

CUMBERLAND COUNTY BOARD OF COMMISSIONERS MEETING

October 16, 2023 Monthly Meeting Minutes

Be it remembered that the Cumberland County Commission met in monthly session on Monday, October 16, 2023 at the Art Circle Public Library in Crossville, Tennessee. Cumberland County Sheriff Casey Cox called the meeting to order at 6:00 o'clock P.M. Present and presiding was Mayor Allen Foster who asked Commissioner Wendell Wilson 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, Director of Schools William Stepp, Deputy Finance Director Jennifer Turner, County Attorney Philip Burnett, Library Director James Houston and the following County Commissioners:

Dewey Walker (ABSENT)	Sue Ann York
Tom Isham	Nancy Hyder (ABSENT)
Rebecca Stone	Darrell Threet
David Gibson	Charles Seiber
Jack Davis (ABSENT)	Terry Lowe
Wendell Wilson	Joseph Sherrill
Mark Baldwin	Jerry Cooper
Greg Maxwell	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 OCTOBER 16, 2023 COMMISSION MEETING AGENDA:

On motion of Commissioner Sherrill, second by Commissioner Stone, moved to approve the agenda of the October 16, 2023 Cumberland County Commission meeting with the following resolutions bundled for voting purposes: 10-2023-2 thru 10-2023-7, 10-2023-12 thru 10-2023-19 and 10-2023-20 thru 10-2023-23.

The motion to approve the agenda carried by voice vote from the commission present.

2. MINUTES OF THE SEPTEMBER 18, 2023 CUMBERLAND COUNTY COMMISSION MONTHLY MEETING:

On motion of Commissioner Mall, second by Commissioner Holbrook, moved to approve the September 18, 2023 Commission monthly meeting minutes, make a matter of record and file with one correction on page four (4) replacing violet with violent.

The motion to approve the agenda carried by voice vote from the commission present.

3. SPECIAL RECOGNITIONS: Mayor Foster welcomed Public Health Director for Cumberland County Health Department, Angela Slaven to the floor. Ms. Slaven recognized employee Lindsay Bice-Shirley for winning the 2023 Health Educator of the Year award. This award was presented at the annual TOHA Awards Conference.

4. ELECTION OF CHAIRMAN PRO-TEM OF THE CUMBERLAND COUNTY COMMISSION:

Commissioner Wilson thanked Commissioner Stone for the nomination then withdrew his name from the nominations. Commissioner Holbrook nominated Commissioner Lowe to serve as Chairman ProTem of the

CUMBERLAND COUNTY BOARD OF COMMISSIONERS MEETING

October 16, 2023 Monthly Meeting Minutes

Cumberland County Commission, seconded by Commissioner Cooper. Commissioner Holbrook moved to cease nominations. Mayor Allen Foster being elected to serve a one (1) year term as Chairman of the Cumberland County Board of Commissioners, carried by a unanimous voice vote from the Commission present.

5. RESOLUTION 10-2023-1 – ACCEPTING OFFER(S) TO PURCHASE DELINQUENT TAX PROPERTY OWNED BY CUMBERLAND COUNTY:

On motion of Commissioner Holbrook, second by Commissioner Mall, moved to adopt resolution 10-2023-1.

The motion to adopt resolution 10-2023-1 carried by a unanimous roll call vote from the commission present.

<u>Offerors</u>	<u>Property</u>	<u>Price</u>	<u>Advertising</u>
John C Beam & D. Colleen Goss	138 Elizabeth Dr./103B A 37.00	\$258.50	\$45.00
Charles Bolinger	432 Yakama Dr./150F C 9.00	\$322.00	\$45.00
	3019 Pomo Circle/150I E 15.00	\$328.50	\$45.00
Jesse Gellatly	3007 Shawnee Rd/150J J 46.01	\$259.60	\$45.00
	3005 Shawnee Rd/150J J 47.00	\$271.40	\$45.00
Robert & Agnes Morden	196 Meadowview Dr./90A G 25.00	\$455.00	\$45.00
	51 Broken Arrow Dr./150A G 32.00	\$404.52	\$45.00
Laurie & Andrew Berben	5004 Zuni Lane/150O P 20.00	\$280.40	\$45.00
	6147 Tomahawk Dr./162B H 22.00	\$271.80	\$45.00

6. RESOLUTION 10-2023-2 – EXTENDING KEATING LOOP ON THE COUNTY ROAD LIST:

On motion of Commissioner Sherrill, second by Commissioner Stone, moved to adopt resolution 10-2023-2.

The motion to adopt resolution 10-2023-2, extending Keating Loop from 0.26 miles to 0.54 miles on the County Road List, carried by a voice vote from the commission present.

