

CUMBERLAND COUNTY BOARD OF COMMISSIONERS MEETING

May 17, 2021 Monthly Meeting Minutes

Be it remembered that the Cumberland County Commission met in monthly session on Monday, May 17, 2021 at the courthouse in Crossville, Tennessee. Sheriff Casey Cox called the meeting to order at 6:00 o'clock P.M. Present and presiding was Commission Chairman, County Mayor Allen Foster who invited Commissioner Jerry Cooper to deliver the invocation. The Young Marines led the Pledge of Allegiance to the Flag of the United States of America. Also present at this meeting were County Clerk Jule Bryson, Finance Director Nathan Brock and the following County Commissioners:

Chad Norris	Sue Ann York
Kyle Davis	Nancy Hyder
Rebecca Stone	Darrell Threet
David Gibson	Charles Seiber
Jack Davis	Terry Lowe
Wendell Wilson (ABSENT)	Joseph Sherrill
Mark Baldwin	Jerry Cooper
Jim Blalock	Deborah Holbrook
Colleen Mall	John Patterson

A quorum being present, the Cumberland County Commission Meeting was opened in due form of law and the following proceedings were had to wit:

1. APPROVAL OF THE MAY 17, 2021 COMMISSION MEETING AGENDA:

On motion of Commissioner Stone to accept the agenda, second by Commissioner York. The motion to approve the agenda as presented carried by voice vote from the Commissioners present.

2. MINUTES OF APRIL 19, 2021 CUMBERLAND COUNTY COMMISSION MEETING:

On motion of Commissioner Gibson second by Commissioner York, moved to approve April 19, 2021 Commission Meeting Minutes as presented at the May 17, 2021 meeting made a matter of record and filed as presented. The motion to approve the minutes carried by voice vote from the Commissioners present with Commissioner Threet abstaining due to absence at the April 19 meeting.

SPECIAL RECOGNITIONS: Mayor Foster recognized Mindy Doyle the former Cumberland County Health Department Director. She and her staff have done an exceptional job during the COVID-19 pandemic. Mrs. Doyle will be moving into another position within the Department of Health and wanted to announce and welcome Mrs. Angela Slaven as the new Cumberland County Health Department Director.

NEW BUSINESS: A copy of the Personnel Policies of the following elected offices was presented for record only to the County Commission: Cumberland County Assessor of Property, Cumberland County Clerk, Cumberland County Circuit Court Clerk, Cumberland County Election Commission and Cumberland County Trustee. On motion of Commissioner Norris, second by Commissioner Hyder moved to place the above mentioned Personnel Policies into the commission minutes, carried by unanimous roll call vote from the Commissioners present.

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3. RESOLUTION 05-2021-1 – TO REAPPOINT MEMBERS TO THE CUMBERLAND COUNTY BOARD OF HEALTH:

On motion of Commissioner Seiber, second by Commissioner Gibson moved to adopt resolution 05-2021-1.

The motion to adopt resolution 05-2021-1, appointing Dr. Danny Hall, Dr. Christopher Bell, Dr. Randall Crowder, Jim Petty and Becki Hillis to the Cumberland County Board of Health with terms expiring May 31, 2025, carried by a voice vote from the Commissioners present.

4. RESOLUTION 05-2021-2 – TO REAPPOINT A MEMBER TO THE CUMBERLAND COUNTY “E-911” EMERGENCY COMMUNICATIONS DISTRICT BOARD OF DIRECTORS:

On motion of Commissioner Cooper, second by Commissioner Norris moved to adopt resolution 05-2021-2.

The motion to adopt resolution 05-2021-2, to reappoint Nathan Brock to the Board of Directors of the E-911 Emergency Communications District, carried by a unanimous roll call vote from the Commissioners present.

5. RESOLUTION 05-2021-3 – TO APPOINT ONE (1) JUDICIAL COMMISSIONER FOR CUMBERLAND COUNTY, TENNESSEE:

On motion of Commissioner Gibson, second by Commissioner Seiber moved to adopt resolution 05-2021-3.

The motion to adopt resolution 05-2021-3, to appoint Danny Cantwell to serve as a Judicial Commissioner for Cumberland County, carried by a unanimous roll call vote from the Commissioners present

7. RESOLUTION 05-2021-4 – IN SUPPORT OF DRUG DEALER LIABILITY ACT LAWSUIT:

On motion of Commissioner Hyder, second by Commissioner Stone moved to adopt resolution 05-2021-4.

Discussion: Commissioner Stone wanted clarification of the meaning of this resolution. Cumberland County Attorney Philip Burnett stated that the District Attorney was named in the lawsuit. By law that was not allowed so therefore, his name was removed from the suit. This change will not affect any fees or cost. The motion to adopt resolution 05-2021-4, supporting District Attorney Bryant Dunaway removal from this 2018 lawsuit through the law firm of Branstetter, Stranch & Jennings to recover money for Cumberland County under Tennessee’s Drug Dealer Liability Act for the opioid crisis, case pending in the Cumberland County Circuit Court , carried by a unanimous roll call vote from the Commissioners present.

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8. RESOLUTION 05-2021-5 – TO ACCEPT OFFER(S) TO PURCHASE DELINQUENT TAX PROPERTY OWNED BY CUMBERLAND COUNTY:

On motion of Commissioner Stone, second by Commissioner Sherrill moved to adopt resolution 05-2021-5.

The motion to adopt resolution 05-2021-5, approving the purchase of the following Cumberland County owned property, carried by a unanimous roll call vote from the Commissioners present.

