

ANDERSON COUNTY

REGULAR SESSION

COMMISSION MINUTES

MARCH 21, 2016

BE IT REMEMBERED THAT THE ANDERSON COUNTY BOARD OF COMMISSION MET IN REGULAR SESSION ON MARCH 21, 2016 WITH THE FOLLOWING COMMISSIONERS PRESENT: CHUCK FRITTS, TRACY WANDELL, MARK ALDERSON, RICK MEREDITH, STEVE EMERT, ZACH BATES, TIM ISBEL, ROBERT MCKAMEY, JERRY WHITE, WHITEY HITCHCOCK, STEVE MEAD, JERRY CREASEY, THERESA SCOTT, ANGELEQUE MCNUTT AND MYRON IWANSKI. ABSENT: PHIL WARFIELD.

Prayer was led by Commissioner Wandell.

Pledge of Allegiance was led by 4-H.

1. Commissioner Iwanski made a motion to refer to the Road Committee to evaluate the situation at Ridgeview Drive and Irwin Mill Road Bridge. Seconded by Commissioner Scott. Motion carried by voice vote.
2. Commissioner McKamey made a motion to approve the Consent Agenda. Seconded by Commissioner White. Motion carried by voice vote.

- February 22, 2016 County Commission Minutes
- Notaries and Notary Bonds
- Courtesy Resolutions/Proclamations
 - Proclamation-National Public Safety Telecommunications Week(Exhibit A)
 - Proclamation-Adopt a Shelter Pet Month(Exhibit B)
- Director of Schools
 - Written report
- County Mayor
 - Comptroller/State and Local Finance/letter to be made a part of the minutes(Exhibit C)
- Law Director
 - Written report
- Committee Reports
 - Finance Committee Minutes(3-7-16)
 - Solid Waste Board Minutes(3-8-16)

Notaries

Teresa Bailey

Johnna L Etheridge

Ashley Hart Baker

Aleshia Fritts

Brittany R Bradley

Patricia W Gill

Elizabeth Burrell

Tiffany Haines

Pam Childs

Kathy A Jones

Jill M Chitwood

Theresa Jones-Laudenslager

Rachel Cox

Linda S Kline-Bailey

Stephanie C Criswell

Kimberly Larue

V Elise Elliott

M S Long-Holstein

Darlene Lowe
Kenneth Christopher Martin
Randy Lynn Martin
Brianna Massengale
Amanda Milliken
Cheryl Morrison
Theresa B Reedy
Joan S Roberts

Kristi M Rutherford
Teresa Seals
Angela Terease Stevenson
Doris J Thacker
Hannah Tippett
Tina M Treece
Salvatore W Varsalona

Notary Bonds

RLI

Adam Pemberton
Madison Broke
Karen T Postma
Carolyn G Gleitz
Teresa J Waldroop
Jan L Marshall
Stacey Boles

Travelers

Tonya G McMillan
Elaine Schultz

SBCA

Claire M Chitwood
Kathy L Tanner
Maxine H Wilson
Western Surety Company
Melissa Maness Bunch
Michelle Williams
State Farm

Lauren L McMillan
Arthur H Frost III
Christina Ann Forrester

3. Commissioner Creasey made a motion to approve Regular Agenda. Seconded by Commissioner McKamey. Motion carried by voice vote.

Director of Schools

No action at this time.

Mayor

4. Commissioner White made a motion to appoint Hazel O Gibson as Interim Purchasing Agent. Seconded by Commissioner Creasey. Motion carried by voice vote.

5. Commissioner Creasey made a motion to re-appoint Harold Edwards to the Planning Commission term expiring 1/20. Seconded by Commissioner Wandell. Motion carried by voice vote.

6. Commissioner Meredith made a motion to appoint Benjamin Stephens to the Planning Commission term expiring 1/20 to fill an open seat. Seconded by Commissioner White. Motion carried by voice vote.

Law Director

No action at this time.

Elected Officials

7. Commissioner Meredith made a motion to approve bonds for the Interim Purchasing Agent and Interim Budget Director. Seconded by Commissioner Iwanski.

Purchasing

8. Commissioner Mead made a motion to approve a three year contract with Insight Mobile Data for EMS for the period of April 1, 2016 through March 31, 2015. Seconded by Commissioner Alderson. Motion carried by voice vote.

9. Commissioner Wandell made a motion to approve a Homeland Security Grant for the period of September 1, 2015 through April 30, 2016. Seconded by Commissioner McKamey. Motion carried by voice vote.

10. Commissioner Scott made a motion to approve a contract with Knoxville Harley Davidson for four Harley Davidson motorcycles for the period of April 1, 2016 through March 31, 2017. Seconded by Commissioner McKamey. Motion carried by voice vote. Abstaining: Creasey and Bates.

Audit Committee

11. Commissioner Iwanski made a motion to close the audit finding 2015-002 the offices software did not have adequate application controls the software has been corrected. Seconded by Commissioner Wandell. Motion carried by voice vote.

Budget Committee

12. Commissioner Alderson made a motion to approve the following non-school transfer. Seconded by Commissioner Creasey. Motion carried by voice vote. Abstaining: Bates.

Decrease Expenditure Codes:

101-54110-708-1000	Communications Equipment	\$2,975.00
101-54110-718	Motor Vehicle	3,080.80
101-54210-708	Communications Equipment	306.46
101-54210-799	Other Capital Outlay	4,921.00
	Total Expenditures Decreased	\$11,283.26

116-55732-408	Concrete	\$ 3,000.00
116-55732-409	Crushed Stone	3,000.00
116-55732-415	Electricity	1,200.00
116-55732-426	General Construction Materials	\$ 300.00
	Total Expenditures Decreased	\$9,500.00

Increase Expenditure Code:

101-57100-399	Ag Extension Service	\$19,767.15
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Decrease Expenditure Codes:

101-57100-162	Clerical Salary	\$12,925.00
101-57100-201	Social Security	754.70
101-57100-204	State Retirement	974.09
101-57100-206	Life Insurance	3.00
101-57100-207	Medical Insurance	4,440.00
101-57100-208	Dental Insurance	297.00
101-571000-209	S/T Disability	52.25
101-57100-209-1000	L/T Disability	38.05
101-57100-210	Unemployment Compensation	106.61
101-57100-212	Employer Medicare	176.45
	Total Expenditures Decreased	\$19,767.15

Increase Reveune Code:

101-46915	Contracted Prisoner Boarding	\$20,000.00
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Increase Expenditure Code:

101-54210-335	Maintenance and Repair-Building	\$20,000.00
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Increase Revenue Code:		
101-49700	Insurance Recovery	\$526.50
Increase Expenditure Code:		
101-54110-338	Maintenance & Repair-Vehicles	\$526.50
Increase Expenditure Code:		
101-52310-718	Motor Vehicles	\$13,650.00
Increase Revenue Code:		
101-49700	Insurance Recovery	\$13,650.00
Increase Revenue Codes:		
101-43180-2002	Safety Net Grant	\$11,010.00
101-43180-2100	Safety Net Grant-Emory Valley	6,000.00
	Total Revenues Increased	\$17,010.00
Increase Expenditure Codes:		
101-55160-413	Drugs and Medicince	\$2,500.00
101-55160-413-2100	Drugs and Medicine	3,000.00
101-55160-709	Data Processing Equipment	8,510.00
101-55160-735-2100	Health Equipment	3,000.00
	Total Expenditures Increased	\$17,010.00
Increase Revenue Code:		
115-44146-3001	E-Rate	\$2,389.15
Increase Expenditure Code:		
115-56500-711-3001	Furniture and Fixtures	\$2,389.15
Decrease Reserve Code:		

115-34535	Restricted	\$98.00
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Increase Expenditure Code:

115-56500-351	Rentals	\$98.00
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15. Commissioner Meredith made a motion to discuss item 30 Solid Waste Fund. Seconded by Commissioner White.

