Commissioner Reynolds, that these minutes be approved as presented. Motion carried.
Aye 9

10/26-2 Notary Public Applications: It was moved by Commissioner Leming, Seconded by Commissioner Reynolds, the following notary public applications be approved as presented. Motion Carried **Aye 9**

Jill Spalliero	Lynn M. Carangelo	Danielle Marie Adams
Julie Kay Johnston	Joan E. Raper	Angie R Vanderwende
Mellissa Kopplin	Judy G. Thacker	Belinda Fay Wall
Ashley Nicole Smith	Rebecca Ashley Martin	Karen M Martin
Stephanie Ann Hudley McSpadden		

RESOLUTION NO. **1026-26**

**A RESOLUTION TO GRANT APPROVAL TO SUBMIT AN APPLICATION TO THE
TENNESSEE OFFICE OF CRIMINAL JUSTICE PROGRAMS, DEPARTMENT OF
FINANCE AND ADMINISTRATION**

WHEREAS, the Monroe County Sheriff's Department through the Monroe County Government requests permission to submit an application to the Tennessee Office of Criminal Justice Programs, Department of Finance and Administration for a grant in the amount of \$75,000, and

WHEREAS, in order to purchase two Hospital-Grade UV Light Disinfection systems for use in the common areas of the jail, and

WHEREAS, the Monroe County Sheriff will follow proper procedures for this application which will be 100% grant funded, and

WHEREAS, Monroe County Sheriff's Department meets all qualifications to participate in this grant to promote good health and control the spread of COVID-19 in the Monroe County Jail.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MONROE COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 26th DAY OF October, 2021, that this Commission does hereby approve the application of the Monroe County Sheriff's Department for the Tennessee Office of Criminal Justice Programs, Department of Finance and Administration for the control of COVID-19 in the Monroe County Jail.



COUNTY CLERK:

Larry E. Sloan
Larry E. Sloan, County Clerk

APPROVED:

Paulette Summey
Paulette Summey, Chairwoman

PASS the 26th day of October, 2021

It was moved by Commissioner Thomas, seconded
by Commissioner Harrill, that this resolution
be approved as presented. Aye 9 Nay

RESOLUTION NO. 1026-26A

A RESOLUTION TO GRANT APPROVAL TO SUBMIT AN APPLICATION TO THE TENNESSEE DEPARTMENT OF HEALTH FOR THE DETECTION AND MITIGATION OF COVID-19 IN CONFINEMENT FACILITIES

WHEREAS, the Monroe County Sheriff's Department through the Monroe County Government requests permission to submit an application to the Tennessee Department of Health for the Detection and Mitigation of COVID-19 in Confinement Facilities in the amount of \$178,000, and

WHEREAS, in order to purchase a body scanner and UV light disinfection equipment systems for use in the Monroe County Jail, and

WHEREAS, the Monroe County Sheriff will follow proper procedures for this application which will be 100% grant funded, and

WHEREAS, Monroe County Sheriff's Department meets all qualifications to participate in this grant to promote good health and control the spread of COVID-19 in the Monroe County Jail.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MONROE COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS THE 26th DAY OF October, 2021, that this Commission does hereby approve the application of the Monroe County Sheriff's Department for the Tennessee Department of Health for the control of COVID-19 in the Monroe County Jail.

ATTEST:



Larry C. Sloan
Larry C. Sloan, County Clerk

APPROVED:

Paulette Summey
Paulette Summey, Chairwoman

PASS the 26th day of October, 2021

It was moved by Commissioner Thomas, seconded
by Commissioner Heming, that this resolution
be approved as presented. Aye 9 Nay

RESOLUTION NO. 1026-26B

**A RESOLUTION TO DECLARE MILITARY DONATED EQUIPMENT AS SURPLUS
PROPERTY AND PLACE THE ITEMS FOR SALE ON GOVDEALS**

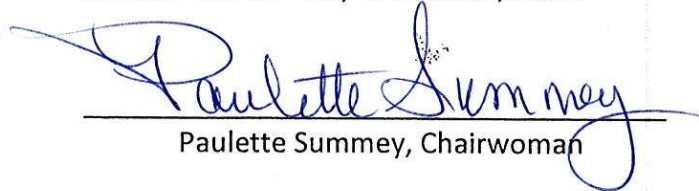
WHEREAS, Monroe County has authority to declare items as surplus that are donated by the United States Military; and

WHEREAS, the Monroe County Sheriff's Department desires to declare as surplus property listed on "Attachment A"; and

WHEREAS, Sheriff Tommy Jones, requests approval to declare the property listed in "Attachment A" surplus and list these items for sell on GovDeals.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MONROE COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS 26th Day of October, 2021, that this Commission hereby approves the sale of the attached list and any other items which may have been inadvertently omitted and declared surplus by agreed collective consent of the respective department head, Director of Finance and the County Commission.

