

**ANDERSON COUNTY
REGULAR SESSION
COMMISSION MINUTES
APRIL 18, 2016**

BE IT REMEMBERED THAT THE ANDERSON COUNTY BOARD OF COMMISSION MET IN REGULAR SESSION ON APRIL 18, 2016 WITH THE FOLLOWING COMMISSIONERS PRESENT: CHUCK FRITTS, TRACY WANDELL, MARK ALDERSON, RICK MEREDITH, STEVE EMERT, PHIL WARFIELD, ZACH BATES, TIM ISBEL, ROBERT MCKAMEY, JERRY WHITE, WHITEY HITCHCOCK, STEVE MEAD, JERRY CREASEY, THERESA SCOTT, ANGELEQUE MCNUTT AND MYRON IWANSKI. ABSENT: NONE.

Prayer was led by Commissioner Mead.

Pledge of Allegiance was led by Commissioner Warfield.

1. Commissioner McKamey made a motion to approve the Consent Agenda. Seconded by Commissioner Warfield.

Commissioner Creasey made a motion to pull the ADA Oversight Committee off of Consent Agenda and add to Regular Agenda under reports from committees Item E. Seconded by Commissioner Wandell. Motion carried by voice vote.

Commissioner Isbel made a motion to move the Director of Schools report to the Regular Agenda. Seconded by Commissioner Wandell. Motion carried by voice vote.

- March 21, 2016 County Commission Minutes
- Notaries and Notary Bonds
- Courtesy Proclamation
 - Child Abuse Prevention Month
- Reports
 - Director of Schools
 - Written Report
 - County Mayor
 - Law Director
 - Written Report
- Committee Reports
 - ADA Oversight Committee(4-4-16)
 - Animal Welfare Task Force(3-16-16)
 - Finance Committee(4-4-16)
 - Solid Waste Board(3-29-16)
 - Tourism Council(3-31-16)

Notaries

Tammy D Armetta

Lisa E Bean

L Billoski

David P Brooks

Jennifer Brown

Janie Burkhart

Annita F Coward

Jeanette Davis

Melissa J Edmondson

Christina Hedrick

Cathy L Hundley

Jennifer a Lingle

Lee Littleford
C Miller
Sonya D Patterson
Dennis Pemberton

Marcia Pemberton
Francis Marie Wheatley
Judith R Whitfield
Samantha Watson

Notary Bonds

Western Surety

Leighann Riker
Stacy L Burris
Cheryl E Cook
Mitzi E Hairston
Melissa Dills
Doris J Thacker
W Liz Hornung
Patricia w Gill
Linda S Kline-Bailey
SBCA
Shane D West
Kathy A Jones

RLI

Christy Davis
Stephanie Renee Davis
Margo Fay Hackler
Luann Hileman Jackson
Casey Cornett
Ashley Anderson

State Farm

Dave Anderson Sr.

Merchants

Cheryl McFarland
Odessa S Anderson

2. Commissioner Mead had a question about the third item on Budget Committee Report on Regular Agenda that he wanted clarified under Budget Minute Report. Seconded by Commissioner Isbel. Motion carried by voice vote.

Commissioner Meredith made a motion to add under Purchasing Report an item from PlayRite Schools. Seconded by Commissioner Wandell. Motion carried by voice vote.

Commissioner Iwanski made a motion to move the Purchasing Agent request that's been threw Budget Committee that there was some confusment on that's in packet to the first item on the Budget Committee Report. Seconded by Commissioner Isbel.

Commissioner Isbel made a motion to add under Operations discussion of Tax Attorney with Trustee Rodney Archer. Seconded by Commissioner Scott. Voting aye: Scott, McKamey, Bates, Wandell, Hitchcock, Mead, McNutt, Iwanski, Alderson, Creasey, Warfield, Emert, Meredith and Isbel. Voting no: Fritts and White. Motion carried.

Commissioner Warfield made a motion to pass Regular Agenda as amended. Seconded by Commissioner Mead. Motion carried by voice vote.

Nominating Committee

3. Commissioner Alderson made a motion to approve recognizing Commissioner Fritts resignation from the Finance Committee and nominate Commissioner Mead to serve. Seconded by Commissioner Warfield. Motion carried by voice vote. Abstaining: Mead.

Mayor

4. Commissioner Isbel made a motion to approve request from Judge Don Elledge to appoint of Mr. Tom Marshall as the Criminal Defense Attorney pursuant to TCA 40-36-201(a)(1)(D) term expiring 9/18 to the Community Corrections Advisory Board. Seconded by Commissioner McKamey. Motion carried by voice vote.

