

COUNTY COMMISSION MEETING – MARCH 18, 2019

The Claiborne County Commission met in regular session on Monday, March 18, 2019 at 6:30 p.m. at the Courthouse in Tazewell, Tennessee. Meeting was opened by Officer Doug Evans. Invocation led by Commissioner Zach Mullins. Pledge led by Officer Doug Evans.

AGENDA ITEM #1 – Call to Order/Roll Call:

Chairman Mike Campbell called the meeting to order. County Clerk Karen Hurst called the roll by district. Commissioners present/absent as follows:

PRESENT:

District 1

Brent Clark
Whitt Shuford
Charlton Vass

District 2

Nathan Epperson
Juanita Honeycutt
Kim Large

District 3

Mike Campbell
Stacey Crawford
Nicholas Epperson

District 4

Zach Mullins
Anthony Rowe

District 5

Mitchell Cosby

District 6

Rosemary Barnett
Carolyn Brooks
Steve Mason

District 7

Steve Brogan
Sherry McCreary
Shawn Peters

District 8

David Mundy
Steve Murphy

District 9

James Hatmaker

21 commissioners present

Also present: Patricia Heck, Recorder

AGENDA ITEM #2 – APPROVAL OF AGENDA:

MOTION: Commissioner Vass – to approve agenda

SECOND: Commissioner Mundy

Commissioner Brooks requested to add Joe Bray for discussion item involving the courthouse roof.

(This added as discussion item 10A under New Business.)

Commissioner Barnett requested to add resolution concerning urging the general assembly to adopt an equitable distribution of local sales tax revenue from out of state sellers.

(This added as Res. 2019-026 as item 10B under New Business.)

Vote on agenda as amended / Motion carried by aye vote

AGENDA ITEM #3 – APPROVAL OF MINUTES:

MOTION: Commissioner Mullins – to approve
SECOND: Commissioner Large

(It was noted that Commissioner Hatmaker’s name was inadvertently omitted from the Present list from the February meeting minutes and should be corrected.)

Motion carried by aye vote

AGENDA ITEM #4 – COUNTY OFFICE REPORTS

MOTION: Commissioner Hatmaker – to approve
SECOND: Commissioner Mason

Motion carried by aye vote

AGENDA ITEM #5 – NOTARIES

MOTION: Commissioner Hatmaker – to approve
SECOND: Commissioner Large

Motion carried by aye vote

Approved:

Carolyn S. O’Dell
Barbara Kelly Ernst
Mary Emily Osborne

Charles W. Johnston
Stanley H. Leonard

AGENDA ITEM #6 – NOTARY BONDS

(none)



OLD BUSINESS:

ITEM #1 – RES. 2019-015 – AUTHORIZE LITIGATION ON BEHALF OF CLAIBORNE COUNTY, TENNESSEE WITH NO COSTS TO TAXPAYERS

MOTION: Commissioner Mundy – to override veto of County Mayor

SECOND: Commissioner Hatmaker

County Mayor discussed his reasons for his veto of this resolution from the February meeting.

ROLL CALL VOTE: 14 for; 7 against / Motion carried

FOR: Commissioner Honeycutt, Large, Campbell, Crawford, Nicholas Epperson, Mullins, Rowe, Barnett, Brooks, Mason, McCreary, Peters, Mundy, Hatmaker

AGAINST: Commissioner Clark, Shuford, Vass, Nathan Epperson, Cosby, Brogan, Murphy

(Resolution as follows:)

RESOLUTION NO. 2019-015

A RESOLUTION TO AUTHORIZE LITIGATION ON BEHALF OF CLAIBORNE COUNTY, TENNESSEE WITH NO COSTS TO THE TAXPAYERS

WHEREAS, the Claiborne County Board of County Commissioners has the authority to adopt resolutions with respect to county affairs of Claiborne County, Tennessee, pursuant to Section 5-1-118 (c), as amended, of the Tennessee Code Annotated, and

WHEREAS, the Claiborne County Board of County Commissioners has the authority to take action to protect the public health, safety and welfare of the citizens and residents of Claiborne County, Tennessee, and

WHEREAS, there exists a serious public and safety crisis involving opioid abuse, addiction, morbidity and mortality in Claiborne County, and

WHEREAS, the diversion of legally produced controlled substances into the illicit market causes or contributes to the serious public health and safety crisis involving opioid abuse, addiction, morbidity and mortality in Claiborne County, and