PASSED this 26th Day of October, 2021.


Paulette Summey, Chairwoman




Larry C. Sloan, County Clerk

PASS the 26th day of October, 2021

It was moved by Commissioner Harrill, seconded
by Commissioner Thomas, that this resolution
be approved as presented. Aye 9 Nay

RESOLUTION NO. 1026-26C

BE IT RESOLVED, by the Monroe County Board of County Commissioners, meeting in regular session, on October 26, 2021, that the following amendment for the Monroe County Ambulance Department be made in the Monroe County General Fund Budget for the Fiscal Year 2021-2022.

Increase Revenues

101-49700-AMB	Insurance Recovery-Ambulance	\$ 405.20
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Increase Expenditures

101-55130-338	Maintenance and Repair Services – Vehicles	\$ 405.20
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PASSED, this 26th Day of October, 2021



Paulette Summey
Paulette Summey, Chairwoman

ATTEST:

Larry C. Sloan
Larry C. Sloan, County Clerk

PASS the 26th day of October, 2021

It was moved by Commissioner Leming, seconded by Commissioner Harrell, that this resolution be approved as presented. Aye 9 Nay

RESOLUTION NO. 1026-26D

BE IT RESOLVED, by the Monroe County Board of County Commissioners, meeting in regular session, on October 26, 2021, that the following amendment for the Monroe County Sheriff's Department be made in the Monroe County General Fund Budget for the Fiscal Year 2021-2022.

Increase Revenues

101-49700-SHER

Insurance Recovery-Sheriff's Dept.

\$ 2,375.30

Increase Expenditures

101-54110-338-VHCL

Maintenance and Repair Services-Vehicle

\$ 2,375.30



Larry C. Sloan
Larry C. Sloan, County Clerk

PASSED, this 26th Day of October, 2021.

Paulette Summey
Paulette Summey, Chairwoman

PASS the 26th day of October, 2021

It was moved by Commissioner Thomas, seconded by Commissioner Sparrill, that this resolution be approved as presented. Aye 9 Nay

RESOLUTION NO. 1026-26E

BE IT RESOLVED, by the Monroe County Board of County Commissioners, meeting in regular session, October 26, 2021, that the following amendment for Monroe County Government, be made in the General Fund Budget for the Fiscal Year 2021-2022. This is to correct the current year budget for expenditures spent as of June 30, 2021, but budgeted in Fiscal Year 2021-2022. This funding is through the Governor's Local Government Support CARES Grant.

Increase Fund Balance

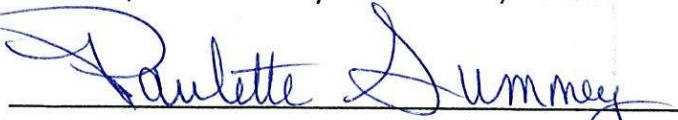
101-39000	Fund Balance	\$ 97,301.43
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Decrease Expenditures

101-58801-599-51300	Other Charges	\$ 56,590.03
101-58801-599-51800	Other Charges	\$ 31,162.68
101-58801-719-51740	Office Equipment	\$ 9,548.72



PASSED, this 26th Day of October, 2021.


Paulette Summey, Chairwoman


Larry C. Sloan, County Clerk

PASS the 26th day of October, 2021

It was moved by Commissioner Heming, seconded by Commissioner Thomas, that this resolution be approved as presented. Aye 9 Nay

RESOLUTION NO. 1026-26F

BE IT RESOLVED, by the Monroe County Board of County Commissioners, meeting in regular session, on October 26, 2021, that the following amendment for the Monroe County Sheriff's Department be made in the Monroe County General Fund Budget for the Fiscal Year 2021-2022. This invoice was received in September, 2021 but budgeted in Fiscal Year 2020-2021. The amount was rolled back into Fund Balance on June 30, 2021.

Increase Expenditures

101-54110-708	Communication Equipment	\$ 7,542.00
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Decrease Fund Balance

101-39000	Fund Balance	\$ 7,542.00
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PASSED, this 26th Day of October, 2021.




