ANDERSON COUNTY
SPECIAL CALL
COMMISSION MINUTES
JUNE 27,2019

BE IT RESOLVED THAT THE ANDERSON COUNTY BOARD OF COMMISSION MET IN SPECIAL SESSION ON JUNE 27, 2019 WITH THE FOLLOWING COMMISSIONERS PRESENT: CHUCK FRITTS, TRACY WANDELL, ROBERT JAMESON, RICK MEREDITH, DENVER WADDELL, JOSH ANDERSON, SHAIN VOWELL, TIM ISBEL, ROBERT MCKAMEY, JERRY WHITE, CATHERINE DENENBERG, STEVE MEAD, JERRY CREASEY, THERESA SCOTT, PHIL YAGER AND BOB SMALLRIDGE. ABSENT: NONE.

Prayer was led by Commissioner Vowell.

Pledge of Allegiance was led by Commissioner Creasey.

1. Commissioner Yager made a motion that the people be able to speak after the Interim Finance Director gives the proposed budget for 2019/2020. Seconded by Commissioner Mead. Motion carried by voice vote. Motion carried by voice vote. Commissioner White voting no.

2. Commissioner Mead made a motion to approve the budget for 2019/2020 as presented and the associated resolutions. Seconded by Commissioner McKamey.

Commissioner Waddell made a motion to amend the motion to take out the .01 cents for Solid Waste. No second. Motion failed due to lack of second.

Commissioner McKamey made a motion to call for question. Seconded by Commissioner White.

Voting aye for 2019/2020 proposed budget: Fritts, Jameson, Meredith, Vowell, McKamey, Denenberg, Mead, Creasey and Smallridge.

Voting no for 2019/2020 proposed budget: Wandell, Waddell, Anderson, Isbel, White, Scott and Yager.

Absent: none.

Motion passed.

3. Commissioner McKamey made a motion to approve resolution 19-6-762 making appropriation for the various funds, departments, institutions, offices and agencies of Anderson County Tennessee for the year beginning July 1, 2019 and ending June 30, 2025. Seconded by Commissioner Mead. Voting aye: Fritts, Jameson, Meredith, Anderson, Vowell, Isbel, McKamey, White, Denenberg, Mead, Creasey, Yager and Smallridge. Voting no: Wandell, Waddell and Scott. Absent: none. Motion passed.

4. Commissioner McKamey made a motion to approve resolution 19-6-761 fixing the tax levy in Anderson County Tennessee for the fiscal year beginning July 1, 2019. Seconded by Commissioner Mead. Voting aye: Fritts, Jameson, Meredith, Anderson, Vowell, McKamey, White, Denenberg, Mead, Creasey, Yager and Smallridge. Voting no: Wandell, Waddell, Isbel and Scott. Absent: none. Motion passed.

Meeting adjourned.

Tracy Wandell, Chairman
County Commission

Jeff Cole
County Clerk

ANDERSON COUNTY GOVERNMENT

TERRY FRANK
COUNTY MAYOR

July 3, 2019

Jeff Cole
Anderson County Clerk

Tracy Wandell
Chairman, Anderson County Board of Commissioners,

Dear Chairman Wandell and Mr. Cole,

In a special called meeting on June 27, 2019, the Anderson County Board of Commissioners made three motions. The first motion was to approve a budget proposal. I don't have the budget proposal packet to attach to this letter, but that proposal generated the approval of the subsequent two motions to approve Resolutions #19-6-761 and #19-6-762.

Pursuant to T.C.A § 5-6-107, if the county mayor does not serve as chairman, the county mayor has veto power over legislative resolutions within 10 days of receiving the legislative resolution from the county commission. If a resolution is vetoed, the county mayor must return it to the commission with reasons for the veto. The commission may override the veto at the next regular meeting of the county commission or within 20 days of receiving the veto, whichever is later.