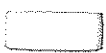
WHEREAS, the opioid crisis unreasonably interferes with rights common to the general public of Claiborne County; involves a significant interference with the public health, safety, peace, comfort and convenience of citizens and residents of Claiborne County; includes the delivery of controlled substances in violation of state and federal laws and regulations and therefore constitutes a public nuisance, and

WHEREAS, the opioid crisis is having an extended and far-reaching impact of the general public health and safety of citizens and residents of Claiborne County and must be abated, and

WHEREAS, the violation of any state and federal laws controlling the distribution of a controlled substance is hostile, harmful and adverse to the public welfare of the citizens and residents of Claiborne County and constitutes a public nuisance, and

WHEREAS, the Board of County Commissioners has the authority to abate or cause to be abated, any public nuisance including those acts that unreasonably interfere with rights common to the general public of Claiborne County and/or involve a significant interference with the public health, safety peace, comfort and convenience of citizens and residents of Claiborne County, and

WHEREAS, Claiborne County has expended, is expending and will continue to expend in the future, county funds to respond to the serious health and safety crisis involving opioid abuse, addiction, morbidity and mortality within Claiborne County, and



WHEREAS, the Board of County Commissioners has received information and believes that those in the chain of distribution of controlled substances (manufacturers and wholesale distributors) in Claiborne County, Tennessee and surrounding areas, may have violated state and federal laws and regulations that were enacted to prevent the diversion of legally produced controlled substances in the illicit market, and

WHEREAS, based on the 2006-2015 national data from Centers for Disease Control and Prevention, Claiborne County was identified as the seventh worst county in the nation in the prescribing of 2,808 morphine equivalent milligrams per person annually. Without a doubt this opioid crisis is a scourge on the community, a public health and safety crisis. Further, the Board of Commissioners finds that the opioid epidemic to be a public nuisance in the county and desire to hire legal counsel to represent the county to fight the opioid epidemic and those responsible for same, and

WHEREAS, it is understood that this litigation involves no cost to the county, even if the county does not prevail in this lawsuit and attorney fees will only be paid if they prevail and such fees and expenses shall be taken out in accordance with the contract, which is presented herewith, and

WHEREAS, Claiborne County is no longer involved in any litigation involving the opioid epidemic, as the lawsuit filed by the District Attorney General, on behalf of Claiborne County, and was dismissed by the Circuit Court Judge, upon motion of the defendant pharmaceutical companies, and

WHEREAS, any funds that Claiborne County may be received as a result of this litigation shall be placed into a special revenue account, to be used exclusively in the fight against the opioid epidemic and shall be administered by a committee designated by the Board, who shall decide how such funds shall be dispersed.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Claiborne County, Tennessee, assembled in regular session on this 18th day of March, 2019, that based upon the above, hereby declares that the opioid epidemic in Claiborne County is a public nuisance which must be abated for the benefit of Claiborne County and its citizens and residents.

BE IT FURTHER RESOLVED that the county mayor is hereby directed and authorized to execute the necessary documents to hire legal counsel to represent Claiborne County to fight the opioid epidemic and those responsible for same.

BE IT FURTHER RESOLVED that this resolution take effect from and after its passage, the public welfare requiring it.

PASSED AND APPROVED this 18th day of March, 2019.

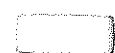
/s/ David Mundy, Sponsor

NEW BUSINESS:

ITEM #1 – RES. 2019-016 – AUTHORIZE SUBMISSION OF APPLICATION FOR LITTER AND TRASH COLLECTING GRANT FOR 2019-20.

MOTION: Commissioner Hatmaker – to approve
SECOND: Commissioner Mason

*Motion carried by aye vote
(Resolution as follows:)*



AUTHORIZING RESOLUTION
2019-016

Resolution authorizing submission of an application for a Litter and Trash Collecting Grant for fiscal year 2019-2020 from the Tennessee Department of Transportation and authorizing the acceptance of said Grant.

WHEREAS, the Claiborne County Sheriff's Department intends to apply for the aforementioned Grant from the Tennessee Department of Transportation and,

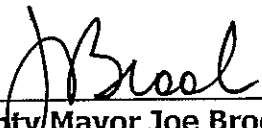
WHEREAS, the contract for the Grant for fiscal year 2019-2020 will impose certain legal obligations upon Claiborne County.

THEREFORE, BE IT RESOLVED:

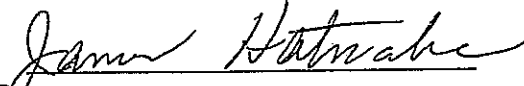
1. That the Claiborne County Sheriff's Department is authorized to apply on behalf of Claiborne County for a Litter and Trash Collecting Grant for fiscal year 2019-2020 from the Tennessee Department of Transportation.
2. That should said application be approved by the Tennessee Department of Transportation, then the Claiborne County Sheriff's Department is authorized to execute contracts or Other necessary documents, which may be required to signify acceptance of the Litter and Trash Collecting Grant by Claiborne County.

