

BE IT REMEMBERED THAT THE ANDERSON COUNTY BOARD OF COUNTY COMMISSION MET IN REGULAR SESSION NOVEMBER 21, 2011 WITH THE FOLLOWING COMMISSIONERS: JOHN ALLEY, MARK ALDERSON, ZACK BATES, ROBIN BILOSKI, JERRY CREASEY, CHUCK FRITTS, WHITEY HITCHCOCK, DUSTY IRWIN, TIM ISBEL, ROBERT MCKAMEY, STEVE MEAD, RICK MEREDITH, BUZZ PATRICK, JOHN SHUEY, TRACY WANDELL AND JERRY WHITE.

Prayer led by Chaplin Darrell Cook.

Pledge of Allegiance was led by commissioner Alley.

1. Commissioner Patrick moved to approve the Consent Agenda: October 17, 2011, Notary and Bonds, ADA Oversight Committee minutes, Conservation Board minutes, Fire Commission minutes, Health Department Quarterly Report, Oak Ridge Schools requesting \$4,000.00 Waste Management for Jefferson Middle School fifth grade to attend J A Bis town, Clinton High School requesting \$500.00 Waste Management Funds for the Boys Basketball Program and Lake City \$2,000.00 Waste Management Funds for a Bright Link projector for the Science classroom in fourth grade. Seconded by Commissioner Irwin. Motion carried by vote.

Notaries

Linda Claudell Beasley  
Beth Ann Bigler  
Julie Carroll  
Leslie England  
Patrisha Halsey  
Nancy J Hudson  
Thomas A Lancaster III  
Maria C Lonas  
Raeshell Maples  
Lynda Marcoux

Deanna L Maxwell  
Paula S McQueen  
Joan E Meredith  
Nancy L Murphy  
Stacey Nelson  
Paul L Ollis  
Candace L Profitt  
Deanna J Robertson  
Jason Shoupe  
Cody Southard

Emily L Waddell

Notary Bonds

Western Surety  
Patricia Ann Branch  
Linda L Brown  
Ashley Davis  
Klaresha Dianna Duncan  
Sydney Lynch  
Angela M Meadors  
Jennifer R Rutherford  
Mary Ann Sims  
Katharine J Stout  
Donna Satterfield

State Farm  
Debra R Thompson  
Josephine Suggs  
SBCA  
Cyndie V Stocks  
Sunshine Whitus  
Liberty Mutual  
Joe L Forgerty  
Glenda M Hatmaker

Travelers Casualty  
Jeanette Esther Harmon

2. Commissioner McKamey moved to approve the Regular Agenda. Seconded by Commissioner Mead. Motion carried by voice vote.

**Public Hearing**

3. Commissioner Biloski moved to approve request for rezoning of the following property from C-1 to R-1-S located at 110 Dogwood Lane, Powell, TN. 37849. Seconded by Commissioner White. Motion carried by voice vote.

WHEREAS The Anderson County Regional Planning Commission has recommended that the property located at 110 Dogwood Ln, Powell, TN. 37849 be rezoned from C-1 General Commercial District to R-1-S Suburban Residential District.

NOW, THEREFORE, BE IT RESOLVED the Anderson County Board of Commissioners does hereby amend the Anderson County Zoning Map by rezoning the property further described as Tax Map 96J, parcel 12.00, 1 acre, from C-1 General Commercial District to R-1-S Suburban Residential District as presented on the map provided the Commission on this day.

This resolution shall take effect immediately after its notification and passage, the public welfare requiring it.

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Chuck Fritts, Chairman

Attest:

  
\_\_\_\_\_  
Jeff Cole, County Clerk

Date: 11-21-2011

**Nominating Committee Report**

4. Commissioner Biloski moved to approve recommendation from the Nominating Committee to appoint John Alley Jr and Robert W Allen to the Anderson County Beer Board with term ending 9/12. Seconded by Commissioner Creasey. Motion carried by voice vote.

**School Report**

Not action taken at this time.

**County Mayor Report**

No action taken at this time.

**County Law Director Report**

No action taken at this time.