5. Commissioner McKamey made a motion to approve the request by the Tennessee Department of Correction pursuant to TCA 40-36-201(a)(1)(F) to appoint Lynnea Pinkham term expiring 9/17 and Andrew Curtis term expiring 9/17 to the Community Corrections Advisory Board. Seconded by Commissioner Warfield. Motion carried by voice vote.

6. Commissioner Meredith made a motion to approve Mayor Terry Frank's recommendation with consultation with Judge Elledge pursuant to TCA 40-36-201(a)(1)(E) to appoint Tyrone Fritts expiring 9/18 to the Community Corrections Advisory Board. Seconded by Commissioner Isbel. Motion carried by voice vote.

7. Commissioner McKamey made a motion to approve Mayor Terry Frank's recommendation with consultation with Judge Elledge pursuant to TCA 40-36-201(a)(1)(G) to appoint James Cox term expiring 9/18 to the Community Corrections Advisory Board. Seconded by Commissioner Scott. Motion carried by voice vote.

Budget Committee

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

Increase Expenditure Codes

101-52200-101-FIN	Director	\$7,803.00
101-52200-355-FIN	Travel	2,000.00

Decrease Expenditure Code

101-39000	Unassigned Fund Balance	\$9,803.00
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9. Commissioner Meredith moved to approve the following school transfers. Seconded by Commissioner Warfield. Motion carried by voice vote.

Increase Expenditure Codes:

141-72520-161	HR-Secretary	\$9,015.94
141-72520-201	HR-Social Security	474.28
141-72520-204	HR-Retirement	423.26
141-72520-212	HR-Employer Medicare	110.82
	Total Expenditures Increased	\$10,024.30

Decrease Expenditure Codes:

141-72410-161	Principals-Secretary(s)	\$5,024.30
141-72520-302	HR-Advertising	1,200.00
141-72520-435	HR-Office Supplies	2,599.31
141-72520-499	HR-Other Supplies	200.69
141-72520-524	HR-Staff Development	1,000.00
	Total Expenditures Increased	\$10,024.30

Increase Expenditure Code:

141-72310-513	Worker's Compensation Insurance	\$2,037.03
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Decrease Expenditure Code:

141-72610-502	Building and Contents Insurance	\$2,037.03
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Increase Expenditure Codes:

141-72220-189	Other Salaries and Wages	\$721,402.00
141-72220-201	Social Security	45,236.00
141-72220-204	State Retirement	\$65,215.00
141-72220-206	Life Insurance	600.00
141-72220-207	Medical Insurance	33,563.06

141-72220-212	Employer Medicare	\$ 9,476.00
	Total Expenditures Increased	\$875,492.06

Decrease Expenditure Codes:

141-71200-116	Teachers	\$83,000.00
141-71200-171	Speech/Language Pathologists	417,587.00
141-71200-163	Education Assisstants	20,815.00
141-71200-189	Other Salaries and Wages	200,000.00
141-71200-201	Social Security	45,236.00
141-71200-204	State Retirement	65,215.00
141-71200-206	Life Insurance	600.00
141-71200-207	Medical Insurance	33,563.06
141-71200-212	Employer Medicare	9,476.00
	Total Expenditures Decreased	\$875,492.06

Increase Expenditure Code:

141-72230-355	Vocational Support Travel	\$4,000.00
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Decrease Expenditure Code:

141-71300-499	Vocational Other Supplies/Materials	\$4,000.00
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10. Commissioner Meredith made a motion to approve the following non-school appropriations. Seconded by Commissioner Alderson. Voting aye: Fritts, Scott, McKamey, Bates, Wandell, Hitchcock, Mead, White, McNutt, Iwanski, Alderson, Creasey, Warfield, Emert, Meredith and Isbel. Voting no: none. Absent: none. Motion passed.

Increase Expenditure Code:

101-52500-709	Data Processing Equipment	\$1,388.00
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Decrease Reserve Code:

101-34515 Computer Fees \$1,388.00

Increase Expenditure Code:

116-55739-399-LITT Contracted Services \$16,000.00

Decrease Reserve Code:

116-34530 Solid Waste Fund Balance \$16,000.00

Increase Expenditure Codes:

131-63100-433 Lubricants \$5,000.00

131-65000-510 Trustee's Commission 15,000.00

131-61000-435 Office Supplies 2,000.00

131-62000-399 Other Contracted Services 10,000.00

131-62000-499 Other Supplies and Materials 2,000.00

131-63100-418 Machinery and Equipment 50,000.00

131-63100-499 Other Operating Supplies 10,000.00

Total Expenditures Increased \$94,000.00

Decrease Reserve Code:

