

The Union County Commission met in Regular Called Meeting at 7:00 P.M. on Monday, February 9, 2009 at the Union County Courthouse. The Honorable Gary England, County Chairman, Presiding. Pamela G. Ailor, Union County Clerk and the following Commissioners to Wit: Elmer Bailey, Lynn Beeler, Stanley Boles, Wayne Collins, Charlie Cox, Greg Davis, Gary England, Dean Hill, Kenny Hill, Janet Holloway, Brenda Jessee, R. L. Jones, Joyce Meltabarger, Mike Sexton, and Doyle Welch. Commissioners absent: Wayne Cole and J. T. Washam.

A quorum being present, County Commission was duly opened at 7:00 P.M. by Sheriff Earl Loy, Jr.

The Agenda for February 9, 2009 is as follows:

1. Roll Call
2. Approve Minutes of January 12, 2009 Regular Meeting
3. Approve Notaries
4. Report From the Budget and Finance Committee and Approve Budget Amendments/Transfers- Commissioner Beeler
5. Report From the Grant Committee - Commissioner Sexton
6. Committee Reports and Correspondence
 - A. Revenue Committee Report – Quarter Ending September 30, 2008 and December 31, 2008
7. Approve or Disapprove **Resolution No 01 02-09-09** Concerning Funding in Union County School System From State of Tennessee
8. Approve or Disapprove **Resolution No 02 02-09-09** Concerning EMA Director
9. Approve or Disapprove **Resolution No 03 02-09-09** Election of Director of Schools
10. Delinquent Tax – Kevin Lambert
11. Humane Society – Tammy Rouse
12. Old Business
 - A. Update On Union County School Building Project – Wayne Goforth

Addendums

1. Discuss Purchase of Five (5) Used Vehicles From Alcoa Police Department – Officer Mike Butcher
2. Approve or Disapprove **Resolution No 04 02-09-09** HOME Partnership Grant from the Tennessee Housing Development Agency
3. Approve or Disapprove **Resolution No 05 02-09-09** To Rescind Resolution No 02 01-12-09, Adopted January 12, 2009 Concerning the Hazmat Trailer and Ford Excursion
4. Approve or Disapprove **Resolution No 06 02-09-09** Concerning Use of the Hazmat Trailer
13. Adjourn
2. A **Motion** was made by **Elmer Bailey** and **Second** by **Kenny Hill** to **Approve** the Minutes of January 12, 2009 Regular Meeting.

County Chairman, Gary England called for an **Aye Vote. Motion Carried.**

3. A **Motion** was made by **Charlie Cox** and **Second** by **R. L. Jones** to **Approve** the following Notaries: Charles D. Smoak, Paul C. Smith, Martha Marie Wilmouth, Joy M. Nease, Ava H. Padgett and Glenn Coppock.

County Chairman, Gary England called for an **Aye Vote. Motion Carried.**

4. There were no Budget Amendments or Transfers presented for Approval.
5. No action taken on this matter.

- 6. Committee Reports and Correspondence
 - A. **Revenue Committee Report** – Quarters Ending September 30, 2008 and December 31, 2008 were not presented.
- 7. **Resolution No 01 02-09-09** Concerning Funding in Union County School System From State of Tennessee was presented for **Approval:**

BEFORE THE COUNTY LEGISLATIVE BODY FOR UNION COUNTY, TENNESSEE
 RESOLUTION NO. 01 02-09-09

WHEREAS, Tennessee School Systems for Equity (TSSSE) commissioned a financial impact study on school financing in Tennessee with Management Analysis and Planning, Inc. (MAP) in the fall of 2008; and

WHEREAS, the study known as the Differential Impact of the TACIR and CBER Equalization Formula on Tennessee's K-12 Public Education finance system has been completed and clearly indicates that the closer the formula is moved to full CBER funding, many rural school systems will be harmed and cause hardships on local funding.

NOW, THEREFORE, BE IT RESOLVED that the Union County Legislative Body petitions Governor Phil Bredesen and the members of the 106 General Assembly to maintain the current funding split at 50/50 or revert to a funding scheme that is more equitable to all school systems.

ADOPTED AND APPROVED IN OPEN MEETING, AT MAYNARDVILLE, TENNESSEE, this 9th day of February, 2009.

Passed:

Those voting in the affirmative:

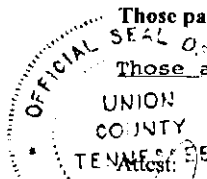
Elmer Bailey, Lynn Beeler, Stanley Boles, Wayne Collins, Charlie Cox, Greg Davis, Gary England, Dean Hill, Kenny Hill, Janet Holloway,

Brenda Jessee, R. L. Jones, Mike Sexton and Doyle Welch.

