



**HAMILTON COUNTY COMMISSION  
REGULAR MEETING  
FEBRUARY 1, 2012**

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0:40 Commissioner Beck asked that a moment of silence be observed in memory of Commissioner Skillern's son Rees, who recently passed away. He welcomed Commissioner Skillern's wife Betty, who was in the audience for today's meeting.

Commissioner Beck spoke regarding the recent funeral held for General Sessions Court Judge Bob Moon. At this time, he read a poem written by Chattanooga City Court Judge Sherry Paty in memory of Judge Moon. He stated the poem was read at the funeral. A copy of this poem is attached.

Commissioner Beck asked that both of these families be remembered in everyone's thoughts and prayers.

Commissioner Beck reminded the Commission that today marked the first day of African American History Month. He welcomed Pastor Marshall Robinson, of Grace Bible Institute. Commissioner Beck requested that Deputy Clerk Michael Clark read into the record a detailed profile of the various accomplishments and contributions Pastor Robinson had made to the community.

Pastor Robinson gave the invocation. Commissioner Beck led in the pledge to the flag.

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11:54 **APPROVAL OF MINUTES**

**ON MOTION** of Commissioner McClure, seconded by Commissioner Graham, that the minutes of the Recessed Meeting of January 12, 2012, the Agenda Preparation Session of January 12, 2012, and the Regular Meeting of January 18, 2012, 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 Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Mackey, "Aye"; Commissioner McClure, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

12:35 **RESOLUTION NO. 212-1 A RESOLUTION TO APPROVE AND ACCEPT APPLICATIONS FOR NOTARY PUBLIC POSITIONS AND THE OATH OF DEPUTY SHERIFF.**

Clerk Knowles indicated there were no additions or deletions to the Resolution.

**ON MOTION** of Commissioner Bankston, seconded by Commissioner McClure, to adopt Resolution No. 212-1. The foregoing Resolution was unanimously adopted on a Roll Call vote, with the following members of the County Commission being present

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and voting as follows: Commissioner Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Mackey, "Aye"; Commissioner McClure, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

13:16 **ORDER OF APPOINTMENT**

County Mayor Coppinger submitted for the record an Order appointing Fred Morgan for a four-year term as a Commissioner of Sale Creek Utility District Board of Commissioners, said term expiring February 1, 2016.

**COUNTY TRUSTEE MONTHLY REPORT FOR DECEMBER 2011**

The County Trustee's monthly report for December 2011 was submitted as a matter of record of this meeting.

13:33 **RESOLUTION NO. 212-2 A RESOLUTION TO REAPPOINT TWO (2) MEMBERS AND REAPPOINT TWO (2) COMMISSIONERS TO THE HAMILTON COUNTY AGRICULTURE EXTENSION COMMITTEE FOR A TERM BEGINNING FEBRUARY 1, 2012 AND ENDING FEBRUARY 1, 2014, AND REAPPOINT TWO (2) MEMBERS AND APPOINT ONE (1) COMMISSIONER TO THE HAMILTON COUNTY**

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**AGRICULTURAL EXTENSION COMMITTEE FOR A TERM BEGINNING FEBRUARY  
1, 2012 AND ENDING FEBRUARY 1, 2013.**

Resolution No. 212-2 confirms the reappointments to the Hamilton County Agriculture Extension Committee of Ingrid Tyree and Wallace Smith, to serve in even numbered years ending February 1, 2014; Nellie "Nell" Ruth Wheeler and Paul Thomas, to serve in odd numbered years ending February 1, 2013; Commissioner Henry and Commissioner Skillern, to serve in even numbered years ending February 1, 2014; and the appointment of Commissioner Chester Bankston, to serve on odd numbered years ending February 1, 2013.