131-34550 Restricted for Hwy \$94,000.00

Increase Revenue Code:

101-47235-1112 Homeland Security Grant #34101-22716 \$20,000.00

Increase Expenditure Code:

101-54410-499-1112 Other Supplies and Materials \$20,000.00

Decrease Reserve Code:

115-34535 Restricted for other Purposes \$450.00

Increase Expenditure Code

115-56500-599 Other Charges \$450.00

Increase Expenditure Code:

171-91200-713 Street Capital Projects
Industrial Park \$250,000.00

Decrease Reserve Code:

171-34585 Restricted-Capital Projects \$250,000.00

11. Commissioner Iwanski made a motion to approve the following non-school transfers. Seconded by Commissioner Warfield. Motion carried by voice vote.

Increase Expenditure Codes:

101-51500-189 Other Salaries and Wages \$1,000.00
101-51500-349 Printing, Stationary and Forms 1,972.00
Total Expenditures Increased \$2,972.00

Decrease Expenditure Codes:

101-51500-193 Election Workers \$1,000.00
101-51500-399 Other Contracted Services 1,972.00
Total Expenditures Decreased \$2,972.00

Increase Expenditure Codes:

101-54410-499 Other Supplies and Materials \$4,525.00
101-54410-307-0100 Cell Phones/Pagers 1,400.00
Total Expenditures Increased \$5,925.00

Decrease Expenditure Code:

101-54410-189-3000	Other Sal. and Wages (EMPG Grant)	\$5,925.00
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Increase Expenditure Codes:

101-54410-499	Other Supplies and Materials	\$33,700.00
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101-54410-307-0100	Cell Phones/Pager	1,300.00
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	Total Expenditures Increased	\$35,000.00
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Decrease Expenditure Code:

101-54410-189-3000	Other Salaries and Wages	\$35,000.00
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Decrease Expenditure Codes:

115-56500-129-3000	Librarians	\$10,000.00
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115-56500-435-3000	Office Supplies	300.00
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	Total Expenditures Decreased	\$10,300.00
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Increase Expenditure Codes:

115-56500-169-3000	Part-Time Help	\$10,000.00
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115-56500-334-3000	Maintenance Agreements	300.00
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	Total Expenditures Increased	\$10,300.00
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Decrease Expenditure Code:

101-52100-119	Accounting Personnel	\$9,323.52
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Increase Expenditure Codes:

101-52100-101-FIN	Director	\$7,323.52
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101-52100-355-FIN	Travel	2,000.00
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	Total Expenditures Increased	\$9,323.52
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Increase Expenditure Codes:

101-52200-101	Purchasing Agent	\$8,047.55
101-52200-169	Part-Time	9,000.00
	Total Expenditures Increased	\$17,047.55

Decrease Expenditure Code:

101-52200-122	Clerks Purchasing Personnel	\$17,047.55
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12. Commissioner Iwnaski made a motion to approve the following unassigned fund balance. Seconded by Commissioner McKamey. Voting aye: Fritts Scott, McKamey, Bates, Mead, McNutt, Iwanski, Alderson, Creasey, Warfield, Emert, Meredith and Isbel. Voting no: Wandell, Hitchcock and White. Absent: none. Motion passed.

Increase Expenditure Code:

101-58120-316	Contributions	\$300,000.00
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Decrease Reserve Code:

101-34675-1000	Reserve-Industrial Land Purchase	\$300,000.00
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13. Commissioner Scott made a motion to approve to proceed with the application process for the 2016 Tourism Enhancement Grant. Seconded by Commissioner McKamey. Motion carried by voice vote.

14. Commissioner McKamey made a motion to approve the letter from the Director of State and Local Finance \$1.2M loan for the schools. Seconded by Commissioner Isbel. Motion carried by voice vote.

Highway Committee

15. Commissioner Alderson made a motion to set the speed limit for 20 MPH on Tanasi Lane. Seconded by Commissioner White. Motion carried by voice vote.

16. Commissioner Alderson made a motion to set speed limit for 20 MPH on Coapman Lane. Seconded by Commissioner Warfield. Motion carried by voice vote.

Operations Committee

17. Commissioner Isbel made a motion to approve a resolution to urge the Tennessee Valley Authority to reject a sunset provision that would require the removal of all floating homes from Tennessee Valley Authority lakes. Seconded by Commissioner Meredith. Voting aye: Fritts,

Wandell, Alderson, Meredith, Emert, Warfield, Bates, Isbel, McKamey, White, Mead, Scott and McNutt. Voting no: Hitchcock and Creasey. Abstain: Iwanski. Absent: none. Motion passed.

