

BE IT REMEMBERED THAT THE ANDERSON COUNTY BOARD OF COUNTY COMMISSION MET IN REGULAR SESSION FEBRUARY 21, 2012 WITH THE FOLLOWING COMMISSIONERS PRESENT: JOHN ALLEY, ZACK BATES, ROBIN BILOSKI, JERRY CREASEY, CHUCK FRITTS, WHITEY HITCHCOCK, DUSTY IRWIN, TIM ISBEL, ROBERT MCKAMEY, STEVE MEAD, RICH MEREDITH, BUZZ PATRICK, JOHN SHUEY, TRACY WANDELL AND JERRY WHITE. ABSENT: MARK ALDERSON.

Prayer led by Chaplin Claude Drummonds.

Pledge of Allegiance was led by Commissioner Wandell.

- 1. Commissioner Biloski moved to approve the Consent Agenda with the following: January 17, 2012 County Commission Minutes, Notary and Bonds, ADA Committee Minutes 2/6/12, Alternatives to Incarceration Advisory Committee Minutes 1/31/12 and Rules Committee Minutes 1/17/12. Seconded by Commissioner Irwin. Motion carried by voice vote.

Notaries

Martha Ann Acres
Liza Alexander
Claire M Chitwood
A Joyce Cook
Kimberleigh S Dishman
Robin Duncan
James Gilreath
James Harness
Tina D James
Richard T Loggins
Dawn Long
Tonya G McMillan

Billie J Miller
Candi Ritter
Kristi Rutherford
Teresa Seals
Jeri L Stephens
Carolyn Jeanette Stevens
Patsye Thurmon
Elizabeth K Turner
Kimberly D Underwood
Debbie Walls
Channing Watson
L Knox Wimberly

Notary Bonds

Western Surety
Dawn Flatford
Michael Henley
Eddie Loving
Adam Lowe
Randy Lynn Martin
DeAnna L Maxwell
Meryl A Pierce
Gloria Fore Petrowski
Karen E Shoffner
Jason Shoupe
Monica Spurlock
Diana R Stanley

Liberty Mutual
Ernest M Bowles
Leslie England
Raeshell Maples
Bryan K Moore
Leslie B Tackett
Emily L Waddell

RLI Surety
Unal Avci
Mehmet K Ecirli
Larry D Perry
Karen T Postma

SBCA Surety
Linnette Legg
Lu R Snellings

Merchants Bonding
Carol Ann Nugent

State Farm
Maryann Condry

2. Commissioner Alley moved to approve the Regular Agenda. Seconded by Commissioner Wandell. Motion carried by voice vote.

School Report

No action takes at this time.

County Mayor Report

3. Commissioner Hitchcock moved to approve recommendation from the Alternatives to Incarceration Advisory Committee the appointment of Michael M Baker as Director of the Alternatives to Incarceration. Seconded by Commissioner McKamey. Motion carried by voice vote.

Courtesy Resolution

4. Commissioner Biloski moved to approve resolution establishing "The Bridge To A Sustainable Future Week". Seconded by Commissioner Wandell. Motion carried by voice vote.

**Anderson County, Tennessee
Board of Commissioners**

RESOLUTION NO. 12-427

RESOLUTION ESTABLISHING "THE BRIDGE TO A SUSTAINABLE FUTURE WEEK"

WHEREAS, Anderson County has long been focused on heightening the community's awareness of sustainable energy techniques and its importance to the overall quality of life; and

WHEREAS, during the months of April and May, several events will be taking place that have a common theme of sustainability, energy conservation and community education; and

WHEREAS, the 42nd Annual Earth Day will take place on April 22, 2012 which purpose is to unite individuals, organizations and governments and encourage them to appreciate the planet and work together for a sustainable future; and

WHEREAS, the City of Oak Ridge, as part of the Anderson County Earth Day festivities will be hosting the 5th Annual Earth Day Festival on April 28, 2012 which is designed to successfully plant the seeds of change by educating; encouraging and empowering area citizens to create a sustainable community via education, the festival and related special events; and

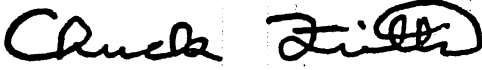
WHEREAS, the students in each school in the Anderson County School System will be participating in Earth Day festivities by engaging in school specific projects designed to emphasize the importance of good environmental stewardship; and

WHEREAS, these events offer an opportunity for the community to learn about ways Anderson County could become more sustainable and conserve vital energy resources.