In accordance with the above, this letter is notice of veto for:

1. The motion/resolution to approve the budget at the June 27, 2019 special called meeting.
2. The motion to approve Resolution #19-6-761 Tax Levy Resolution
3. The motion to approve Resolution #19-6-762 Appropriation Resolution

My reasons for veto:

Resolution #19-6-761 identified as the "Resolution Fixing the Tax Levy" was improperly calculated and did not assign a tax levy to taxpayers of Clinton or Oak Ridge for the purpose of funding debt service. Not only would this leave a critical funding gap for

100 NORTH MAIN STREET, SUITE 208 • CLINTON, TENNESSEE • 37716
PHONE: (865) 457-6200 • EMAIL: TFRANK@ANDERSONTN.ORG

payment of debt service, but publicity in the *Oak Ridger* prior to the meeting and during debate indicated a lesser tax rate for Oak Ridge and may have influenced budget discussions and therefore votes.

In addition, as I noted during public comments at our special called meeting, we have made great progress in our county—increasing our fund balance, coming off negative watch by Moody's rating agency, improving services both in general government and our schools through natural revenue growth, increasing development—both retail and housing. It is my belief the proposed expenditures and the approved tax increase of 18.25 cents will have negative impacts on citizens, further harm our efforts at addressing affordable housing, reduce development and create obstacles to the advancements we have made. I am issuing a veto in hopes the Anderson County Board of Commissioners who voted in favor of an 18.25 cent increase would reconsider the proposals.

Sincerely,

Terry Frank

100 North Main Street, Suite 208 • Clinton, Tennessee • 37716
Phone: (865) 457-6200 • Email: tfrank@andersontn.org

RESOLUTION #19-6-761
RESOLUTION FIXING THE TAX LEVY IN ANDERSON COUNTY, TENNESSEE FOR THE FISCAL YEAR BEGINNING JULY 1, 2019

SECTION 1. BE IT RESOLVED, by the Board of County Commissioner of Anderson County, Tennessee assembled in special called session on the 27th day of June, 2019 that the combined property tax rate for Anderson County, Tennessee, for the fiscal year beginning July 1, 2019, shall be $2.8360 on each $100.00 of the taxable property within the boundaries of the City of Clinton; $2.6716 on each $100.00 of the taxable property within the boundaries of the City of Oak Ridge; and $2.9728 on each $100.00 of the taxable property in Oliver Springs, Rocky Top, Norris, and Rural Anderson County, which levy is to be provide revenue for each of the following funds and otherwise conform to the following levies:

Fund	of Clinton	of Oak Ridge	Anderson County
County General	0.8272	0.8272	0.8272
Library	0.0286	0.0286	0.0286
Solid Waste	0.0770	0.0770	0.0770
Ambulance	0.0201	0.0201	0.0201
Highway	0.0313	0.0313	0.0313
Public Schools	1.6105	1.6105	1.6105
Debt Service	0.0000	0.0000	0.1054
Rural Debt Service	0.0000	0.0000	0.0314
HS Debt Service	0.1644	0.0000	0.1644
Capital Projects Fund	0.0169	0.0169	0.0169
Educational Projects Fund	0.0600	0.0600	0.0600
TOTAL	2.8360	2.6716	2.9728

SECTION 2. BE IT RESOLVED, that there is levied by and for use of Anderson County, Tennessee, a Business Tax (provided in thereto) on the businesses in Anderson County, Tennessee, or exercising a taxable privilege as approved by said Act, at the rates and in the manner prescribed by said Act. The proceeds of the privilege taxes herein levied shall be apportioned to the Anderson County General Fund.

SECTION 3. BE IT RESOLVED, that there is hereby and for the use of Anderson County, Tennessee a severance tax (provided in chapter 795 of the Public Acts of Tennessee, 1972, amended 1974) on all coal products severed from the ground in Anderson County, Tennessee, as provided in said Act. The proceeds of the severance tax herein levied shall be apportioned for the following specific purposes as proscribed by said Act: one-half (1/2) of all revenues collected shall be used for highway and stream cleaning systems of said county; one-half (1/2) of all revenues collected shall be used for education.