NOW THEREFORE, BE IT FURTHER RESOLVED, that the Claiborne County Commission meeting in regular session this 18th day of March 18, 2019 hereby adopt this resolution.

Duly passed and approved this 18th day of March, 2019, the public welfare requiring it.




County Mayor Joe Brooks



Sponsor

ATTEST:



Karen Hurst

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2-13-19 3:25 pm
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ITEM #2 – RES. 2019-017 – BOARD OF EDUCATION (budget amendment)

MOTION: Commissioner Peters – to approve

SECOND: Commissioner Hatmaker

ROLL CALL VOTE: 21 for, 0 against / Motion carried
(Resolution as follows:)

**Claiborne County Board of Education
RESOLUTION
2019-017**

March 14, 2019

WHEREAS, The Claiborne High School has a \$44,026 deficit in the general fund carried forward from prior administrations that continues to result in audit findings; and


WHEREAS, Generally Accepted Accounting Principles (GAAP) consider a cash deficit to be a significant deficiency in internal control; and,

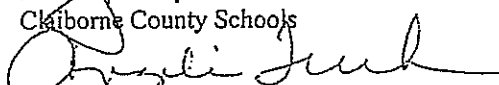
WHEREAS, Claiborne County Board of Education does not desire to operate any fund with a cash deficit.

BE IT THEREFORE RESOLVED by the Claiborne County Commission in session March 18, 2019 that:

The General Purpose School Fund shall transfer funds from Fund Balance not to exceed \$44,026 to Claiborne High School during fiscal year ending June 30, 2019, to reconcile that deficit in the School General Fund.

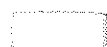
	<u>INCREASE</u>	<u>DECREASE</u>
Account Code No.		
72310/316 Contributions	\$44,026	
39000 Undesignated Fund Balance		\$44,026


 Dr. Joseph A. Miller
 Claiborne County Schools


 Angeli Tucker
 Finance Director


 Commission Sponsor

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 3-1-19 9:00 am
 Kh



ITEM #3 – RES. 2019-018 – BOARD OF EDUCATION (budget amendment)
ITEM #4 – RES. 2019-019 – BOARD OF EDUCATION (budget amendment)

MOTION: Commissioner Peters – to combine Items 3 and 4 and approve
 SECOND: Commissioner Brooks

*Motion carried by aye vote
 (Resolutions as follows:)*

CLAIBORNE COUNTY
 BOARD OF EDUCATION

RESOLUTION
 2019-018

March 14, 2019

WHEREAS, the Claiborne County Board of Education needs to amend the Federal Projects Budget in order to adhere to the latest state approved grant budget for IDEA, and Pre-School

Whereas, under the new state reporting requirements for Federal Projects, the county budget is required to match the state budget to the penny and

Whereas, the state continues to amend their budgets throughout the year, we are therefore required to bring each of these changes before county commission as they occur, in order to receive these federal funds


WHEREAS, this resolution involves no state, or local tax dollars

BE IT THEREFORE RESOLVED by the Claiborne County Commission in session on March 18, 2019 that the Claiborne County Board of Education be authorized to amend the Federal Projects Budget by adjusting the following line items.


Account No.	<u>INCREASE</u>	<u>DECREASE</u>
47143 Special Ed Grants		\$ (1,553.00)
47145 Special Ed Pre School	\$ 3,491.00	

EXPENDITURES

Account No.			
71200/163 Educational Assistants	\$	28,247.00	
71200/429 Supplies	\$	12,267.00	
71200/499 Other Supplies	\$	14,234.00	
71200/725 Equipment	\$	1,350.00	
72220/207 Medical Ins	\$	840.00	
72710/729 Transportation Equipment			\$ (55,000.00)


 Director of Schools

Shawn Peters
 Commission Sponsor


 Angelia Tucker
 Finance Director

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 3-1-19 9:00 am

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Claiborne County Board of Education
RESOLUTION
2019-019

March 14, 2019


WHEREAS, the Claiborne County Board of Education has received \$32,600 for School Board Mini Grant that needs to be added to the General Purpose Budget, and

WHEREAS, this resolution involves no local tax dollars.

BE IT THEREFORE RESOLVED by the Claiborne County Commission in session March 18, 2019 that the Claiborne County Board of Education be authorized to amend the General Purpose Budget by increasing the following line items.

