

**ANDERSON COUNTY
REGULAR SESSION
COMMISSION MINUTES
DECEMBER 17, 2015**

BE IT REMEMBERED THAT THE ANDERSON COUNTY BOARD OF COMMISSION MET IN REGULAR SESSION ON DECEMBER 17, 2015 WITH THE FOLLOWING COMMISSIONERS PRESENT: MARK ALDERSON, RICK MEREDITH, STEVE EMERT, PHIL WARFIELD, ZACH BATES, TIM ISBEL, ROBERT MCKAMEY, JERRY WHITE, WHITEY HITCHCOCK, STEVE MEAD, JERRY CREASEY, THERESA SCOTT, ANGELEQUE MCNUTT AND MYRON IWANSKI. ABSENT: CHUCK FRITTS AND TRACY WANDELL.

Prayer was led by Commissioner Warfield.

Pledge of Allegiance was led by Commissioner Mead.

1. Commissioner Warfield made a motion to approve Consent Agenda. Seconded by Commissioner Alderson. Motion carried by voice vote.

- November 16, 2015 County Commission Minutes
- Notaries and Notary Bonds
- Elections
 - ACTV Board of Directors recommendation-Commissioner Mark Alderson
- Director of Schools
 - Written report
- County Mayor
- Law Director
 - Written report
- Committee Reports
 - Conservation Board Minutes (11-19-15)

Notaries

Sandy H Smith

Monica Spurlock

Helen Toomey

Samantha Bowman

Madison Brooke

Karen Porter

Larry D Perry

William A Crowe

Cathy Payne

Laura Cordell

Brittany Hamby

Adam Pemberton

Amentria M Pugh

Patsy Thurmon

Leslie Jean England

Andrea Carter

Notary Bonds

Old Republic Surety Company

Rosa Toledo

Merchants

Cathy E Wallace

Sentry Select

Sarah H Boring

Amco

Alesha Jo Williams

Western Surety Company

Danielle Merritt

Katherine Endsley

Nicholas Morris

Cynthia Nelson –Runyan

Roxanne Dana Rohwer

Gloria Fore Petrowski

Karen E Shoffner

RLI

Patricia Poteet Barber

Chasity D Valentine

Jessa Diederich

A Trusty

State Farm

Julie Carroll

Marita A Pratt

Linda Claudell Beasley

Josephine Suggs

Paula S McQueen

SBCA

Gwen R Pereda

Cyndie V Stocks

Travelers

Lisa Kay Armes

Myra R Fuhrman

2. Commissioner Warfield made a motion to approve Regular Agenda. Seconded by Commissioner Meredith. Motion carried by voice vote.

3. Commissioner Isbel made a motion to pass a resolution amending the “zoning resolution of Anderson County, Tennessee” by revising section 030.010, to include pain management clinics as a use upon review. Seconded by Commissioner Meredith. (Exhibit A) Motion carried by voice vote.

Director of Schools

No action at this time.

Mayor

4. Commissioner Mead made a motion to request that letter he presented to the Mayor be part of the County Commission Minutes and to request a written response of these questions from the Mayor. Seconded by Commissioner White.

Commissioner Mead amended the previous motion to send this matter to the Operations Committee for review and action. Seconded by Commissioner Warfield. Voting aye: Meredith, Emert, Warfield, Bates, Isbel, McKamey, Mead, Creasey, Scott, McNutt and Iwanski. Voting no: Alderson, White and Hitchcock. Absent: Fritts and Wandell. Motion passed.

Law Director

5. Commissioner Warfield made a motion to approve to hire Bobby Lee to be a special advisor and possibly some legal work for some difficult tax cases which include Coal Creek, Toyota and Knox Energy. Seconded by Commissioner Bates. Motion carried by voice vote.

Purchasing

6. Commissioner Mead made a motion to approve a contract with Digitech for the EMS piggybacking on City of Memphis's contract for ambulance billing and service receivables. Seconded by Commissioner White. Motion carried by voice vote.

7. Commissioner Warfield made a motion to approve contract with Skyward for three year Software License agreement for the Financial Management System for the period of December 18, 2015 thru December 18, 2018. Seconded by Commissioner Mckamey. Motion carried by voice vote.

