

4/25-1

# MINUTES

## MONROE COUNTY BOARD OF COUNTY COMMISSIONERS

BE IT REMEMBERED, that the Board of Commissioners for Monroe County, Tennessee was begun and held at the Monroe County Courthouse in Madisonville, Tennessee, in Regular Session, March 28<sup>th</sup>, 2023 at 6:00 P.M. Present and presiding was Chairman Summey. The following Commissioners were present and answered roll call.

<u>1<sup>st</sup> DISTRICT</u>	<u>2<sup>nd</sup> DISTRICT</u>	<u>3<sup>rd</sup> DISTRICT</u>	<u>4<sup>th</sup> DISTRICT</u>
DJ Seiler	Brian Harrill	Roger Thomas	Paulette Summey
Travis Wade		Danny Everhart	
	William Cross	Kraig Miller	

\*ABSENT- George Williams & Adam Reynolds

Also present, were Finance Director Gail Sensibaugh, County Clerk Larry Sloan, and County Attorney Reed Dixon. The board of Commission was officially opened by Captain Jane Mason. The invocation was given by Commissioner Miller. The Pledge of Allegiance to the Flag was led by Chairman Wade.

### 03/28-1 Commissioners Minutes for February 28<sup>th</sup> Regular Meeting

Motion was made by Commissioner Harrill, seconded by Commissioner Miller to accept minutes as presented. Aye 8 Nay 0

### 03/28-2 Notary Public Applications:

Barbara Jo Dalton	Ken Garren	Barry Counts
Sammie R Lankford	Darlene Sneed	Misty Buckner
Melissa Joy Murphy	Collene Calfee	Caroline Marie Eichhorn
April M Ingram	Lana Brown	

Motion was made by Commissioner Seiler, seconded by Commission Harrill to Accept as presented. Aye 8

**RESOLUTION NO. 0328-5**

**A RESOLUTION TO GRANT APPROVAL FOR THE MONROE COUNTY HIGHWAY DEPARTMENT TO SUBMIT AN APPLICATION TO THE TENNESSEE OFFICE OF THE SECRETARY OF TRANSPORTATION**


**WHEREAS**, the Monroe County Highway Department through the Monroe County Government requests permission to submit an application to the Tennessee Office of Secretary of Transportation titled Rebuilding America Infrastructure with Sustainability and Equity (RAISE) Grant for Monroe County, and

**WHEREAS**, the Monroe County Highway Department will follow proper procedures for this application which will fund 100% of the total cost of up to \$23,854,200 for the Highway Department Budget, and

**WHEREAS**, Monroe County meets all qualifications to participate in this grant to repair infrastructure lost to a road slide, replace two bridges, and pave 141 miles of roadway in Monroe County.

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MONROE COUNTY, TENNESSEE, MEETING IN REGULAR SESSION THIS 28th Day of March 2023, that this Commission does hereby approve the application of the Monroe County Highway Department to the Tennessee Office of Secretary of Transportation.**

PASSED this 28th Day of March 2023

  
\_\_\_\_\_  
Paulette Summey, Chairwoman

ATTEST

  
\_\_\_\_\_  
Larry C. Sloan, County Clerk

PASSED this 3/28/2023

It was moved by Commissioner Thomas, seconded by Commissioner Seiler, that this resolution be approved as presented. Aye 8 Nay \_\_\_\_\_

RESOLUTION NO. **0328-5A**

**A RESOLUTION AUTHORIZING  
A MULTIPLE-YEAR COPIER LEASE PURCHASE and MAINTENANCE  
AGREEMENT  
FOR THE MONROE COUNTY ELECTION COMMISSION**

**WHEREAS**, the Monroe County Election Commission has a need to upgrade, operate and maintain their current copier including hardware/software system within the respective offices, and

**WHEREAS**, the current copier is not sufficiently meeting the needs of the function of the department in concern, and

**WHEREAS**, the proceeds for a multi-year lease agreement are currently budgeted within the Monroe County Election Commission Budget as deemed necessary in order to expedite the resolution of this matter, and

**WHEREAS**, the projected cost of this copier hardware/software system is such that the payments need to be spread over more than one budget year, and the Monroe County Director of Finance does not have the authority to enter into purchase contracts for this period of time without the approval of the Monroe County Board of Commissioners.