**Purchasing Committee Report**

5. Commissioner Alderson moved to approve recommendation from the Purchasing Committee a three year agreement with Methodist Medical Center for the Ambulance Transportation services, for the Anderson County Emergency Medical Services for a period of July 1, 2011 thru June 30, 2014. Seconded by Commissioner Alley. Motion carried by voice vote.

6. Commissioner Biloski moved to approve recommendation from the Purchasing Committee a three year agreement with Comcast Business Class Service Agreement for the Anderson Tourism Department for the period of November 1, 2011 thru October 31, 2014. Seconded by Commissioner Irwin. Motion carried by voice vote.

**Budget Committee Report**

7. Commissioner White moved to approve recommendation from the Budget Committee the following appropriations in the Anderson County School Budget. Seconded by Commissioner Patrick.

Commissioner Patrick moved to table Budget Item 1-2-3. Seconded by Commissioner Wandell. Motion carried by voice vote.

“10 minute recess”

8. Commissioner Patrick moved to approve the following transfers in the Anderson County School Budget. Seconded by Commissioner Wandell. Motion carried by voice vote.

**Increase Expenditure Codes:**

141-72610-338	Maintenance & Repair of Vehicles	\$10,000.00
141-72610-720	Plant Operation Equipment	10,000.00
141-72620-499	Other Materials and Supplies	<u>30,000.00</u>
	Total Expenditures Increase	\$50,000.00

**Decrease Expenditure Code:**

141-76100-304	Architects	\$50,000.00
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**Increase Expenditure Codes:**

145.14-73300-189	Substitutes	\$2,000.00
145.14-73300-499	Other Supplies	<u>2,000.00</u>
	Total Expenditures Increase	\$4,000.00

**Decrease Expenditure Code:**

145.14-73300-163	Educational Assistants	\$4,000.00
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9. Commissioner White moved to approve recommendation from Budget Committee the following appropriations in Non School budgets. Seconded by Commissioner Biloski.

Voting Aye: Alderson, Alley, Bates, Biloski, Creasey, Fritts, Hitchcock, Irwin, Isbel, McKamey, Mead, Meredith, Patrick, Wandell and White. Abstain: Shuey. Motion carried.

**Decrease Reserve Code:**

101-34520-5000	Courtroom Security	\$16,282.00
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**Increase Expenditure Code:**

101-53920-399	Other Contracted Services	\$16,282.00
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**Increase Revenue Code:**

101-47590-9000	GHSO Grant-Traffic Safety	\$40,000.27
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**Increase Expenditure Codes:**

101-54110-187-9000	Overtime	\$25,825.83
101-54110-201-9000	Social Security	1,601.18
101-54110-204-9000	State retirement	2,029.89

101-54110-209-9000	Disability Insurance	168.90
101-54110-212-9000	Medicare	374.47
101-54110-716-9000	Law Enforcement Equipment	<u>10,000.00</u>
	Total Expenditures Increase	\$40,000.27

**Increase Revenue Code:**

101-47590-9500	GHSO Grant-DRE Training	\$5,000.00
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**Increase Expenditure Code:**

101-54110-524-9500	Staff Development-GHSO Grant	\$5,000.00
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**Decrease Reserve Code:**

122-34525	Drug Fund Restricted Reserve	\$65,000.00
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**Increase Expenditure Codes:**

122-54150-319	Confidential Drug Enforcement	\$10,000.00
122-54150-425	Gasoline	15,000.00
122-54150-355	Travel	1,000.00
122-54150-524	Staff Development	1,000.00
122-54150-709	Data Processing Equipment	4,000.00
122-54150-716	Motor Vehicles	<u>34,000.00</u>
	Total Expenditures Increase	\$65,000.00

**Decrease Reserve Code:**

115-34635-3000	Committed Lake City	\$2,376.93
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**Increase Expenditure Codes:**

115-56500-367-3000	Maintenance & Repair	\$400.00
115-56500-437-3000	Periodicals	200.00
115-56500-499-3001	Office Supplies	276.93
115-56500-709-3001	Data Processing	<u>1,500.00</u>
	Total Expenditures Increase	\$2,376.93

**Increase Revenue Code:**

115-44146-3001	E-Rate	\$1,020.96
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**Increase Expenditure Code:**

115-56500-432-3001	Books	\$1,020.96
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**Increase Revenue Code:**