Commissioner Iwanski wanted to refer this matter back to Operations Committee for more discussion. Seconded by Commissioner Fritts. Motion carried by voice vote.

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

Increase Expenditure Code:

101-58120-316	Contributions	\$500,000.00
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Decrease Reserve Codes:

101-39000	Unassigned Fund Balance	\$500,000.00
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Increase Expenditure Code:

101-51310-332	Legal Notice, Recording & Ct. Cost	\$3,000.00
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Decrease Reserve Code:

101-39000	Unassigned Fund Balance	\$3,000.00
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Increase Expenditure Code:

101-52200-122	Purchasing Agent	\$8,047.55
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Decrease Reserve Code:

101-39000	Unassigned Fund Balance	\$8,047.55
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Commissioner Fritts made a motion to pull item 26 Office on Aging and vote on it separately.

Voting aye: Wandell, Alderson, Meredith, Emert, Bates, Isbel, McKamey, White, Mead, Creasey, Scott, McNutt and Iwanski. Voting no: Fritts and Hitchcock. Absent: Warfield. Motion passed.

Increase Expenditure Codes:

101-56300-189	Other Salaries and Wages	\$1,990.20
101-56300-301	Social Security	123.39
101-56300-204	Retirement	147.27
101-56300-209	S/T Disability	8.10
101-56300-209-1000	L/T Disability	5.85
101-56300-212	Medicare	28.86
	Total Expenditures Increased	\$2,303.67

17. Commissioner Iwanski made a motion to pass Special Education Fund 145 original budgets. Seconded by Commissioner Wandell. Motion carried by voice vote.

145.13 Head Start

Revenues	\$1,948,492.00
Expenditures	\$1,948,492.00

145.14 Early Head Start

Revenues	\$870,571.00
Expenditures	\$870,571.00

145.15 Head Start T & TA

Revenues	\$28,881.00
Expenditures	\$28,881.00

145.16 Head Start USDA

Revenues	\$125,200.00
Expenditures	\$125,200.00

18. Commissioner McKamey made a motion to approve the resolution for general purpose school funds \$1.2M note issuance. (Exhibit D) Seconded by Commissioner Isbel. Motion carried by voice vote.

HR Committee

19. Commissioner White made a motion to allow rehires and new employees with existing TCRS accounts to be able to immediately reinstitute contributions to TCRS upon employment with Anderson County and to go back to September 1, 2014 and pick up any other employees that might not have been given the opportunity to sign up. Also to vote that the county will pick up the back pay of 7.5% contribution of the county portion. Seconded by Commissioner McNutt. Motion carried by voice vote.

20. Commissioner Meredith made a motion to approve the Substance Abuse Policy Statement. Seconded by Commissioner Scott. Motion carried by voice vote.

Operations Committee

21. Commissioner Isbel made a motion to approve concept of moving the Commissioner's Chief Deputy position under the office of County Clerk and having the Chairman and County Clerk work together in finalizing details of the merger and bring back recommendations by April's regular County Commission meeting. Seconded by Commissioner Meredith. Motion carried by voice vote.

22. Commissioner Isbel made a motion to approve a resolution authorizing the County Mayor to execute a contract between the State of Tennessee Department of Transportation and Anderson County for the purpose of implementing the Litter Grant Program.(Exhibit E) Seconded by Commissioner McKamey. Motion carried by voice vote.

23. Commissioner Isbel made a motion to approve a resolution endorsing the U.S. Highway 25 yard sale. (Exhibit F) Seconded by Commissioner White. Motion carried by voice vote.

24. Commissioner Isbel made a motion to approve a resolution authorizing Anderson County to submit a 2016 Local Parks & Recreation Fund (LPRF) Grant application.(Exhibit G) Seconded by Commissioner Scott. Motion carried by voice vote.

25. Commissioner Isbel made a motion to approve a resolution to authorize all-terrain vehicles to be operated on Beech Grove Road in Anderson County. (Exhibit H) Seconded by Commissioner Meredith. Motion carried by voice vote.

26. Commissioner Isbel made a motion to pass a resolution requesting the General Assembly enact a Private Act or a General Law of local application amending Tennessee code annotated 67-4-601 allowing Anderson County to levy a litigation tax to fund programs aimed at substance abuse prevention.(Exhibit I) Seconded by Commissioner Mead. Voting aye: Fritts, Wandell, Alderson, Meredith, Emert, Bates, Isbel, McKamey, Mead, Creasey, Scott and Iwanski. Voting no: White, Hitchcock and McNutt. Absent: Warfield. Motion passed.

Rules Committee

27. Commissioner Iwanski made a motion to pass the following rule changes:

Rule 11-Presentation of Reports

Item 12-Presentation of items needing action by County Commission-County Commission will not address these items nor take action on items that have not been to a committee other than refer the item to a committee, or if it is shown that an item needs immediate attention County Commission can by a a vote of 2/3 majority (11) of Commission place it on the agenda under New Business.

A. Elected Officials

B. Department Heads

C. Committees, Boards & Commissions-the reports same as before

New Rule IV Citizens and public officials will be allowed to address County Commission subject to the conditions in Rule V, on items on the agenda as the item is brought forth during the meeting. Citizens and public officials may speak once on each item and will have up to three minutes to speak. Groups will be encouraged to select a spokesperson to present a comment for the group. Citizens and public officials are encouraged to provide more detailed comments on issues during County Commission committee meeting and in written comments and calls to County Commissioners.

New Rule V Comments by County Commissioners, public officials and citizens must be professional and respectful and must refrain from from outbursts, profanity, questioning motives and personal attacks. The chair can limit comments to those relevant to the item to be voted on an can stop inappropriate, disruptive or overly repetitive speakers.

Correct the rule numbers that follow new Rule V.

Seconded by Commissioner Alderson. Motion carried by voice vote.

New Business

None

Meeting adjourned.