Those voting no: None.

Those passing: None.

Those abstaining: Joyce Meltabarger



Pam Ailor
 Pam Ailor, County Clerk

Gary England
 Chairman
Kerry Kay
 County Mayor

A Motion was made by **R. L. Jones** and **Second** by **Greg Davis** to **Approve Resolution No 01 02-09-09** Concerning Funding in Union County School System From State of Tennessee as presented.

County Chairman, Gary England called for a **Roll Call Vote**. Commissioners Voting For: Elmer Bailey, Lynn Beeler, Stanley Boles, Wayne Collins, Charlie Cox, Greg Davis, Gary England, Dean Hill, Kenny Hill, Janet Holloway, Brenda Jessee, R. L. Jones, Mike Sexton and Doyle Welch. Commissioner Joyce Meltabarger abstained from voting. **Motion Carried.**

8. No action taken on this matter.
9. **Resolution No 03 02-09-09** Election of Director of Schools was presented for **Approval:**

BEFORE THE COUNTY LEGISLATIVE BODY FOR UNION COUNTY, TENNESSEE
 A RESOLUTION REQUESTING THE TENNESSEE GENERAL ASSEMBLY TO
 ENACT LEGISLATION PROVIDING EACH COUNTY LOCAL OPTION TO EITHER
 ELECT OR APPOINT THE COUNTY DIRECTOR OF SCHOOLS

RESOLUTION NO. 03 02-09-09

WHEREAS, it is the desire of Union County that it be allowed local option to either elect or appoint the County Director of Schools; and

WHEREAS, Union County desires to make its decision by a resolution passed by the county legislative body.

NOW, THEREFORE, BE IT RESOLVED that the Union County Legislative Body requests the Tennessee General Assembly to enact legislation that allows Tennessee counties the local option to either appoint or elect the director of schools based on the individual discretion of each county legislative body.

BE IT, FURTHER, RESOLVED that a copy of this resolution be sent to all our State and Federal representatives.

ADOPTED AND APPROVED IN OPEN MEETING, AT MAYNARDVILLE, TENNESSEE, this 9th day of February, 2009.

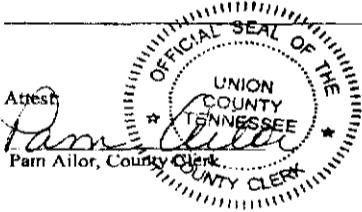
Passed:

Those voting in the affirmative:

Elmer Bailey, Lynn Beeler, Stanley Boles, Wayne Collins, Charlie Cox, Greg Davis, Gary England, Dean Hill, Kenny Hill, Janet Holloway, Brenda Jessee, R.L. Jones, Joyce Meltabarger, Mike Sexton and Doyle Welch.

Those voting no: None.

Those passing: None.



Gary England
Chairman
Harry Ray
County Mayor

A Motion was made by **Greg Davis** and **Second** by **Lynn Beeler** to **Approve Resolution No 03 02-09-09** Election of Director of Schools as presented.

County Chairman, Gary England called for a **Roll Call Vote**. Commissioners Voting For: Elmer Bailey, Lynn Beeler, Stanley Boles, Wayne Collins, Charlie Cox, Greg Davis, Gary England, Dean Hill, Kenny Hill, Janet Holloway, Brenda Jessee, R. L. Jones, Joyce Meltabarger, Mike Sexton and Doyle Welch. **Motion Carried.**

10. No action taken on this matter.
11. John Leonard and Tammy Rouse were present and updated the County Commission on the Union County Humane Society.
12. Old Business
 - A. Wayne Goforth, Interim Director of Union County School System, was present and updated the County Commission on School Building Plans.

Addendums:

- 1. A **Motion** was made by **Charlie Cox** and **Second** by **Greg Davis** to purchase five (5) used vehicles from the Alcoa Police Department. The total price for the five (5) vehicles is \$11,500.00. The total amount to be transferred from the Drug Fund is \$19,625.00, which included the purchase price for five (5) vehicles and equipment for each vehicle.