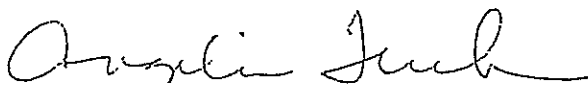
<u>REVENUE</u>	<u>INCREASE</u>
Account Code No. 44570 Contributions & Gifts	\$32,600

<u>EXPENDITURES</u>	
Account Code No. 72210-599 Other Charges	32,600


Dr. Joseph A. Miller
Claiborne County Schools Director

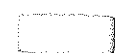
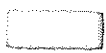
Shawn Peters

Commission Sponsor



Angelia Tucker
Finance Director

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ITEM #5 – RES. 2019-020 – CREATE OPIOID BOARD

MOTION: Commissioner Rowe – to approve
SECOND: Commissioner Crawford

With discussion, questions were asked as to the actual residence of some of the potential board members listed in the resolution and as to other members who could provide beneficial input and expertise to the board. It was determined that Ben Harris is not a Claiborne County resident.

MOTION: Commissioner Mundy – to table this resolution
SECOND: Commissioner Hatmaker

ROLL CALL VOTE (on motion to table): 5 for; 16 against / Motion failed

FOR: Commissioners Large, Brooks, Mason, Mundy, Hatmaker

AGAINST: Commissioners Clark, Shuford, Vass, Nathan Epperson, Honeycutt, Campbell, Crawford, Nicholas Epperson, Mullins, Rowe, Cosby, Barnett, Brogan, McCreary, Peters, Murphy

MOTION TO AMEND: Commissioner Honeycutt – to add Ritchie Hoskins, the coordinated health director for the Claiborne County school system, one (1) member of the Stand in the Gap Coalition and Jodee Harrell of the Claiborne County Health Department to the board; further to remove Ben Harris as a potential board member.
SECOND: Commissioner Nicholas Epperson

MOTION TO AMEND: Commissioner Mundy – to add James Hatmaker as board member.
SECOND: Commissioner Brogan

Commissioner Hatmaker requested that his name not be submitted as potential board member. Commissioner Mundy withdrew his Motion to Amend.

Vote on Motion to Amend by Commissioner Honeycutt / Motion carried by aye vote

*Vote on Original Motion as amended / Motion carried by aye vote
(Resolution as follows:)*

**RESOLUTION TO CREATE OPIOID BOARD
RESOLUTION NO. 2019-020**

WHEREAS, litigation is pending concerning opioid crisis in Claiborne County, State of Tennessee and the United States of America, and;

WHEREAS, there are problem areas with opioid abuse in Claiborne County, Tennessee, and;

WHEREAS, Claiborne County may receive funds in the future as a result of the litigation, and;

WHEREAS, strategies should be developed to identify and treat opioid abuse, and;

WHEREAS, a board could identify, develop a plan of action and implement strategies to curb or attempt to overcome opioid abuse, and;

WHEREAS, a board would be beneficial to oversee and administer any funds received, by or on behalf of Claiborne County, Tennessee.

WHEREAS, the board should have the authority to provide for the proper investment and administration of any settlement funds on behalf of the citizens of Claiborne County, Tennessee, subject to the approval of the Claiborne County Commission, and;

WHEREAS, two (2) county commissioners should be appointed to the board and five (5) community leaders from Claiborne County, Tennessee should be appointed to the board.

WHEREAS, the Claiborne County Mayor shall appoint the seven (7) members to the board, subject to the approval of the Claiborne County Commission, and;

WHEREAS, the Claiborne County Mayor would appoint, subject to the approval of the Claiborne County Commission, Ben Harris, Pharm.D; Nichole Sheilds, M.D.; Rob Wilmoth, M.D.; Sherry Jimenez, Ed.D.; Mary Ann Thrush, LCSW, Ph.D.; Juanita Honeycutt and Steve Murphy, to the initial board.

NOW THEREFORE, the Claiborne County Commission, meeting in regular session on the 18th day of March, 2019, hereby creates a board to administer, oversee and recommend distribution, payment and administration of any funds to be received from the opioid litigation funds. In addition to the oversight of litigation settlement funds, the board shall identify, develop a plan of action and implement strategies to curb and attempt to overcome opioid abuse in Claiborne County, Tennessee.



BE IT RESOLVED, the board shall consist of two (2) Claiborne County Commissioners and five (5) community leaders who are citizens and residents of Claiborne County, Tennessee and all seven (7) members shall be appointed by the Claiborne County Mayor subject to the approval of the Claiborne County Commission.