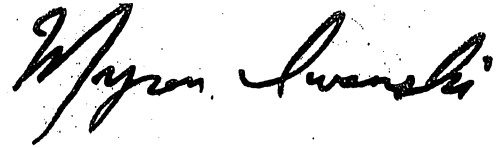
NOW THEREFORE, BE IT RESOLVED, by the Anderson County Legislative Body meeting in a regular session on the 21st day of February, 2012, that the week of April 28, 2012 to May 5, 2012 be proclaimed

"THE BRIDGE TO A SUSTAINABLE FUTURE WEEK"

in Anderson County, Tennessee and all citizens be encouraged to not only support the events, but actively engage in the educational events offered and apply the learned knowledge in all aspects of our lives.




Chuck Fritts, County Commission Chair

Myron Iwanski, County Mayor

ATTEST:



Jeff Cole, County Clerk

5. Commissioner McKamey moved to defer the issue of moving the Glen Alpine Convenient Settlement Agreement for 30 days. Seconded by Commissioner Creasey.

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

6. Commissioner Wandell moved to agree with the Settlement Agreement for Glenn Alpine Convenient subject to changes with the City of Clinton and present such agreement to Clinton City Council meeting. Seconded by Commissioner Patrick. Motion carried by voice vote. NO: Creasey.

Purchasing Committee Report

7. Commissioner White moved to approve recommendation from Purchasing Committee a one year agreement with the Stowers Machinery Corp. a one year agreement for generator maintenance at the Courthouse for the Building and Grounds Department, for the period of February 1, 2012 thru February 2014. Seconded by Commissioner Wandell. Motion carried by voice vote.

8. Commissioner White moved to approve recommendation from Purchasing Committee a one year agreement with 3D Systems Corp. for maintenance and support for the Engineer Program for Clinton High School and ACCTC for the period of February 2012 thru February 2013. Seconded by Commissioner Biloski. Motion carried by voice vote.

9. Commissioner White moved to approve recommendation from Purchasing Committee a two year contract for Cellular Phone Services with U. S. Cellular for all Anderson County Departments as per Knox County #08-379, for the period of February 2012 thru June 30, 2014. Seconded by Commissioner Wandell. Motion carried by voice vote. Abstain: Creasey.

10. Commissioner McKamey moved to approve recommendation from Purchasing Committee a five year contract for with Wright Express for Fuel Card Services for all Anderson County Departments as per Blount County contract #2009-2037, for the period of February 2012 thru June 30, 2017, with option to extend for additional 2 years. Seconded by Commissioner Biloski. Motion carried by voice vote.

11. Commissioner Biloski moved to approve recommendation from the two year agreement with Ridgeview Psychiatric Hospital for the Impact Grant for the Anderson County Sheriff's Department for the period of October 1, 2011 thru September 30, 2013. Seconded by Commissioner McKamey. Motion carried by voice vote.

12. Commissioner McKamey moved to approve an allowance of \$200.00 for County Employees thru U.S. Cellular. Seconded by Commissioner Wandell. Motion carried by voice vote. Abstain: Creasey.

“10 minute recess”

Budget Committee Report

13. Commissioner Irwin moved to approve recommendation from the Budget Committee the following appropriations in the Anderson County School Department. Seconded by Commissioner White.