8. Commissioner Warfield made a motion to approve contract with Matthew Burrell an employee paramedic reimbursement agreement for the period of January 1, 2016 thru December 31, 2016. Seconded by Commissioner Scott. Motion carried by voice vote.

9. Commissioner McKamey made a motion to approve a 2015 Community Development Grant for waterline improvements for the period of October 12, 2015 thru September 30, 2018. Seconded by Commissioner Warfield. Motion carried by voice vote.

10. Commissioner Isbel made a motion to approve a contract with Lamar Companies for advertisement for the Tobacco Settlement grant for four billboard locations for the period of July 4, 2016 thru December 18, 2016. Seconded by Commissioner McKamey. Motion carried by voice vote.

11. Commissioner Meredith made a motion to approve a contract with Vendor Registry for a one year membership agreement for purchasing software/database management for the period of December 2015 thru December 2016. Seconded by Commissioner Creasey. Motion carried by voice vote.

12. Commissioner Meredith made a motion to approve a contract with Cornerstone for a one year agreement for ACA IRS Reporting Services for the School Department for the period of December 2015 thru December 2016. Seconded by Commissioner Mead. Motion carried by voice vote.

13. Commissioner McKamey made a motion to approve a contract with Golden Living LLC/Windwood for transportation services for the EMS Department for the period of November 10, 2015 thru November 9, 2016. Seconded by Commissioner Warfield. Motion carried by voice vote.

14. Commissioner Iwanski made a motion to open up discussion for the lease for General Sessions Court in Oak Ridge. Seconded by Commissioner Warfield.

Commissioner Iwanski made a motion to accept a term of eighteen (18) months for General Sessions Court in Oak Ridge from January 1, 2016 thru June 30, 2017 at a monthly rent of \$5,500.00 triple net with the release of the warehouse building and to accept Oak Ridge's contribution. Seconded by Commissioner Warfield. Voting aye: Alderson, Meredith, Emert, Warfield, Isbel, McKamey, Hitchcock, Mead, Creasey, Scott, McNutt and Iwanski. Voting no: Bares and White. Absent: Fritts and Wandell. Motion passed.

Budget Committee

15. Commissioner Iwanski made a motion to approve the following school appropriations. Seconded by Commissioner Meredith. Voting aye: Alderson, Meredith, Emert, Warfield, Bates, Isbel, McKamey, White, Hitchcock, Mead, Creasey, Scott, McNutt and Iwanski. Voting no: none. Absent: Fritts and Wandell. Motion passed.

Increase Expenditure Code:

141-72510-399	Other Contracted Services	\$7,091.00
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Fiscal Services

Decrease Reserve Code:

141-39000	Committed for Education	\$7,091.00
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HR/Financial Software

Increase Expenditure Code:

141-72510-799	Other Capital Outlay	\$75,000.00
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Fiscal Services

Decrease Reserve Code:

141-39000	Unassigned Fund Balance	\$75,000.00
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(Replenished from 34655-4000)

16. Commissioner Warfield made a motion to approve the following school transfer. Seconded by Commissioner White. Motion carried by voice vote.

Increase Expenditure Code:

141-72120-131	Drugs and Medical Supplies	\$5,000.00
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Decrease Expenditure Code:

141-72131-131	Medical Personnel	\$5,000.00
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17. Commissioner White made a motion to approve the following non school appropriations. Seconded by Commissioner McKamey. Voting aye: Alderson, Meredith, Emert, Warfield, Bates, Isbel, McKamey, White, Hitchcock, Mead, Creasey, Scott, McNutt and Iwanski. Voting no: none. Absent: Fritts and Wandell. Motion passed.

Increase Expenditure Code:

101-51240-499	Other Materials and Supplies	\$4,590.00
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Increase Revenue Code:

101-43340-1200	Winter Storage	\$4,590.00
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Increase Expenditure Code:

101-52500-709	Data Processing Equipment	\$5,000.00
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Decrease Reserve Code:

101-34515	County Clerk Fees	\$5,000.00
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Increase Expenditure Code:

101-52300-331	Legal Services	\$7,500.00
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Decrease Reserve Code:

101-39000	Unassigned Fund Balance	\$7,500.00
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Increase Expenditure Code:

115-56500-207-2000	Medical Insurance	\$8,320.00
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Decrease Reserve Code:

115-34535-2000	Local Committed Funds	\$8,320.00
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(Replenished by 34615-1000)