**ON MOTION** of Commissioner McClure, seconded by Commissioner Graham, to adopt Resolution No. 212-2. 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 Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Mackey, "Aye"; Commissioner McClure, "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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14:44    **RESOLUTION NO. 212-3 A RESOLUTION TO APPOINT AN ASSOCIATE MEMBER TO THE HAMILTON COUNTY BOARD OF ZONING APPEALS TO FILL THE UNEXPIRED TERM OF LILA MACK.**

Resolution No. 212-3 confirms the appointment of Legislative Administrator Chris Hixson to the Hamilton County Board of Zoning Appeals, to fill the unexpired term of Lila Mack ending January 19, 2016.

**ON MOTION** of Commissioner Graham, seconded by Commissioner Mackey, to adopt Resolution No. 212-3. 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 Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Mackey, "Aye"; Commissioner McClure, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

15:23    **RESOLUTION NO. 212-4 A RESOLUTION RATIFYING THE PURCHASE OF GASOLINE AND DIESEL FUEL FOR THE PERIOD OF DECEMBER 1, 2011, THROUGH DECEMBER 31, 2011, AND TO AUTHORIZE THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

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Chairman Henry reported that Commissioner Mackey chaired the Finance Committee last week in the absence of Commissioner Skillern, and would speak to those items today.

Commissioner Mackey stated that the Finance Committee reviewed Resolution No. 212-4 and recommended approval.

**ON MOTION** of Commissioner Mackey, seconded by Commissioner Graham, to adopt Resolution No. 212-4. 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 Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Mackey, "Aye"; Commissioner McClure, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

16:54 **RESOLUTION NO. 212-5 A RESOLUTION ACCEPTING THE QUALIFICATIONS OF AMEC ENVIRONMENT & INFRASTRUCTURE, INC., THE ATLANTIC GROUP, LLC, FUGRO EARTHDATA, INC., GRW INC., G-SQUARED, LLC, KUCERA INTERNATIONAL, INC., L.I. SMITH & ASSOCIATES, INC., MERRICK & COMPANY, PHOTO SCIENCE, PICTOMETRY INTERNATIONAL CORP., PIXXURES INC., SAM, INC., THE SIDWELL COMPANY, SPATIAL NET, INC., TRUE NORTH GEOGRAPHIC**

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**TECHNOLOGIES, AND WISER COMPANY, LLC FOR GEOGRAPHIC INFORMATION SYSTEM DATA ACQUISITION AND CONSULTING SERVICES FOR THREE (3) YEARS, BEGINNING FEBRUARY 1, 2012 THROUGH JANUARY 31, 2015, AND AUTHORIZING THE COUNTY MAYOR TO SIGN ANY CONTRACTS NECESSARY TO IMPLEMENT THIS RESOLUTION.**

Commissioner Mackey stated that the Finance Committee reviewed Resolution No. 212-5 and recommended approval.

**ON MOTION** of Commissioner Mackey, seconded by Commissioner Graham, to adopt Resolution No. 212-5. 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 Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Mackey, "Aye"; Commissioner McClure, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

18:53

**RESOLUTION NO. 212-6 A RESOLUTION ACCEPTING THE BID OF STOWERS MACHINERY FOR A PREVENTIVE MAINTENANCE CONTRACT FOR EMERGENCY GENERATORS, BEGINNING FEBRUARY 1, 2012, THROUGH JANUARY 31, 2015, AMOUNTING TO \$58,071.00 FOR THE MAINTENANCE DEPARTMENT AND**

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

Commissioner Mackey stated that the Finance Committee reviewed Resolution No. 212-6 and recommended approval.

**ON MOTION** of Commissioner Mackey, seconded by Commissioner Graham, to adopt Resolution No. 212-6. 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 Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Mackey, "Aye"; Commissioner McClure, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

20:17 **RESOLUTION NO. 212-7 A RESOLUTION AUTHORIZING THE COUNTY MAYOR TO SIGN A CONTINUATION CONTRACT WITH THE TENNESSEE DEPARTMENT OF HEALTH AND HAMILTON COUNTY, TENNESSEE, THE HEALTH SERVICES DIVISION, OPERATING AS THE CHATTANOOGA-HAMILTON COUNTY HEALTH DEPARTMENT, FOR THE FISCAL YEAR 2012-2013 CONTRACT PERIOD, IN AN AMOUNT NOT TO EXCEED \$378,400 TO PROVIDE HELP US GROW**

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**SUCCESSFULLY (HUGS) SERVICES IN ACCORDANCE WITH THE DEPARTMENT  
OF HEALTH'S HUGS PROGRAM GUIDELINES.**

Commissioner Mackey stated that the Finance Committee reviewed Resolution No. 212-7 and recommended approval.