Steven R. Emert

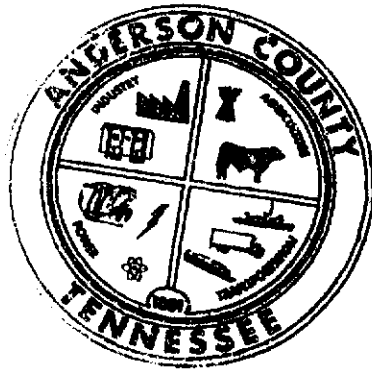
Steven R Emert, Chairman

County Commission

Jeff Cole

Jeff Cole

County Clerk



MARCH 21, 2016

EXHIBIT A: PROCLAMATION FOR NATIONAL PUBLIC SAFETY TELECOMMUNICATIONS WEEK

EXHIBIT B: PROCLAMATION FOR ADOPT A SHELTER PET MONTH

EXHIBIT C: LETTER FROM COMPTROLLER/STAE AND LOCAL FINANCE

EXHIBIT D: RESOLUTION OF ANDERSON COUNTY, TENNESSEE AUTHORIZING THE ISSUANCE OF INTEREST BEARING SCHOOL SYSTEM CAPITAL OUTLAY NOTES, SERIES 2016, IN AN AMOUNT NOT TO EXCEED \$1,200,000.00 AND PROVIDING FOR THE PAYMENT OF SAID NOTES

EXHIBIT E: RESOLUTION AUTHORIZING THE COUNTY MAYOR TO EXECUTE A CONTRACT BETWEEN THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION AND ANDERSON COUNTY FOR THE PURPOSE OF IMPLEMENTING THE LITTER GRANT PROGRAM

EXHIBIT F: RESOLUTION ENDORSING THE U.S. HIGHWAY 25 YARD SALE

EXHIBIT G: RESOLUTION AUTHORIZING ANDERSON COUNTY TO SUBMIT A 2016 LOCAL PARKS & RECREATION FUND (LPRF) GRANT APPLICATION

EXHIBIT H: RESOLUTION BY THE ANDERSON COUNTY COMMISSION AUTHORIZING ALL-TERRIAN VEHICLES TO BE OPERATED ON BEECH GROVE ROAD IN ANDERSON COUNTY

EXHIBIT I: RESOLUTION REQUESTING THE GENERAL ASSEMBLY ENACT A PRIVATE ACT OR A GENERAL LAW OF LOCAL APPLICATION AMENDING TENNESSEE CODE ANNOTATED 67-4-601 ALLOWING ANDERSON COUNTY TO LEVY A LITIGATION TAX TO FUND PROGRAMS AIMED AT SUBSTANCE ABUSE PREVENTION

*ALL ORIGINAL CERTIFIED COPIES OF DOCUMENTS ARE FILED IN THE COUNTY CLERK'S CLINTON LOCATION LOCATED IN COURTHOUSE ROOM 111



PROCLAMATION

WHEREAS, each year, the second week of April is dedicated to the men and women who serve as public safety telecommunicators; and

WHEREAS, the official name of the week is National Public Safety Telecommunications Week, as signed by President George Bush in 1992; and

WHEREAS, in the intervening years, it has become known by several names including National Dispatchers Week and International Telecommunicators Week; and

WHEREAS, what is important is that Public Safety Dispatchers receive the recognition they so rightly deserve.

NOW, THEREFORE, BE IT RESOLVED, by the Anderson County Emergency Communications District Board of Directors, in conjunction with the Anderson County Board of Commissioners, does hereby proclaim the week of April 10th through April 16th, 2016,

NATIONAL PUBLIC SAFETY TELECOMMUNICATIONS WEEK

in Anderson County, Tennessee, and that all citizens be urged to join with this Board in honoring the Public Safety Dispatchers, saluting their achievements and expressing sincere appreciation for their dedicated public service to Anderson County.

IN WITNESS WHEREOF, this the 21st day of March, 2016.

Handwritten signature of Mark Lucas.

Mark Lucas, Chairman
Emergency Communications District
Board of Directors

Handwritten signature of Steve Emert.

Steve Emert, Chairman
Anderson County
Board of Commissioners

Proclamation

Anderson County, Tennessee

WHEREAS, many local animal shelters across the State of Tennessee are over capacity; and

WHEREAS, approximately 8 to 10 million animals enter shelters nationwide annually, and approximately 3 to 4 million of them are euthanized; and

WHEREAS, all shelter dogs and cats deserve a loving pet-parent and a safe, happy "forever" home; and

WHEREAS, there are many dogs and cats housed in Tennessee animal shelters that are available and awaiting the opportunity to be affectionate companions; and

WHEREAS, it is also vital to raise public awareness of the need for proper spay and neuter programs as well as the importance of providing good veterinary care for our pets; and

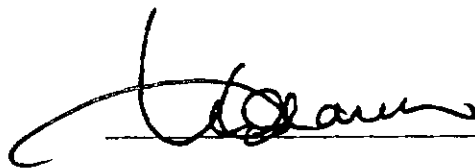
WHEREAS, Anderson County Government, the Anderson County Animal Holding Facility, and the Friends for Anderson County Animal Welfare join with animal shelters and pet rescue organizations across the State of Tennessee to raise awareness of these important concerns;

NOW, THEREFORE, we, Anderson County Mayor Terry Frank and members of the Board of Anderson County Commissioners, do hereby proclaim the month of March 2016 as

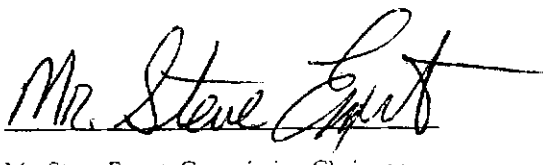
ADOPT A SHELTER PET MONTH

in Anderson County and encourage all citizens to join us in this worthy observance.

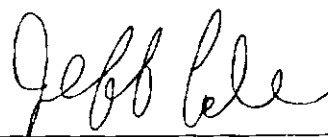
IN WITNESS WHEREOF, we have hereunto set our hands and caused the official seal of Anderson County to be affixed on this, the 21st day of March, 2016.



Mrs. Terry Frank, Anderson County Mayor



Mr. Steve Emert, Commission Chairman

ATTEST: 

Mr. Jeff Cole, County Clerk



STATE OF TENNESSEE
COMPTROLLER OF THE TREASURY
OFFICE OF STATE AND LOCAL FINANCE
SUITE 1600 JAMES K. POLK STATE OFFICE BUILDING
505 DEADERICK STREET
NASHVILLE, TENNESSEE 37243-1402
PHONE (615) 401-7872
FAX (615) 741-5986



February 29, 2016

Honorable County Mayor
and Board of County Commissioners of Anderson County
100 North Main Street, Room 210
Clinton, TN 37716

Dear Mayor Frank and Commissioners:

Please include this letter in the minutes of the next meeting of the County Commission and provide a copy to each Commissioner.

This letter acknowledges receipt of a certified copy of the fiscal year 2016 budget.

We have reviewed the budget and have determined that projected revenues and other available funds are sufficient to meet anticipated expenditures. Our review of the budget is based solely on the information we have received and is for determining that the budget appears to be balanced. With regard to programs included in the budget such as education, roads, and corrections, we have not attempted to determine that the local government has complied with specific program statutes or guidelines, or with any financing requirements prescribed by any state or federal agency. A property tax rate may be included in this budget, and we would recommend that local government officials be certain that all program requirements have been met before initiating the tax collection process.