Increase Expenditure Codes:

115-56500-709-2000	Data Processing Equipment	\$599.85
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115-56500-307-2000	Communications	3,444.00
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115-56500-499-2001	Miscellaneous Supplies	1,080.00
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	Total Expenditures Increased	5,123.85
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Decrease Reserve Code:

115-34535	Clinton Dedicated Fund	\$5,123.85
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Increase Revenue Code:

115-46980-3002	Reimbursable FACT Grant	\$750.00
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Increase Expenditure Code:

115-56500-524-3001	Staff Development	\$750.00
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Increase Reserve Code:

115-34535-3000	Rocky Top Committed	2,100.00
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Increase Expenditure Code:

115-56500-709-3001	Data Processing	2,100.00
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Increase Expenditure Code:

115-56500-709-2001	Data Processing Equipment	\$4,234.61
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Decrease Reserve Code:

115-34535	Local Committed Funds	\$4,234.61
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Increase Expenditure Codes:

101-56300-189	Other Salaries and Wages	\$9,246.80
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101-56300-307	Telephone/Internet-9 months	1,150.20
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101-56300-307-0100	Cell Phone-9 months	630.00
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101-56300-349	Printing and Stationary	100.00
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101-56300-351	Copier rental-9 months	670.00
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101-56300-435	Office Supplies	2,500.00
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101-56300-399	Other Contracted Services	1,600.00
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101-56300-355	Travel	1,000.00
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101-56300-499	Other Materials and Supplies	\$2,850.00
	Total Expenditures Increased	\$19,747.00
Increase Revenue Code:		
101-46980-SENR	State Revenues	\$19,747.00
Increase Expenditure Codes:		
152-82130-302-6011	Principal on Notes	\$48,948.00
152-82130-602-6012	Principal on Notes	35,292.00
	Total Expenditures Increased	\$84,240.00
Increase Revenue Code:		
101-43180	Contributions	\$84,240.00
Increase Expenditure Code:		
116-55751-312	Contracts with Private Agencies	\$6,800.00
Increase Reserve Code:		
116-34630	Committed for Public Health	\$6,800.00
Increase Expenditure Code:		
101-51310-331	Legal Services	\$6,140.50
Increase Expenditure Codes:		
131-68000-321	Engineering Services	\$10,000.00
131-68000-713	Construction	325,000.00
Decrease Reserve Code:		
101-39000	Unassigned Fund Balance	\$6,140.50
131-68000-714	Equipment	250,000.00
	Total Expenditures Increased	\$585,000.00

Decrease Reserve Code:

131-34550	Highway Reserve	\$585,000.00
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18. Commissioner McKamey moved to approve the following general fund unassigned fund balance appropriation. Seconded by Commissioner Warfield. Voting aye: Alderson, Meredith, Emert, Warfield, Bates, Isbel, McKamey, White, Hitchcock, Mead, Creasey, Scott, McNutt and Iwanski. Voting no: none. Absent: Fritts and Wandell. Motion passed.

Increase Expenditure Code:

101-55130-162	Temporary Full-Time Salary	\$8,241.00
101-55130-201	Social Security	510.94
101-55130-204	Retirement	609.83
101-55130-206	Life Insurance	51.00
101-55130-209	S/T Disability	33.55
101-55130-209-1000	L/T Disability	24.23
101-55130-210	Unemployment	82.41
101-55130-212	Medicare	119.49
	Total Expenditures Increased	\$9,672.46

Decrease Reserve Code:

101-39000	Unassigned Fund Balance	\$9,672.46
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19. Commissioner Iwanski move to approve the following general fund unassigned fund balance appropriation. Seconded by Commissioner Isbel. Voting aye: Alderson, Meredith, Emert, Warfield, Bates, Isbel, McKamey, White, Hitchcock, Mead, Creasey, Scott, McNutt and Iwanski. Voting no: none. Absent: Fritts and Wandell. Motion passed.