SECTION 4. BE IT RESOLVED, that all resolutions of the Board of County Commissioners of Anderson County, Tennessee, which are in conflict with this resolution are hereby repealed.

SECTION 5. BE IT RESOLVED, that this resolution shall take effect after its passage the public welfare requiring it. This resolution shall be spread upon the minutes of the Board of County Commissioners of Anderson County.

— Veto —

Terry Frank, County Mayor

Tracy Wandell, Commission Chairman

Jeff Cole, County Clerk

RESOLUTION #19-6-762

A RESOLUTION MAKING APPROPRIATION FOR THE VARIOUS FUNDS, DEPARTMENTS, INSTITUTIONS, OFFICES, AND AGENCIES OF ANDERSON COUNTY, TENNESSEE FOR THE YEAR BEGINNING JULY 1, 2019 AND ENDING JUNE 30, 2020

SECTION 1. BE IT RESOLVED, by the Board of County Commissioner of Anderson County, Tennessee assembled in special session on the 27th day of June, 2019 that the amounts hereafter set out are hereby appropriated for the purpose of meeting the expenses of the various funds, departments, institutions, offices, and agencies of Anderson County, Tennessee, for the capital outlay, and for meeting the payment of principal and interest on the County's debt, maturing during the year beginning July 1, 2019, and ending June 30, 2020, according to the following schedule.

101 COUNTY GENERAL FUND

51100	County Commission	$322,772.00
51210	Board of Equalization	7,448.00
51240	Conservation Commission	321,638.00
51300	County Mayor	227,594.00
51310	Personnel Office (HR)	220,619.00
51400	County Attorney/Law Director	339,265.00
51500	Election Commission	507,250.00
51600	Register of Deeds	383,497.00
51720	Planning and Zoning	266,315.00
51730	Maintenance	43,000.00
51800	County Building	953,293.00
51900	Other General Administration	415,265.00
51910	Vault/County Historian	49,153.00
52100	Accounting	658,067.00
52200	Purchasing	239,235.00
52300	Property Assessor's Office	400,450.00
52310	Reappraisal Program	305,453.00
52400	County Trustee	702,384.00
52500	County Clerk's Office	883,598.00
52600	Data Processing	290,911.00
53100	Circuit Court	1,248,520.00
53200	Criminal Court	2,058.00
53310	General Sessions Judge	592,515.00
53330	Drug Court	82,129.00
53400	Chancery Court	510,473.00
53500	Juvenile Court	577,338.00
53600	District Attorney General	104,947.00
53610	District Public Defender	40,979.00
53700	Judicial Commissioners	2,154.00
53800	Probate Court	3,500.00
53900	Pre-Trial Release Program	124,379.00
53920	Courtroom Security	75,500.00

53930	Victims Assistance		26,750.00
54110	Sheriff's Department		5,929,707.00
54210	Jail		7,347,962.00
54230	Alternatives to Incarceration		116,660.00
54260	Commissary		35,000.00
54410	Emergency Management		933,668.00
54420	Rescue Squad		27,500.00
54490	Emergency Communications		850,050.00
54610	County Coroner/Medical Examiner		400,000.00
54900	Other Public Safety – Motor Pool		423,697.00
55110	Local Health Center		266,037.00
55120	Rabies and Animal Control		168,041.00
55160	Dental Health Program		398,030.00
55190	Other Local Health Service		588,009.00
55390	Appropriation to State		123,486.00
56300	Senior Citizens Assistance		135,875.00
56700	Parks and Fair Boards		3,000.00
57100	Agricultural Extension Services		175,087.00
57500	Soil Conservation		57,641.00
57800	Storm Water		35,260.00
58120	Industrial Development		162,000.00
58300	Veterans' Service		108,984.00
58400	Other Charges		471,600.00
58900	Miscellaneous		198,508.00
99100	Transfers to Other Funds		17,175.00
	TOTAL COUNTY GENERAL FUND	**$**	**29,901,426.00**