101-43340-1200	Storage Revenue	\$5,000.00
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**Increase Expenditure Code:**

101-51240-499-1200	Other Charges	\$5,000.00
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**Increase Expenditure Codes:**

128-58110-709	Data Processing-Computers	\$5,000.00
128-58110-790	Other Equipment-Display/Audio	4,000.00
128-58110-316	Dues and Contributions	1,900.00
128-58110-709	Data Processing-Adobe Software	2,000.00
128-58110-302-3000	Advertising Local Co-op project	5,000.00
128-58110-399	Contracted Services	<u>30,000.00</u>
	Total Expenditures Increase	\$47,900.00

**Decrease Reserve Code:**

128-34535	Restricted Tourism Fund	\$47,900.00
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Decrease Reserve Code:

128-34535 Restricted – Tourism \$5,000.00

Increase Reserve Code:

128-34535-1000 Restricted – Retail Recruitment \$5,000.00

Decrease Reserve Code:

205-39900 Unrestricted Net Assets \$15,931.26

Increase Expenditure Code:

205-55130-708 Communication Equipment \$15,931.26

Increase Revenue Codes:

101-42192 Victim Assistance Assessments \$1,300.00

101-42392 Victim Assistance Assessments 14,000.00

Total Revenues Increase \$15,300.00

Increase Expenditure Code:

101-53930-358 Victim Assistance \$15,300.00

Remittance of Revenues

Increase Revenue Codes:

171-49100 Bonds Issued \$24,775,578.41

171-49100 Bonds Issued-cost of issuance 553,256.24

Total Revenues Increase \$25,328,834.65

Increase Expenditure Codes:

171-91130-605 Underwriter's Discount \$236,312.49

171-91300-605 Underwriter's Discount-Schools 168,443.75

171-91130-606 Other Debt Issuance Costs 87,750.00

171-91300-606 Other Debt Issuance Costs-Schools 60,650.00

171-91300-316 Contributions-School Proceeds 10,085,147.40

171-91130-706-1000 Building Construction (Dormitory) 1,742,088.00

171-91130-304-2000 Architects-Jail Construction 597,000.00

Total Expenditures Increase \$12,977,391.64

Decrease Revenue Code:

171-49100 Bonds Issued-General Funds \$547,300.00

(General Fund Projects approved in September)

Increase Reserve Code:

171-34585 Restricted for Capital Projects \$11,804,143.01

Decrease Revenue Code:

112-40260 Litigation Tax \$22,000.00

112-49800 Operating Transfers 98,000.00

Total Revenue Decrease \$120,000.00

Decrease Expenditure Codes:

112-51730-335 Maintenance & Repair Building \$80,000.00

112-51730-336 Maintenance & Repair Equipment 5,000.00

112-52730-499 Other Supplies & Materials 20,000.00

112-51730-709 Data Processing Equipment 10,000.00

112-51730-711 Furniture & Fixtures 5,000.00

Total Expenditures \$120,000.00

Increase Revenue Code:

101-40260-1000 Litigation Tax-Special Purpose \$22,000.00

**Decrease Expenditure Code:**

101-99100-590-4000	Operating Transfer Courthouse & Jail Maint. Fund	\$91,000.00
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**Increase Expenditure Codes:**

101-51730-335	Maintenance & Repair Building	\$73,000.00
101-51730-336	Maintenance & Repair Equipment	5,000.00
101-51730-499	Other Supplies & Materials	20,000.00
101-51730-709	Data Processing Equipment	10,000.00
101-51730-711	Furniture & Fixtures	<u>5,000.00</u>
	Total Expenditures Increase	\$113,000.00

**Increase Revenue Code:**

101-49100	Bonds Issued	\$22,000
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**Increase Expenditure Codes:**

101-53100-711	Furniture and Fixtures(Court Clerk)	\$10,000
101-54110-708	Communication Equipment (Sheriff)	6,000
101-54210-708	Communication Equipment (Sheriff)	<u>6,000</u>
	Total Expenditures Increased	\$22,000

**Increase Revenue Code:**

101-49100	Bonds Issued	\$22,000
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**Increase Expenditure Code:**

101-51240-724	Site Development	\$15,000
101-51240-717	Maintenance Equipment	<u>7,000</u>
	Total Expenditures Increased	\$22,000

**Increase Revenue Code:**

101-49100	Bond Issued	\$3,000
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**Increase Expenditure Code:**

101-51400-711	Furniture and Fixtures	\$3,000
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10. Commissioner Alderson moved to approve recommendation from the Budget Committee the following transfers in Non School. Seconded by Commissioner Biloski. Motion carried by voice vote.