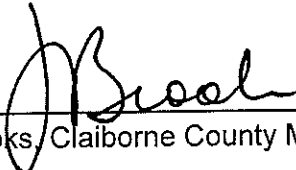
IT IS FURTHER RESOLVED that the potential board members submitted by the County Mayor are approved with the exception of Ben Harris, Pharm D. who is not a resident of Claiborne County, Tennessee. In addition, the commission further approves the following members to be appointed to the board: Ritchie Hoskins, the coordinated health director for the Claiborne County school system, one (1) member of the Stand in the Gap coalition (the choice of the coalition) and Jodee Harrell of the Claiborne County Health Department. This would create a nine (9) member board, and so

IT IS HEREBY RESOLVED that the Opioid Litigation Board is approved by the Claiborne County Commission and the following members are appointed:

Nichole Shields, M.D.
Rob Wilmoth, M.D.
Sherry Jimenez, Ed. D.
Mary Ann Thrush, LCSW, Ph.D.
Juanita Honeycutt, Co. Commissioner
Steve Murphy, Co. Commissioner
Ritchie Hoskins, Coordinated Health Director for Claiborne Co. School System
A volunteer representing the Stand in the Gap coalition
Jodee Harrell, Claiborne Co. Health Dept.

IT IS ALSO RESOLVED, this resolution shall take effect upon its passage, the public welfare requiring it.

DULY PASSED and APPROVED this 18th day of March, 2019.



Joe Brooks, Claiborne County Mayor

Anthony Rowe, Sponsor _____

ATTEST:



Karen Hurst, Claiborne County Clerk

ITEM #6 – RES. 2019-021 – HIRE LEGAL COUNSEL

MOTION: Commissioner Mundy – to approve

SECOND: Commissioner Honeycutt

ROLL CALL VOTE: 15 for, 6 against / Motion carried

FOR: Commissioners Clark, Honeycutt, Large, Campbell, Crawford,
Nicholas Epperson, Rowe, Barnett, Brooks, Mason, Brogan,
McCreary, Peters, Mundy, Hatmaker

AGAINST: Commissioners Shuford, Vass, Nathan Epperson, Mullins,
Cosby, Murphy

(Resolution as follows:)



RESOLUTION NO. 2019 - 021

A RESOLUTION TO HIRE LEGAL COUNSEL

WHEREAS, the Board of Commissioners of Claiborne County, Tennessee has considered and passed a resolution authorizing litigation on behalf of Claiborne County, Tennessee with no cost to the taxpayer, and

WHEREAS, such litigation is for the purpose of fighting the opioid epidemic affecting Claiborne County, Tennessee, and

WHEREAS, the Board now finds it necessary to hire legal counsel to represent Claiborne County, Tennessee in such litigation.


NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Claiborne County, Tennessee assembled in regular session on the 18th day of March, 2019, that the county mayor is hereby directed and empowered to execute and sign a contract with Jessee Law Office and McHugh Fuller Law Group PLLC to represent Claiborne County, Tennessee in its fight against the opioid epidemic as previously approved.

BE IT FURTHER RESOLVED that this resolution take effect from and after its passage, the public welfare requiring it.

PASSED AND APPROVED this 18th day of March, 2019.

ATTEST:

COUNTY CLERK



SPONSOR

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3-5-19 10:00am
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COUNTY MAYOR

394

ITEM #7 – RES. 2019-022 – SHERIFF’S DEPARTMENT (budget amendment)

MOTION: Commissioner Crawford – to approve

SECOND: Commissioner Cosby

ROLL CALL VOTE: 21 for, 0 against / Motion carried

(Resolution as follows:)

RESOLUTION NO. 2019-022

WHEREAS, two police cruisers were damaged in accidents;

WHEREAS, the repair of these vehicles cost \$15,107 that was paid out of the sheriffs vehicle maintenance and repair budget;

WHEREAS, we were able to recover this cost.

WHEREAS, since this money was paid out of vehicle maintenance and repair a budget amendment is needed to put the recovered insurance money back in this line item;

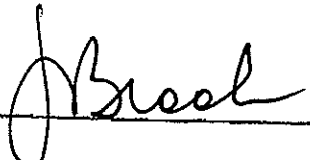
Debit Insurance Recovery	101-49700	\$15,107
Credit Sheriff Dept Vehicle Maint.	101-54110-338	\$15,107

THEREFORE, this resolution must be passed in order to amend the budget.