115 ANDERSON COUNTY LIBRARY BOARD

56500	Libraries	**$**	**628,910.00**

116 SOLID WASTE FUND

55710	Sanitation Management		260,402.00
55732	Convenience Centers		618,500.00
55739	Other Waste Collection		97,814.00
55751	Recycling Centers		8,000.00
55754	Landfill Operation		742,000.00
55759	Other Waste Disposal		75,000.00
	TOTAL SOLID WASTE FUND	**$**	**1,801,716.00**

118 AMBULANCE/EMERGENCY MEDICAL SERVICES

55130	Ambulance Service	**$**	**5,906,028.00**

122 DRUG CONTROL FUND

54150	Drug Enforcement	**$**	**60,000.00**

127	**CHANNEL 95 ENTERPRISE FUND**		
56900	Other Social, Cultural & Recreational	$	**184,346.00**
128	**TOURISM COUNCIL FUND**		
58110	Tourism	$	**417,274.00**
131	**HIGHWAY/PUBLIC WORKS FUND**		
61000	Administration		327,160.00
62000	Highway and Bridge Maintenance		2,223,121.00
63100	Operation & Maintenance Equipment		927,310.00
65000	Other Charges		253,944.00
68000	Capital Outlay		920,000.00
	TOTAL HIGHWAY/PUBLIC WORKS FUND		**$4,651,535.00**
141	**GENERAL PURPOSE SCHOOL FUND**		
71100	Regular Instruction Program		$25,590,646.00
71200	Special Education Instruction Program		5,708,409.00
71300	Vocational Educational Instruction Program		3,368,789.00
71400	Fast Track Program		100,000.00
72110	Support Services – Attendance		435,088.00
72120	Support Service – Health		893,048.00
72130	Support Services – Other Student Support		1,391,275.00
72210	Support Services – Regular Instruction Staff		1,230,841.00
72220	Support Services - Special Education Instructional		1,938,421.00
72230	Support Services – Vocational Instructional Staff		262,809.00
72250	Support Services – Technology		1,306,604.00
72310	Support Services – General Administration – BOE		1,194,607.00
72320	Support Services – General Administration		577,032.00
72410	Support Services – School Administration		3,916,694.00
72510	Support Services – Business Administration		549,355.00
72520	Support Services – Human Resources		106,424.00
72610	Support Services – Operation of Plant		5,078,781.00
72620	Support Services – Maintenance of Plant		1,525,861.00
72710	Support Services – Student Transportation		3,222,182.00
72810	Central & Other		410,622.00
73300	Community Support – Life Development Center		127,770.00
76100	Capital Outlay		600,000.00
82230	Debt – Contributions		1,914,977.00
82330	Debt – Other Debt Costs		1,700.00
99100	Transfers to Other Funds		2,500.00
	TOTAL GENERAL PURPOSE SCHOOL FUND	$	**61,454,435.00**

143	**CENTRAL CAFETERIA FUND**		
73100	**Food Services**		**3,773,263.00**
145	**OTHER EDUCATION SPECIAL REVENUE FUND**		
73300	Community Services		3,741,376.00
73400	Early Childhood Education		632,790.00
82100	Principal on Debt		114,982.00
82200	Interest on Debt		10,629.00
99100	Operating Transfers		152,865.00
	TOTAL OTHER EDUCATION SPECIAL REVENUE FUND		**$4,652,642.00**
DEBT SERVICE FUNDS			
151	General Debt Service Fund	**$**	**1,715,563.00**
152	Rural School Debt Service Fund	**$**	**1,866,576.00**
156	High School Debt Service Fund	**$**	**2,055,700.00**
171	**GENERAL CAPITAL PROJECT FUND**		
91100	**Capital Projects**	**$**	**17,115.00**
177	**EDUCATIONAL CAPITAL PROJECT FUND**		
91100	**Capital Projects**	**$**	**0.00**
263	**ANDERSON COUNTY BENEFIT PLAN FUND**		
51900	Anderson County Benefit Plan	**$**	**5,109,529.00**
	TOTAL ALL FUNDS	**$**	**124,196,058.00**

