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**HAMILTON COUNTY COMMISSION  
REGULAR MEETING  
NOVEMBER 15, 2006**

**STATE OF TENNESSEE**            )            Regular Meeting  
**COUNTY OF HAMILTON**        )            November 15, 2006

**BE IT REMEMBERED**, that on this 15th day of November, 2006, a Regular Meeting of the Hamilton County Board of Commissioners was begun and held at the Courthouse, in the City of Chattanooga, in the County Commission Room, when the following proceedings were held, to wit:--

0:13            Present and presiding was the Honorable Larry Henry, Chairman. County Clerk Bill Knowles called the roll of the County Commission and the following, constituting a quorum, answered to their names, Commissioner Adams, Commissioner Beck, Commissioner Brooks, Commissioner Casavant, Commissioner Coppinger, Commissioner Hullander, Commissioner Mackey, Commissioner Skillern, and Chairman Henry. Total present - 9. Total absent – 0.

Also in attendance were County Mayor Claude Ramsey, members of his administrative staff, and County Attorney Rheubin Taylor.

Attached hereto is a copy of the Public Notice of this meeting, which was published in the local newspaper and made a matter of record of this meeting.

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0:36 County Commissioner Emeritus Reverend Paul McDaniel gave the invocation.

Commissioner Adams led in the pledge to the flag.

3:25 Commissioner Adams noted Reverend McDaniel served as County Commissioner for 20 years and as chairman five times. He commended him for his exemplary service and the quiet and dignified way he handled that service.

6:15 County Mayor Ramsey recognized that Reverend McDaniel would be honored along with Ruth Holmberg and Dalton Roberts by the Chattanooga Regional History Museum as the first Chattanooga History Makers. He praised Reverend McDaniel for his demeanor while serving as County Commission. He expressed gratitude for his friendship and advice over the years.

8:16 Assessor of Property Bill Bennett spoke regarding his service as a County Commissioner alongside Reverend McDaniel. He remembered an instance when Commissioner McDaniel had asked him to accept an appointment as Assessor of Property. He stated he had always remembered that confidence he exhibited and he had tried to live up to those expectations in his service as Assessor.

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11:18 Commissioner Adams presented Reverend McDaniel with a Certificate, which he read in its entirety, as well as a commemorative clock as tokens of the Commission's appreciation for his continued service to the community.

Commissioners Beck, Skillern, Mackey, Casavant, and Chairman Henry each spoke about ways in which Reverend McDaniel had enriched their lives through his service.

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18:34 **APPROVAL OF MINUTES**

**ON MOTION** of Commissioner Mackey, seconded by Commissioner Adams, that the minutes of the October 23, 2006 joint Finance and Legal Committees, the October 23, 2006 Agenda Preparation Session, and the November 1, 2006 regular meeting be approved, treat same as read, made a matter of record and filed. The foregoing Motion was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Hullander, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

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19:12 **VETERANS DAY MEMORIAL**

Chairman Henry noted that November 11<sup>th</sup> commemorated the Veteran's Day holiday. He asked that all veterans on the Commission and in the audience stand for recognition followed by a moment of silence for the nation's military and those military persons who lost their lives in service.

22:27 Commissioners Casavant and Skillern made comments regarding their military service and those making the ultimate sacrifice of their lives.

25:13 **RESOLUTION NO. 1106-A A RESOLUTION TO DECLARE THE MONTH OF NOVEMBER 2006 AS NATIONAL "NATIVE AMERICAN MONTH" IN HAMILTON COUNTY, TENNESSEE.**

Deputy Clerk Michael Clark read the resolution in its entirety for the record.

Commissioner Hullander presented a plaque containing the resolution to Cleata Townsend on behalf of the County Commission as thanks for her contributions in sharing the history of the Native American culture. He presented Certificates of Appreciation to a number of individuals. Alva Crowe performed a Native American song.

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Members of the Commission shook hands with and personally thanked those present to commemorate this event.