This letter constitutes approval, by this office, for the County's fiscal year 2016 budget as adopted by the County Commission.

If you should have any questions or we may be of assistance, please feel free to call us.

Sincerely,

Sandra Thompson

Director of the Office of State and Local Finance

Cc: Mr. Jim Arnette, Director of Local Government Audit, COT

RESOLUTION NO 16.3.574

RESOLUTION OF ANDERSON COUNTY, TENNESSEE, AUTHORIZING THE ISSUANCE OF INTEREST BEARING SCHOOL SYSTEM CAPITAL OUTLAY NOTES, SERIES 2016, IN AN AMOUNT NOT TO EXCEED \$1,200,000 AND PROVIDING FOR THE PAYMENT OF SAID NOTES

WHEREAS, the Board of Commissioners (the "Board"), of Anderson County, Tennessee (the "County"), has determined that it is necessary and desirable to authorize, issue, sell, and provide for the payment of its interest bearing capital outlay notes to finance certain public works projects, consisting of the construction, renovation, and improvement of various schools within the County, including but not limited to, roofing, HVAC system repairs, a ball field, and a football field, the acquisition of various equipment and books for schools within the County, the acquisition of all other property real and personal appurtenant thereto and connected with such work, and to pay all legal, fiscal, administrative, and engineering costs incident thereto (collectively, the "Project");

WHEREAS, the County estimates that the economic life of such Project exceeds three (3) years;

WHEREAS, the County finds and determines that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose;

WHEREAS, in order to proceed as expeditiously as possible with such an essential Project, it is necessary that interest bearing capital outlay notes be issued for the purpose of providing funds to finance the Project; and,

WHEREAS, the County is authorized by the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended, to issue such notes for said purposes upon the approval of the Director of the Office of State and Local Finance (the "Director of State and Local Finance").

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF ANDERSON COUNTY, TENNESSEE, AS FOLLOWS:

Section 1. Authority. The Notes herein authorized shall be issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated, as amended, and other applicable provisions of law.

Section 2. Authorization. For the purpose of providing funds to finance the costs of the Project, there shall be issued pursuant to, and in accordance with, the provisions of Title 9, Chapter 21, Tennessee Code Annotated, as amended, and other applicable provisions of law, the interest bearing capital outlay notes of the County, in the aggregate principal amount of not to exceed \$1,200,000, or such lesser amount as may be determined by the County Mayor of the County (the "County Mayor"), at the time of sale (collectively, the "Notes", individually, the "Note").

Section 3. Terms of the Notes. The Notes shall be designated "School System Capital Outlay Notes, Series 2016". The Notes shall be issued in registered form, without coupons, in minimum denominations of \$5,000. The Notes shall be numbered from 1 upwards, shall be dated the date of issuance and delivery, or such other date as the County Mayor shall determine, shall be sold at not less than the par amount thereof, and shall bear interest at a rate not to exceed 1.90% per annum, such interest being payable at such times as agreed upon with the purchaser of such Notes, but in no event less than semiannually each year commencing six months from the dated date or such date as shall be designated by the County Mayor (the "Interest Payment Date"). The Notes shall mature not later than the end of the third fiscal year following the fiscal year in which the Notes are issued with principal payable annually; provided, however, that each year the Notes are outstanding no less than one-ninth (1/9) of the original principal amount of the Notes shall

mature without renewal, but subject to prior redemption. The Notes shall contain such terms, conditions, and provisions other than as expressly provided or limited herein as may be agreed upon by the County Mayor of the County and the purchaser of the Notes.

Interest on the Notes shall be payable by wire transfer or by check or other form of draft of the "Note Registrar," as such term is hereinafter defined, deposited by the Note Registrar in the United States mail, first class postage prepaid, in sealed envelopes, addressed to the owner of such Notes, as of the applicable Interest Payment Date, at their respective addresses as shown on the Registration Books of the County maintained by the Note Registrar as of the close of business fifteen (15) calendar days preceding the next Interest Payment Date. All payments of the principal of and interest on the Notes shall be made in any coin or currency of the United States of America which, on the date of payment thereof, shall be legal tender for the payment of public and private debts.

Section 4. Redemption. The Notes shall not be subject to redemption, in whole or in part, prior to maturity; provided however, at the option of the County, upon fifteen (15) calendar days written notice to the registered owner, and with the consent of the registered owner, the County may prepay the Notes in full at the price of par plus a 1% premium, and accrued interest to the date of redemption. Notwithstanding the above, the County may make additional principal payments on the Notes upon fifteen (15) calendar days' written notice to the registered owner.

Section 5. Execution. The Notes shall be executed in the name of the County; shall bear the manual signature of the County Mayor; shall be countersigned by the County Clerk of the County (the "County Clerk") with his or her manual signature; and, shall have printed or impressed thereon the official seal of the County. In the event any officer whose signature appears on the Notes shall cease to be such officer, such signature shall nevertheless be valid and sufficient for all purposes. The Notes shall be issued in typed, printed, or photocopied form, or any combination thereof, substantially in the form attached hereto as Exhibit "A", with such minor changes therein or such variations thereof as the County Mayor may deem necessary or desirable, the blanks to be appropriately completed by the County Mayor prior to the issuance of the Notes.

Section 6. Registration, Negotiability, and Payment. (a) The County Clerk of the County is hereby appointed the note registrar and paying agent (the "Note Registrar"), and as such shall establish and maintain suitable books (the "Registration Books"), for recording the registration, conversion, and payment of the Notes, and shall also perform such other duties as may be required in connection with any of the foregoing. The Note Registrar is hereby authorized to authenticate and deliver the Notes to the original purchaser thereof, or as it may designate, upon receipt by the County of the proceeds of the sale thereof and to authenticate and deliver Notes in exchange for Notes of the same principal amount delivered for transfer upon receipt of the Notes to be transferred in proper form with proper documentation as herein described. The Notes shall not be valid for any purpose unless authenticated by the Note Registrar by the manual signature of the Note Registrar on the certificate set forth in Exhibit "A" hereto. The Notes shall be fully registered as to both principal and interest and shall be fully negotiable upon proper endorsement by the registered owner thereof. No transfer of any Notes shall be valid unless such transfer is noted upon the Registration Books and until such Note is surrendered, cancelled, and exchanged for a new Note which shall be issued to the transferee, subject to all the conditions contained herein. Principal on the Notes shall be paid at maturity upon presentation or surrender of the Notes at the principal office of the Note Registrar, and payment in such manner shall forever discharge and release the obligation of the County to the extent of the principal and interest so paid.

(b) The County may from time to time at its discretion remove the Note Registrar and appoint a successor Note Registrar to whom all records, documents, and instruments relating to its duties as Note Registrar shall be delivered. Any successor Note Registrar shall be appointed by resolution of the County,

and shall be a trust company or bank having the powers of a trust company, having, at the time of such appointment, a combined capital, surplus, and undivided profits aggregating at least Ten Million Dollars (\$10,000,000), and be willing and able to accept the office of Note Registrar on reasonable and customary terms, and authorized by law to perform all duties imposed upon it by this Resolution.

