

BE IT REMEMBERED THA THE ANDERSON COUNTY BOARD OF COUNTY COMMISSION MET IN REGULAR SESSION AUGUST 19, 2013 WITH THE FOLLOWING COMMISSIONERS PRESENT: MARK ALDERSON, ZACH BATES, ROBIN BILOSKI, JERRY CREASEY, STEVE EMERT, WHITEY HITCHCOCK, DUSTY IRWIN, TIME ISBEL, MYRON IWANSKI, ROBERT MCKAMEY, STEVE MEAD, RICK MEREDITH, TRACY WANDELL AND JERRY WHITE. ABSENT: CHUCK FRITTS AND JOHN SHUEY.

Prayer was led by Father Bede Aboh, Pastor of St. Mary's Church in Oak Ridge.

Pledge of Allegiance was led by Sidney Roark, Walter Roark, Ernie Roark, Michelle and Phillip Boatner representing Emory Valley Center.

1. Commissioner White moved to approve Consent Agenda: approval of July 2013 County Commission Minutes; Notaries and Bonds; Director of Schools Report; County Mayor Report; Law Director Report; Trustee Yearly Financial Summary Report; County Clerk accepting Director of Schools Bond in the amount of \$100,000.00; ADA Minutes 8-5-13; ATIAC Minutes 8-13-13; Conservation Board Minutes 8-12-13; Tourism Council Board of Directors Minutes 6-26-13. Seconded by Commissioner Hitchcock. Motion carried by voice vote.

Notaries

Jennifer Almeraz
Martin Ayala Perez
Mia Bounds
Robert Clinton Davis
Jennifer Lyn Didyk
David L Flitcroft
Jonna M Green
Juanita Gunter
Bobbie Harris
Rebecca Herrin
Pattie Elaine Kelly
Sonja Kaye Maranette
Christy Moore
Sonja H Ladd

Stephanie Myers
Roxanne Marie Noble
Charlotte Sue Roberts
C Schlesinger
Diane Simerly
James J L Smith
Karyn K Teno
Naomi C Thompson
Kelly Renee Vittatoo
Ralph Lee Vowell
Donald Andrew Whitaker
Vicki S Whiting
Angela D Wilson
Valarie M Woods

Notary Bonds

Western Surety
Adam R Brown
Sara Elizabeth Carr
Angela M Doub
Geanis Vera Farr
Christopher Hagans
Linda S Hartkopf
Melanie Head
Marsha J Hutchison
Lorraine Loy
Rebecca Joy Satterfield
Deborah Schenk
Alma Faye Sexton
Kim Wingo

Old Republic
Linda B Deloach

Liberty Mutual
Martha L Gilliam
Jenny Lynn Gregg
Tony Lee Harper
Karen V Jenkins
John A Savage

SBCA Bonding
Charlene H Grindstaff
Danielle Hoskins

RLI Surety
John Phillip Harber

State Farm
Tyler M Pyle

Merchants Bonding
Virgina Stooksbury

2. Commissioner Irwin moved to approve Regular Agenda. Seconded by Commissioner Isbel. Motion carried by voice vote.

School Report

No action taken at this time.

County Mayor Report

3. Commissioner Irwin moved to approve the resolution to affirm & support the Nationwide No-Texting-While- Driving Movement. Seconded by Commissioner Mead. Motion carried by voice vote.

RESOLUTION TO AFFIRM & SUPPORT

IT CAN WAIT NATIONAL DAY OF ACTION

AND THE NATIONWIDE NO-TEXTING-WHILE-DRIVING MOVEMENT

WHEREAS, The Tennessee County Services Association (TCSA) holds the health and safety of its teenagers and adults as a chief concern; and

WHEREAS, Through ItCanWait.com, Facebook, text-to-pledge, tweet-to-pledge and events, more than 1.5 million people have committed to never text and drive; and

WHEREAS, 98 percent of American commuters know sending a text or email while driving is not safe; and

WHEREAS, Nearly 50 percent of commuters text while behind the wheel; and

WHEREAS, More than 40 percent of commuters who text while driving reported the activity as being a habit; and

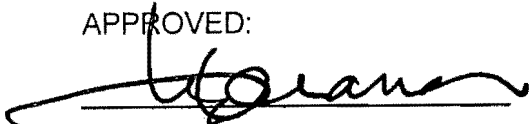
WHEREAS, A Virginia Tech study showed those who send text messages while driving are 23 times more likely to crash; and

WHEREAS, A driver who sends a text message while driving not only jeopardizes his or her safety, but also the safety of passengers, pedestrians, and other drivers.

NOW THEREFORE, BE IT RESOLVED by a majority vote of the county legislative body of Anderson County, Tennessee, meeting in session on this, the 19th day of August, 2013, that Anderson County, Tennessee, does hereby affirm its support of the It Can Wait National Day of Action, the nationwide no-texting-while-driving movement and the proclamation of September 19, 2013, as "No Text On Board – Pledge Day."

Adopted this 19th day of August, 2013.

APPROVED:



Anderson County Mayor

ATTEST:



County Clerk



4. Commissioner Iwanski moved to table the issue of County Mayor's payment of legal fees regarding the lawsuit between the Mayor and Sheriff. Seconded by Commissioner Mead. Motion carried by voice vote.

Law Director Report

No action taken at this time.

Purchasing Committee Report

5. Commissioner White moved to approve recommendation from the Purchasing Committee the following contracts. Seconded by Commissioner Meredith. Motion carried by voice vote.