(See page 6 for action on this resolution)

32:02 **PRESENTATION FOR AMERICAN EDUCATION WEEK**

Chairman Henry presented to Danielle Clark, spokeswoman for the Hamilton County Department of Education, a certificate recognizing American Education Week. He read the certificate in its entirety for the record.

34:41 Commissioner Mackey, as Chairman of the Education Committee, spoke briefly regarding the history of American Education Week and the reasons for its celebration.

36:21 Ms. Clark accepted the certificate on behalf of School Superintendent Dr. Jim Scales. She indicated he was out of the city and regretted not being able to attend today's meeting. She presented on his behalf a basket of apples to Commissioners as well as a scroll for each Commissioner containing Dr. Scales' letter to the editor from Monday, November 13, 2006.

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Chairman Henry noted Sandy Hughes, with the Hamilton County Education Association, was not present but would receive a copy of the Certificate as well.

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**ACTION OF RESOLUTION NO. 1106-A**

Clerk Knowles noted the Commission failed to act on Resolution No. 1106-A.

ON MOTION of Commissioner Hullander, seconded by Commissioner Brooks, to adopt Resolution No. 1106-A. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Hullander, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

38:33 **RESOLUTION NO. 1106-17 A RESOLUTION TO APPROVE AND ACCEPT APPLICATIONS FOR NOTARY PUBLIC POSITIONS, THE OATH OF DEPUTY SHERIFF, AND THE BONDS AND OATHS OF NOTARIES PUBLIC PREVIOUSLY ELECTED.**

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Clerk Knowles requested the late addition of Rebecca F. Browder to the list of notary applicants.

ON MOTION of Commissioner Adams, seconded by Commissioner Beck, to adopt Resolution No. 1106-17. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Hullander, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

39:32

**RESOLUTION NO. 1106-18 A RESOLUTION TO REZONE FROM A-1  
AGRICULTURAL DISTRICT TO R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT,  
PART OF AN UNPLATTED TRACT OF LAND LOCATED IN THE 9900 BLOCK OF  
FIELD CREST DRIVE.**

Commissioner Hullander reported the Zoning Committee reviewed the resolution and recommended approval. He noted both the Planning Commission and Regional Planning Agency (RPA) staff recommended approval as well. He asked Greg Haynes, with the RPA for the density on this development. Mr. Haynes indicated it was in the

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neighborhood of 2.8 or 2.9 homes per acre. He indicated there were no townhouses included in the development.

The applicant, Fred L. Edgmon was present. There was no opposition present to the resolution.

ON MOTION of Commissioner Hullander, seconded by Commissioner Adams, to adopt Resolution No. 1106-18. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Hullander, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

40:59 **RESOLUTION NO. 1106-19 A RESOLUTION TO REZONE FROM A-1  
AGRICULTURAL DISTRICT TO R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT,  
PART OF A TRACT OF LAND LOCATED AT 5747 HUNTER ROAD.**

Commissioner Hullander reported the Zoning Committee reviewed the resolution and recommended approval. He noted both the Planning Commission and Regional



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Planning Agency (RPA) staff recommended approval as well. He pointed out this was being rezoned from A-1 to R-1, which is a more restrictive zone.

The applicant, Terry Wall, was present. There was no opposition present to the resolution.

ON MOTION of Commissioner Hullander, seconded by Commissioner Adams, to adopt Resolution No. 1106-19. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Hullander, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

41:47 **RESOLUTION NO. 1106-20 A RESOLUTION TO REZONE FROM A-1  
AGRICULTURAL DISTRICT TO R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT, A  
TRACT OF LAND LOCATED IN THE 7600 BLOCK OF HUNTER ROAD.**

Commissioner Hullander reported the Zoning Committee reviewed the resolution and recommended approval. He noted both the Planning Commission and Regional

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Planning Agency (RPA) staff recommended approval as well. He pointed out this resolution was also approving a more restrictive zone for the property.

The applicant, Greg Stevens, was present. There was no opposition present to the resolution.