(c) In the event that any amount payable on any Note as interest shall at any time exceed the rate of interest lawfully chargeable thereon under applicable law, then any such excess shall, to the extent of such excess, be applied against the principal of such Note as a prepayment thereof without penalty, and such excess shall not be considered to be interest. All rates of interest specified herein shall be computed on the basis of a three hundred sixty (360) day year composed of twelve (12) months of thirty (30) days each.

Section 7. Transfer of Notes. Each Note shall be transferable only on the Registration Books maintained by the Note Registrar at the principal office of the Note Registrar, upon the surrender for cancellation thereof at the principal office of the Note Registrar, together with an assignment of such Note duly executed by the owner thereof or his, her or its attorney or legal representative, and upon payment of the charges hereinafter provided, and subject to such other limitations and conditions as may be provided therein or herein. Upon the cancellation of any such Note, the Note Registrar shall, in exchange for the surrendered Note or Notes, deliver in the name of the transferee or transferees a new Note or Notes of authorized denominations, of the same aggregate principal amount, maturity, and rate of interest as such surrendered Note or Notes, and the transferee or transferees shall take such new Note or Notes subject to all of the conditions herein contained.

Section 8. Regulations with Respect to Transfers. In all cases in which the privilege of transferring Notes is exercised, the County shall execute, and the Note Registrar shall deliver, Notes in accordance with the provisions of this Resolution. For every transfer of Notes, whether temporary or definitive, the County and the Note Registrar may make a charge, unless otherwise herein to the contrary expressly provided, sufficient to pay for any tax, fee, or other governmental charge required to be paid with respect to such transfer, all of which taxes, fees, and other governmental charges shall be paid to the County by the person or entity requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such transfer. Neither the County nor the Note Registrar shall be obligated to transfer any Note during the fifteen (15) calendar days next preceding the maturity date of the Notes or any call for redemption.

Section 9. Mutilated, Lost, Stolen, or Destroyed Notes. In the event any Note issued hereunder shall become mutilated, or be lost, stolen, or destroyed, such Note shall, at the written request of the registered owner, be cancelled on the Registration Books and a new Note shall be authenticated and delivered, corresponding in all aspects but number to the mutilated, lost, stolen, or destroyed Note. Thereafter, should such mutilated, lost, stolen, or destroyed Note or Notes come into possession of the registered owner, such Notes shall be returned to the Note Registrar for destruction by the Note Registrar. If the principal on said mutilated, lost, stolen, or destroyed Note shall be due within fifteen (15) calendar days of receipt of the written request of the registered owner for authentication and delivery of a new Note, payment therefor shall be made as scheduled in lieu of issuing a new Note. In every case the registered owner shall certify in writing as to the destruction, theft, or loss of such Note, and shall provide indemnification satisfactory to the County and to the Note Registrar, if required by the County and the Note Registrar.

Any notice to the contrary notwithstanding, the County and all of the officials, employees, and agents thereof, including the Note Registrar, may deem and treat the registered owner of the Notes as the absolute owner thereof for all purposes, including, but not limited to, payment of the principal thereof, and the interest thereon, regardless of whether such payment shall then be overdue.

Section 10. Authentication. Only such of the Notes as shall have endorsed thereon a certificate of authentication, substantially in the form set forth in Exhibit "A" hereto duly executed by the Note Registrar shall be entitled to the rights, benefits, and security of this Resolution. No Note shall be valid or obligatory for any purpose unless, and until, such certificate of authentication shall have been duly executed by the Note Registrar. Such executed certificate of authentication by the Note Registrar upon any such Note shall be conclusive evidence that such Note has been duly authenticated and delivered under this Resolution as of the date of authentication.

Section 11. Source of Payment and Security. The Notes, as to both principal and interest, shall be payable from funds of the County legally available therefor and to the extent necessary from ad valorem taxes to be levied on all taxable property within the corporate limits of the County without limitation as to time, rate, or amount. Said Notes shall be a direct general obligation of the County, for which the punctual payment of the principal of and interest on the Notes, the full faith and credit of the County is irrevocably pledged.

Section 12. Levy of Taxes. For the purpose of providing for the payment of the principal of and interest on the Notes, to the extent necessary, there shall be levied in each year in which such Notes shall be outstanding a direct tax on all taxable property in the County, fully sufficient to pay all such principal and interest falling due prior to the time of collection of the next succeeding tax levy. Said tax shall be assessed, collected, and paid at the time, and in the same manner, as the other taxes of said County, shall be in addition to all other taxes, and shall be without limitation as to time, rate, or amount, and for that purpose there is hereby levied a direct annual tax in such amount as may be found necessary each year to pay said principal of and interest on the Notes maturing in said year. Principal or interest falling due at any time when there shall be insufficient funds on hand from such tax levy for the payment thereof shall be paid from the general fund or other available funds of the County, but reimbursement therefor may be made from the taxes herein provided when the same shall have been collected. Such taxes levied and collected therefor shall be deposited in the County's debt service fund and used solely for the payment of principal of and interest on the Notes as the same shall become due.

Section 13. Approval of Director of State and Local Finance. Anything herein contained to the contrary notwithstanding, no Notes authorized under this Resolution shall be issued, sold, or delivered, unless and until such Notes shall first have been duly approved by the Director of State and Local Finance, as provided by Section 9-21-601 et. seq. Tennessee Code Annotated, as amended. The County Mayor, County Clerk, and Attorney for the County, are hereby authorized to take or cause to be taken such steps as are necessary to obtain such approval. After the issuance and sale of the Notes, and for each year that any of the Notes are outstanding, the County shall submit its annual budget to the Director of State and Local Finance for approval immediately upon the County's adoption of the budget.

Section 14. Sale of Notes. The Notes herein authorized are authorized to be sold by the County Mayor by the informal bid process or at a private negotiated sale at a price of not less than par and accrued interest.

Section 15. Disposition of Note Proceeds. The proceeds from the sale of the Notes shall be paid to the official of the County designated by law as the custodian of the funds thereof to be deposited in a special fund known as the "School System Capital Outlay Notes Project Fund" (the "Project Fund"), which is hereby authorized to be created, to be kept separate and apart from all other funds of the County. The monies in the Project Fund shall be disbursed solely to finance the Project. Monies in the Project Fund may be invested and shall be secured in the manner prescribed by applicable statutes relative to the investment and securing of public or trust funds. Any monies remaining in the Project Fund after completion of the Project shall be transferred to the County's debt service fund and used to pay debt service on the Notes.

Section 16. Designation of Notes as Qualified Tax-Exempt Obligations. The County hereby designates the Notes as "qualified tax-exempt obligations" within the meaning and for the purpose of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. The County reasonably anticipates that the amount of tax-exempt obligations (other than obligations described in Section 265(b)(3)(C)(ii) which will be issued during the calendar year by the County (i) any issuer with respect to which the Municipality is deemed to be an "on behalf of" issuer, and (ii) all subordinate entities which are treated as one issuer under Section 265(b)(3)(E) of the Code, will not exceed \$10,000,000, and not more than \$10,000,000 of obligations issued by the County (together with those issued by any other issuers that are treated as one issuer under such Section 265(b)(3)) during the 2016 calendar year will be designated as "qualified tax-exempt obligations".