SECTION 2. BE IT FURTHER RESOLVED, that there are also hereby appropriated certain portions of the commissions and fees for collecting taxes and licenses and for administering other funds which the Trustee, County Clerk, Circuit Court Clerk, Clerk and Master, Register, and Sheriff and their officially authorized deputies and assistants may severally be entitled to receive under State laws heretofore or hereafter enacted, expenditures out of commissions and/or fees collected by the Trustee, County Clerk, Circuit Court Clerk, Clerk and Master, Register, and Sheriff may be made for such purposes and in such amounts as may be authorized by existing law or by valid order of any court having power to make such appropriations. Any excess commissions and/or fees collected over and above the expenditures duly and conclusively authorized shall be paid over to the Trustee and converted into the General Fund as provided by law.

BE IT FURTHER RESOLVED, that if any officials, as enumerated in Section 8-22-102, T.C.A. (Tennessee code Annotated), operate under provisions of Section 8-22-104 T.C.A., provisions of the preceding paragraph shall not apply to those particular officials.

SECTION 3. BE IF FURTHER RESOLVED, that any amendment to the budget shall be approved as provided in Section 5-9-407 T.C.A. One copy of each amendment shall be filed with the County Clerk, one copy with Chairman of the Budget Committee, and with each divisional or departmental head concerned. Under Section 5-21-113(e)(1) the budget committee, with the consent of any official, head of any department or division that may be affected, may make transfers and adjustments within the smallest budgetary itemization of any subdivision. The reason(s) for each transfer shall be clearly stated; however, this section shall in no case whatsoever be construed as authorizing transfer from one fund to another, but shall apply solely to transfers within a certain fund.

SECTION 4. BE IT FURTHER RESOLVED, that any appropriation made by this resolution that covers the same purpose for which a specific appropriation is made by statute is made in lieu of but not in addition to said statutory appropriation. The salary, wages, or remuneration of each officer, employee or agent of the county shall not be in excess of the amounts authorized by existing law or as set forth in the estimate of expenditures which accompanies this resolution. Provided, however, that appropriations for such salaries, wages, or other remuneration hereby authorized shall in no case be construed as permitting expenditures for an office, agency, institution, division, or department of the county in excess of the appropriation made herein for such office, agency, institution, division, or department of the County. Such appropriation shall constitute the limit to the expenditures of any office, agency, institution, division, or department for the year ending June 30, 2020. The aggregate expenditures for any item of appropriation shall in no instance be more than the amount herein appropriated for such item.

SECTION 5. BE IT FUTHER RESOLVED, that any resolution which may hereafter be presented to the Board of County Commissioners providing for appropriations in addition to those made by this Budget Appropriation Resolution shall specifically provide sufficient revenue or other funds, actually to be provided during the year in which the expenditures is to be made to meet such additional appropriation. Said appropriation resolution shall be submitted to and approved by the State Director of Local Finance after its adoption as provided by Section 9-21-402, T.C. A.

SECTION 6. BE IT FURTHER RESOLVED, whereas Section 5-9-109, T.C.A., authorized the county legislative body to make appropriation to nonprofit charitable organizations; and,

WHEREAS, the Anderson County Board of County Commissioners recognized the various nonprofit charitable organizations located in Anderson County have great need for funds to carry out their nonprofit charitable work,

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Anderson County, on this 27th day of June, 2019

SECTION 6.1 That the following list of nonprofit organizations and amounts be appropriated to promote the economic welfare of Anderson County.