County Chairman, Gary England called for a **Roll Call Vote**. Commissioners Voting For: Elmer Bailey, Lynn Beeler, Stanley Boles, Wayne Collins, Charlie Cox, Greg Davis, Gary England, Kenny Hill, Janet Holloway, Brenda Jessee, R. L. Jones, Joyce Meltabarger, Mike Sexton and Doyle Welch. Commissioner Dean Hill abstained from voting. **Motion Carried.**

- 2. **Resolution No 04 02-09-09** HOME Partnership Grant from the Tennessee Housing Development Agency was presented for **Approval:**

**RESOLUTION
UNION COUNTY, TENNESSEE
FOR ADMINISTRATIVE SERVICES**

RESOLUTION NO 04 02-09-09

WHEREAS, Union County, Tennessee desires to apply for financial grant assistance as provided under the HOME Partnership Grant from the Tennessee Housing Development Agency; and

WHEREAS, the County Commission of Union County finds it in the County's best interest to secure the assistance of an experienced and qualified administrative management services firm to assist in the implementation for the HOME Partnership grant;

WHEREAS, in compliance with pertinent State regulations, the County has solicited and evaluated statements of qualifications of interested professional administrative management firms; and

WHEREAS, the County Commission has determined that Community Development Partners, LLC. has the most appropriate experience, background and qualifications to provide said services.

NOW, THEREFORE BE IT RESOLVED, by the County Commission of Union County, that Larry Lay, County Mayor, and successors in title, be authorized and is hereby directed to enter into a contract with Community Development Partners, LLC. to provide administrative management services as required to implement the FY '09 HOME Partnership Grant.

READ AND ADOPTED this the 9th day of February, 2009.

Gary England Chairman
Larry Lay County Mayor
Lynn Beeler - County Clerk

ATTEST:

Lynn Beeler
 Signature Title COUNTY
 Union County TENNESSEE
 COUNTY CLERK

RESOLUTION
RESOLUTION NO 04 02-09-09
UNION COUNTY, TENNESSEE

WHEREAS, the Tennessee Housing Development Agency (THDA) Home Investment Partnership Program has been established to help eligible local applicants carry out housing strategies consistent with the objectives as set forth in the HOME Investment Partnership Program Act and with Title 24 Code of Federal Register, Part 92: The Home Investment Partnership Program Rule; and

WHEREAS, Union County, acting by and through its County Commission proposes to apply for HOME Investment Partnership Grant Program funds for the purpose of performing eligible housing activities that will benefit local residents.

WHEREAS, under the terms and provisions of the Home Investment Partnership Program Rule, Union County as a recipient is required to designate and appoint a Financial Officer to perform certain duties in the administration of said program.

NOW, THEREFORE, BE IT RESOLVED by the County Commission of Union County as follows:

THAT, Larry Lay, County Mayor, is hereby authorized to execute and submit an application with appropriate assurances to THDA requesting Fiscal Year 2009 HOME Investment Partnership Grant Program funds in an amount not to exceed \$500,000 for homeowner rehabilitation activities; and all homeowners will be required to provide \$500.00 in matching funds towards rehabilitation assistance they receive; and

THAT, Larry Lay, County Mayor, be and is hereby designated and appointed as Financial Officer under the terms and pursuant to the provisions of Title 1 of the Housing and Community Development Act of 1974, as amended, and to perform on behalf of Union County, Tennessee, those acts and assume such duties as are consistent with said position.

READ AND ADOPTED this the 9th day of February, 2009.

UNION COUNTY

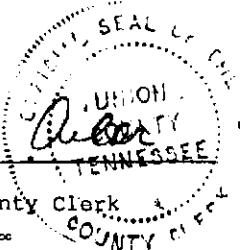
Gary England Chairman

Larry Lay Mayor

Pam Ailor - County Clerk

ATTEST:

Pam Ailor
Pam Ailor
Union County Clerk
procuretenmh-res-sub.doc



- 2 -

A Motion was made by R. L. Jones and Second by Charlie Cox to Approve Resolution No 04 02-09-09 as presented.

County Chairman, Gary England called for an Aye Vote. Motion Carried.

- 3. **Resolution No 05 02-09-09** To Rescind Resolution No 02 01-12-09, Adopted January 12, 2009 Concerning the Haz-mat Trailer and Ford Excursion was presented for **Approval:**

BEFORE THE COUNTY LEGISLATIVE BODY FOR UNION COUNTY, TENNESSEE

RESOLUTION NO. 05 02-09-09

BE IT RESOLVED that resolution number 02 01 12 09, adopted January 12, 2009, concerning the Hazmat Trailer and Ford Excursion be and hereby is rescinded.

ADOPTED AND APPROVED IN OPEN MEETING, AT MAYNARDVILLE, TENNESSEE, this 9th day of February, 2009.