Section 17. Non-Arbitrage Certification. The County certifies and covenants with the owner of the Notes that so long as the principal of any Note remains unpaid, monies on deposit in any fund or account in connection with the Notes, whether or not such monies were derived from the proceeds of the sale of the Notes or from any other source, will not be used in a manner which will cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code, and any lawful regulations promulgated thereunder, as the same presently exist, or may from time to time hereafter be amended, supplemented or revised. The County reserves the right, however, to make any investment of such monies permitted by Tennessee law and this Resolution if, when and to the extent that said Section 148 or regulations promulgated thereunder shall be repealed or relaxed or shall be held void by final decision of a court of competent jurisdiction, but only if any investment made by virtue of such repeal, relaxation, or decision would not, in the opinion of counsel of recognized competence in such matters, result in making the interest on the Notes subject to inclusion in gross income of the owner thereof for federal income tax purposes.

The County covenants that it shall comply with Section 148(f) of the Code, unless legally exempted therefrom and it represents that in the event it shall be required by Section 148(f) of the Code to pay "Rebatable Arbitrage," as defined in the regulations promulgated under the Code, to the United States Government, it will make such payments as and when required by said Section 148(f) and will take such other actions as shall be necessary or permitted to prevent the interest on the Notes from becoming subject to inclusion in federal gross income of the owner of the Notes for purposes of federal income taxation.

Section 18. Resolution a Contract. The provisions of this Resolution shall constitute a contract between the County and the owner of the Notes, and after the issuance of the Notes, no change, variation, or alteration of any kind in the provisions of this Resolution shall be made in any manner, until such time as all installments of the principal of and interest on the Notes shall have been paid in full or the consent of the registered owner of the Notes has been obtained; provided, however, that the County is hereby authorized to make such amendments to this Resolution as will not impair the rights or security of the owner of the Notes.

Section 19. No Action to be Taken Affecting Validity of the Notes. The County hereby covenants and agrees that it will not take any action, that would in any manner affect the validity of the Notes or limit the rights and remedies of the owner from time to time of such Notes. The County further covenants that it will not take any action that will cause the interest on the Notes to be subject to inclusion in gross income of the owner thereof for purposes of federal income taxation.

Section 20. Miscellaneous Acts. The County Mayor, the County Clerk, and all other appropriate officials of the County are hereby authorized, empowered, and directed to do any and all such acts and things, and to execute, acknowledge, and deliver all such documents, instruments, and certifications, specifically including but not limited to, making arbitrage certifications and executing a note purchase agreement in connection with the purchase of the Notes, in addition to those acts, things, documents, instruments, and certifications hereinbefore authorized and approved, as may in their discretion, be necessary or desirable to implement or comply with the intent of this Resolution; or any of the documents herein authorized and approved; or for the authorization, issuance, and delivery of the Notes.

Section 21. Failure to Present Notes. Subject to the provisions of Section 3 hereof, in the event any Note shall not be presented for payment when the principal becomes due at maturity and in the event monies sufficient to pay such Note shall be held by the Note Registrar for the benefit of the owner thereof, all liability of the County to such owner for the payment of such Note shall forthwith cease, terminate, and be completely discharged. Thereupon, the Note Registrar shall hold such monies, without liability for interest thereon, for the benefit of the owner of such Note who shall thereafter be restricted exclusively to such monies for any claim under this Resolution or on, or with respect to, said Note, subject to escheat or other similar law, and any applicable statute of limitation.

Section 22. Payments Due on Saturdays, Sundays, and Holidays. Whenever the interest on or principal of any Note is due on a Saturday or Sunday or, at the place designated for payment, a legal holiday or a day on which banking institutions are authorized by law to close, then the payment of the interest on, or the principal of, such Note need not be made on such date but must be made on the next succeeding day not a Saturday, Sunday, or a legal holiday or a day upon which banking institutions are authorized by law to close, with the same force and effect as if made on the date of maturity; and no interest shall accrue for the period after such date.

Section 23. No Recourse Under Resolution or on Notes. All stipulations, promises, agreements, and obligations of the County contained in this Resolution shall be deemed to be the stipulations, promises, agreements, and obligations of the County and not of any officer, director, or employee of the County in his or her individual capacity, and no recourse shall be had for the payment of the principal of or interest on the Notes or for any claim based thereon or under this Resolution against any officer, director, or employee of the County or against any official or individual executing the Notes.

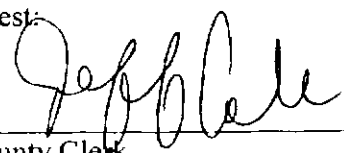
Section 24. Severability. If any section, paragraph, or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, or provision shall not affect any of the remaining provisions hereof.

Section 25. Repeal of Conflicting Resolutions and Effective Date. All resolutions and orders, or parts thereof, in conflict with the provisions of this Resolution, are, to the extent of such conflict, hereby repealed, and this Resolution shall be in effect as of the date of its adoption the welfare of the County requiring it.

Approved and adopted this 21st day of March, 2016.


County Mayor

Attest:


County Clerk

STATE OF TENNESSEE)
COUNTY OF ANDERSON)

I, Jeff Cole, hereby certify that I am the duly qualified and acting County Clerk of Anderson County, Tennessee (the "County"), and, as such official, I further certify as follows: (1) that attached hereto is a copy of a resolution excerpted from the minutes of the meeting of the Board of Commissioners of said County held on March 21, 2016; (2) that I have compared said copy with the original minute record of said meeting in my official custody; (3) that said copy is a true, correct, and complete copy of such resolution authorizing the issuance of not to exceed \$1,200,000 School System Capital Outlay Notes, Series 2016, by said County; (4) that the actions by said Board of Commissioners including the aforementioned, at said meeting were promptly and duly recorded by me in a book kept for such purpose; and, (5) that a quorum of the members of said Board of Commissioners was present and acting throughout said meeting.

WITNESS my official signature and the seal of said County this 21st day of March, 2016.



County Clerk

(SEAL)



Anderson County, Tennessee
Board of Commissioners

RESOLUTION NO.16-03-572

A RESOLUTION AUTHORIZING THE COUNTY MAYOR TO EXECUTE A CONTRACT BETWEEN THE STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION AND ANDERSON COUNTY FOR THE PURPOSE OF IMPLEMENTING THE LITTER GRANT PROGRAM.