ON MOTION of Commissioner Hullander, seconded by Commissioner Adams, to adopt Resolution No. 1106-20. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Hullander, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

42:36 **RESOLUTION NO. 1106-21A A RESOLUTION TO REZONE FROM R-2A RURAL RESIDENTIAL DISTRICT TO C-2 LOCAL BUSINESS COMMERCIAL DISTRICT, A TRACT OF LAND LOCATED AT 11909 AND 11915 HIGHWAY 58.**

**RESOLUTION NO. 1106-21B A RESOLUTION TO REZONE FROM R-2A RURAL RESIDENTIAL DISTRICT TO C-2 LOCAL BUSINESS COMMERCIAL DISTRICT, A TRACT OF LAND LOCATED AT 11909 ANDX 11915 HIGHWAY 58.**

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Commissioner Hullander noted the RPA recommended denial of the resolution and the Planning Commission recommended approval of 1106-21A, containing the conditions that the zoning be subject to tractor sales and ice vending uses only. He stated the Zoning Committee, after careful review, did not recommend placing restrictions on the zoning, as there was M-1 directly adjacent to the property and other commercial development in the immediate vicinity. He asked Donald Allison, the applicant, if he was aware the rezoning would cause his property taxes to increase. Mr. Allison indicated he was.

There was no opposition present to the resolution.

ON MOTION of Commissioner Hullander, seconded by Commissioner Mackey, to adopt Resolution No. 1106-21A. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Hullander, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

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46:38 **RESOLUTION NO. 1106-22 A RESOLUTION GRANTING APPROVAL OF A  
SPECIAL EXCEPTIONS PERMIT FOR A PUD ON PART OF A TRACT OF LAND  
LOCATED AT 10620 EAST BRAINERD ROAD.**

Commissioner Hullander noted both the Planning Commission and Regional Planning Agency (RPA) staff recommended approval of the resolution. He stated there was a group present with questions regarding the request. Commissioner Hullander noted the concerns of residents in the adjacent Crystal Brooks subdivision were with drainage on lots backing up to properties in the subdivision, a retention pond and the insects that might be drawn into the area, the density of the development compared to their subdivision, particularly with planned townhouses in the PUD. He pointed out that this resolution approves the PUD and Resolution No. 1106-23 approves the zoning for the property.

47:15 The applicant, Kanhai Pandya (KAI), the developer, Phil Chandler, and Mike Price, with MAP Engineering, were present. Mr. Price and Mr. Chandler spoke in support of the development and responded to questions from Commissioners and opposition.

1:08:35 Representatives from the Crystal Brooks subdivision were developer Pam Edgemon, and residents Todd Davis, Eric Elster and Gail Morgan. Ms. Edgemon pointed out there were issues still unresolved relating to use of land in her development

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to extend sewers into the new PUD development. There was discussion regarding alternatives to crossing her land should an agreement not be reached.

ON MOTION of Commissioner Hullander, seconded by Commissioner Adams, to defer the resolution until sewer issues could be resolved.

There was further discussion regarding deferral. Mr. Price pointed out that regardless of whether the sewers crossed Mrs. Edgemon's property or grinder pumps were used, the entire development would be on sewers. County Engineer Mike Howard pointed out that the county's preference would be utilizing Mrs. Edgemon's property as it would benefit future phases of her development as well as the new development. He noted that grinder pumps, once installed, were maintained by the WWTA and became an expense of the county.

Chairman Henry pointed out that the Commission would recess today's meeting to November 30<sup>th</sup>. He questioned whether these issues could be resolved by that date. Commissioner Hullander indicated he would work with the developers and opposition to resolve the differences by that date. He revised the motion to reflect a deferral date. He also asked at the request of opposition that the developers provide information regarding any restrictive covenants for the development that would prohibit the townhouses from being rental property.

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ON MOTION of Commissioner Hullander, seconded by Commissioner Adams, to defer the resolution until Thursday, November 30, 2006. The foregoing Motion was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Hullander, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

1:27:04

**RESOLUTION NO. 1106-23 A RESOLUTION TO REZONE FROM A-1  
AGRICULTURAL DISTRICT TO R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT,  
PART OF A TRACT OF LAND LOCATED AT 10620 EAST BRAINERD ROAD.**

Chairman Henry stated without objection this resolution would also be deferred to November 30, 2006, as it was a companion to the previous resolution.