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

Increase Revenue Code:

141-44570	Contributions & Gifts	\$36,000.00
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Increase Expenditure Code:

141-76100-707-1000	Building Improvements	\$36,000.00
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Increase Revenue Codes:

145.13-44130-1000	Sale of Materials & Supplies	\$93.60
145.13-44570	Contributions & Gifts	200.00
145.13-44990	Other local revenues	<u>1,103.96</u>
	Total Revenues Increase	\$1,397.56

Increase Expenditure Codes:

145.13-73300-499-1000	Other Supplies	\$193.60
145.13-73300-599-1000	Other Charges	<u>1,203.96</u>
	Total Expenditures Increase	\$1,397.56

Increase Revenue Code:

145.14-47990	Other Direct Federal	\$3,993.00
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Increase Expenditure Code:

145.14-73300-711	Furniture & Fixtures	\$3,993.00
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Increase Expenditure Code:

145.16-73300-422	Food Supplies	\$95.76
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Decrease Reserve Code:

145.16-34570	Restricted for operations	\$95.76
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14. Commissioner Biloski moved to approve recommendation from Budget Committee the following transfer in the School Department. Seconded by Commissioner Irwin. Motion carried by voice vote.

Increase Expenditure Codes:

141-72260-195	Substitute Teachers	\$450.00
141-72260-201	Social Security	65.00
141-72260-212	Medicare	<u>16.00</u>
	Total Expenditures Increase	\$531.00

Decrease Expenditure Code:

141-72260-499	Other Materials and Supplies	\$531.00
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Increase Expenditure Code:

141-76100-707-1000	Net Zero Building	\$25,000.00
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Decrease Expenditure Codes:

141-72230-355	Travel	\$7,289.00
141-71300-730	Equipment	9,000.00
141-71300-790	Other Equipment	<u>8,711.00</u>
	Total Expenditures Decrease	\$25,000.00

Increase Expenditure Codes:

145.13-73300-105	Supervisor/Director Salary	\$1.64
145.13-73000-163	Educational Assist. Salaries	1,639.00
145.13-73300-204	State Retirement	1,353.22
145.13-73300-207	Medical Insurance	5,831.85
145.13-73300-210	Unemployment compensation	542.15
145.13-73300-599	Other Charges	<u>830.38</u>
	Total Expenditures Increase	\$10,198.24

Decrease Expenditure Codes:

145.13-73300-131	Medical Personnel Salary	\$3,017.00
145.13-73300-189	Other Salaries & Supplies	2,995.00
145.13-73300-201	Social Security	3,393.00
145.13-73300-212	Employer Medicare	<u>793.24</u>
	Total Expenditures Decrease	\$10,198.24

Increase Expenditure Codes:

145.14-73300-189	Other Salaries & Wages	\$10,000.00
145.14-73300-207	Medical Insurance	4,928.36
145.14-73300-790	Other Equipment	<u>5,432.50</u>
	Total Expenditures Increase	\$20,360.86

Decrease Expenditure Code:

145.14-73300-163	Educational Assistants	\$20,360.86
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15. Commissioner Patrick moved to approve recommendation from the Budget Committee the following appropriations in Non School Departments. Seconded by Commissioner Irwin.

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

Decrease Reserve Code:

101-34525-1000	SCAAP Grant Restricted Reserve	\$7,720.32
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Increase Expenditure Code:

101-54210-711-5000	Furniture & Fixtures	\$7,720.32
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Decrease Reserve Code:

101-34525-4000	Commissary Restricted Reserve	\$5,000.00
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Increase Expenditures Code:

101-54260-499	Other Supplies	\$5,000.00
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Increase Expenditure Code:

128-58110-707	Building Improvements	\$30,000.00
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Decrease Reserve Code:

128-34535	Restricted-Tourism Fund	\$30,000.00
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Increase Revenue Code:
 116-46980-2000 Other state grants \$9,700.00

Increase Expenditure Codes:
 116-55751-799-2000 Used Oil Equipment \$9,200.00
 116-55751-499-2000 Other Supplies & Materials 500.00
 Total Expenditures Increase \$9,700.00

Decrease Expenditure Codes:
 101-54900-142 Mechanics Salary \$3,333.00
 101-54900-338 Maint. & Repairs (Dealerships) 294.00
 101-54900-353 Towing 1,100.00
 101-54900-433 Lubricants 629.72
 101-54900-450 Tires & Tubes 30.00
 101-54900-453 Vehicle Parts 2,123.80
 Total Expenditures Decrease \$7,510.52