7. RESOLUTION 10-2023-3 – CHANGING THE NAME OF KILBY FARM ROAD TO DAUGHERTY LANE ON THE COUNTY ROAD LIST:

On motion of Commissioner Sherrill, second by Commissioner Stone, moved to adopt resolution 10-2023-3.

The motion to adopt resolution 10-2023-3, to change the name of Kilby Farm Road to Daugherty Lane on the County Road List, carried by a voice vote from the commission present.

8. RESOLUTION 10-2023-4 – EXTENDING MAYFAIR DRIVE ON THE COUNTY ROAD LIST:

On motion of Commissioner Sherrill, second by Commissioner Stone, moved to adopt resolution 10-2023-4.

The motion to adopt resolution 10-2023-4, extending Mayfair Drive form 0.22 miles to 0.25 miles on the County Road List, carried by a voice vote from the commission present.

CUMBERLAND COUNTY BOARD OF COMMISSIONERS MEETING

October 16, 2023 Monthly Meeting Minutes

9. RESOLUTION 10-2023-5 – EXTENDING PARNELL ROAD ON THE COUNTY ROAD LIST:

On motion of Commissioner Sherrill, second by Commissioner Stone, moved to adopt resolution 10-2023-5.

The motion to adopt resolution 10-2023-5, extending Parnell Road from 0.37 miles to 0.93 miles on the County Road List, carried by a voice vote from the commission present.

10. RESOLUTION 10-2023-6 – ADDING PEAR CIRCLE TO THE COUNTY ROAD LIST:

On motion of Commissioner Sherrill, second by Commissioner Stone, moved to adopt resolution 10-2023-6.

The motion to adopt resolution 10-2023-6, adding Pear Circle to the County Road List, carried by voice vote from the commission present.

11. RESOLUTION 10-2023-7 – REMOVING TANNER ROAD FROM THE COUNTY ROAD LIST:

On motion of Commissioner Sherrill, second by Commissioner Stone, moved to adopt resolution 10-2023-7.

The motion to adopt resolution 10-2023-7, removing Tanner Road from the County Road List, carried by a voice vote from the commission present.

12. RESOLUTION 10-2023-8 – AUTHORIZING CUMBERLAND COUNTY TO JOIN THE PROPOSED OPIOID ABATEMENT SETTLEMENT WITH FOOD CITY:

On motion of Commissioner Holbrook, second by Commissioner Sherrill, moved to adopt resolution 10-2023-8.

Discussion: Commissioner Holbrook asked the total of the settlement. Mayor Foster stated the amount was \$131,162.79 as of the last email he received.

The motion to adopt resolution 10-2023-8, entering into the current settlement reached statewide with K-VA-T Food Stores, Inc. and to execute along with any formal agreement and related documents evidencing Cumberland County's agreement to the settlement of claims specifically related to K-VA-T Food Stores, Inc., carried by a unanimous roll call vote from the commission present.

13. RESOLUTION 10-2023-9 – TO APPROVE THE APPOINTMENT OF AN EMERGENCY MEDICAL SERVICES MEDICAL DIRECTOR

On motion of Commissioner Gibson, second by Commissioner Seiber, moved to adopt resolution 10-2023-9.

The motion to adopt resolution 10-2023-9, reappointing James Wojcik, MD as the Emergency Medical Services Medical Director, carried by a voice vote from the commission present.

14. RESOLUTION 10-2023-10 – AUTHORIZING CUMBERLAND COUNTY TO ENTER INTO A NEW DECLARATION OF COVENANTS AND RESTRICTIONS FOR PROPERTY FORMERLY KNOW AS VF FACTORY OUTLET MALL:

On motion of Commissioner Wilson, second by Commissioner Sherrill, moved to adopt resolution 10-2023-10.

CUMBERLAND COUNTY BOARD OF COMMISSIONERS MEETING

October 16, 2023 Monthly Meeting Minutes

The motion to adopt resolution 10-2023-10, authorizing the new set of restrictions to clarify the title and permissive uses for future purposes at 228 Interstate Drive, Crossville, Tennessee to include various commercial purposes, including industrial, retail, and/or even housing, carried by a unanimous roll call vote from the commission present.

15. RESOLUTION 10-2023-11 – TO APPOINT A CUMBERLAND COUNTY CODES DEPARTMENT DIRECTOR:

On motion of Commissioner Patterson, second by Commissioner Stone, moved to adopt resolution 10-2023-11.

The motion to adopt resolution 10-2023-11, hiring and appointing Joshua Selby to serve as the Cumberland County Codes Department Director, carried by a voice vote from the commission present.

16. RESOLUTION 10-2023-12 – GENERAL FUND, BUDGET AMENDMENT, LIBRARY:

On motion of Commissioner Maxwell, second by Commissioner Sherrill, moved to adopt resolution 10-2023-12.

