

THE REGULAR SESSION OF THE BOARD OF COMMISSION
OF
UNICOI COUNTY, TENNESSEE
APRIL 23, 2011

BE IT REMEMBERED that the Unicoi County Board of Commissioners met in Regular Session at the Unicoi County Court House on Monday, April 23, 2011, at 6:00 p.m. Present and Presiding, the Honorable Greg Lynch, County Mayor, the Honorable Mitzi Bowen, County Clerk, Doug Shults, County Attorney, and the following Commissioners:

ROLL CALL: Esq. Dwight Bennett, "Yes", Esq. Doug Bowman, "Yes", Esq. Kenneth Garland, "Yes", Esq. Mickey Hatcher "Yes", , Esq. Bill Hensley, "Yes", Esq. James Howell, "Yes", Esq. Loren Thomas, "Yes", Esq. Gene Wilson, absent, Esq. Sue Jean Wilson, "Yes".

8- Present

1- Absent

Esq. Loren Thomas opened the meeting with Prayer and the Pledge to the Flag was led by Esq. Mickey Hatcher.

Motion made by Esq. Dwight Bennett, said motion seconded by Esq. Loren Thomas to move agenda item #10 to the beginning of the meeting.

Agenda Item #10

Consider and Approve 4 Year Reappraisal Plan

Mrs. Patsy Bennett addressed the commission concerning the reappraisal plan. The plan has to be signed and into the state by April 30, 2012.

Motion made by Esq. Doug Bowman, said motion seconded by Esq. James Howell to table until the work session on Monday. Mrs. Bennett stated she had to have it in by Monday. Esq. Doug Bowman stated there are questions about the plan. Esq. Sue Jean Wilson asked if the planning session could be changed form Monday, April 30, 2012 to Thursday, April 26, 2012. County Mayor Greg Lynch stated that there would probably need to be a Special Call Meeting. Esq. Mickey Hatcher asked Mrs. Bennett when the last appraisal was. Mrs. Bennett responded the last reappraisal was in 2007, it is a five year cycle. Esq. Loren Thomas asked if Mrs. Bennett is requesting to add to which she responded no. Esq. Mickey Hatcher questioned the plan showing seven employees. Mrs. Bennett stated they made a mistake. Esq. Bill Hensley responded it could not be approved if there are mistakes; it has to be corrected first. Esq. Doug Bowman asked about the additional part time clerk. Mrs. Bennett responded it might be a future thing. Esq. Sue Jean Wilson asked the county attorney, Doug Shults, if the meeting wasn't adjourned after business items are finished, could the commission meet in a planning session on Wednesday and continue discussing and take care of this item and it still be the regular session meeting. Mr. Shults responded you can not continue a meeting to the next day and notice has to be given if another meeting is scheduled. Esq. Mickey Hatcher asked if it could be passed with the exception of the employees, with a revised understanding. Esq. Dwight Bennett asked Mr. Shults if the agenda could be waived and discussed it after the meeting, before adjourning. Mr. Shults responded the item could be moved or waive the agenda, either way.

Esq. Doug Bowman withdrew his motion second withdrawn by Esq. James Howell.

Motion made by Esq. Doug Bowman, said motion seconded by Esq. Dwight Bennett to move this agenda item to the end of the agenda.

8-Aye
0-No
1-Absent
Motion approved.

Agenda Item #5
Approve Minutes of Prior Session

Motion made by Esq. Bill Hensley, said motion seconded by Esq. James Howell to approve the minutes of March 26, 2012 (Regular).

8-Aye
1-Absent
0-No
Motion approved.

Agenda Item #6
Recognize Visitors and Citizens

Road Superintendent, Terry Haynes, addressed the commission concerning work being done to the road at the hospital. Mr. Jim Pate, director of the hospital, has approached Mr. Haynes asking for some paving work to be done. Mr. Haynes wanted be sure if the property was county or city owned, it is an issue that has come up in the past. Esq. Sue Jean Wilson stated this was discussed at last weeks meeting, the state plans to create a road through the circle at the hospital. The hospital side needs to be created into a parking lot. Esq. Sue Jean Wilson stated the Town of Erwin is to buy the pavement and pay the employees, but the hospital board needs the county commission's permission for Mr. Haynes to do the labor. No funding will be required.