Increase Revenue Code:
 101-49800 Operating Transfers \$7,510.52

Increase Expenditure Code:
 116-55732-399-1000 Other Contracted Services \$3,000.00

Decrease Reserve Code:
 116-34630-1000 Committed Solid Waste \$3,000.00

Decrease Expenditure Codes:
 101-54900-112 Mechanics Salary \$3,333.00
 101-54900-338 Maint. & Repairs (Dealerships) 6,478.88
 101-54900-353 Towing 270.00
 101-54900-433 Lubricants 839.95
 101-54900-450 Tires & Tubes 50.00
 101-54900-453 Vehicle Parts 1,333.79
 Total Expenditures Decrease \$12,305.62

Decrease Revenue Code:
 101-49800 Operating Transfers \$12,305.62

Increase Revenue Code:
 101-47990-4002 Department of Justice Grant \$250,000.00

Decrease Expenditure Code:
 101-53900-316 Grant Match (Alt. to Jail money) \$31,250.00

Increase Expenditure Code:
 101-53900-399-4002 Other Contracted Services \$281,250.00

16. Commissioner Wandell moved to approve recommendation from the Budget Committee the following transfer in the Non School Departments. Seconded by Commissioner White. Motion carried by voice vote.

Decrease Expenditure Code:
 115-56500-169-2000 Part Time Salaries \$30,000.00

Increase Expenditure Codes:
 115-56500-790-2000 Equipment \$9,000.00
 115-56500-711-2000 Furniture & Fixtures 5,000.00
 115-56500-709-2000 Data Processing Equipment 9,000.00
 115-56500-524-2000 Staff Development 500.00
 115-56500-499-2000 Other Supplies & Material 6,000.00
 115-56500-355-2000 Travel/Workshops 500.00
 Total Expenditures Increase \$30,000.00

Decrease Expenditure Code:

116-55759-351	Rentals	\$1,500.00
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Increase Expenditure Code:

116-55751-312	Contracts w/private agencies	\$1,500.00
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Decrease Expenditure Codes:

101-55120-499	Other Supplies & Materials	\$2,000.00
101-55120-349	Printing, Stationary & Forms	300.00
101-55120-524	Staff Development	<u>500.00</u>
	Total Expenditures Decrease	\$2,800.00

Increase Expenditure Code:

101-51720-425	Gasoline	\$2,800.00
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Decrease Expenditure Codes:

101-53400-355	Travel	\$1,000.00
101-53400-508	Security Bond	250.00
101-53800-349	Printing, Stationary & Forms	<u>57.07</u>
	Total Expenditures Decrease	\$1,307.07

Increase Expenditure Code:

101-53400-334	Maintenance Agreements	\$1,307.07
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17. Commissioner McKamey moved to approve recommendation from the Budget Committee the following appropriation in the Unassigned Fund Balance. Seconded by Commissioner Alley.

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

Increase Revenue Code:

101-49800	Transfer in EMS	\$33,000.00
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Decrease Reserve Code:

101-39000	Unassigned Fund Balance	\$20,000.00
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Increase Expenditure Codes:

101-54900-453	Vehicle Parts	\$45,227.00
101-54900-425	Gasoline	1,000.00
101-54900-338	Repairs & Maintenance	<u>6,773.00</u>
	Total Expenditures Increase	\$53,000.00

18. Commissioner Meredith moved to approve recommendation from the Budget Committee the following appropriation in the Unassigned Fund Balance. Seconded by Commissioner Alley.

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

Decrease Expenditure Code:

101-91170-399-3001	Other Contracted Services	\$2,583.25
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Decrease Reserve Code:

101-39000	Unassigned Fund Balance (local match)	8,458.00
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Increase Expenditure Code:

101-91170-321-3001 Engineering Services \$11,041.25

19. Commissioner McKamey moved to approve recommendation from the Budget Committee the following appropriation in the Unassigned Fund Balance. Seconded by Commissioner Irwin.