County Mayor Ramsey requested that Mr. Haynes, with the RPA, provide information regarding the number of available lots in this area yet to be developed. He pointed out that he supported new development and growth of the tax base, but felt that because of the rapid development, he and the Commission should be aware of changes needed to infrastructure and schools to accommodate the rapid growth. There was discussion regarding the boundaries for the development area being studied. Mr.

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Haynes indicated he would have that information available for the November 30<sup>th</sup> meeting.

1:32:25 **ORDER OF APPOINTMENT – SAVANNAH VALLEY UTILITY DISTRICT**

Clerk Knowles noted that County Mayor Ramsey had submitted for the record an Order reappointing Floyd D. Ferrell to a four-year term as a Commissioner of the Savannah Valley Utility District Board of Commissioners, ending November 24, 2010.

**FEE OFFICIAL REPORTS**

Clerk Knowles noted the following fee official reports were submitted as a matter of record of this meeting: Juvenile Court Clerk – July, 2005; Clerk & Master – April through July, 2006; Circuit Court Clerk – April through July, 2006; County Clerk – May through August, 2006; Criminal Court Clerk – May through September, 2006; Register – May through September, 2006.

1:32:38 **RESOLUTION NO. 1106-24 A RESOLUTION RATIFYING THE PURCHASE OF CLASSIFIED ADS FOR THE AUGUST AND NOVEMBER ELECTIONS FROM CHATTANOOGA PUBLISHING COMPANY FOR THE ELECTION COMMISSION AMOUNTING TO \$18,899.95 AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

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Commissioner Adams reported the Finance Committee reviewed the resolution and recommended approval.

Election Administrator Bud Knowles noted the City of Chattanooga would reimburse \$4,000 of these costs for their cost of the election.

ON MOTION of Commissioner Adams, seconded by Commissioner Beck to adopt Resolution No. 1106-24. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Commissioner Hullander was absent for the vote. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

Chairman Henry noted for the record that Commissioner Hullander had an appointment and would not be returning for the remainder of the meeting.

1:33:51

**RESOLUTION NO. 1106-25 A RESOLUTION RATIFYING THE PURCHASE OF  
ELECTION BALLOTS FOR THE NOVEMBER 7, 2006 ELECTION AMOUNTING TO  
\$44,835.60 FROM MID-WEST PRINTING COMPANY FOR THE ELECTION**



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**COMMISSION AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY  
CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

Commissioner Adams reported the Finance Committee reviewed the resolution and recommended approval.

Election Administrator Bud Knowles reported the City of Chattanooga would reimburse \$20,243. of these costs for their portion of the election.

ON MOTION of Commissioner Adams, seconded by Commissioner Mackey, to adopt Resolution No. 1106-25. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Commissioner Hullander was absent for the vote. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

1:34:51 **RESOLUTION NO. 1106-26 A RESOLUTION ACCEPTING THE BID OF PRATER  
FORD MERCURY, INC. FOR ONE (1) FIFTEEN PASSENGER VAN AMOUNTING TO  
\$22,120.00 FOR LITTER GRANT/COMMUNITY CORRECTIONS AND AUTHORIZING**

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**THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT  
THIS RESOLUTION.**

Commissioner Adams reported the Finance Committee reviewed the resolution and recommended approval. He noted the low bid was approximately two thousand dollars less than the next low bid.

ON MOTION of Commissioner Adams, seconded by Commissioner Coppinger, to adopt Resolution No. 1106-26. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Commissioner Hullander was absent for the vote. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

1:35:41

**RESOLUTION NO. 1106-27 A RESOLUTION ACCEPTING THE BIDS OF MITCHELL  
SHELTON CONSTRUCTION DBA SHELTON LANDSCAPE SUPPLY AND  
SOUTHER ATHLETIC FIELDS, INC. FOR SIX (6) MONTHS CONTRACT PRICING,  
BEGINNING NOVEMBER 15, 2006, THROUGH MAY 15, 2007, FOR INFIELD CLAY  
MIX FOR THE RECREATION DEPARTMENT AND TO AUTHORIZE THE COUNTY**

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**MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS  
RESOLUTION.**

Commissioner Adams reported the Finance Committee reviewed the resolution and recommended approval.