18. Commissioner Isbel made a motion to approve that the Purchasing Agent (Purchasing Deputy Director) is to report to the Finance Committee as opposed to reporting to the Finance Director. Seconded by Commissioner Warfield. Motion carried by voice vote.

19. Commissioner Isbel made a motion for Trustee Rodney Archer to discuss the Delinquent Tax Attorney.

Commissioner McKamey made a motion to approve compensation of the Delinquent Tax Attorney be set at 10 percent with 2 percent going to the Trustee office and the remaining 8 percent going into the County General Fund. Seconded by Commissioner Alderson.

Commissioner McNutt amended the previous motion that 10 percent go into General Fund and that we create a sub budget for operational expenses. Seconded by Commissioner Iwanski. Voting aye: Wandell, Alderson, Meredith, Emert, Warfield, Bates, Isbel, McKamey, Hitchcock, Mead, McNutt and Iwanski. Voting no: Fritts, White and Scott. Absent: Creasey. Motion passed.

Main motion as amended with 10 percent going to County General Fund. Voting aye: Wandell, Alderson, Meredith, Emert, Warfield, Emert, Warfield, Isbel, McKamey, White, Mead, Scott, McNutt and Iwanski. Voting no: Fritts, Bates and Hitchcock. Absent: Creasey. Motion passed.

Purchasing Committee

20. Commissioner Meredith made a motion to approve a contract with State of Tennessee Department of the Military for the period of December 1, 2015 through September 30, 2016. Seconded by Commissioner. Motion carried by voice vote.

21. Commissioner Alderson made a motion to approve a contract with Southeastern Building Services for the period of July 1, 2015 through June 30, 2019. Seconded by Commissioner Warfield. Motion carried by voice vote.

22. Commissioner McKamey made a motion to approve a contract with Paperless Pay Corp for the period of July 1, 2016 through March 31, 2019. Seconded by Commissioner White. Motion carried by voice vote.

23. Commissioner McKamey made a motion to approve a contract with Mitchell & Everett Construction Inc. for the period of July 1, 2016 through June 30, 2019. Seconded by Commissioner Scott. Motion carried by voice vote.

24. Commissioner Alderson made a motion to approve a contract with Bold Planning for the period of April 25, 2016 through June 30, 2017. Seconded by Commissioner Warfield. Motion carried by voice vote.

25. Commissioner Alderson made a motion to approve a contract with Central Technologies for the period of July 1, 2016 through June 30, 2017. Seconded by Commissioner Warfield. Motion carried by voice vote.

26. Commissioner Isbel made a motion to approve a contract with PlayRite for Anderson County Schools for astro turf for Anderson County High School the scope of work will be completed by June 30, 2016 however the NJPA contract that this is piggy backing off of runs through 2018. Seconded by Commissioner McKamey. Motion carried by voice vote.

27. Commissioner Meredith made a motion to add old business to the agenda. Seconded by Commissioner Alderson. Motion carried by voice vote.

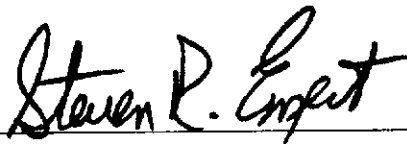
Old Business

28. Commissioner Meredith made a motion that the County Clerk Office will provide a position to County Commission with the responsibility of working with the Chairman of County Commission to coordinate the daily functions and duties of the this position. Seconded by Commissioner Scott. Motion carried by voice vote.

New Business

None

Meeting adjourned.



Steven R Emert, Chairman

County Commission



Jeff Cole

County Clerk



EXHIBIT PAGE

APRIL 18, 2016

EXHIBIT A: PROCLAMATION CHILD ABUSE PREVENTION MONTH IN ANDERSON COUNTY

EXHIBIT B: RESOLUTION TO URGE THE TENNESSEE VALLEY AUTHORITY TO REJECT A SUNSET PROVISION THAT WOULD REQUIRE THE REMOVAL OF ALL FLOATING HOMES FROM TENNESSEE VALLEY AUTHORITY LAKES.