The motion to adopt resolution 10-2023-12, approving General Fund budget amendment for Library in the amount of \$1,515.00 to receive private citizens and civic organizations donations for the use and benefit of the Art Circle Public Library, carried by a unanimous roll call vote from the commission present.

17. RESOLUTION 10-2023-13 – GENERAL FUND, BUDGET AMENDMENT:

On motion of Commissioner Maxwell, second by Commissioner Sherrill, moved to adopt resolution 10-2023-13.

The motion to adopt resolution 10-2023-13, approving General Fund budget amendment for Complex in the amount of \$2,800.00 for a hydrologic determination completed at the Cumberland County Fair Grounds, carried by a unanimous roll call vote from the commission present.

18. RESOLUTION 10-2023-14 – GENERAL FUND, BUDGET AMENDMENT, ELECTION COMMISSION:

On motion of Commissioner Maxwell, second by Commissioner Sherrill, moved to adopt resolution 10-2023-14.

The motion to adopt resolution 10-2023-14, approving General Fund budget amendment for Election Commission in the amount of \$4,300.00 for upgrades to existing computer technologies and training in an effort to enhance and improve the security of the election process, carried by a unanimous roll call vote from the commission present.

19. RESOLUTION 10-2023-15 – GENERAL FUND, BUDGET AMENDMENT, LIBRARY:

On motion of Commissioner Maxwell, second by Commissioner Sherrill, moved to adopt resolution 10-2023-15.

The motion to adopt resolution 10-2023-15, approving the General Fund budget amendment in the amount of \$4,534.00 for partially State funded grant matching capital funds for technology, carried by a unanimous roll call vote from the commission present.

CUMBERLAND COUNTY BOARD OF COMMISSIONERS MEETING

October 16, 2023 Monthly Meeting Minutes

20. RESOLUTION 10-2023-16 – GENERAL FUND, BUDGET AMENDMENT, COUNTY COMMISSION:

On motion of Commissioner Maxwell, second by Commissioner Sherrill, moved to adopt resolution 10-2023-16.

The motion to adopt resolution 10-2023-16, approving the General Fund budget amendment in the amount of \$17,500.00 for oversight in billing from Uplands Design Group, carried by a unanimous roll call vote from the commission present.

21. RESOLUTION 10-2023-17 – GENERAL FUND, BUDGET AMENDMENT, COUNTY BUILDINGS:

On motion of Commissioner Maxwell, second by Commissioner Sherrill, moved to adopt resolution 10-2023-17.

The motion of adopt resolution 10-2023-17, approving the General Fund budget amendment for County Buildings in the amount of \$35,000.00 for installing of the drive through window, canopy, moving the electronic sign, a new sign along with lettering to cover up the previous business, and other general repairs at the County Clerk's office at 1760 S. Main Street, carried by a unanimous roll call vote from the commission present.

22. RESOLUTION 10-2023-18 – GENERAL FUND, BUDGET AMENDMENT:

On motion of Commissioner Maxwell, second by Commissioner Sherrill, moved to adopt resolution 10-2023-18.

The motion to adopt resolution 10-2023-18, approving General Fund budget amendment in the amount of \$50,000.00 receiving a Three Star grant with the State of Tennessee for design and engineering associated with the Little Obed River Bridge, carried by a unanimous roll call vote from the commission present.

23. RESOLUTION 10-2023-19 – GENERAL FUND, BUDGET AMENDMENT, PARKS AND FAIR BOARDS:

On motion of Commissioner Maxwell, second by Commissioner Sherrill, moved to adopt resolution 10-2023-19.

The motion to adopt resolution 10-2023-19, approving General Fund budget amendment in the amount of \$102,700.00 receiving a grant from the State of Tennessee Department of Intellectual and Development Disabilities for children or adults who have intellectual or development disabilities, carried by a unanimous roll call vote from the commission present.

24. RESOLUTION 10-2023-20 – GENERAL PROGRAM SCHOOL FUND, BUDGET AMENDMENT, COORDINATED HEALTH:

On motion of Commissioner Sherrill, second by Commissioner Mall, moved to adopt resolution 10-2023-20.

The motion to adopt resolution 10-2023-20, approving General Program School Fund budget amendment in the amount of \$113,000.00 receiving the Healthy Students Stronger Learners Tennessee grant, carried by a unanimous roll call vote from the commission present.

CUMBERLAND COUNTY BOARD OF COMMISSIONERS MEETING

October 16, 2023 Monthly Meeting Minutes

25. RESOLUTION 10-2023-21 – GENERAL PROGRAM SCHOOL FUND, BUDGET AMENDMENT, SPEECH PATHOLOGIST:

On motion of Commissioner Sherrill, second by Commissioner Mall, moved to adopt resolution 10-2023-21.