WHEREAS, pursuant to Tennessee Code Annotated, 41-2-123, 57-5-201, and 67-4-402, the Commissioners of Transportation are authorized to make grants to counties for the purpose of funding programs for the collection of litter and trash along county, state and interstate roads and highways; and

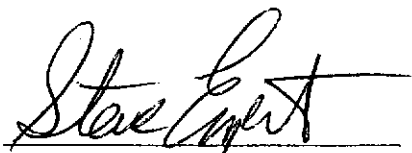
WHEREAS, the State of Tennessee Department of Transportation will provide a proposed contract to the Anderson County Commission that will govern the terms and conditions for the expenditure of grant money; and

NOW THEREFORE, BE IT RESOLVED, by the Anderson County Board of Commissioners meeting in session in Clinton, Tennessee on March 21, 2016:

That the County Mayor be authorized to enter and sign a contract between the state of Tennessee, Department of Transportation and Anderson County to implement the Litter Grant Program.

BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

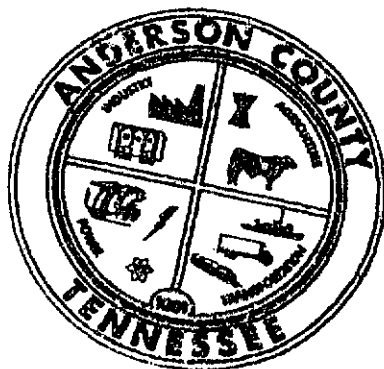
APPROVED



Steve Emert, Co. Commission Chairman



Mrs. Terry Frank, Anderson County Mayor



ATTEST:



Jeff Cole, Anderson County Clerk

**Anderson County, Tennessee
Board of Commissioners**

**RESOLUTION NO. 16-03-573
RESOLUTION ENDORSING THE U.S. HIGHWAY 25 YARD SALE**

WHEREAS, June 2nd through the 4th is the Fifth Annual U.S. Hwy. 25 (Dixie Highway) Yard Sale; and

WHEREAS, U.S. Route 25 is a north-south United State highway that runs for 750 miles from Brunswick, Georgia to the Ohio state line in Covington, Kentucky. The highway runs in Anderson County from the Knox County line to the Campbell County line passing through the City of Clinton and Rocky Top; and

WHEREAS, the annual yard sale is an effort to entice travelers from Interstate 75 into adjacent communities and stimulate local economies; and

WHEREAS, Anderson County supports this endeavor and would like to facilitate the economic impact to our community by temporarily making its zoning and sign restrictions more efficient and conducive to the project.

NOW THEREFORE, BE IT RESOLVED by the Anderson County Legislative Body meeting in regular session this 21st day of March 2016, that we support and encourage citizens, businesses and churches to participate in this event.

BE IT FURTHER RESOLVED that the following provisions will apply from June 2nd, 2016 to midnight on June 4th, 2016, in Anderson County only, and shall not apply inside the corporate limits of Clinton and Rocky Top:

Section 1: All vendors shall have permission from the property owner before setting up signs and sales areas. Churches, citizens and businesses are encouraged to donate or lease space on their property to vendors.

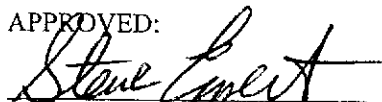
Section 2: All vendor operations shall not impede traffic flow, obstruct vision from passing motorists or otherwise be located within forty (40) feet from the edge of the pavement, or sixty (60) feet from an intersection.


Section 3: Commercial vendors are required to possess and maintain a business license and submit sales tax revenues to the Tennessee Department of Revenue. Private citizens not required to possess a business license shall not be required to obtain a solicitor's permit or codes enforcement variance to conduct sales.

Section 4: Supplemental to the signage requirements found in the Anderson County Zoning Resolution, (Div. 65) signs advertising the "U.S. Highway 25 Yard Sale" activities shall be no closer than twenty-five (25) feet from the edge of the pavement, shall not obstruct vision of passing motorists, and shall be no larger than fifteen (15) square feet in size.

RESOLVED, DULY PASSED AND APPROVED this 21st day of March 2016.

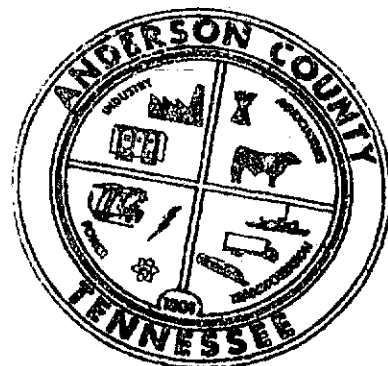
APPROVED:


Steve Emert, Commission Chairman


Mrs. Terry Frank, County Mayor

ATTEST:


Jeff Cole, Anderson County Clerk



Resolution # 16-3-578

**A RESOLUTION AUTHORIZING ANDERSON COUNTY TO
SUBMIT A 2016 LOCAL PARKS & RECREATION FUND (LPRF)
GRANT APPLICATION**

WHEREAS, the Local Parks and Recreation Fund Grant (LPRF) Program as administered by the State of Tennessee offers grants to local jurisdiction to fund improvements to established parks and recreation areas as well as implementation of new parks.

WHEREAS, Anderson County wishes to apply for the LPRF grant for development of the Lost Bottom Park with a local matching request not to exceed \$40,000.

NOW, THEREFORE, BE IT RESOLVED Anderson County Commission hereby commits to applying for Community Development Block Grant funds, not to exceed \$40,000, and

BE IT FURTHER RESOLVED, Anderson County Commission will commit to provide matching funds in the amount of 50% of eligible project costs. The total LPRF grant application will not exceed the amount of \$80,000.00

BE IT FURTHER RESOLVED, Anderson County Commission has selected East Tennessee Development District to assist in the application and administration of the proposed project upon approval of ECD.

Duly passed and approved this 21 day of March, 2016


APPROVED:

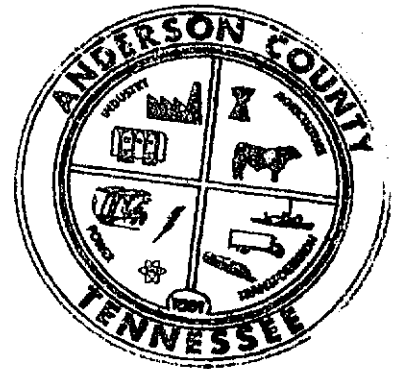

Terry Frank, County Mayor

APPROVED:


Steve Emert, County Commission Chairman

ATTEST:


Jeff Cole, County Clerk



Anderson County, Tennessee
Board of Commissioners
Resolution No. 16-3-577

RESOLUTION BY THE ANDERSON COUNTY COMMISSION AUTHORIZING ALL-TERRAIN VEHICLES TO BE OPERATED ON BEECH GROVE ROAD IN ANDERSON COUNTY

WHEREAS, T.C.A. 55-8-185 states that an all-terrain vehicle as defined in § 55-8-101 may be operated or driven upon any unpaved streets, roads, or highways, as designated specifically for such purpose upon two-thirds (2/3) vote by the local governing body, and included within the boundaries of an adventure tourism district established pursuant to title 11, chapter 11, part 2, if such all-terrain vehicle complies with the following:

- (1)** The governing body of a municipality or metropolitan government may regulate in any manner, by lawfully enacted ordinance, the operation of any all-terrain vehicle crossing of a street, road or highway solely under the municipality's jurisdiction; provided, that such municipality provides written notification to the department of safety prior to the effective date of the ordinance and posts appropriate signage designating such all-terrain vehicle crossing on such street, road or highway;
- (2)** The governing body of any county may by lawfully enacted resolution regulate the operation of all-terrain vehicles on any street, road or highway solely under the county's jurisdiction; provided, that such county provides written notification to the department of safety prior to such resolution becoming effective and posts appropriate signage designating such street, road or highway for all-terrain vehicle use;
- (3)** An all-terrain vehicle is specifically restricted to only between one-half (1/2) hour after sunrise and one-half (1/2) hour before sunset, and the headlight and taillight shall be illuminated during such operation;
- (4)** The operator and all passengers of an all-terrain vehicle shall wear a helmet while driving or operating such vehicle on a street, road or highway;
- (5)** Any additional safety requirements imposed by the local governing body for all-terrain vehicle operation on streets, roads or highways in such municipality, metropolitan government or county; and
- (6)** No all-terrain vehicles shall be operated on any state highway or any highway that is a part of the interstate and defense highway system; and

WHEREAS, Beech Grove Road is in the boundaries of the Anderson County's Adventure Tourism District which was designated in 2014; and

WHEREAS, according to T.C.A. 55-8-185 (c) any all-terrain vehicles may be operated on State Route 116 from its intersection with Beech Grove Lane to its intersection with U. S. Highway 25W; and

WHEREAS, with the passing of HB 2152 and SB 1577, T.C.A. 55-8-185 (c) will be amended as of July 1, 2016 to additionally allow all-terrain vehicles to operate on State Route 116 (U.S. Highway 25W) from its intersection with Colonial Lane southward to its intersection with Jacksboro Avenue; and

NOW THEREFORE, BE IT RESOLVED by the Anderson County Board of Commissioners Meeting in regular session this 21st day of March 2016, that all-terrain vehicles be allowed to operate on Beech Grove Road; and,

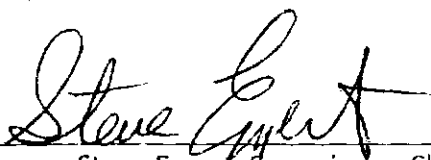
BE IT FURTHER RESOLVED that the operator of the all-terrain vehicle must be 16 years of age or older, have a valid driver license and provide proof of insurance; and

BE IT FURTHER RESOLVED that the all-terrain vehicle must have operating headlights and brake lights and if the vehicles doesn't have turn signals, the operator of said vehicle must use hand signals when turning; and

BE IT FURTHER RESOLVED that riders traveling Beech Grove Road to Highway 116 must register their all-terrain vehicles with the City of Rocky Top who will issue a decal that will serve as notification of registration; and

BE IT FURTHER RESOLVED that the Anderson County Sheriff's Department and City of Rocky Top Police have the authority to revoke the riding privileges on Beech Grove Road and Highway 116 to the City Limits of the City of Rocky Top of anyone who is operating their all-terrain vehicle unlawfully or in violation of state laws or the additional regulations set forth in this resolution.

RESOLVED, DULY PASSED AND APPROVED this 21st day of March 2016.



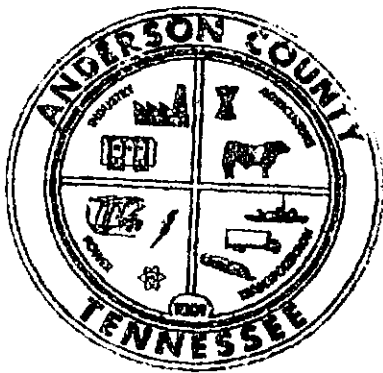
Steve Emert, Commission Chairperson



Terry Frank, Mayor



Attest, Jeff Cole, Anderson County Clerk



Anderson County
Board of Commissioners
RESOLUTION NO. 16-03-576

RESOLUTION REQUESTING THE GENERAL ASSEMBLY ENACT A PRIVATE ACT OR A GENERAL LAW OF LOCAL APPLICATION AMENDING TENNESSEE CODE ANNOTATED §67-4-601 ALLOWING ANDERSON COUNTY TO LEVY A LITIGATION TAX TO FUND PROGRAMS AIMED AT SUBSTANCE ABUSE PREVENTION.

WHEREAS, substance abuse affects many families in Tennessee and local funding sources are needed to implement local treatment and prevention programs; and

WHEREAS, Allies for Substance Abuse Prevention (ASAP) is a nationally recognized and award winning program in Anderson County designed to carry forth the mission of substance abuse prevention and treatment; and

WHEREAS, in order to maintain the established goals and objectives promoted by ASAP supplemental funding sources are needed;

WHEREAS, the Anderson County Legislative Body respectfully requests the Tennessee General Assembly pass enabling legislation in the form of a Private Act or General Law of Local Application that would allow Anderson County to levy a litigation tax to continue and maintain existing substance abuse prevention and treatment programs and initiate additional programs dedicated to the ASAP mission statement.

NOW THEREFORE, BE IT RESOLVED by the Anderson County Legislative Body, meeting this 22nd day of February, 2016 that we respectfully request the Tennessee General Assembly pass enabling legislation in the form of a Private Act or General Law of Local Application amending Tennessee Code Annotated §67-4-601 to allow Anderson County to levy a litigation tax up to \$25.00 to fund ASAP substance abuse and treatment programs:

Proposed Amendment

Section 1: Tennessee Code Annotated, Section 67-4-601, is amended by adding the following as a new section:

(c)

(1) Notwithstanding any provision of law to the contrary, a prevention project concerning substance abuse prevention may be conducted in accordance with the provisions of this subsection.

(2) For the purposes of such project, Allies for Substance Abuse Prevention of Anderson County, Inc. which is a member of the Prevention Alliance of Tennessee and has a Certified Prevention Specialist through IC&RC on staff or as a non-paid director is hereby authorized, by a two-thirds (2/3) vote of the Anderson County Legislative Body, to levy an additional litigation tax per case, not to exceed \$25, to be set by the county commission and to be denominated as part of the court costs, in matters before the local general sessions, juvenile, and municipal courts.

(3) Any revenue generated by the county, or a municipality within Anderson county, pursuant to subdivision (c)(2) shall be used exclusively to support Allies for Substance Abuse Prevention, a non-profit substance abuse prevention coalition authorized to operate in the county, and shall be distributed on a monthly basis by the county, or municipality, to such authorized local non-profit program.

(4) The taxes levied by the provisions of this subsection shall be in addition to any other taxes levied on litigation.

(5) The county commission or designated legislative body and the Tennessee Department of Mental Health and Substance Abuse Services are authorized to request information from recipients of these provisions on the results of their project, and to recommend to the general assembly, or other local bodies, any elements of the project which may have statewide applicability.

Section 2: This act shall take effect upon becoming a law, the public welfare requiring it.

Adopted this 21st day of March, 2016 by a vote of 14 for and 3 against and 1 absent.


APPROVED:



Steve Emert, Chairman

Terry Frank, County Mayor

ATTEST



Jeff Cole, County Clerk