Increase Revenue Code:

101-47180-CDBGCSBG	Waterline Projects	\$525,000.00
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Decrease Reserve Code:

101-39000	Unassigned Fund Balance	85,465.12
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Increase Expenditure Codes:

101-91170-321-CDBG	Engineering Services	\$55,450.00
101-91170-310-CDBG	Contracts with Other Agencies (ETDD)	26,500.00
101-91170-309-CDBG	Contracts with Gov. Agencies (TDEC)	5,550.00
101-97710-399-CDBG	Other Contracted Services	49,136.12
101-91170-791-CDBG	Other Construction	473,829.00
	Total Expenditures Increased	\$610,465.12

20. Commissioner Iwanski made a motion for Commissioner Mead to serve on the library board. Seconded by Commissioner Warfield. Motion carried by voice vote.

21. Commissioner White made a motion for the Operations Committee to handle the decisions for the General Sessions Court in Oak Ridge. Seconded by Commissioner McKamey. Voting aye: Meredith, Emert, Bates, Isbel, McKamey, White, Hitchcock, Mead, Creasey, Scott and Iwanski. Voting no: Alderson, Warfield and McNutt. Absent: Fritts and Wandell. Motion passed.

Operations Committee

22. Commissioner Isbel made a motion to pass the resolution establishing meeting dates and times for the Anderson County Board of Commissioners. Seconded by Commissioner Scott. (Exhibit B) Motion carried by voice vote.

23. Commissioner Isbel made a motion to approve to amend Rule 1 to reflect the changes in the County Commissions meeting schedule as follows: Rule 1 the Anderson County Board of Commissioners (Commission) shall normally meet monthly at 6:30 PM on the third Monday of all months unless a majority of commissioners approve an alternate date. Should the third Monday fall on a legal holiday, Commission shall meet on the following day or on a date agreed to by the majority. Seconded by Commissioner Scott. Motion carried by voice vote.

New Business

24. Commissioner Warfield made a motion that it would be approved that the Senior Center Building be named after Robert McKamey. Seconded by Commissioner Mead. Motion carried by voice vote.

Old Business

25. Commissioner Iwanski made a motion to approve a resolution to establish an Audit Committee.(Exhibit C) Seconded by Commissioner Mead. Motion carried by voice vote.

Meeting adjourned.

Steven R. Emert

Steven R Emert, Chairman

County Commission

Jeff Cole

Jeff Cole

County Clerk



DECEMBER 17, 2015

EXHIBIT A: RESOLUTION AMENDING THE "ZONING RESOLUTION OF ANDERSON COUNTY, TENNESSEE" BY REVISING SECTION 030.010, TO INCLUDE PAIN MANAGEMENT CLINICS AS A USE UPON REVIEW

EXHIBIT B: RESOLUTION ESTABLISHING MEETING DATES AND TIMES FOR THE ANDERSON COUNTY BOARD OF COMMISSIONERS

EXHIBIT C: RESOLUTION TO ESTABLISH AN AUDIT COMMITTEE

EXHIBIT D: FINALIZED COPY OF RESOLUTION PASSED IN NOVEMBER 16, 2015 COUNTY COMMISSION MEETING UNDER ITEM 11 REQUESTING THE TENNESSEE GENERAL ASSEMBLY ENACT THE FOLLOWING PRIVATE ACT FOR ANDERSON COUNTY: AN ACT TO ESTABLISH PROCEDURES FOR THE CREATION OF NEW ANDERSON COUNTY GOVERNMENT DEPARTMENTS, ABOLISHMENT OF EXISTING DEPARTMENTS, APPOINTMENT AND REMOVAL OF DEPARTMENT HEADS

RESOLUTION NO. 15-12-566

A RESOLUTION AMENDING THE "ZONING RESOLUTION OF ANDERSON COUNTY, TENNESSEE" BY REVISING SECTION 030.010, TO INCLUDE PAIN MANAGEMENT CLINICS AS A USE UPON REVIEW.

WHEREAS, the Anderson County Board of Commissioners, in accordance with Section 13-7-105 of Tennessee Code Annotated, may from time to time amend the zoning resolution and associated maps; and

WHEREAS, the Anderson County Regional Planning Commission and the Clinton Municipal/Regional Planning Commission have reviewed and made recommendations regarding the proposed amendment of the "Zoning Resolution of Anderson County, Tennessee", in accordance with Section 13-7-105(a) of the Tennessee Code Annotated; and

WHEREAS, Anderson County has recently become aware that a pattern of illegal drug use and distribution in other areas has been associated with some of these types of clinics that dispense drugs; and

WHEREAS, the threat of illegal narcotic activity and increased crime associated with such clinics is significant and could have a detrimental effect on the health and welfare of local residents; and