**NOW, THEREFORE, Be It Resolved** by the Monroe County Board of Commissioners that the Monroe County Director of Finance be authorized to enter into a multi-year lease agreement with Image Matters and the lease is not to extend over a period of more than sixty (60) months at a monthly payment of \$189.00 which is no increase.

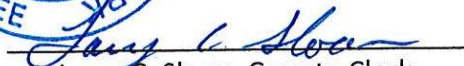
**Be It Further Resolved** that this resolution be effective immediately upon the passage for the public welfare demanding it on this the 28th day of March 2023.

**APPROVED:**

  
Paulette Summey, Chairwoman



ATTEST:

  
Larry C. Sloan, County Clerk

**PASSED** this 3/28/2023

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

# RESOLUTION NO. 0328-5B

BE IT RESOLVED, by the Monroe County Board of County Commissioners, meeting in regular session, March 28th, 2023, that the following amendment for the Monroe County Health Department for the Capital Investment Grant, be made in the General Fund Budget for the Fiscal Year 2022-2023. Local Match is paid by County ARP Funds.

<u>Increase Revenue</u>		<u>Debit</u>	<u>Credit</u>
101-47590-ARP	Other Federal Through the State	\$383,200	

101-55110-599-ARP	Other Charges		\$383,200
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PASSED, this 28th Day of March 2023

  
\_\_\_\_\_  
Paulette Summey, Chairperson



  
\_\_\_\_\_  
Larry C. Sloan, County Clerk

PASSED this 3/28/2023

It was moved by Commissioner CROSS, seconded by Commissioner Everhart, that this resolution be approved as presented. Aye 8 Nay \_\_\_\_\_



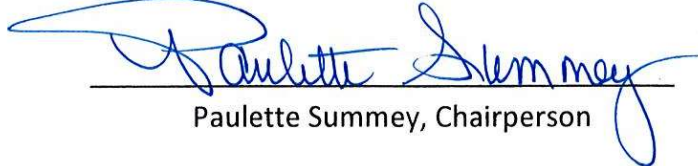
**RESOLUTION NO. 0328-5C**

**BE IT RESOLVED**, by the Monroe County Board of County Commissioners, meeting in regular session, March 28th, 2023, that the following amendment for the Monroe County Special Revenue Fund for the ARP TDEC Grant for county waterline projects, be made in the Special Revenue Fund for the Fiscal Year 2022-2023. Local Match is paid by County ARP Funds.

<u>Increase Revenue</u>		<u>Debit</u>	<u>Credit</u>
128-47690	Federal Revenue	\$4,505,601.20	

<u>Increase Expenditures</u>			
128-91406-599-COUNT	Other Charges		\$4,505,601.20

**PASSED**, this 28th Day of March 2023

  
Paulette Summey, Chairperson



ATTEST:

  
Larry C. Sloan, County Clerk

**PASSED** this 3/28/2023

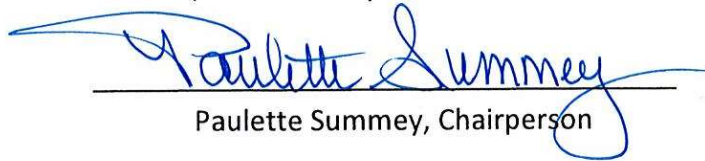
It was moved by Commissioner Thomas, seconded by Commissioner Harrill, that this resolution be approved as presented. Aye 8 Nay \_\_\_\_\_

## RESOLUTION NO. 0328-5D

BE IT RESOLVED, by the Monroe County Board of County Commissioners, meeting in regular session, March 28th, 2023, that the following amendment for the Monroe County Maintenance Department for the Courthouse Litigation Tax Reserve, be made in the General Fund Budget for the Fiscal Year 2022-2023. This is for elevator <sup>a new</sup> ~~repairs~~ for the courthouse to bring this up to safety code. All unspent funds will revert back to the reserve.