ON MOTION of Commissioner Adams, seconded by Commissioner Coppinger, to adopt Resolution No. 1106-27. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Commissioner Hullander was absent for the vote. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

1:36:32 **RESOLUTION NO. 1106-28 A RESOLUTION TO AUTHORIZE THE COUNTY  
MAYOR TO ACCEPT THE ALL-RISK PROPERTY AND BOILER/MACHINERY  
INSURANCE COVERAGE RENEWAL PROPOSAL FROM BB&T/HUFFAKER &  
TRIMBLE AT THE COMBINED PROPERTY RATE OF \$.0523 PER \$100 OF  
INSURED VALUE FOR PROPERTY & BOILER/MACHINERY INSURANCE  
COVERAGE FOR AN ESTIMATED ANNUAL FIRST-YEAR PREMIUM OF \$140,804.**

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Commissioner Adams reported the Finance Committee reviewed the resolution and recommended approval. He noted the county would save a considerable sum of money over a five year period.

ON MOTION of Commissioner Adams, seconded by Commissioner Coppinger, to adopt Resolution No. 1106-28. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Commissioner Hullander was absent for the vote. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

Chairman Henry thanked Arch Trimble Jr. and Arch Trimble III for being present today.

1:37:43 **RESOLUTION NO. 1106-29 A RESOLUTION ACCEPTING THE BID OF PREBUL COMMERCIAL SALES FOR ONE (1) 4X4 UTILITY VEHICLE AMOUNTING TO \$20,477.00 FOR THE HEALTH DEPARTMENT AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

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Commissioner Adams reported the Finance Committee reviewed the resolution and recommended approval.

ON MOTION of Commissioner Adams, seconded by Commissioner Coppinger, to adopt Resolution No. 1106-29. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Commissioner Hullander was absent for the vote. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

1:38:28 **RESOLUTION NO. 1106-30 A RESOLUTION ACCEPTING THE BID OF OOLTEWAH NURSERY AND LANDSCAPING COMPANY, INC. FOR LANDSCAPING AT APISON / EAST BRAINERD HIGH AND MIDDLE SCHOOL AMOUNTING TO \$75,239.50 AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

Chairman Henry noted this was a late item and bids were opened at 2 p.m. last Thursday following the agenda session.

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Commissioner Adams reported the Finance Committee reviewed the resolution as a late item and recommended approval.

ON MOTION of Commissioner Adams, seconded by Commissioner Casavant, to adopt Resolution No. 1106-30. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Commissioner Hullander was absent for the vote. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

1:39:33 **RESOLUTION NO. 1106-31 A RESOLUTION TO AUTHORIZE THE COUNTY  
MAYOR TO ACCEPT THE PROPOSAL OF TOTAL INSURANCE SOLUTIONS TO  
PROVIDE VOLUNTARY LONG TERM DISABILITY INSURANCE THROUGH  
MUTUAL OF OMAHA FOR HAMILTON COUNTY EMPLOYEES.**

Commissioner Adams reported the Finance Committee reviewed the resolution and recommended approval.

ON MOTION of Commissioner Adams, seconded by Commissioner Coppinger, to adopt Resolution No. 1106-31. The foregoing Resolution was unanimously adopted

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on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Commissioner Hullander was absent for the vote. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

1:40:13 **RESOLUTION NO. 1106-32 A RESOLUTION AUTHORIZING THE COUNTY MAYOR TO INCREASE THE EMPLOYEE HEALTH INSURANCE PREMIUMS WHILE OFFERING A ONE-TIME INDEMNIFICATION FOR THE INCREASE AND TO IMPLEMENT AN ANNUAL INCREASE TO THE EMPLOYEE'S SHARE OF 1% AT THE BEGINNING OF EACH FISCAL YEAR.**

Commissioner Adams reported the Finance & Insurance Committee reviewed the resolution and recommended approval. Additionally, he noted each member of the Commission was briefed by Human Resources Director Rebecca Hunter and Chief of Staff Jeannine Alday.