WHEREAS, the Tennessee General Assembly has identical concerns as Anderson County regarding the potential detriment of the health, safety and welfare of the general public with increased use and frequency of prescription drugs for improper use, sale or distribution; and

WHEREAS, the Tennessee Department of Health has recently established rules and regulations regarding Pain Management Clinics; and

WHEREAS, the Tennessee Department of Commerce and Insurance has established a program to monitor the prescribing and dispensing of Schedule II, III, IV and V controlled substances; and

~~*WHEREAS*, the Anderson County Board of Commissioners declares a need to establish local controls that will regulate Pain Management Clinics in order to promote the health and welfare of its citizens; and~~

NOW, THEREFORE, BE IT RESOLVED by the Anderson County Board of Commissioners that the Anderson County Zoning Resolution be amended as follows:

Article 5
DEFINITIONS.

PAIN MANAGEMENT CLINIC. "Pain management clinic" means a privately-owned clinic, facility or office in which any health care provider licensed under this title provides chronic non-malignant pain treatment to a majority of its patients for ninety (90) days or more in a twelve-month period. For purposes of determining if a clinic, facility, or office qualifies as a pain management clinic under this subdivision (6)(A), the entire clinic, facility, or office caseload of patients who received medical care services from all medical doctors, osteopathic physicians, advanced practice nurses and physician assistants who serve in the clinic, facility or office shall be counted.

- a. "Pain management clinic" also means a privately-owned clinic, facility or office which advertises in any medium for pain management services of any type.
- b. A pain management clinic does not include any clinic, facility, or office which provides interventional pain management as defined in § 63-6-244 and whose clinic, facility or office does not provide chronic non-malignant pain treatment to a majority of the patients of a clinic, facility or office for ninety (90) days or more in a twelve-month period:
- c. "Pain management clinic" does not mean a clinic, facility or office that is wholly owned and operated by a physician multispecialty practice in which one or more board-eligible or board-certified medical specialists who have also completed fellowships in pain medicine approved by the Accreditation Council for Graduate Medical Education, or who are also board-certified in pain medicine by the American Board of Pain Medicine or a board approved by the American Board of Medical Specialties, the American Association of Physician Specialists, or the American Osteopathic Association perform the pain management services for chronic pain patients;

NOW, THEREFORE, BE IT RESOLVED by the Anderson County Board of Commissioners that the following section of the Anderson County Zoning Resolution be amended as follows:

Sec. 030-010 General Commercial (C-1) District.

- B. **Uses Upon Review.** The following uses may be permitted upon review by the Planning Commission:
 - 1). Methadone and Pain Management Clinics provided:
 - a. Obtaining a Business License, a valid Certification by the State of Tennessee Health Department, compliance with all applicable requirements of Anderson County and continued compliance with the conditions set forth in the Special Use Permit that is issued;

- b. Map(s) showing existing land use and zoning within one-quarter (1/4) mile of the proposed site with an accompanying site plan.
- c. Compliance with all applicable requirements of Section 63-1-301 through 63-1-314 of the *Tennessee Code Annotated*;
- d. The clinic or facility shall not be located within one thousand (1,000) feet of a school, day care facility, park, church or hospital as measured from building-to-building.
- e. The maximum sign area does not exceed twenty (20) square feet in area and meets all requirements of Division 65, Signs, Billboards and Other Advertising Structures.
- f. Off-Street Parking provided at one (1) space for each two hundred (200) square feet of floor space.
- g. The site shall not be less than One Thousand (1,000) feet from any other methadone treatment or pain management clinic as measured from building-to-building.
- h. The clinic or facility shall not be located within One Thousand (1,000) feet of any establishment that sells alcoholic beverages for either on-or-off-premises consumption as measured from building-to-building..
- i. A Pain Management Clinic in compliance with the distance requirements contained in the zoning resolution cannot be rendered non-compliant by the later establishment of a school, daycare, park, church, establishment selling alcoholic beverages for either on-or-off-premises consumption, and/or hospital.

Section 3. This resolution shall become effective from and after its passage, the public welfare requiring it.