Paulette Summey, Chairwoman


Larry C. Sloan, County Clerk

PASS the 26th day of October, 2021

It was moved by Commissioner Thomas, seconded by Commissioner Reynolds, that this resolution be approved as presented. Aye 8 Nay Bright

**MONROE COUNTY BOARD OF EDUCATION
BUDGET AMENDMENTS**

Tuesday, October 26, 2021

Resolution # 27

BOE Amendment # 1021-01 141-General Purpose Schools \$ 357.18
This amendment is to bring in money for the sale of scrap through the Maintenance Department.

Resolution # 27A

BOE Amendment # 1021-02 141-General Purpose Schools \$ 1,300.00
This amendment is to bring in money for the donation to the Family Resource Department from United Way.

Resolution # 27B

BOE Amendment # 1021-03 141-General Purpose Schools \$ 20,000.00
This amendment is to move extra funds from the Teacher salary line into the Coaching salary line due to the board approval of the County-Wide Athletic Director and the recommendation of the attorney to continue to pay the coaches that were relieved of their duties in September.

Resolution # 27C

BOE Amendment # 1021-04 142-Federal Projects-901 IDEA Part B \$ 96,601.51
This amendment is to budget carryover funds from the 2020-2021 school year into the 2021-2022 school year for the Special Education Department.

Resolution # 27D

BOE Amendment # 1021-05 142-Federal Projects-010 Consolidated Admin \$ 18,359.06
This amendment is to align funds from the amount budgeted to actuals received from the state department.

Resolution # 27E

BOE Amendment # 1021-06 142-Federal Projects-108 Title I \$ 219,689.38
This amendment is to budget carryover funds from the 2020-2021 school year into the 2021-2022 school year for the Title I program.

Resolution # 27F

BOE Amendment # 1021-07 142-Federal Projects-108 Title II \$ 77,926.19
This amendment is to budget carryover funds from the 2020-2021 school year into the 2021-2022 school year for the Title II program.

Resolution # 27G

BOE Amendment # 1021-08 142-Federal Projects-441 Title IV \$ 22,460.50
This amendment is to budget carryover funds from the 2020-2021 school year into the 2021-2022 school year for the Title IV program.

Resolution # 27H

BOE Amendment # 1021-09 141-General Purpose Schools \$ 102,687.61
This amendment is to bring in money into the Maintenance budget from Tennessee Risk Management for a claim for roof damage at Sweetwater High School.

Attest:

Larry C. Sloan
Larry C. Sloan, County Court Clerk



Paulette Summey
Paulette Summey, Chairperson

PASS the 26th day of October, 2021

It was moved by Commissioner Leming, seconded
by Commissioner Harrell, that this resolution
be approved as presented. Aye 9 Nay

RESOLUTION NO. 1026-28

A RESOLUTION OF MONROE COUNTY COMMISSION AUTHORIZING THE TRANSFER OF ELEVEN (11) PARCELS OF TELICO VILLAGE ACQUIRED THROUGH THE TAX SALE TO TV HOLDINGS, LLC., AS DESIGNEES FOR TELICO VILLAGE PROPERTY OWNERS' ASSOCIATION, INC.

WHEREAS, those eleven (11) unimproved parcels of real property within Tellico Village more particularly described on Exhibit A, attached hereto and incorporated herein and collectively comprising the "Property" that is the subject of this Resolution were acquired by Monroe County, Tennessee ("County") at a property tax sale conducted on February 13, 2020, confirmed by order entered in the Chancery Court for Monroe County, Tennessee (Case No. 18,468) on March 5, 2020 (the "Tax Sale"); and

WHEREAS, Tenn. Code Ann. 67-5-2516 provides that at any time during its ownership of the property, the tax entity (e.g., the County) may transfer such property to a non-governmental entity claiming contractual rights to the payment of fees or assessments duly recorded in covenants and restrictions; and

WHEREAS, Tellico Village Property Owners' Association, Inc., a Tennessee non-profit corporation ("TVPOA"), is a non-governmental entity claiming contractual rights to the payment of fees and assessments as authorized by and pursuant to its recorded Declaration of Covenants and Restrictions ("Declaration") that encumbers the Property; and

WHEREAS, THE County and TVPOA have negotiated a settlement regarding these fees and assessments as authorized pursuant to Tenn. Code. Ann. 67-5-2516(b) whereby TVPOA, through its authorized designee, TV Holdings, LLC., a Tennessee limited liability company ("Designee") has agreed to accept the transfer of title to all or a portion of the Property acquired by the County at the Tax Sale; and