<u>Decrease Reserve</u>	<u>Debit</u>	<u>Credit</u>
101-34610-RLITA	Committed for General Government \$100,000	
<u>Increase Expenditures</u>		
101-51800-335-RLITA	Maintenance and Repair-Buildings	\$100,000

PASSED, this 28th Day of March 2023

  
Paulette Summey, Chairperson



  
Larry C. Sloan, County Clerk

PASSED this 3/28/2023

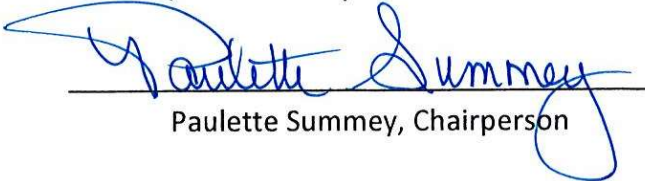
It was moved by Commissioner Happill, seconded by Commissioner Seiler, that this resolution be approved as presented. Aye 8 Nay

## RESOLUTION NO. 0328-5E

**BE IT RESOLVED**, by the Monroe County Board of County Commissioners, meeting in regular session, March 28th, 2023, that the following amendment for the Monroe County Sheriff's Department for the Military Reserve, be made in the General Fund Budget for the Fiscal Year 2022-2023.

<u>Decrease Reserve</u>	<u>Debit</u>	<u>Credit</u>
101-34725-MLTRY	Committed for General Government \$12,000	
<u>Increase Expenditures</u>		
101-54110-716-MLTRY	Law Enforcement Equipment	\$12,000

**PASSED**, this 28th Day of March 2023

  
Paulette Summey, Chairperson



  
Larry C. Sloan, County Clerk

**PASSED** this 3/28/2023

It was moved by Commissioner Thomas, seconded by Commissioner CROSS, that this resolution be approved as presented. Aye 8 Nay \_\_\_\_\_



MONROE COUNTY BOARD OF EDUCATION  
BUDGET AMENDMENTS

March 9, 2023

**Resolution # 6**

**BOE Amendment # 0309-01**      **141-General Purpose Schools**      \$      **126,041.26**

This amendment is to correct salaries and benefits due to positions changing after the year started.

**Resolution # 6A**

**BOE Amendment # 0309-02**      **141-General Purpose Schools**      \$      **81,837.78**

This amendment is to budget additional High-Cost Reimbursement funds that have been received from the State Department into the Exceptional Education Department. These funds will be used to provide substitute teachers as needed, summer school services, to cover the costs of additional Praxis testing requirements for currently employed Special Education teachers, instructional supplies, other supplies, and equipment necessary for the provision of student IEP services.

**Resolution # 6B**

**BOE Amendment # 0309-03**      **141-General Purpose Schools**      \$      **333.00**

This amendment is to bring money into the Maintenance budget for the sale of scrap and sale of items on govdeals.

**Resolution # 6C**

**BOE Amendment # 0309-04**      **141-General Purpose Schools**      \$      **277.00**

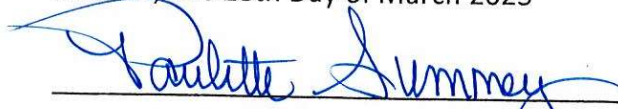
This amendment is to bring in chromebook funds to the CHROM account for the Technology Department

**Resolution # 6D**

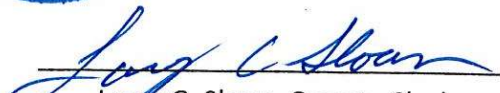
**BOE Amendment # 0309-05**      **142-Federal Projects - 301 Title III**      \$      **49.18**

This amendment is to adjust the Federal Title III budget to reflect state allocation revisions.

PASSED, this 28th Day of March 2023

  
\_\_\_\_\_  
Paulette Summey, Chairperson



  
\_\_\_\_\_  
Larry C. Sloan, County Clerk

PASSED this 3/28/2023

It was moved by Commissioner Harkill, seconded by Commissioner Seiler, that this resolution be approved as presented. Aye 8 Nay \_\_\_\_\_



RESOLUTION NO. 0328-7

RESOLUTION FOR MONROE COUNTY, TENNESSEE TO TRANSFER  
LOTS 7, 8, 9, 10, AND 11 OF THE FURROW ADDITION  
TO THE CITY OF SWEETWATER, TENNESSEE