Approved by the Clinton Municipal/Regional Planning Commission: *November 9, 2015*

Approved by the Anderson County Regional Planning Commission: *October 13, 2015*

Public hearing held: December 17, 2015

Steven R. Emert

Steve Emert, Commission Chairman

Terry Frank

Terry Frank, Anderson County Mayor



ATTEST:

Jeff Cole

Jeff Cole, County Clerk

Anderson County, Tennessee
Board of Commissioners

EXHIBIT

B

RESOLUTION NO. 15-12-565

RESOLUTION ESTABLISHING MEETING DATES AND TIMES FOR THE
ANDERSON COUNTY BOARD OF COMMISSIONERS.

WHEREAS, notice is hereby given to all County Commissioners and residents of Anderson County, and to all other interested persons, that open, public and regular meetings of the Anderson County Board of Commissioners for the 2016 year will be held on the following dates as listed below:

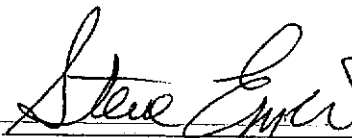
January 19, 2016 at 6:30 P.M.
February 22, 2016 at 6:30 P.M.*
March 21, 2016 at 6:30 P.M.
April 18, 2016 at 6:30 P.M.
May 16, 2016 at 6:30 P.M.
June 20, 2016 at 6:30 P.M.
July 18, 2016 at 6:30 P.M.
August 15, 2106 at 6:30 P.M.
September 19, 2016 at 6:30 P.M.
October 17, 2016 at 6:30 P.M.
November 21, 2016 at 6:30 P.M.
December 19, 2016 at 6:30 P.M.

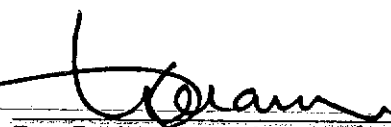
WHEREAS, meetings will be conducted in Room 312 of the Anderson County Courthouse located a 100 North Main Street, Clinton, TN 37716.

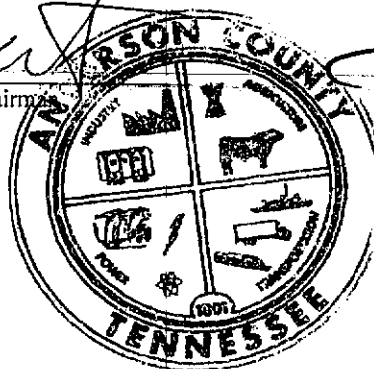
WHEREAS, the Commission Chairman and County Clerk reserve the right to call for Special Called Sessions of the Board of Commissioners as needed with due public notice.

NOW, THEREFORE, BE IT RESOLVED, by the Anderson County Board of Commissioners meeting in regular session this 17th day of December 2015 that we hereby approve and establish the above-recited meeting dates and times as the official calendar for the year 2016.

RESOLVED, DULY PASSED, APPROVED AND EFFECTIVE this 21st day of December 2015.


Steve Emert, Commission Chairman


Terry Frank, Anderson County Mayor



ATTEST:

Jeff Cole, County Clerk

Anderson County
Board of Commissioners
RESOLUTION NO. 15-11-562

RESOLUTION TO ESTABLISH AN AUDIT COMMITTEE

WHEREAS, *Tennessee Code Annotated* (T.C.A.) Section 9-3-405, encourages county governments to establish an independent Audit Committee, and provides that the Tennessee Comptroller of the Treasury (Comptroller) may require an Audit Committee in counties that (1) are in noncompliance with the accounting and financial reporting standards required by the Governmental Accounting Standards Board or have recurring findings from the annual audit for three or more consecutive years that are determined by the Comptroller's office to be a material weakness in internal control or material noncompliance with government auditing standards; and

WHEREAS, the Comptroller and the Government Finance Officers Association of the United States and Canada recommends that all county governments establish an Audit Committee as a best practice and to assist the County Commission in the oversight of the public funds and financial reporting process; and

WHEREAS, the Anderson County Commission realizes the need, especially in today's current environment of fewer available resources, for increased transparency and accountability of public funds, and that the County Commission is ultimately responsible for ensuring that management is meeting its internal control and financial reporting responsibilities; and

WHEREAS, the County Commission finds it to be in the best interests of Anderson County to establish an Audit Committee;

NOW THEREFORE, BE IT RESOLVED by the County Commission of Anderson County, meeting this 16th day of November, 2015, that:

SECTION 1. Pursuant to the provisions of T.C.A. § 9-3-405, the County Commission of Anderson County does hereby establish an Audit Committee to provide independent review and oversight of the county's financial reporting processes and the county's internal controls, a review of the external auditor's report and follow-up on management's corrective action, and compliance with laws, regulations, and ethics.