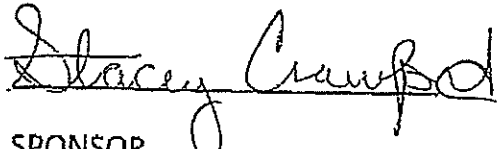
NOW, THEREFOR, BE IT RESOLVED by the board of County Commissioners of Claiborne County, Tennessee, assembled in regular session on the 18th day of March that this budget amendment is approved.

BE IT FURTHER RESOLVED that this resolution shall take place from and after its passage, the public welfare requiring it.

PASSED AND APPROVED this 18th day of March, 2019.



COUNTY MAYOR



SPONSOR

ATTEST:

Kathleen Hurst Co. Clerk



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3-6-19 10:00 am

ITEM #8 – RES. 2019-023 – REALIGNING LINE ITEMS (balance budget needs)

MOTION: Commissioner Crawford – to approve

SECOND: Commissioner Brooks

ROLL CALL VOTE: 21 for, 0 against / Motion carried

(Resolution as follows:)

RESOLUTION NO. 2019- 023

WHEREAS, it has become apparent that Funds 101 and 116 need additional funding for ending the fiscal year. Some line items have excess monies that can be realigned in order to balance the needs of this budget.

THEREFORE, in order for this transaction to occur, the following items need to be amended so that the budget can be balanced for the end of the fiscal year.

FUND 101 - GENERAL FUND			
LINE ITEM	DESCRIPTION	INCREASE	DECREASE
51100	COUNTY COMMISSION		
51100-201	SOCIAL SECURITY	5200	
51100-210	UNEMPLOYMENT	100	
51100-191	BOARD & COMMITTEE FEES		5300
51230	BUDGET & FINANCE COMMITTEE		
51230-210	UNEMPLOYMENT	50	
51230-212	EMPLOYER MEDICARE		50
51300	COUNTY MAYOR/EXECUTIVE		
51300-210	UNEMPLOYMENT	175	
51300-320	DUES & MEMBERSHIPS	120	
51300-330	OPERTING LEASE PAYMENTS		295
51500	ELECTION COMMISSION		
51500-204	STATE RETIREMENT	50	
51500-210	UNEMPLOYMENT	125	
51500-201	SOCIAL SECURITY		175
51800	COUNTY BUILDINGS		
51800-335	MAINT & REPAIR - BUILDING	6000	
51800-790	OTHER EQUIPMENT	110	
51800-435	OFFICE SUPPLIES		6000
51800-350	INTERNET CONNECTIVITY		110
52100	ACCOUNTING & BUDGETING		
52100-105	SUPERVISOR/DIRECTOR	3942	
52100-499	OTHER SUPPLIES & MATERIALS	2650	
52100-119	ACCOUNTANTS/BOOKKEEPERS		3942
52100-399	OTHER CONTRACTED SERVICES		2650
52400	COUNTY TRUSTEE		
52400-355	TRAVEL	1500	

395

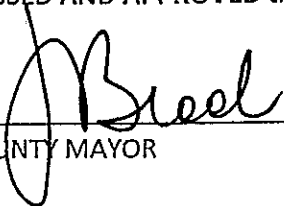
52400-719	OFFICE EQUIPMENT		1500
52500	COUNTY CLERK		
52500-101	COUNTY OFFICIAL/ADM OFFICER	232	
52500-162	CLERICAL PERSONNEL		232
53400	CHANCERY COUTY		
53400-719	OFFICE EQUIPMENT	50	
53400-435	OFFICE SUPPLIES		50
54110	SHERIFF'S DEPT		
54110-103	ASSISTANT	6900	
54110-108	INVESTIGATORS	140000	
54110-110	LIEUTENANTS	70000	
54110-161	SECRETARY(S)	42000	
54110-210	UNEMPLOYMENT	500	
54110-106	DEPUTIES		259400
54220	WORKHOUSE		
54220-105	SUPERVISOR	38000	
54220-161	SECRETARY(S)	23000	
54220-189	OTHER SALARY & WAGES	47000	
54220-201	SOCIAL SECURITY	3000	
54220-204	STATE RETIREMENT	2000	
54220-210	UNEMPLOYMENT	2000	
54220-212	EMPLOYER MEDICARE	500	
54220-335	MAIN & REPAIR- BUILDING	10000	
54220-340	MEDICAL & DENTAL SERVICES	250000	
54220-451	UNTIFORMS	1000	
54220-499	OTHER SUPPLIES & MATERIALS	500	
54110-106	DEPUTIES		85500
54110-170	SCHOOL RESOURCE OFFICER		90000
54110-201	SOCIAL SECURITY		14000
54110-204	STATE RETIREMENT		12000
54110-207	MEDICAL INSURANCE		70000
54220-131	MEDICAL PERSONNEL		20500
54220-207	MEDICAL INSURANCE		30000
54220-399	OTHER CONTRACTED SERVICES		30000
54220-413	DRUGS & MEDICAL SUPPLIES		25000
55720	SANITATION EDUCATION/INFORMATION		
55720-207	MEDICAL INSURANCE	84	
55720-204	STATE RETIREMENT		84