**Increase Expenditure Code:**

131-62000-408	Concrete	\$7,500.00
131-61000-709	Data Processing Service	8,000.00
131-63100-399	Other Contracted Service	<u>4,000.00</u>
	Total Expenditure Increase	\$19,500.00

**Decrease Reserve Code:**

131-68000-714	Highway Equipment	\$19,500.00
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**Decrease Expenditure Code:**

101-54900-142	Mechanics Salary	\$3,333.00
101-54900-353	Towing	210.00
101-54900-399	Other Charges	33.46
101-54900-433	Lubricants	277.39
101-54900-453	Vehicle Parts	<u>4,061.86</u>
	Total Expenditures Decrease	\$7,915.71

**Increase Revenue Code:**

101-49800-1000	Operating Transfers	\$7,915.71
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11. Commissioner McKamey moved to approve recommendation from Budget Committee to accept the Debt Management Policy. Seconded by Commissioner Irwin. Motion carried by voice vote. NO: Wandell. (See Finance Dept)

12. Commissioner McKamey moved to approve recommendation from Budget Committee to accept the 2004 School Loan Agreement. Seconded by Commissioner Biloski. Motion carried by voice vote. ( See Finance Dept)

13. Commissioner Irwin moved to revisit Items 1-2-3 School Department Budget. Seconded by Commissioner Wandell.

Commissioner Patrick moved for question on the motion. Seconded by Commissioner White.

**Voting on Question:**

Voting Aye: Alderson, Alley, Bates, Biloski, Creasey, Fritts, Hitchcock, Irwin, Isbel, McKamey, Mead, Meredith, Patrick, Shuey, Wandell and White. Motion carried.

**Voting on Item 13:**

Voting Aye: Alderson, Irwin, Isbel, McKamey, Mead, Meredith, Patrick, Shuey, Wandell and White. NO: Alley, Bates, Biloski, Creasey and Fritts. Motion carried.

14. Commissioner Irwin moved to approve recommendation from the Budget Committee the following Anderson County School items. Seconded by Commissioner Biloski.

Voting Aye: Alderson, Alley, Bates, Biloski, Creasey, Irwin, Isbel, McKamey, Mead, Meredith, Patrick, Wandell and White. NO: Fritts and Hitchcock. Motion carried.

**Increase Revenue Code:**

141-44570	Contributions and Gifts	\$1,500.00
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**Increase Expenditure Code:**

141-72120-413	Drugs and Medical Supplies	\$1,500.00
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**Increase Revenue Code:**

145.14-47990-1000	Federal Revenue-HSBS Grant	\$3,304.15
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**Increase Expenditure Codes:**

145.14-73300-499-1000	Other Supplies-HSBS Grant	\$1,511.15
145.14-73300-790-1000	Other Equipment-HSBS Grant	<u>1,793.00</u>
	Total Expenditures Increase	\$3,304.15

**Increase Revenue Code:**

177-48130	Contributions	\$10,085,147.40
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**Increase Expenditure Codes:**

177-76100-304-1000	Architect	\$300,000.00
177-76100-706-1000	Building Construction	6,375,000.00
177-76100-707	Building Improvements	<u>3,410,147.40</u>
	Total Expenditures Increase	\$10,085,147.40

15. Commissioner Creasey moved to approve recommendation from the Legislative Committee the resolution for Open Meetings Act. Seconded by Commissioner Irwin.

