

**RECESSED MEETING
HAMILTON COUNTY COMMISSION
JULY 23, 2014**

STATE OF TENNESSEE) Recessed Meeting
COUNTY OF HAMILTON) July 23, 2014

BE IT REMEMBERED, that on this 23rd day of July, 2014, a Recessed 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 Fred Skillern, Chairman. County Clerk Bill Knowles called the roll of the County Commission and the following, constituting a quorum, answered to their names: Commissioner Bankston, Commissioner Beck, Commissioner Boyd, Commissioner Fields, Commissioner Graham, Commissioner Haynes, Commissioner Henry, Commissioner Mackey, and Chairman Skillern. Total present - 9. Total absent – 0.

Also in attendance were County Mayor Jim Coppinger, members of his administrative staff, County Attorney Rheubin Taylor, and County Auditor Bill McGriff.

0:41 Commissioner Graham welcomed retiring State Representative Richard Floyd, who gave the invocation. Commissioner Graham led in the pledge to the flag.

**RECESSED MEETING
HAMILTON COUNTY COMMISSION
JULY 23, 2014**

Chairman Skillern noted that today’s recessed meeting was outside the normal schedule and taking place to accommodate Volkswagen’s expansion project.

Attorney Taylor spoke in regards to the Memorandum of Understanding (MOU), which is attached to Resolution No. 714-31. He noted that “Exhibit C – Expansion Project Schedule” of the MOU was purposely not made a part of the public record at the request of Volkswagen officials. He further stated that the Commission received a copy of the “Exhibit C – Expansion Project Schedule” during a meeting of attorney/client privilege. Attorney Taylor and Mayor Coppinger both reported that “Exhibit C” contained confidential information that, if made available to the public, may jeopardize the competitiveness of the bids for the expansion project. Mayor Coppinger emphasized that “Exhibit C” strictly pertains to the expansion project’s timeline and does not include taxpayer monies.

At this time Chairman Skillern asked that Resolution No. 714-31 be read into the record.

4:15

RESOLUTION NO. 714-31 A RESOLUTION APPROVING THE ENTERING INTO OF A MEMORANDUM OF UNDERSTANDING AMONG HAMILTON COUNTY, TENNESSEE, THE CITY OF CHATTANOOGA, TENNESSEE, THE INDUSTRIAL DEVELOPMENT BOARD FOR THE CITY OF CHATTANOOGA, AND VOLKSWAGEN GROUP OF AMERICA FOR THE EXPANSION OF THE CURRENT VOLKSWAGEN

**RECESSED MEETING
HAMILTON COUNTY COMMISSION
JULY 23, 2014**

**AUTOMOBILE ASSEMBLY PLANT IN HAMILTON COUNTY, AS EXECUTED AND
ATTACHED HERETO.**

Volkswagen announced its expansion of their present plant site for the manufacturing of an additional vehicle model. The new vehicle model is due to be brought off the assembly line in the latter part of 2016. Resolution No. 714-13 approves the Memorandum of Understanding amongst Volkswagen Group of America Chattanooga Operations, LLC, Hamilton County, the City of Chattanooga, the Industrial Development Board of the City of Chattanooga, and the Chattanooga Area Chamber of Commerce.

ON MOTION of Commissioner Graham, seconded by Commissioner Bankston, to adopt Resolution No. 714-31. 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 Haynes, "Aye"; Commissioner Henry, "Aye"; Commissioner Mackey, "Aye"; and Chairman Skillern, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 9. Total "Nay" votes – 0.

Chairman Skillern added that there were one or two small items in the said agreement to which he had questions. He further added that the MOU was a "good

**RECESSED MEETING
HAMILTON COUNTY COMMISSION
JULY 23, 2014**

agreement” and in the best interest of the citizens of Hamilton County and surrounding areas.