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

Increase Expenditure Code:

101-51900-513 Workers Comp \$46,567.00

Decrease Reserve Code:

101-39000 Unassigned Fund Balance \$46,567.00

20. Commissioner Irwin moved to re-establish 116 Solid Waste/Sanitation Fund. Seconded by Commissioner McKamey. Motion carried by voice vote.

Operations Committee Report

21. Commissioner Biloski moved to approve resolution to provide for the filling of vacancies in Anderson County offices to be elected from County Election Commission Districts as constituted by the newly adopted reapportionment Plan as of 2011. Seconded by Commissioner White. Motion carried by voice vote.

**Anderson County, Tennessee
Board of Commissioners**

RESOLUTION NO. 12-429

**RESOLUTION TO PROVIDE FOR THE FILLING OF VACANCIES
IN ANDERSON COUNTY OFFICES TO BE ELECTED FROM COUNTY
ELECTION COMMISSION DISTRICTS AS CONSTITUTED BY THE
NEWLY ADOPTED REAPPORTIONMENT PLAN AS OF 2011.**

WHEREAS, *Tennessee Code Annotated*, Section 5-1-104, authorizes the county legislative body to provide by resolution duly certified to the county election commission that elections to fill vacancies in offices which are elected from districts, including but not limited to county legislative body members, school board members, county highway commissions, and constables, shall be elected from the most recently adopted reapportionment plan in the county; and

WHEREAS, it is in the best interest of the citizens of Anderson County for vacancies in county offices which are elected from districts, including but not limited to county legislative body members, school board members, county highway commissions, and constables, to be filled by elections from the most recently adopted reapportionment plan.

NOW, THEREFORE, BE IT RESOLVED by the Anderson County legislative body meeting in regular session at Clinton, Tennessee, on this the 21st day of February, 2012, that:

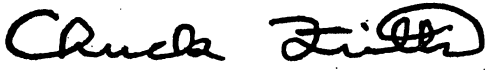
SECTION 1. Vacancies in county offices which are elected from districts, including but not limited to county legislative body members, school board members, county highway

commission members, and constables, shall be filled by an election using the most recently adopted and applicable reapportionment plan.

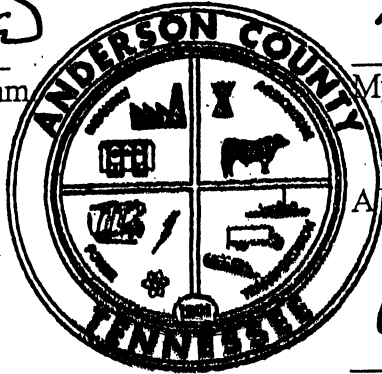
SECTION 2. The county clerk is requested, upon proper approval thereof, to immediately certify a copy of this resolution to the county election commission.

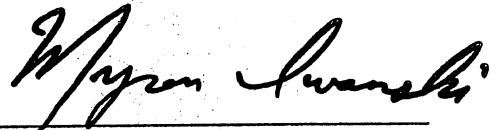
SECTION 3. All resolutions in conflict are immediately repealed.

APPROVED:



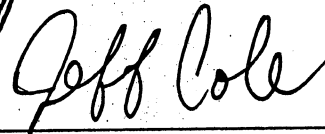
Chuck Fritts, Chair, County Comm





Myron Iwanski, County Mayor

ATTEST:



Jeff Cole, County Clerk

22. Commissioner Biloski moved to approve recommendation from the Operations Committee to accept the parking lot inventory as submitted. Seconded by Commissioner Irwin. Motion carried by voice vote.

23. Commissioner Biloski moved to approve recommendation from the Operations Committee requesting an investigation of the existing contract with the waste hauling contractor and a report on the revenue received from the recycling, contracted to be \$40,000.00 per year. Seconded by Commissioner Irwin. Motion carried by voice vote.

24. Commissioner Biloski moved to approve recommendation from the Operations Committee the operating parameters stated in the Design and Operation Commitments for the Convenience Center if built at the Davie Jones Industrial Park and other minor wording changes as agreed to by County Mayor. Seconded by Commissioner Mead. Motion carried by voice vote. NO: Wandell.