ON MOTION of Commissioner Adams, seconded by Commissioner Mackey, to adopt Resolution No. 1106-32.

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1:41:01           Commissioner Brooks spoke in opposition to the resolution as he felt the Commission was not given ample time to study it and consider other alternatives. He also felt employees were denied cost of living raises in the past with the idea that benefits compensated for that loss. He also pointed out that offsetting costs on a one-time basis for the 10% cost passed on to employees would cost the county in excess of a quarter of a million dollars. He stated the plan was complicated and not a straightforward approach with employees.

1:43:21           County Mayor Ramsey responded that his staff had worked on the plan for a lengthy period of time. He agreed that the plan was complicated, but there was no attempt to sugarcoat anything. The intent of the action was to require employees to take responsibility for a larger portion of the health insurance costs. He asked Mrs. Hunter to respond to the need to act as quickly as possible.

1:44:42           Mrs. Hunter pointed out that employees were being offered an alternative health care program that would be more affordable than the present one. It is the plan that all new employees are automatically offered. In order to get all of those changes made by January 1 and new medical cards provided, it was necessary to act as quickly as possible. She also pointed out that January was open enrollment for other portions of the benefits package and a number of staff meetings must be held to allow employees to make informed decisions.



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1:46:00 County Mayor Ramsey pointed out that if Commissioners had concerns about raises denied employees in the past, they would have the opportunity to remedy that situation in July when the budget was adopted.

Commissioner Brooks stated he realized staff had worked for some time on this plan, but his point was that the Commission was given seven days to absorb the information and take action. Chairman Henry noted that new Commissioners were not privy to as much history on the subject as those who had served previous terms, when the matter of rising health insurance costs had been discussed at length.

County Mayor Ramsey pointed out that the matter of salary reimbursements for elected officials covered under county insurance could not be resolved until July.

The foregoing Resolution was adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Nay"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Commissioner Hullander was absent for the vote. Total present – 8. Total absent – 1. Total "Aye" votes – 7. Total "Nay" votes – 1.

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1:52:01 **RESOLUTION NO. 1106-33 A RESOLUTION APPROVING THE ENTERING INTO OF AN AGREEMENT TO PARTICIPATE IN A PRESCRIPTION DRUG DISCOUNT CARD PROGRAM SPONSORED BY THE NATIONAL ASSOCIATION OF COUNTIES (NACo) AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE SAID AGREEMENT.**

Commissioner Adams reported the Finance & Insurance Committee reviewed the resolution and recommended approval. He noted this was a great plan for senior citizens in Hamilton County.

ON MOTION of Commissioner Adams, seconded by Commissioner Coppinger, to adopt Resolution No. 1106-33.

County Mayor Ramsey noted for the record that the Commission's action today would start a process that would take until mid-February before this program could be put into effect and available to citizens. He noted Mike Dunn would be overseeing the media aspects of getting the word out to citizens.

The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye";

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Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Commissioner Hullander was absent for the vote. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

1:54:53 **RESOLUTION NO. 1106-34 A RESOLUTION ACCEPTING THE BID OF GLOBAL INFRASTRUCTURE, INC. FOR THE INFRASTRUCTURE IMPROVEMENTS FOR SCENIC INDUSTRIES, LLC IN THE AMOUNT OF \$372,954.10 FOR THE DEVELOPMENT DEPARTMENT AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

Commissioner Adams reported the Finance & Insurance Committee reviewed the resolution and recommended approval.