Motion made by Esq. Dwight Bennett, said motion seconded by Esq. Loren Thomas to waive the agenda.

8-Aye
0-No
1-Absent
Motion approved.

Motion made by Esq. Kenneth Garland, said motion seconded by Esq. Mickey Hatcher to allow the Road Superintendent to go ahead and do the work as long as he is getting paid and with his terms and conditions.

8-Aye
0-No
1-Absent
Motion approved.

Esq. Sue Jean Wilson stated that the street that the state is putting through the circle will not disturb the Veterans Memorials. Esq. Bill Hensley asked if that was a promise. Esq. Sue Jean Wilson responded she promised. Esq. Loren Thomas asked when this would take place. Esq. Sue Jean Wilson stated it would be the spring of next year. Mr. Haynes asked if the work he is doing is just the paving at the loop below the awning and the patching in the back. Esq. Dwight Bennett asked how Mr. Haynes would charge on the work. Mr. Haynes responded they would pay for the cost of asphalt and the pay of the employees. Esq. Dwight Bennett stated he would like to see those figures. Mr. Haynes said alright. Esq. Dwight Bennett said he just wanted to see comparable figures for what the Town of Unicoi was charged. Mr. Haynes stated the Town of Unicoi was charged the same.

Agenda Item # 7

Consider Resolution to Appoint Two New Members of the County Public Records Commission

Motion made by Esq. Kenneth Garland, said motion seconded by Esq. Bill Hensley to approve Angie Georgeff and Tyler Engle to the County Public Records Commission.

8- Aye

0- No

1- Absent

Motion approved.

Agenda Item #8

Discuss County Records

Esq. Doug Bowman stated he had been told the records commission had approved the consultant's fee in their budget. The records will moved tomorrow to the jail annex at no charge to store the records. This will allow the records fee to build up some cash money when the records do have to go somewhere else. There is a budget amendment from the records commission to pay for the move that will occur tomorrow.

Agenda Item #9

Consider Appointment of Garland James and Reappointment of Walter Garland and Jerry Keasling to the Civil Service Board

Motion made by Esq. Mickey Hatcher, said motion seconded by Esq. Bill Hensley to table until more information is given on the responsibility of the commission and what level of services are for who actually appoints.

8- Aye

0- No

1- Absent

Motion approved.

Agenda Item #11

Approve Unicoi County Sheriff's Bond

Motion made by Esq. Kenneth Garland, said motion seconded by Esq. Mickey Hatcher to approve Unicoi County Sheriff's Bond.

8- Aye

0- No

1- Absent

Motion approved.

Agenda Item #12

Committee Reports

Esq. Dwight Bennett spoke for the Animal Shelter stating they are going to try and give figures out every two or three months. Mr. Bennett stated that they should have their budget approved by next month. There has been some discussion about the audit. The Town of Erwin wants to have a certified outside audit, where the county and the Town of Unicoi don't have to have one, which cost \$3,500.00. This amount is 2% of their budget. Mr. Bennett stated that if an audit is not required, about 80% of what the government gives goes towards salaries anyway.

Agenda Item #13
Budget Amendments

Motion made by Esq. Bill Hensley, said motion seconded by Esq. Kenneth Garland to approve all budget amendments at once as a package deal: Election Commission (\$4,285.17), Register of Deeds (\$800.00), Sheriff's Department (\$59,685.00), Other Emergency Management (\$18,016.00), Agriculture Extension Office (\$1,004.00), Health Department (\$311.75), Preservation of Records (\$3,725.00), and Debt Service (\$35,604.00) new money.

8-Aye
0-No
1-Absent
Motion approved.

ROLL CALL: Esq. Mickey Hatcher, "Yes", Esq. Sue Jean Wilson, "Yes", Esq. Doug Bowman, "Yes", Esq. Gene Wilson, absent, Esq. James Howell, "Yes", Esq. Bill Hensley, "Yes", Esq. Loren Thomas, Esq. Dwight Bennett, "Yes", Esq. Kenneth Garland, "Yes".