**Voting Aye: Alley, Fritts, McKamey and Patrick. NO: Alderson, Bates, Biloski, Creasey, Hitchcock, Irwin, Isbel, Mead, Meredith, Shuey, Wandell and White. Motion failed.**

**Operations Committee Report**

**16. Commissioner Biloski moved to approve recommendation from Operations Committee to extend the offer to the City of Clinton to acquire the Glen Alpine Convenience Center property subject to future negotiations. Seconded by Commissioner Alley. Motion carried by voice vote.**

**17. Commissioner Biloski moved to approve recommendation from Operations Committee the Tennessee Oversight Interlocal Agreement. Seconded by Commissioner Alderson. Motion carried by voice vote.**

**18. Commissioner McKamey moved to approve the resolution authorizing reapportionment of the Anderson County Legislative Body, School Board and Constable Districts. Seconded by Commissioner Mead. Motion carried by voice vote. NO: Alley and Isbel.**

**Board of Commissioners  
Anderson County, Tennessee**

RESOLUTION No: 11-414

**RESOLUTION AUTHORIZING REAPPORTIONMENT OF THE ANDERSON COUNTY LEGISLATIVE BODY, SCHOOL BOARD AND CONSTABLE DISTRICTS**

**WHEREAS**, the *Tennessee Constitution, Article VII, Section 1* provides for the election of a county legislative body in each Tennessee county which should equally represent all areas of the county; and

**WHEREAS**, *Tennessee Code Annotated (T.C.A.) § 5-1-111* requires the county legislative body to meet at least every ten (10) years and by majority vote change the district boundaries to apportion the legislative body to represent substantially equal populations consistent with the latest United States census; and

**WHEREAS**, *T.C.A. § 49-2-201* requires that county school board members shall be elected by the people from districts of substantially equal populations to staggered four (4) year terms consistent with relative portions of Tennessee law and applicable Private Acts; and

**WHEREAS**, *T.C.A. § 8-10-101* mandates that county constable districts shall be reasonably compact and contiguous, shall not overlap and shall not exceed one half (1/2) the number of county commissioners. In establishing constable districts, the manner used to determine county legislative body districts may be utilized to ensure compliance with the limitations and dictates of equal representation prescribed by Tennessee law.

**NOW THEREFORE, BE IT RESOLVED** by the Anderson County Legislative Body meeting in regular session this 21<sup>st</sup> day of November 2011 that we hereby establish and authorize the following reapportionment plan for the Anderson County Legislative Body, School Board, and Constable districts as prescribed by Tennessee law and depicted by the attached map indicated as Exhibit 1:

**SECTION 1:** The Anderson County Legislative Body will be composed of sixteen (16) commissioners from eight (8) districts of substantially equal populations based on the 2010 United States Census as described and depicted in Exhibit 1.

**SECTION 2:** The Anderson County Board of Education will be composed of eight (8) members elected to staggered four (4) year terms from eight (8) districts representing substantially equal populations, and in all regards compliant with the applicable Private Act of 2002, Chapter 101.



SECTION 3: Anderson County Constable districts will be consistent with the boundaries created by the new county legislative body districts and representation shall be declared as follows: Constable District 1 will represent the citizens of County Legislative Body District 1 and District 8 with one Constable; Constable District 2 will represent the citizens of County Legislative Districts 2 and 3 with two Constables consistent with T.C.A. § 8-10-101 (a) (1); Constable District 3 will represent the citizens of County Legislative Districts 4 and 5 with one Constable; and Constable District 4 will represent the citizens of County Legislative District 6 and 7 with one Constable.

SECTION 4: The Anderson County Clerk, Election Administrator, Geographic Information Systems Coordinator and County Law Director are authorized to do all things necessary including appropriate filings to state agencies to carry out the terms of this Resolution and applicable Tennessee law.

SECTION 5: All previous Resolutions in conflict with this Resoution are immediately repealed upon passage of this Resolution.

DULY RESOLVED, PASSED and APPROVED this 21<sup>st</sup> day of November 2011.

*Chuck Fritts*

Chuck Fritts, Chair, AC Commission



*Myron Iwanski*

Myron Iwanski, Anderson County Mayor

ATTEST:

*Jeff Cole*

Jeff Cole, Anderson County Clerk

19. Commissioner McKamey moved to disband the Redistricting Committee. Seconded by Commissioner Biloski. Motion carried by voice vote.

20. Commissioner Meredith moved to request the Rules Committee to discuss the Sunshine Law Rule. Seconded by Commissioner Irwin. Motion carried by voice vote.

*Chuck Fritts*

Chuck Fritts, Chairman  
County Commission

*Jeff Cole*

Jeff Cole  
County Clerk