ON MOTION of Commissioner Adams, seconded by Commissioner Coppinger, to adopt Resolution No. 1106-34. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Adams, "Aye"; Commissioner Beck, "Aye"; Commissioner Brooks, "Aye"; Commissioner Casavant, "Aye"; Commissioner Coppinger, "Aye"; Commissioner Mackey, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye." Commissioner Hullander was absent for the vote. Total present – 8. Total absent – 1. Total "Aye" votes – 8. Total "Nay" votes – 0.

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**TRUSTEE REPORTS**

Commissioner Brooks noted Commissioners had received copies of the monthly Trustee's report for July 2005 through June, 2006. He asked that they be made a matter of record of this meeting.

1:57:04 **ANNOUNCEMENTS**

Chairman Henry asked for announcements.

1:57:15 Commissioner Brooks asked that the Commission consider moving its regularly scheduled meetings to 6:00 p.m. to allow more citizen participation.

Chairman Henry pointed out this had been considered in the past and he could not recall why the change was not made. County Mayor Ramsey indicated he would study the matter and report back to the Commission.

1:58:21 Commissioner Adams pointed out he looked forward to grilling Mike Dunn about his assignment as he had done Commissioners for many years as a reporter.

Commissioner Adams pointed out that members of the Commission had complained about the uncomfortable chairs they received following renovation of the

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Commission room. He pointed out these were not the chairs commissioners had chosen and wondered if they could be replaced with a more comfortable version. Members of the Commission thanked Commissioner Adams for speaking up on this matter.

2:00:37            Commissioner Beck noted the Security and Corrections Committee would be attending a luncheon today at 12:30 p.m. at Silverdale followed by a tour of the facility. He asked all members of the Commission to attend. He stated the committee would most likely bring forth a recommendation for expansion of that facility in space already available for renovation. He indicated he would attend the luncheon but had another appointment and would not join in the tour. He stated he had received the same tour yesterday.

2:02:21            Commissioner Beck also support a summit of all of those involved in the criminal justice system to reach a unified front on efforts to eliminate the problems plaguing the system. He indicated those participating would be criminal court judges, general sessions court judges, the juvenile court judge, criminal court clerk, juvenile court clerk, the city police chief and staff members, the sheriff and staff members, the district attorney general, the public defender, and members of the County Commission. Details of a meeting place and time were still being worked out.

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County Attorney Taylor asked for a brief meeting with Commissioners and the County Mayor following the meeting on a matter in litigation.

2:05:03 Chairman Henry noted he had sent a memo to Commissioners asking for input on following the same procedure as last December of holding the first meeting in the month and then recessing from meeting date to meeting date, not attending if no urgent business arose. This would allow a break for Commissioner to enjoy the holidays. Members of the Commission were in agreement. Without objection, Chairman Henry stated the Commission would meet December 6<sup>th</sup>. The meeting would recess until December 14<sup>th</sup> and if there was no urgent business the meeting would be recessed to December 20<sup>th</sup>, and then would recess to December 28<sup>th</sup>, for the agenda preparation session.

**DELEGATIONS**

Chairman Henry asked for delegations on matters other than zoning.

2:07:08 Danielle Clark, spokesperson for School Superintendent Dr. Jim Scales, presented Commissioners with a copy of the press release, fact sheet and charts relating to the State's report card for Hamilton County schools. She thanked Commissioner Coppinger for his attendance at the meeting announcing those positive test results. She stated the new motto is the schools are on fire and the students are

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red hot, and she commemorated that motto by distributing Hot Tamale candies to Commissioners.

2:07:52 Mike Dunn reported Sheriff Long was present earlier to make an introduction of a new staff member. Because of the late hour he had to leave and asked Mr. Dunn to let Commissioners know he would be back at another meeting.

Chairman Henry noted the Legal Committee would meet immediately following the agenda preparation session on November 30<sup>th</sup> in the Commission room to discuss the ongoing issue with the Trustee's office.

Being no further business, Chairman Henry declared the meeting recessed until Thursday, November 30, 2006, at 9:30 a.m.

Respectfully submitted:



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William F. (Bill) Knowles, County Clerk

Approved:

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Date Clerk's Initials

(Chief Deputy Clerk Debbie Rollins prepared these minutes on the aforementioned date.)