Lynne and Michael Kapalin	Map 90K Gp A Parcel 57.00 125 Harlech Lane	\$261.70	\$45
Frances Atkins and Star Stone	Map 149F Gp E Parcel 17.00 8109 Cherokee Trail	\$389.50	\$45

9. RESOLUTION 05-2021-6 - TO APPOINT MEMBERS TO THE CUMBERLAND COUNTY LIBRARY BOARD:

On motion of Commissioner Stone, second by Commissioner Sherrill moved to adopt resolution 05-2021-6.

The motion to adopt resolution 05-2021-6, approving N. Kaye Randolph for Cumberland County Library Boards first term of three years expiring June 30, 2024, Deborah Douglas for Cumberland County Library Boards second term of three years expiring June 30, 2024 and Melanie Sherrill for Falling Water Regional Library Board first term of three years expiring June 30, 2024 carried by a voice vote from the Commissioners present.

10. RESOLUTION 05-2021-7 – BUDGET AMENDMENT, GENERAL FUND, EMERGENCY MEDICAL SERVICES \$4,500.00:

On motion of Commissioner Mall, second by Commissioner Patterson moved to adopt resolution 05-2021-7.

The motion to adopt resolution 05-2021-7, approving budget amendment in the amount \$4,500.00 of donated monies for use and benefit of Emergency Medical Services, carried by a unanimous roll call vote from the Commissioners present.

11. RESOLUTION 05-2021-8 – BUDGET AMENDMENT, GENERAL FUND, COUNTY COMMISSION \$50,000.00:

On motion of Commissioner Patterson, second by Commissioner Holbrook moved to adopt resolution 05-2021-8.

The motion to adopt resolution 05-2021-8, approving budget amendment in the amount of \$50,000.00 for general improvements and renovations for the county owned Northside property for the Highway Department, carried by a unanimous roll call vote from the Commissioners present.

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12. RESOLUTION 05-2021-9 – BUDGET AMENDMENT, GENERAL FUND, EMERGENCY MEDICAL SERVICES \$183,997.00:

On motion of Commissioner Norris, second by Commissioner Stone moved to adopt resolution 05-2021-9.

The motion to adopt resolution 05-2021-9, approving budget amendment in the amount of \$183,997.00 to replace ambulance involved in a total loss incident after reaching a settlement with county insurance company, carried by a unanimous roll call vote from the Commissioners present.

13. RESOLUTION 05-2021-10 – BUDGET AMENDMENT, GENERAL FUND/SANITATION FUND/HIGHWAY FUND:

On motion of Commissioner Hyder, second by Commissioner Stone moved to adopt resolution 05-2021-10.

The motion to adopt resolution 05-2021-10, approving budget amendment in the amount of \$448,074.00 General Fund, \$20,367.00 Sanitation Fund and \$22,065.00 Highway Fund to recognize county employees for their additional workloads during the COVID-19 pandemic and extend their appreciation to employee's continued dedication to public service in a similar fashion as the State Legislature did for educators with a one-time non-recurring bonus payment in the amount of \$1,500.00, carried by vote of fifteen (15) ayes from Commissioners York, Kyle Davis, Hyder, Stone, Threet, Sherrill, Baldwin, Cooper, Blalock, Mall and Patterson two (2) abstains from Commissioners Norris and Gibson and one (1) absent .

COUNTY OFFICIAL REPORT; FINANCE DIRECTOR NATHAN BROCK:

Commissioners received the monthly financial report from Finance Director Brock detailing the April 2021 revenue collections for the County in ambulance service, sales tax, property tax, hotel/motel tax and prisoner boarding.

COUNTY ATTORNEY REPORT; PHILIP BURNETT:

Mr. Burnett reported that a little over a year ago he had filed a petition with the Tennessee Public Commission to revoke the franchise authority for Spirit Broadband. That petition had been delayed for several reasons, one being the COVID shut down and Mr. King being served. At this time Spirit Broadband has been served. A video conference has been scheduled to put this case on the docket in June. At that time Mr. Burnett anticipates that the franchise authority will be officially revoked at the June meeting of the Tennessee Public Commission. There has been no money collected at this point but we will continue to pursue this matter. Also, a new prisoner lawsuit has been filed for allegations failure to treat and will most likely be moved to federal court in Nashville. Robin Williams our Nashville defense counsel was successful in getting the Jim Howe federal lawsuit case dismissed. Commissioner Stone ask for clarification of where the commission is in the Homestead Tower ownership agreement. Mayor Foster stated that both attorneys for both sides agreed that the corners need to be established before continuing on this this matter. Mayor Foster stated that at this time we are waiting on a surveyor to get to this property to set the corners before moving forward.

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17. ELECTION OF NOTARIES:

On motion of Commissioner Gibson, second by Commissioner Norris, moved be elected Ashley Brewer, Laura Carter, DeeAnna Carson, Karen Cole, Dianne Eller, Kyle D. Geer, Judy Fern Hicks, Nancy J. Hyder, Christy D. Kerley, Tiffany M. Norris, Patricia K. Smith, Lisa A. Smith, Elizabeth Smith, Crystal Stotler, Jessica L. Stuhr, Carrie Vandever, Kelly L. Wood as Notary Publics for the State of Tennessee.

The motion to approve the notaries carried by voice vote from the Commissioners present with one (1) abstain from Commissioner Hyder.

18. ADJOURNMENT:

On motion of Commissioner Hyder, second by Commissioner Gibson, moved the May 17, 2021 Commission Meeting be adjourned at 6:28 o'clock P.M.

The motion to adjourn the meeting carried by voice vote from the Commissioners present.

MINUTES APPROVED FOR ENTRY THIS 21st DAY OF JUNE 2021.



Allen Foster, County Mayor
Chairman, Cumberland County Commission



Jule Bryson, Cumberland County Clerk