8-Yes
0-No
1-Absent
Motion approved. (Copies in file)

Agenda Item #14
Elect Notaries

Motion made by Esq. Dwight Bennett, said motion seconded by Esq. James Howell to approve Vickie L. Smith (Office of Judith Fain Attorney) as a Notary Public.

8- Aye
0- No
1- Absent
Motion approved.

Mrs. Patsy Bennett addressed the commission stating she could not get a hold of anyone with the state. She isn't sure what the state has done, but that the employees have just moved around within the office. Esq. Sue Jean Wilson asked the county attorney since he has had a chance to look over it. Mr. Shults stated that if the commission approves the reappraisal plan they are also approving a Resolution and they must provide funding for it. Esq. Sue Jean Wilson asked if this program is approved, the commission is approving for all of the employees that are listed. Mr. Shults stated yes, on page 7 it says; the county legislative body must provide the funding to accomplish the reappraisal program as outlined in the reappraisal. Esq. Sue Jean Wilson asked Mrs. Bennett if there was an alternate plan. Mrs. Bennett stated no, she just needs to get it straightened out. Esq. Dwight Bennett said to let Mrs. Bennett call and see if there would be a penalty, if so a meeting could be set for Monday morning. Esq. Doug Bowman asked Mrs. Bennett when the state sent the reappraisal to her. Mrs. Bennett stated she received it Friday. Esq. Doug Bowman stated that it is unreasonable for the state to send it so close to the deadline.

Motion made by Esq. Doug Bowman, said motion seconded by Esq. Mickey Hatcher to set a Special Call meeting for either Friday or Monday, whichever the Mayor decides.

8-Aye
0-No
1-Absent
Motion approved.

Addendum to the Agenda

Agenda Item #1

Discuss 911

Esq. Bill Hensley addressed the commission stating during a meeting earlier today an agreement was made with the county court and 911 voted to pay half of any additional funds up to \$30,000.00 and up to \$30,000.00 by the county.

Esq. Mickey Hatcher, said motion seconded by Esq. Kenneth Garland to authorize up to \$30,000.00 for the county attorney to enter negotiations in the settlement of this lawsuit and litigation.

ROLL CALL: Esq. Gene Wilson, absent, Esq. James Howell, "Yes", Esq. Mickey Hatcher, "Yes", Esq. Sue Jean Wilson, "Yes", Esq. Loren Thomas, "Yes", Esq. Kenneth Garland, "Yes", Esq. Doug Bowman, "Yes", Esq. Bill Hensley, "Yes", Esq. Dwight Bennett, "Yes".

8-Yes

0-No

1-Absent

Motion approved.

Esq. Sue Jean Wilson stated there was one employee that was not filed in the lawsuit that had overtime in the amount up to \$1,059.00. 911 voted to pay half and thank her for her service.

Motion made by Esq. Dwight Bennett, said motion seconded by Esq. Doug Bowman to pay the other half of the overtime salary for this employee.

ROLL CALL: Esq. Doug Bowman, "Yes", Esq. Mickey Hatcher, "Yes", Esq. Bill Hensley, "Yes", Esq. James Howell, "Yes", Esq. Dwight Bennett, "Yes", Esq. Kenneth Garland, "Yes", Esq. Gene Wilson, "Yes", Esq. Gene Wilson, absent, Esq. Loren Thomas, "Yes", Esq. Sue Jean Wilson, "Yes".

8-Yes

0-No

1-Absent

Motion approved.

Agenda Item #2

Discuss Drug Free-Smoke Free Workplace

Esq. Sue Jean Wilson stated that there is information attached to the addendum and asked the commissioners to look through it. Then it will be discussed during the next work session, so that there is some kind of time frame to put it into motion if approved with all county employees.

Agenda Item #15
Motion for adjournment

Motion made by Esq. Mickey Hatcher, said motion seconded by Esq. Bill Hensley to adjourn the meeting of April 23, 2012.

GREG LYNCH, COUNTY MAYOR

MITZI BOWEN, COUNTY CLERK

SUE JEAN WILSON, CHAIRMAN