SECTION 2. The Audit Committee will consist of seven (7) members, to be comprised of ~~members of the County Commission, citizens of Anderson County, or a combination~~ of both, as determined by the Audit Committee. To insure the committee's independence and effectiveness, no Audit Committee member will be an elected official (with the exception of elected County Commissioners), employee, spouse of an official/employee, or person that commingles assets with an official/employee of

(a) To meet with the external auditor prior to commencement of the annual audit to discuss planning and areas of potential concern. To carefully review, upon completion of the county's annual audit, all audit findings in audit report and consult with the external auditors regarding any irregularities and deficiencies disclosed in the annual audit. The Audit Committee is empowered to meet with management to discuss audit findings and/or disagreements with the external auditors. The committee should satisfy itself that appropriate and timely corrective action has been taken by management to remedy any identified weaknesses. The committee should determine what corrective action, if any, should be recommended to the County Commission.

(b) To consider the effectiveness of the internal control system, including information technology security and control, review the effectiveness of the system for monitoring compliance with laws and regulations, and review the process for communicating the county's ethics policies to county personnel and monitoring compliance therewith.

(c) To establish a process by which employees, taxpayers, or other citizens may confidentially report suspected illegal, improper, wasteful or fraudulent activity under provisions of T.C.A. § 9-3-406.


(d) To annually present a written committee report detailing how it discharged its duties and any committee recommendations to the full County Commission.

SECTION 6. The Audit Committee will be adequately funded to carry out the duties and responsibilities as set out in this Resolution and under applicable law.

SECTION 7. This resolution creating the duties and responsibilities of the Audit Committee has been submitted to the Comptroller prior to approval by this legislative body, and this resolution conforms with the report issued by the Comptroller.

Adopted this 16th day of November, 2015.

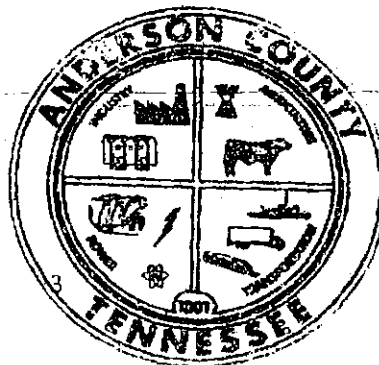
APPROVED:


Steve Emert, Chairman

Terry Frank, County Mayor

ATTEST


Jeff Cole, County Clerk



Anderson County, Tennessee

EXHIBIT

D

Board of Commissioners

RESOLUTION 15-11-564

RESOLUTION REQUESTING THE TENNESSEE GENERAL ASSEMBLY ENACT THE FOLLOWING PRIVATE ACT FOR ANDERSON COUNTY

AN ACT to establish procedures for the creation of new Anderson County Government departments, abolishment of existing departments, appointment and removal of department heads.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE

Section 1: New or additional Anderson County Government departments and department heads, not provided for by Tennessee general law, shall only be created by approved resolution of the Board of Commissioners or private act by the General Assembly. Employment of all new department heads shall be confirmed and approved by majority vote of the Board of Commissioners.

Section 2: Anderson County Government departments created by resolution of the Board of Commissioners shall not be abolished or department heads removed or terminated without prior recommendation of the established oversight committee, supervising person or officeholder, and subsequent majority vote of the Board of Commissioners.

Section 3: This act shall take effect immediately upon proper passage by the General Assembly and subsequent confirmation vote of the Board of Commissioners.

NOW THEREFORE, BE IT RESOLVED by the Anderson County Board of Commissioners meeting in regular session this 16th day of November 2015 that we respectfully request the Tennessee General Assembly to enact the above-recited private act applicable to Anderson County.

BE IT FURTHER RESOLVED that we request the County Clerk send a copy of this resolution to our legislative representatives in the Tennessee Senate and House of Representatives.

RESOLVED, DULY PASSED AND APPROVED this 16th day of November 2015 by a vote of 15 for passage, 0 against and 1 absent.

Signature of Steve Emert, Chairman



ATTEST:

Signature of Jeff Cole, County Clerk