WHEREAS, the County has been presented a bid for the sale of the eleven (11) parcels comprising the Property to TVPOA's Designee for \$35,870 (representing approximately 20 months of TVPOA assessments) each payable in credit against TVPOA assessments; and

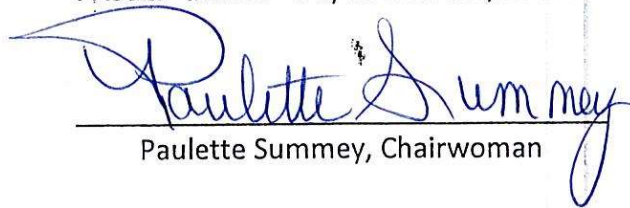
WHEREAS, as authorized by Tenn. Code Ann. 67-5-2516, the County Commission has voted to approve the transfer of those parcels comprising the Property to TVPOA's Designee.

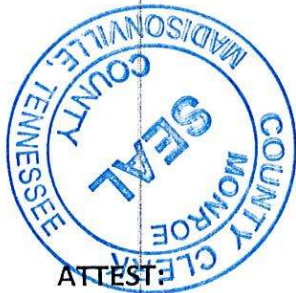
NOW THEREFORE BE IT HEREBY RESOLVED BY THE COURT OF COUNTY COMMISSIONERS FOR MONROE COUNTY, TENNESSEE, assembled in regular session of the 26th Day of October, 2021 that AS FOLLOWS:

Section 1. In accordance with the provisions of Tenn. Code Ann. 67-5-2516, the sale by the County of any of the remaining eleven (11) parcels comprising the Property to TVPOA's Designee for \$3261 each, payable in credit against TVPOA assessments, is hereby ratified and approved, and the County Mayor is hereby authorized and directed at such time to promptly execute and deliver all necessary deed(s) and/or other instrument(s) to effectuate the transfer and conveyance of such tracts then comprising the Property to TVPOA;s Designee.

Section 2. That this Resolution shall take effect instantly upon passage, as of this 26th Day of October, 2021. Any and all acts authorized pursuant to this Resolution and performed prior to the passage of this Resolution shall relate back to the date thereof and are hereby ratified and approved.

PASSED this 26th Day of October, 2021.


Paulette Summey, Chairwoman




Larry C. Sloan, County Clerk

PASS the 26th day of October, 2021

It was moved by Commissioner Reynolds, seconded by Commissioner Kirkland, that this resolution be approved as presented. Aye 9 Nay

RESOLUTION NO. 1026-29

**A RESOLUTION TO URGE TENNESSEE'S ELECTED LEADERS TO OPPOSE THE
FEDERALLY PROPOSED VACCINE MANDATE**

WHEREAS, the federal government has announced a plan under which the Occupational Safety and Health Administration would mandate all private employers with at least one hundred (100) employees to require employees to either be vaccinated for COVID-19 or produce weekly negative test results; and

WHEREAS, Tennessee Attorney General Herbert H. Slatery, III, has expressed grave concerns about the legality of this nationwide vaccination and testing requirement for COVID-19; and

WHEREAS, this federal proposal is overly broad and likely violates federal law, including both the Occupational Safety and Health Act and the Constitution; and

WHEREAS, this proposal fails to take into account the numerous steps already taken by Tennessee employers to reduce the risk of COVID-19 exposure and the impact these additional burdens will place on the workplace and workforce.

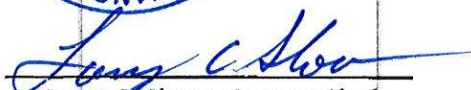
NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Monroe County, meeting in regular session on this 26th Day of October, 2021, that Tennessee's elected leaders are strongly urged to oppose the federally proposed vaccine mandate.

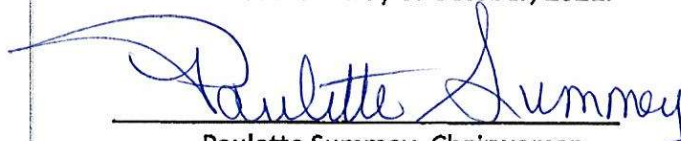
BE IT FURTHER RESOLVED, that the County Clerk shall mail certified copies of this resolution to the Governor, the Speaker of the House and the Lieutenant Governor, and the members of the Tennessee General Assembly representing the people of Monroe County.

ADOPTED this 26th Day of October, 2021.