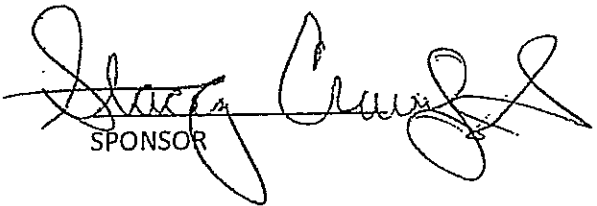
	FUND 116 - SOLID WASTE		
55731	WASTE PICKUP		
55731-164	EQUIPMENT OPERATORS	229822	
55731-143	LANDFILL WORKERS		229822

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Claiborne County, Tennessee, assembled in regular session on the 18th day of March, that such resolution be passed.

BE IT FURTHER RESOLVED that this resolution shall take place from and after its passage, the public welfare requiring it.

PASSED AND APPROVED this 18th day of March, 2019.


 COUNTY MAYOR


 SPONSOR

ATTEST:

 COUNTY CLERK

RECEIVED
 3-6-19 10:00 am
 kh

ITEM #9 – RES. 2019-024 – DEVELOP AND IMPLEMENT ADA TRANSITION PLAN

MOTION: Commissioner Shuford – to approve

SECOND: Commissioner Cosby

*Motion carried by aye vote
(Resolution as follows:)*



RESOLUTION TO DEVELOP AND IMPLEMENT AMERICANS WITH
DISABILITIES ACT TRANSITION PLAN
RESOLUTION NO. 2019-024

WHEREAS, Claiborne County, Tennessee is required to develop an Americans with Disabilities Act Transition Plan, and;

WHEREAS, the Americans with Disabilities Act prohibits discrimination of disabled persons, and;

WHEREAS, Claiborne County, Tennessee does not discriminate and wants to avoid any appearance of discrimination, and;

WHEREAS, the Tennessee Department of Transportation has indicated a willingness to provide assistance in developing a Transition Plan, and;

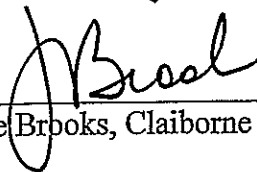
WHEREAS, a Transition Plan is required prior to December 2019 for continued grant consideration, and;

WHEREAS, the Claiborne County Mayor should be authorized to work with and complete a Transition Plan in compliance with the Americans with Disabilities Act, with the help and assistance of the Tennessee Department of Transportation.

NOW THEREFORE, BE IT RESOLVED, the Claiborne County Commission meeting in regular session on the 18th of March, 2019, hereby authorizes, empowers and directs the Claiborne County Mayor, Joe Brooks, to complete the process of adopting a Transition Plan in compliance with the Americans with Disabilities Act, by and through the Tennessee Department of Transportation.

IT IS FURTHER RESOLVED, this Resolution shall take affect upon its passage, the public welfare requiring it.

Duly passed and approved this 18th day of March, 2019.



Joe Brooks, Claiborne County Mayor

ATTEST:



Karen Hurst, County Clerk

RECEIVED
3-6-19 11:00am
Kh



SPONSOR

399

400

ITEM #10 – RES. 2019-025 – AUDIT COMMITTEE APPOINTMENTS

MOTION: Commissioner Vass – to approve
SECOND: Commissioner Honeycutt

ROLL CALL VOTE: 21 for; 0 against / Motion carried
(Resolution as follows:)

RESOLUTION NO. 2019-025

WHEREAS, there are audit findings that exist, and;

WHEREAS, the audit finding must be looked at and addressed via the audit committee, and;

WHEREAS, there is a need to have an audit committee meeting, and;

WHEREAS, two seats on the audit committee have been vacated due to the August 2018 general election, and;

WHEREAS, county commissioners are only allowed to be on two (2) committees/boards whether paid or not, and;

WHEREAS, the remaining committee members are ineligible to serve on the audit committee, and;

WHEREAS, the entire five (5) member audit committee needs to be appointed, and;

NOW THEREFORE, the following commissioners are appointed to serve on the audit committee:

Rosemary Barnett

Steve Brogan

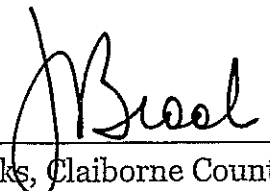
Carolyn Brooks

Brent Clark

Sherry McCreary

IT IS FURTHER RESOLVED, this resolution shall take effect upon its passage, the public welfare requiring it.