WHEREAS: Monroe County owns real property located in the City of Sweetwater, Tennessee, identified by the Assessor of Property of Monroe County, Tennessee by November 23, 1975, Plat of Furrow Addition recorded in the Office of the Register of Deeds of Monroe County, Tennessee, in Plat Book 1, Page 117, now Plat Cabinet B, Slide 53b, and by street addresses, as follows:

<u>Map</u>	<u>Tax Grp</u>	<u>Parcel</u>	<u>Furrow Add. Lot No.</u>	<u>S. Wood St. No.</u>
033B	A	022.00	11	696
033B	A	023.00	10	696
033B	A	024.00	9	678
033B	A	025.00	8	612
033B	A	026.00	7	600

together with the surrounding parts of unopened S. Wood Street and Furrow Street; and

WHEREAS: It appears that Monroe County has no use for that property and that the County would realize no value for the sale of the property; and

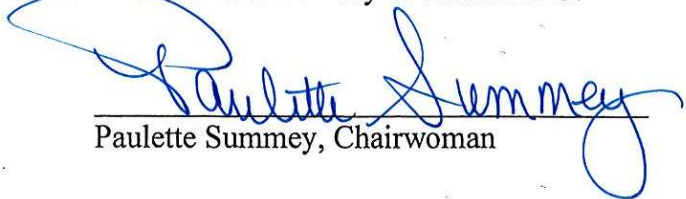
WHEREAS: The City of Sweetwater has asked for the property for educational purposes, as said property borders, and is part of, an area that feeds Sweetwater's water supply, is a buffer against environmental degradation of an important wetland resource, and offers an opportunity for Sweetwater students to study wetland brome; and

WHEREAS: It is in the best interests of Monroe County and all of the citizens thereof to authorize the Monroe County Mayor to execute a quitclaim deed transferring the above-described property to the City of Sweetwater.

NOW, THEREFORE, BE IT RESOLVED that Monroe County transfer and quitclaim all its right, title, and interest in and to unimproved real property identified as Lots 7, 8, 9, 10, and 11 of the Furrow Addition to the City of Sweetwater for educational purposes.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY UPON ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

PASSED this 28<sup>th</sup> day of March 2023.

  
Paulette Summey, Chairwoman



ATTEST:

  
Larry C. Sloan, County Clerk

PASSED this 3/28/2023

It was moved by Commissioner HARRILL, seconded by Commissioner SEILER, that this resolution be approved as presented. Aye 8 Nay

## RESOLUTION NO. 0328-08

### A RESOLUTION AUTHORIZING MONROE COUNTY TO JOIN THE STATE OF TENNESSEE AND OTHER LOCAL GOVERNMENTS IN AMENDING THE TENNESSEE STATE-SUBDIVISION OPIOID ABATEMENT AGREEMENT AND APPROVING THE RELATED SETTLEMENT AGREEMENTS

**WHEREAS**, the opioid epidemic continues to impact communities in the United States, the State of Tennessee, and Monroe County, Tennessee.

**WHEREAS**, Monroe County has suffered harm and will continue to suffer harm as a result of the opioid epidemic;

**WHEREAS**, the State of Tennessee and some Tennessee local governments have filed lawsuits against opioid manufacturers, distributors, and retailers, including many federal lawsuits by Tennessee counties and cities that are pending in the litigation captioned: National Prescription Opiate Litigation, MDL No. 2804 (N.D. Ohio) (the MDL case is referred to as the "Opioid Litigation");

**WHEREAS**, Monroe County has previously joined settlements with three pharmaceutical distributors and a manufacturer;

**WHEREAS**, certain pharmaceutical manufacturers and retail pharmacy chains have proposed settlements that Monroe County finds acceptable and in the best interest of the community;

**WHEREAS**, the Tennessee legislature enacted Public Chapter No. 491 during the 2021 Regular Session of the 112<sup>th</sup> Tennessee General Assembly and was signed into law by Governor Bill Lee on May 24, 2021, which addresses the allocation of funds from certain opioid litigation settlements;

**WHEREAS**, there is currently proposed legislation that would apply the statutory provisions passed in 2021 to the new manufacturer and retail pharmacy chain settlements;

**WHEREAS**, the State of Tennessee, non-litigating counties, and representatives of various local governments involved in the Opioid Litigation have adopted a unified plan for the allocation and use of certain prospective settlement and bankruptcy funds from opioid-related litigation ("Settlement Funds");