The motion to adopt resolution 10-2023-21, approving General Program School Fund budget amendment in the amount of \$123,447.00 reallocating funds for the Speech Pathologist, carried by a unanimous roll call vote from the commission present.

26. RESOLUTION 10-2023-22 – FEDERAL PROGRAM SCHOOL FUND, BUDGET AMENDMENT, NEW STATE BUDGET:

On motion of Commissioner Sherrill, second by Commissioner Mall, moved to adopt resolution 10-2023-22.

The motion to adopt resolution 10-2023-22, approving Federal Program School Fund budget amendment in the amount of \$124,748.96 for New State Budget, carried by a unanimous roll call vote from the commission present.

27. RESOLUTION 10-2023-23 – GENERAL PURPOSE SCHOOL FUND, BUDGET AMENDMENT, ISM STATE GRANT:

On motion of Commissioner Sherrill, second by Commissioner Mall, moved to adopt resolution 10-2023-23.

The motion to adopt resolution 10-2023-23, approving General Purpose School Fund budget amendment for ISM State Grant in the amount of \$142,000.00, carried by a unanimous roll call vote from the commission present.

28. RESOLUTION 10-2023-24 – AUTHORIZING THE TRANSFER OF SURPLUS BENCHES FROM THE CUMBERLAND COUNTY SHERIFF TO PINEVIEW ELEMENTARY:

On motion of Commissioner Patterson, second by Commissioner Wilson, moved to adopt resolution 10-2023-24.

The motion to adopt resolution 10-2023-24, authorizing the transfer of surplus benches from the Cumberland County Sheriff to Pineview Elementary to be used for students during bus duty, carried by a unanimous roll call vote from the commission present.

COUNTY FINANCE DIRECTOR REPORT:

Deputy Finance Director Jennifer Turner gave the financial report for the month of September's revenue for sales tax for Board of Education, property tax, hotel/motel tax, prisoner boarding and EMS collections. All seem to be tracking well.

COUNTY ATTORNEY REPORT; PHILIP BURNETT:

Mr. Burnett stated that the county was in good shape in regard to lawsuits currently. There have been four (4) federal lawsuits dismissed in the past six (6) weeks. There are only four (4) active lawsuits for the county at this time. This current situation is the best position the county has been in his tenure.

CUMBERLAND COUNTY BOARD OF COMMISSIONERS MEETING

October 16, 2023 Monthly Meeting Minutes

29. **ELECTION OF NOTARIES:**

On motion of Commissioner Gibson, second by Commissioner Maxwell, moved to elect Lurlyn Carmona, Megan M. Cox, Kellie A. Dodson, Eric S. Etchison, Christian L. Evans, Lori L. Green, Cynthia H. Johnston, Sharon B. Kerley, Regina Ann Nail, Donna Lynn Rimmer, Sarah Perger, Dara Phillips, Kim Potter, Bailey Madison Pugh, J. Catie Rice, Terri Lynn Sanders, Dawn R. Shaw, Erica Sisco, Amy Beth Strong, Jennifer Tollett, Brenda Carey Turner, Brooke Watts, Sharon Whitfield, Tisha Whitaker and Sierra Elizabeth Wojculewski to be notaries public for the State of Tennessee.

The motion to approve the notaries carried by voice vote from the commission present.

30. **ANNOUNCEMENTS:** Mayor Foster announced if there is anyone wanting to ride on the van to the upcoming conference in Chattanooga to please let him know before leaving the meeting tonight. Commissioner Wilson Fair Complex Sub Committee will meet 4:30 Tuesday, October 17, 2023. There are several items to be discussed including the Hydrologic survey. Ms. Sonya Rimmer will be at the meeting to discuss the TVA powerlines issues regarding the proposed entrance into the Complex. Commissioner Sherrill has emailed a copy of the maintenance plan. Building and Grounds Committee will meet Tuesday, October 24 and the maintenance plan will be discussed at length. Commissioner Baldwin reminded everyone of the Big Foot festival on Saturday, October 21, gates open at 9:00 AM. This festival proceeds go to Cumberland County Veterans. Commissioner York asked the secretary to send out an updated Commissioner address, phone, and email list.

31. **ADJOURNMENT:**

On motion of Commissioner Seiber, second by Commissioner Gibson, moved the October 16, 2023 commission meeting to be adjourned at 6:26 o'clock P.M.

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

MINUTES APPROVED FOR ENTRY THIS 20th DAY OF NOVEMBER 2023.



Allen Foster, County Mayor
Chairman, Cumberland County Commission



Jule Bryson, Cumberland County Clerk