25. Commissioner Biloski moved to approve the rescission of item #21 of the 2/16/09 County Commission minutes relating to convenience centers and transfer stations located in or adjacent areas of industrial parks and the placement of the Glen Alpine Convenience Center. Seconded by Commissioner Mead.

Amended by Commissioner McKamey to defer for thirty days. Seconded by Commissioner Shuey.

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

Voting for Original Motion: Alley, Bates, Biloski, Fritts, Hitchcock, Irwin, Isbel, Mead, Patrick and White. NO: Creasey, McKamey, Shuey and Wandell. Absent: Alderson. Motion carried.

26. Commissioner Biloski moved to approve recommendation from Operations Committee to purchase an easement in the amount of \$10.00 offered by Jonathan Dunn located in the 1st Civil District, Anderson County, Tax Map 32, Parcel 37.01 (part of). Seconded by Commissioner Meredith. Motion carried by voice vote.

27. Commissioner Irwin moved to forward to ACEDA to amend the covenants for the David Jones Industrial Park; Sec B Objectionable Use item #1 take up other changes recommended by County Law Director and ACEDA. Seconded by Commissioner Mead. Motion carried by voice vote.

New Business

28. Commissioner Irwin moved to approve resolution to save the Anderson County Farm Service Agency Field Office. Seconded by Commissioner Alley. Motion carried by voice vote. NO: Hitchcock.

Anderson County, Tennessee
Board of Commissioners

RESOLUTION NO. 12-428

RESOLUTION TO SAVE THE ANDERSON COUNTY FARM SERVICE AGENCY FIELD OFFICE

WHEREAS, the Farm Service Agency (FSA) was created in 1994 as a branch of the United States Department of Agriculture (USDA). At that time, Congress enacted a unique system whereby federal farm assistance programs are administered locally. County farmers who are eligible to participate in these programs elect a three or five person county committee which reviews the operations of the local field office and administers decisions under established farm assistance programs; and

WHEREAS, under President Obama's "Campaign to Cut Waste" in federal government, USDA Secretary, Tom Vilsack has announced plans to consolidate and eliminate one hundred and thirty-one (131) Farm Service Agency field offices. The federal government's authority to consolidate local county field offices derives from the mandates incorporated in the "2008 Farm Bill" which allows consolidation of offices with less than a three member staff and within a twenty mile radius of another field office; and

WHEREAS, the Anderson County FSA field office has previously been consolidated with the Campbell County field office. Under Secretary Vilsack's plan the Anderson/Campbell County field office will be consolidated and relocated to Knox County;

WHEREAS, the Anderson County FSA field office provides critical services and assistance programs to over five hundred and thirty (530) county farmers that produce over 4 million dollars (\$4,425,000.00) in agricultural products; and

WHEREAS, the Anderson County Legislative Body is opposed to the consolidation and elimination of the FSA field office in Anderson County and strongly encourages the Tennessee FSA Executive Director, Gene Davidson to not eliminate the Anderson County field office, but in the alternative, consolidate the Knox County FSA field office into the Anderson/Campbell County Field Office which will promote a more centrally located and easily accessible field office for the three county district.

NOW THEREFORE, BE IT RESOLVED, by the Anderson County Legislative Body meeting in a regular session on the 21st day of February, 2012, that we are opposed to the elimination of the Anderson County Field Office under the current USDA plans and encourage the USDA and the Tennessee Executive Director to consolidate the Knox County field office into the Anderson/Campbell County field office in Anderson County for a more centrally located and accessible location for area farmers.

BE IT FURTHER RESOLVED, that the Anderson County Clerk provide a copy of this Resolution to our representatives in the United States Congress, Tennessee General Assembly, United States Department of Agriculture and the Tennessee FSA Executive Director.

Chuck Fritts
Chuck Fritts, County Commission Chair

Myron Iwanski
Myron Iwanski, County Mayor



ATTEST:

Jeff Cole
Jeff Cole, County Clerk

Adjourned

Chuck Fritts
Chuck Fritts, Chairman
County Commission

Jeff Cole
Jeff Cole
County Clerk