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

Anderson County, Tennessee
Board of Commissioners

EXHIBIT

A

Proclamation

Whereas, Tennessee's future prosperity depends on nurturing the healthy development of over 4 million children currently living, growing, and learning within our many diverse communities; and

Whereas, research shows that safe and nurturing relationships and stimulating and stable environments improve brain development and child wellbeing, while neglectful or abusive experiences and unstable or stressful environments increase the odds of poor childhood outcomes; and

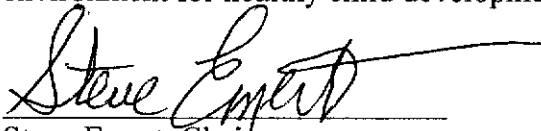
Whereas, the abuse and neglect of children can cause severe, costly, and lifelong problems affecting all of society, including physical and mental health problems, school failure, and criminal behavior; and

Whereas, research also shows that parents and care givers who have social networks and know how to seek help in times of trouble are more resilient and better able to provide safe environments and nurturing experiences for their children; and

Whereas, individuals, businesses, schools, and faith-based and community organizations must make children a top priority and take action to support the physical, social, emotional, and educational development and competency of all children; and

Whereas, during the month of April, Prevent Child Abuse Tennessee will be engaging in communities throughout Tennessee in a coordinated effort to prevent child abuse and neglect by promoting awareness of healthy child development, positive parenting practices, and the types of concrete support families need within their communities.

Now, Therefore, the Anderson County Board of Commissioners, meeting in regular session this 18th day of April, 2016, does hereby proclaim the month of April, 2016, as Child Abuse Prevention Month in Anderson County, Tennessee and urge all residents to engage in activities whose purpose is to strengthen families and communities and to provide the optimal environment for healthy child development.


Steve Emert, Chairman


Terry Frank, County Mayor

Attest:


Jeff Cole, County Clerk



Anderson County, Tennessee
Board of Commissioners

RESOLUTION NO. 16-04-579

A RESOLUTION to urge the Tennessee Valley Authority to reject a sunset provision that would require the removal of all floating homes from Tennessee Valley Authority lakes.

WHEREAS, Anderson County has a rich, profitable, and successful history of floating homes on its Tennessee Valley Authority (TVA) lakes; and

WHEREAS, the citizens of Tennessee and Anderson County have for decades utilized such non-navigable/floating homes for lodging, recreation, and the enjoyment of Tennessee's natural wonders; and

WHEREAS, the Tennessee Valley Authority has allowed non-navigable/floating homes to proliferate through open non-enforcement of its regulations for nearly four decades; and

WHEREAS, citizens of Anderson County, the State of Tennessee and neighboring states have purchased and invested substantial assets into non-navigable/floating homes in Tennessee on TVA lakes without knowing that TVA would cause such homes to be removed, and thus rendered worthless, without just compensation; and

WHEREAS, TVA allowed purchasers of existing non-navigable/floating homes to believe that their investments were safe due to its open non-enforcement of its regulations for nearly four decades, thus permitting marina owners to manage non-navigable/floating homes in their harbors, and allowing an economy to flourish in which non-navigable/floating home owners paid fees and dues to marina owners, and non-navigable/floating homes were bought and sold on the open market; and

WHEREAS, in 2016, TVA proposed a sunset provision that would require all non-navigable/floating homes to be removed from TVA lakes within twenty years; and

WHEREAS, the non-navigable/floating home owners support TVA's new proposed environmental and safety regulations, as detailed in TVA EIS option B1, that would alleviate TVA's concerns without requiring removal of floating homes; and

WHEREAS, TVA has taken the most aggressive step of recommending a sunset provision without first allowing a period of time to pass in which the new environmental and safety provisions have been in effect to determine if the new provisions sufficiently alleviate TVA's concerns; and

WHEREAS, non-navigable/floating homes are essential to the economic stability of marinas in Anderson County and in the State of Tennessee, which in turn are essential to the economy of the regions surrounding TVA lakes;

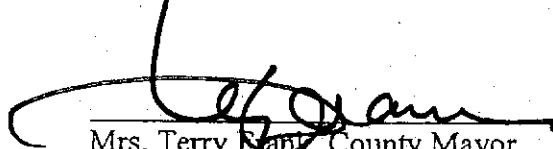
NOW, THEREFORE BY RESOLUTION of the Anderson County, Tennessee, Board of Commissioners, we ask the Tennessee Valley Authority Board of Directors to reject the Sunset Provision of "Alternative B2 – Grandfather, but Sunset Existing and Prohibit New" in favor of "Alternative B1- Grandfather Existing and Prohibit New".

BE IT FURTHER RESOLVED that an appropriate copy of this resolution be prepared for transmittal to the Board of Directors of the Tennessee Valley Authority.

RESOLVED, DULY PASSED AND APPROVED this 18th day of April, 2016.

APPROVED:


Steve Emert, Commission Chairman


Mrs. Terry Rantz, County Mayor

ATTEST:


Jeff Cole, Anderson County Clerk