Chairman Skillern announced that the Commission had Resolution No. 714-32 before them for consideration. He indicated that the Resolution confirmed a settlement of storm water fees the City of Chattanooga said due from the Hamilton County Board of Education, and Chattanooga’s liquor-by-the-drink tax said due to the Board of Education.

Resolution No. 714-32 approves entering into the agreement between the Hamilton County Board of Education and the City of Chattanooga enforcing certain provisions of Tennessee Code Annotated Section 57-4-30.

8:01

RESOLUTION NO. 714-32 A RESOLUTION APPROVING THE ENTERING INTO OF A SETTLEMENT AGREEMENT OF THE LAWSUIT OF HAMILTON COUNTY BOARD OF EDUCATION vs. THE CITY OF CHATTANOOGA, TENNESSEE.

ON MOTION of Commissioner Beck, seconded by Commissioner Haynes, to adopt Resolution No. 714-32. The motion was not voted on at this time.

9:12

Commissioner Graham recommended that Resolution No. 714-32 be deferred until the Recessed Meeting on Wednesday, July 30, 2014.

**RECESSED MEETING
HAMILTON COUNTY COMMISSION
JULY 23, 2014**

ON MOTION of Commissioner Graham, seconded by Commissioner Boyd, to defer Resolution No. 714-32.

Commissioner Graham added that an additional week would allow the public to address any concerns they may have and allow for further questioning. The motion was not voted on at this time.

11:57

In response to Commissioner Field's question, Attorney Taylor confirmed that Resolution No. 714-32 was a time sensitive matter. The agreed upon settlement agreement requires The City of Chattanooga to pay their first of six equal annual payments on August 1, 2014.

At this time lengthy conversation regarding Resolution No. 714-32 took place.

In response to questioning from Commissioner Haynes, Attorney Taylor confirmed that the addition of Section 4 "Ratification and Approval" on page four of the Interlocal Agreement was made at the request of the Commission during an attorney client meeting on this matter.

At this time the motion to defer Resolution No. 714-32 was voted on.

**RECESSED MEETING
HAMILTON COUNTY COMMISSION
JULY 23, 2014**

ON MOTION of Commissioner Graham, seconded by Commissioner Boyd, to defer Resolution No. 714-32 until the Recessed Meeting on Wednesday, July 30, 2014. The foregoing motion to defer the Resolution failed on a Roll Call vote, with the following members of the County Commission being present and voting as follows: Commissioner Bankston, "Nay"; Commissioner Beck, "Nay"; Commissioner Boyd, "Aye"; Commissioner Fields, "Nay"; Commissioner Graham, "Aye"; Commissioner Haynes, "Nay"; Commissioner Henry, "Nay"; Commissioner Mackey, "Nay"; and Chairman Skillern, "Nay". Total present – 9. Total absent – 0. Total "Aye" votes – 2. Total "Nay" votes – 7.

Motion to defer having failed Chairman Skillern called for the vote on the main motion made by Commissioner Beck, seconded by Commissioner Haynes, to adopt Resolution No. 714-32.

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, "Nay"; Commissioner Haynes, "Aye"; Commissioner Henry, "Aye"; Commissioner Mackey, "Aye"; and Chairman Skillern, "Aye". Total present – 9. Total absent – 0. Total "Aye" votes – 8. Total "Nay" votes – 1.

Time Code
Position

**RECESSED MEETING
HAMILTON COUNTY COMMISSION
JULY 23, 2014**

32:20 **ANNOUNCEMENTS**

Chairman Henry asked for announcements from members of the Commission.

Mayor Coppinger thanked the Commission for their support in the Volkswagen expansion project.

33:03 **DELEGATIONS**

Chairman Henry asked for delegations on matters other than zoning.

There being no further business, Chairman Henry declared the meeting in recess until Wednesday, July 30, 2014 at 9:30 AM.

Respectfully submitted:



William F. (Bill) Knowles, County Clerk

Approved:

Date



Clerk's Initials