Anderson County Chamber of Commerce (58120)	$ 30,000.00
Anderson County Economic Development Association (58120)	124,500.00
East Tennessee Economic Development Association (58120)	7,500.00
East Tennessee Human Resource Agency, Inc. (58400)	11,000.00
Anderson County Fair Association (56700)	3,000.00
Volunteer Fire Departments (54410)	151,200.00
Volunteer Fire Department Truck (54410)	265,000.00
Anderson County Rescue Squad, Inc. (54420)	27,500.00
Total	**$ 619,700.00**

SECTION 6.2. That these amounts listed be appropriated to the various nonprofit organizations listed to promote funds for the ongoing programs of the organizations.

BE IT FURTHER RESOLVED, that all appropriations enumerated in Sections 6.1 through 6.2 above are made subject to the following conditions.

1. That the nonprofit charitable organizations to which funds are appropriated shall file with the County Clerk and disbursing officials the proposed use of the County's funds in accordance with rules promulgated by the Comptroller of the Treasury, Chapter 0380-2-7. Such annual report shall be prepared and certified by the chief financial officer of such nonprofit organizations in accordance with Section 5-9-109(c), T.C.A.

2. That said funds must only be used by the named nonprofit charitable organizations in furtherance of their nonprofit charitable purpose benefiting the general welfare of the residents of Anderson County.

3. That it is the expressed interest of the County Commission of Anderson County in providing these funds to the above-named nonprofit charitable organizations to be fully in compliance with chapter 0390-2-7 of the rules of the Comptroller of the Treasury and Section 5-9-109 of the T.C.A. and any and all other laws which may apply to county appropriation to nonprofit organizations, and so this appropriation is made subject to compliance with any and all of these laws by regulations.

SECTION 7. BE IT FURTHER RESOLVED, that the County Mayor and the Director of Finance and County Clerk are hereby authorized to borrow money on revenue anticipation notes, provided such notes are first approved by the Director of Local Finance, to pay for the expenses herein authorized until the taxes and other revenue for year 2019-2020 have been collected. The proceeds of loans for each individual fund and shall be used only to pay the expenses and other requirements of the fund for which the loan is made. The loan shall be paid out of revenue from the fund for which the money is borrowed. The notes evidencing the loans authorized under this section shall be issued under the applicable sections of Title 9, Chapter 21, T.C.A. Said notes

shall be signed by the County Mayor and countersigned by the County Clerk and shall mature and be paid in full without renewal not later the June 30, 2020.

SECTION 8. BE IT FURTHER RESOLVED, that the delinquent County property taxes collected by the Clerk and Master for the year 2017 and prior years and the interest and penalty thereon collected during the year ending June 30, 2020, shall be apportioned to the General Purpose School Fund at 60% (subject to apportionment requirement on the basis of WFTEADA) and to the General Fund at 40%. The delinquent County property taxes collected by the Trustee for the year 2018 and the interest and penalty thereon collected during the year ending June 30, 2020, shall be apportioned to the various county funds according to the subdivision of the tax levy for the year 2018. The Clerk and Master and the Trustee are hereby authorized and directed to make such apportionment accordingly.

SECTION 9. BE IT FURTHER RESOLVED, that the Local Option Sales tax portion that is split between the County General Fund and the Highway Fund should be 63% and 37% respectively.

SECTION 10. BE IT FURTHER RESOLVED, that the budget for the School Federal Projects Funds and Other Education Special Revenue Funds shall be the budget and any related amendments or transfers approved by the Anderson County Board of Education for the separate projects within the funds 142 and 145.

SECTION 11. BE IT FURTHER RESOLVED, that all unencumbered balances of appropriations remaining at the end of the year shall lapse and be of no further effect at the end of the year at June 30, 2020.

SECTION 12. BE IT FURTHER RESOLVED, that any resolution or part of a resolution, which has heretofore been passed by the board of County Commissioners, which is in conflict with any provision in this resolution, be and the same is hereby repealed.

SECTION 13. BE IT FURTHER RESOLVED, that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 2019. This resolution shall be spread upon the minutes of the board of County Commissioners.

— Veto —

Terry Frank, County Mayor

Tracy Wandell, Commission Chairman

Jeff Cole, County Clerk