**ON MOTION** of Commissioner Mackey, seconded by Commissioner Boyd, to adopt Resolution No. 212-7. 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 Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Mackey, "Aye"; Commissioner McClure, "Aye"; Commissioner Skillern, "Aye"; and Chairman Henry, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

Chairman Henry reported that Resolution No. 212-8 was a late item and would be heard as a Committee of the Whole today.

21:44

**RESOLUTION NO. 212-8 A RESOLUTION DIRECTING THE HAMILTON COUNTY  
ELECTION COMMISSION TO PLACE ON THE AUGUST 2, 2012 COUNTY  
GENERAL ELECTION BALLOT THE ELECTION OF AN INDIVIDUAL TO SERVE  
THE UNEXPIRED TERM AS JUDGE OF THE GENERAL SESSIONS COURT OF**

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**HAMILTON COUNTY, TENNESSEE, DIVISION 5, CREATED BY THE DEATH OF  
THE HONORABLE BOB MOON.**

Chairman Henry provided additional details regarding this Resolution.

**ON MOTION** of Commissioner Graham, seconded by Commissioner McClure, to adopt Resolution No. 212-8. The motion was not voted on at this time.

22:40

Commissioner Mackey questioned whether it would be more beneficial to fill the vacancy with substitute judges for the remainder of the 2012 term.

Chairman Henry responded that this Resolution would direct the Election Commission to place the filling of the vacancy on the August 2012 General Election ballot to serve the remaining unexpired term until August 31, 2014. The process of appointing an individual to serve until the August 2012 election would be discussed after this Resolution was considered.

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 Bankston, "Aye"; Commissioner Beck, "Aye"; Commissioner Boyd, "Aye"; Commissioner Fields, "Aye"; Commissioner Graham, "Aye"; Commissioner Mackey, "Nay"; Commissioner McClure, "Aye"; Commissioner Skillern, "Aye"; and Chairman

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Henry, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 8. Total "Nay" votes – 1.

Upon request by Chairman Henry, Clerk Knowles stated that he would transmit this Resolution to the Election Commission today.

24:29 **DISCUSSION RE: GENERAL SESSIONS COURT DIVISION V SEAT VACANCY**

Chairman Henry stated that the death of the Honorable Bob Moon, Judge of the Hamilton County General Sessions Court, Division 5, on January 26<sup>th</sup>, 2012 had created a vacancy in that office. He reported that after discussions earlier that week with other Sessions Court Judges and Attorney Taylor, it was the consensus that the vacancy be filled in a timely manner, in order to decrease backlog of court cases.

Chairman Henry made recommendations regarding the procedures and timeline for appointing a General Sessions Court Judge. He noted that the Commission had the responsibility by law to fill the vacancy within 120 days. He recommended that individuals interested in receiving the appointment should submit their letter of interest to the County Commission Office no later than 12:00 PM on Friday, February 10, 2012. He further recommended that Commission members desiring to do so interview the applicants individually between February 13<sup>th</sup> and the 19<sup>th</sup>. Chairman Henry stated that

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the Commission would vote to fill the vacancy at the Regular Meeting held on Wednesday, March 1<sup>st</sup>.

27:09

Upon questioning by Commissioner Skillern, Clerk Knowles responded that when a vacancy in a county elected office is to be filled, the law requires the County Clerk to provide written notice to the Commission. He stated that this requirement could be waived by the Commission.

Chairman Henry asked whether any Commissioner had opposition to waiving this requirement. There was no opposition.