**WHEREAS**, the Tennessee State-Subdivision Opioid Abatement Agreement (the "Tennessee Plan"), attached hereto as "Exhibit A," sets forth the framework of a unified plan for the proposed allocation and use of the Settlement Funds;

**WHEREAS**, amendments to the Tennessee Plan, attached hereto as "Exhibit B," would extend its terms to the proposed settlements, streamline accounting for certain settlement funds, and address the allocation of certain funds from a manufacturer in bankruptcy; and

**WHEREAS**, participation in the settlements by a large majority of Tennessee cities and counties will materially increase the amount of settlement funds that Tennessee will receive from pending proposed opioid settlements;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION OF MONROE COUNTY, TENNESSEE,**

Section 1. That Monroe County finds that the amendments to the Tennessee Plan are in the best interest of Monroe County and its citizens because they would ensure an effective structure for the commitment of Settlement Funds to abate and seek to resolve the opioid epidemic.

Section 2. That Monroe County hereby expresses its support for a unified plan for the allocation and use of Settlement Funds as generally described in the Tennessee Plan.

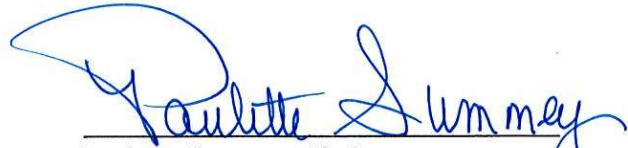
Section 3. That the Monroe County Mayor is hereby expressly authorized to execute the amendments to the Tennessee Plan in substantially the form attached as Exhibit "B" and the County Mayor is hereby authorized to execute any formal agreements necessary to implement a unified plan for the allocation and use of Settlement Funds that is substantially consistent with the Tennessee Plan and this Resolution.

Section 4. That the Monroe County Mayor is hereby expressly authorized to execute any formal agreement and related documents evidencing Monroe County's agreement to the settlement of claims [and litigation] specifically related to Teva Pharmaceutical Industries, Ltd., Allergan Finance, LLC, CVS Health Corporation, Walgreen Co., Walmart, Inc., and any other settlement of opioid-related claims that Tennessee has joined.

Section 5. That the Monroe County Mayor is authorized to take such other action as necessary and appropriate to effectuate Monroe County's participation in the Tennessee Plan and these settlements.

Section 6. This Resolution is effective upon adoption, the welfare of Monroe County, Tennessee requiring it.

**ADOPTED** this 28th day of March 2023.



Paulette Summey, Chairperson

  
Larry C. Sloan, County Clerk



**PASSED** this 3/28/2023

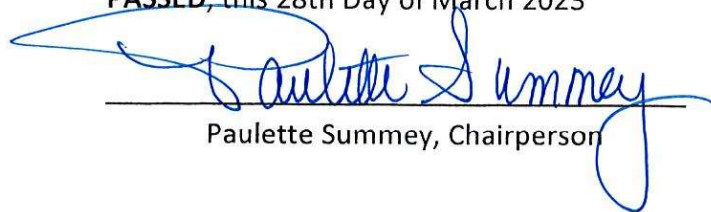
It was moved by Commissioner Thomas, seconded by Commissioner Wade, that this resolution be approved as presented. Aye 8 Nay \_\_\_\_\_



**Resolution: 0328-9**

Appoint Mrs. Jo Stakley as the County Historian.

PASSED, this 28th Day of March 2023

  
\_\_\_\_\_  
Paulette Summey, Chairperson



  
\_\_\_\_\_  
Larry C. Sloan, County Clerk

PASSED this 3/28/2023

It was moved by Commissioner Seiler, seconded by Commissioner Harrill, that this resolution be approved as presented. Aye 8 Nay \_\_\_\_\_

**03/28-3 Trustee Monthly Report**


Motion was made by Commissioner Thomas, seconded by Commissioner Wade to accept report as presented **Aye 8**

**03/28-4 Director of Finance Reports**

Motion was made by Commissioner Wade, seconded by Commissioner Harrill, to accept report as presented. **Aye 8**

**03/28-5 to 03/28-9 SEE ACTUAL Resolutions**

**Adjournment**

  
Paulette Summey, Chairwoman

  
County Clerk Larry C Sloan