Passed:

Those voting in the affirmative:

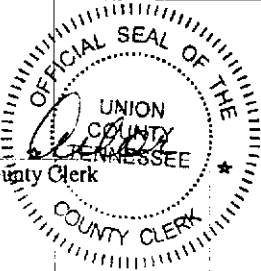
Elmer Bailey, Lynn Beeler, Stanley Boles, Wayne Collins, Charlie Cox, Gary England, Kenny Hill, Janet Holloway, Brenda Jessee, R. L. Jones, Joyce Meltabarger, Mike Sexton and Doyle Welch.

Those voting no: None.

Those passing: Greg Davis and Dean Hill.

Attest:

Pam Ailor
Pam Ailor, County Clerk



Gary England
Chairman
Larry Ray
County Mayor

A **Motion** was made by **Charlie Cox** and **Second** by **Mike Sexton** to **Approve Resolution No 05 02-09-09** To Rescind Resolution No 02 01-12-09, Adopted January 12, 2009 Concerning the Haz-mat Trailer and Ford Excursion as presented:

County Chairman, Gary England called for a **Roll Call Vote**. Commissioners Voting For: Elmer Bailey, Lynn Beeler, Stanley Boles, Wayne Collins, Charlie Cox, Gary England, Kenny Hill, Janet Holloway, Brenda Jessee, R. L. Jones, Joyce Meltabarger, Mike Sexton and Doyle Welch. Commissioners Passing: Greg Davis and Dean Hill. **Motion Carried.**

4. **Resolution No 06 02-09-09 Concerning Use of the Hazmat Trailer was presented for Approval:**

BEFORE THE COUNTY LEGISLATIVE BODY FOR UNION COUNTY, TENNESSEE
 RESOLUTION NO. 06 02-09-09

WHEREAS, a Haz-Mat Trailer was obtained through a grant awarded to Union County,
 and;

WHEREAS, the use of the Haz-Mat Trailer is for emergencies within Union County,
 and;

WHEREAS, the intended use of the Haz-Mat Trailer is to be used by Emergency Agencies within Union County including but not limited to the EMA, Ambulance Service, Fire Departments, Rescue Squad, Sheriff's Department, and appropriate agencies of the municipalities within Union County.

NOW, THEREFORE, BE IT RESOLVED that the keys the Haz-Mat Trailer shall be located on the wall of the Union County 911 Dispatch Center and the trailer shall be available at all times for emergencies. Located with the keys shall be a sign-in, sign-out sheet for the Haz-Mat Trailer, whereon the name of the individual obtaining possession of the trailer shall be signed by him/her along with the name of the agency for which the individual is authorized to act. Should there be any damage made as any time to the Haz-Mat Trailer and/or its contents, such damage must be reported immediately to the County Mayor and the director of the EMA.

ADOPTED AND APPROVED IN OPEN MEETING, AT MAYNARDVILLE, TENNESSEE, this 9th day of February, 2009.

Passed:

Those voting in the affirmative:

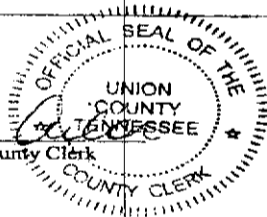
Elmer Bailey, Lynn Beeler, Stanley Boles, Wayne Collins, Charlie Cox, Greg Davis, Gary England, Dean Hill, Kenny Hill, Janet Holloway, Brenda Jessee, R.L. Jones, Joyce Meltabarger, Mike Sexton & Doyle Welch.

Those voting no: None.

Those passing: None.

Attest:

Pam Ailor
 Pam Ailor, County Clerk



Gary England
 Chairman
Larry Kay
 County Mayor

A Motion was made by **Charlie Cox** and **Second** by **Janet Holloway** to **Approve Resolution No 06 02-09-09** Concerning Use of the Hazmat Trailer as presented,

County Chairman, Gary England called for a **Roll Call Vote**. Commissioners Voting For: Elmer Bailey, Lynn Beeler, Stanley Boles, Wayne Collins, Charlie Cox, Greg Davis, Gary England, Dean Hill, Kenny Hill, Janet Holloway, Brenda Jessee, R. L. Jones, Joyce Meltabarger, Mike Sexton and Doyle Welch. **Motion Carried.**

13. A Motion was made by **Stanley Boles** and **Second** by **Charlie Cox** to **Adjourn.**

County Chairman, Gary England called for an **Aye Vote**. **Motion Carried.** Union County Commission's Regular Monthly Meeting was **Adjourned at 7:55 P.M.**