Clerk Knowles noted that State law also required that public notice be given at least seven days prior to the meeting at which the office is to be filled. He stated that appropriate legal advertisements would be prepared for publication in local media.

28:26

Commissioner Beck stated that in the past the Commission had interviewed applicants publically, rather than interviewing them personally. He asked who determined how the interview process would be conducted.

Chairman Henry responded that historically the Commission Chairman had made this decision, and that the procedure outlined was followed when a previous Sessions

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Court Judge vacancy was filled. No other opposition was voiced against the procedure announced by Chairman Henry.

34:57

**ANNOUNCEMENTS**

Chairman Henry asked for announcements from members of the Commission.

Commissioner Mackey spoke regarding the upcoming budget process. He noted that the Hamilton County Department of Education (HCDE) was responsible for the largest portion of the budget. As Chairman of the Education Committee, he was coordinating with the Board of Education to schedule a Joint Meeting with the Commission to discuss these issues. He stated that he would be submitting a date and time for this meeting to the Commission soon.

36:01

Members of the Commission welcomed Commissioner Skillern's wife Betty, who was in the audience. Commissioners offered their condolences to the Skillern family.

Commissioner Skillern thanked members of the Commission and others for their prayers and support during this time.

37:39

Commissioner McClure reported that he had recently attended presentations at Loftis Middle School and Hixson Middle School in recognition of their academic

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excellence. He stated that these were good reminders of the positive things taking place in the lives of the youth in the community.

38:28

Commissioner McClure announced that a Violence Task Force town hall meeting would be held at Hixson Middle School at 6:00 PM on Tuesday, February 7<sup>th</sup>. He invited members of the Commission to attend this discussion on decreasing gang violence in the County.

39:27

Commissioner Bankston reported that today was National Signing Day, a day which high school football players often sign letters of intent with a college. He congratulated six students at Ooltewah High School for signing with various colleges.

Commissioner Skillern noted that a recent news story revealed a person arrested for stealing meat from a local grocery store had a long string of previous arrests. Concern was raised that many persons with criminal histories have a skimpy conviction record.

Commissioner Fields thanked everyone for their support during his recovery from heart surgery.

41:07

Commissioner Beck reported that a meeting had recently been held at Tyner High School to discuss gang violence issues. He noted that a high number of

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community parents were in attendance. He shared his belief that increased family involvement would be necessary to decrease crime and violence in the community.

Upon questioning by Chairman Henry, Commissioner McClure responded that he was coordinating with Chief Judicial Commissioner Larry Ables regarding repeat capital offenders. It was discussed at a previous Commission meeting that Security and Corrections Chairman McClure would request that Chief Judicial Commissioner Ables begin submitting reports to the Commission on a regular basis reflecting repeat capital offenders.

Mayor Coppinger spoke regarding the efforts being made by many entities throughout the County and State to decrease gang violence. He noted that the economic development and low unemployment statistics were indicators of the positive things happening in the community.

48:14 Mayor Coppinger announced that a special leadership Yoga class would be held on Thursday, February 9<sup>th</sup> at 4:45 PM at the County Wellness Center in the Paul McDaniel Building. He invited each Commissioner to attend.

57:38 Chairman Henry requested that Education Committee Chairman Mackey coordinate with School Superintendent Jim Scales to schedule a recognition

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presentation for those students in Hamilton County that scored a 30 or higher on their ACT tests.

**DELEGATIONS**

Chairman Henry asked for delegations on matters other than zoning.

58:21 Sandy Hughes, President of the Hamilton County Education Association (HCEA), invited members of the Commission to attend a dinner meeting, March 12<sup>th</sup> at 7:00 PM. This Statewide Minority Affairs Conference will provide information and training to TEA members in an effort to assist them in their professional and community outreach.

There being no further business, Chairman Henry declared the meeting in recess until Thursday, February 9, 2012 at 9:30 AM.

Respectfully submitted:



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William F. (Bill) Knowles, County Clerk

Approved:

02-15-12  
Date

WJK  
Clerk's Initials