PASS AND APPROVED this 18th day of March, ~~2018~~ ²⁰¹⁹.

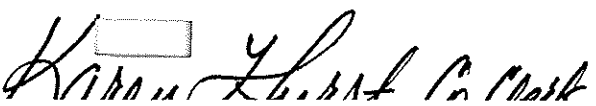


Joe Brooks, Claiborne County Mayor



Charlton Vass, County Commissioner

ATTEST:



RECEIVED
3-6-19 4:00 pm
KH

ITEM #10A – DISCUSSION – Courthouse Roof

Joe Bray addressed the commission concerning leaking of the courthouse roof. He advised the commission that there is a breaker box that should be re-located above the roof deck in order to fix the problem. He further advised that the roof is not in need of replacement, that the work he did was done properly and per specifications and that he did the best he could considering the location of that breaker box. Mayor Brooks advised commission that he had tried to make contact with Mr. Bray to no avail and that there had not been a leaking problem until the roof replacement was done. Mayor Brooks also stated that there is a leaking problem on the third floor as well. Mr. Bray agreed to meet with the County Mayor or the maintenance personnel the following morning to look at the issues.

MOTION; Commissioner Honeycutt – to set aside the rules to allow action to be taken on this item.

SECOND: Commissioner Brooks

Motion carried by aye vote

MOTION: Commissioner Honeycutt – allow County Mayor to obtain estimates to raise electrical box on the roof that is causing leaks and to allow County Mayor the authority to proceed with getting work done if money is available in his budget.

SECOND: Commissioner Brooks

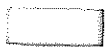
ROLL CALL VOTE: 21 for, 0 against / Motion carried

402

**ITEM #10B – RES. 2016-026 – TO URGE THE GENERAL ASSEMBLY TO ADOPT AN
EQUITABLE DISTRIBUTION OF LOCAL SALES TAX REVENUE FROM OUT-OF-STATE
SELLERS**

MOTION: Commissioner Barnett – to approve
SECOND: Commissioner Mundy

*Motion carried by aye vote
(Resolution as follows:)*



TO URGE THE GENERAL ASSEMBLY TO ADOPT AN EQUITABLE DISTRIBUTION OF LOCAL SALES TAX REVENUE FROM OUT-OF-STATE SELLERS

WHEREAS, county governments in Tennessee are the primary providers of numerous essential government services including, but not limited to, public K-12 education, jails and law enforcement, road building and maintenance, election administration, property assessment, solid waste disposal, and record keeping and administration for the various state courts; and

WHEREAS, county governments are limited by law regarding the forms of taxation and revenue generation which they are authorized to use, making the local sales tax an important source of revenue for counties; and

WHEREAS, the House Finance, Ways, and Means Committee asked the TACIR to study revenue sources of cities and counties in Tennessee and the services each provide; and

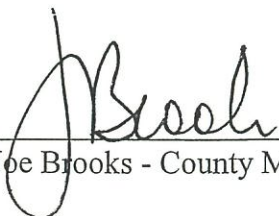
WHEREAS, representatives of counties and cities on the TACIR working group agree that the current distribution of the uniform local sales tax rate for out-of-state sellers is inequitable and should be eliminated; and


WHEREAS, the TACIR working group recommends that local sales tax revenue from out-of-state sellers be distributed based on the destination of the purchaser.

NOW, THEREFORE, BE IT RESOLVED by the Claiborne County Legislative Body meeting in regular Session at Tazewell, Tennessee, on this 18th day of March, 2019, that the members of the General Assembly representing the people of Claiborne County are strongly urged to work for the passage of legislation to provide for an equitable distribution of local sales tax revenue from out-of-state sellers by distributing the tax based on the destination of the purchase; and

BE IT FURTHER RESOLVED, that the county clerk shall mail certified copies of this resolution to the members of the Tennessee General Assembly representing the people of Claiborne County.

Adopted this 18th day of March, 2019.

APPROVED: 
Joe Brooks - County Mayor

SPONSOR: 
Rosemary Barnett - Commissioner

ATTEST: 
Karen Hurst - County Clerk

404

MOTION: Commissioner Honeycutt – to adjourn
SECOND: Commissioner Hatmaker

Motion carried by aye vote / Meeting adjourned

APPROVED

4-15-19

Karen Lurst
Co. Clerk