ATTEST:


Larry C. Sloan, County Clerk


Paulette Summey, Chairwoman

PASS the 26th day of October, 2021

It was moved by Commissioner Leming, seconded
by Commissioner Harriell, that this resolution
be approved as presented. Aye _____ Nay _____

RESOLUTION NO. 1026-32

RESOLUTION OF MONROE COUNTY COMMISSION APPROVING SETTLEMENT AGREEMENT AND RELEASE BETWEEN MONROE COUNTY AND ROUSE CONSTRUCTION COMPANY AND TENNESSEE FENCE SYSTEMS

WHEREAS, Rouse Construction Company served as general contractor in the construction of the Monroe County Justice Center and used Stubbs Construction Services, LLC d/b/a Tennessee Fence Systems as subcontractor to install horizontal sliding gates at the Justice Center; and

WHEREAS, there have been multiple and continual problems with the operation of the original gates installed and demands for the repair and/or replacement of the original gates have been made upon Rouse Construction Company and/or Tennessee Fence Systems; and

WHEREAS, Rouse Construction Company and Tennessee Fence Systems have agreed to replace the two larger gates and make certain other repairs to the third gate at no cost to Monroe County on the condition that, upon completion of the replacement and other repair work as set forth in the proposed Settlement Agreement and Release, Rouse Construction Company and Tennessee Fence Systems will be released from any and all further liability or responsibility with respect to operation of the gates; and


WHEREAS, the Monroe County Commission deems it in the best interest of the citizens of Monroe County to authorize Mayor Mitch Ingram to enter into the proposed Settlement Agreement and Release.

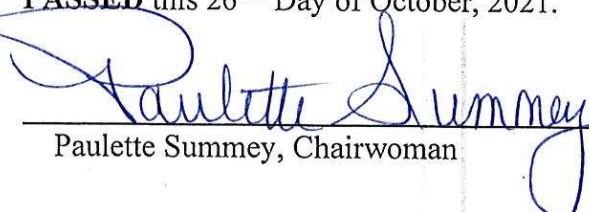
NOW, THEREFORE, be it resolved by the Monroe County Commission meeting in regular session this 26th day of October, 2021, that the Settlement Agreement and Release is approved for execution and hereby authorizes Mayor Mitch Ingram to execute said Agreement.

This resolution shall take effect immediately upon its passage the public welfare requiring it.

PASSED this 26TH Day of October, 2021.

ATTEST


Larry C. Sloan, County Clerk


Paulette Summey, Chairwoman

PASS the 26th day of October, 2021

It was moved by Commissioner Leming, seconded
by Commissioner Harrill, that this resolution
be approved as presented. Aye 9 Nay

10/26-3 & 10/26-4 Trustee Monthly Report & Director of Finance Monthly It was moved by Commissioner Thomas, Seconded by Commissioner Harrill that these reports be approved as presented. **AYE 9**

10/26-5 THRU 10/26-25 DEPARTMENTAL QUARTERLY REPORTS

10/26-5	Mayor Quarterly Report
10/26-6	Monroe County Dental Clinic
10/26-7	Ambulance Service
10/26-8	Archives
10/26-9	Building Permits
10/26-10, 10A	Circuit Court & General Sessions
10/26-11	Clerk & Master
10/26-12	County Clerk
10/26-13	Director of Economic Development
10/26-14	GIS Directors Report
10/26-15	Register of Deeds
10/26-16	Service Officer
10/26-17	Sheriff's Dept.
10/26-18	Solid Waste
10/26-19	Tourism
10/26-20	Rabies and Animal Control
10/26-21	Planning Department
10/26-22	Information Technology Department
10/26-23	Emergency Management Agency
10/26-24	Maintenance Department
10/26-25	Airport

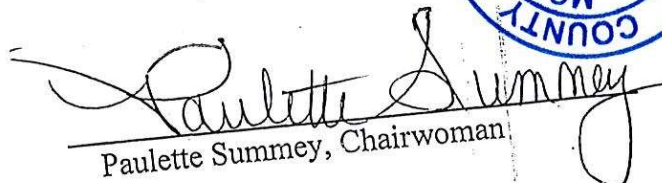
It was moved by Commissioner Leming, Seconded by Commissioner Harrill to accept all quarterly reports as a whole. AYE 9

10/26-26 THRU 10/26-29 SEE ACTUAL Resolutions

10/26-30 & 31 Greg Austin, Dustin Wilcox, Barry Duckett
10/26-32 See RESOLUTION

Adjournment


Larry C. Sloan County Clerk


Paulette Summey, Chairwoman