- Windstream – three year contracts for the Oak Ridge Dickens Building, Courthouse, Andersonville satellite office, Robert Jolley building Drive thru office of the County Clerk and Trustee office for the period of August 2013 thru June 30, 2016 (for a total of four contracts)
- Always Moore Janitorial Service – three year contract for custodial service at Oak Ridge General Sessions Court, for the period of July 1, 2013 thru June 30, 2016.
- Simplex Grinnell – Five year contract for the Buildings and Grounds department for Alarm Monitoring and inspections at DARC and Robert Jolley Building as two separate contracts one for each building, five year contract in one year increments.
- E-School Solutions – Five year contract for Substitute Employee Management System for the Schools as per bid #4321.
- Hensley Shopping Center – Five year lease agreement for the County Clerks and Trustee Offices for the period of August 13, 2013 thru August 13, 2018.
- State and Local Tax Advisors, LLC – Four year contract for the Property Assessor's Office for Person Property Audits for the period of August 20, 2013 thru June 30, 2014 with an option to renew for three additional one year terms.

Audit Committee Report

6. Commissioner Iwanski moved to approve recommendation from the Audit Committee to defer the \$20,000.00 annual contribution to the Andersonville Volunteer Fire until the audit is completed. Seconded by Commissioner Irwin. Motion carried by voice vote.

Budget Committee Report

7. Commissioner Irwin moved to approve recommendation from the Budget Committee the following School appropriation. Seconded by Commissioner Iwanski.

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

Increase Reserve Code:

141-39000 Unassigned Fund Balance \$360,728.00

Decrease Reserve Code:

141-34555 BEP Reserve \$360,728.00

Increase Revenue Code:

141-40110 Property Tax \$141,091.00

Decrease Revenue Code:

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|-----------|-------------------------------|-------------|
| 141-46511 | Basic Education Program (BEP) | \$89,000.00 |
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Increase Reserve Code:

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|-----------|-------------------------|-------------|
| 141-39000 | Unassigned Fund Balance | \$52,091.00 |
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Increase Revenue Code:

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|-----------|-----------------------------|------------|
| 141-46590 | Other State Education Funds | \$5,000.00 |
|-----------|-----------------------------|------------|

Increase Expenditure Codes:

| | | |
|--------------------|-----------------------------|--------------|
| 141-72130-131-9000 | Coordinator | \$4,290.73 |
| 141-72130-201 | Social Security | 266.03 |
| 141-72130-204 | State Retirement | 381.02 |
| 141-72130-212 | Medicare | <u>62.22</u> |
| | Total Expenditures Increase | \$5,000.00 |

8. Commissioner Irwin moved to approve recommendation from the Budget Committee the following transfers in School Dept. Seconded by Commissioner Isbel.

Voting Aye: Alderson, Bates, Biloski, Creasey, Emert, Hitchcock, Irwin, Isbel, Iwanski, McKamey, Mead, Meredith, Wandell and White. Motion carried.

Increase Revenue Code:

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|-----------|--------|------------|
| 128-46980 | Grants | \$3,800.00 |
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Increase Expenditure Codes:

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|---------------|-----------------------------|-----------------|
| 128-58110-302 | Advertising | \$1,300.00 |
| 128-58110-499 | Other | <u>2,500.00</u> |
| | Total Expenditures Increase | \$3,800.00 |

Increase Expenditure Code:

| | | |
|--------------------|-------------------|------------|
| 101-54410-316-9998 | Contributions-VFD | \$5,605.00 |
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Decrease Reserve Code:

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|-----------|-------------------------|------------|
| 101-39000 | Unassigned Fund Balance | \$5,605.00 |
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Increase Expenditure Code:

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|---------------|-------------------|----------|
| 116-55710-524 | Staff Development | \$800.00 |
|---------------|-------------------|----------|

Decrease Reserve Code:

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|-----------|--------------|----------|
| 116-34630 | Fund Balance | \$800.00 |
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Decrease Reserve Code:

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|-----------|--------------------|------------|
| 101-34725 | Restricted Reserve | \$7,828.97 |
|-----------|--------------------|------------|

Increase Expenditure Code:

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|---------------|-------------------------------|------------|
| 101-54110-338 | Maintenance & Repair-Vehicles | \$7,828.97 |
|---------------|-------------------------------|------------|

Increase Revenue Code:

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|-----------|--------------|-----------|
| 101-49800 | Transfers In | 12,000.00 |
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Increase Expenditure Codes:

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|---------------|-------------------------------|----------|
| 101-54110-708 | Communications Equip. Sheriff | 6,000.00 |
| 101-54210-708 | Communications Equip. Jail | 6,000.00 |

Decrease Reserve Code:

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|-----------|-------------------------------|-----------|
| 171-34585 | Restricted – Capital Projects | 12,000.00 |
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Increase Expenditure Code:

171-99100-590 Transfers to Other Funds 12,000.00

Decrease Reserve Code:

122-34525 Drug Fund Reserve \$20,000.00

Increase Expenditure Codes:

122-54150-357 Veterinary Services \$10,000.00

122-54150-431 Law Enforcement Supplies 5,000.00

122-54150-716 Law Enforcement Equipment 5,000.00

Total Expenditures Increase \$20,000.00

Decrease Reserve Code:

115-34635-3000 Lake City Local \$4,300.00

Increase Expenditure Code:

115-56500-709-3001 Data Processing Equipment \$4,300.00

Increase Revenue Code:

101-46290-1000 Briceville Sidewalk Project \$178,556.00

Decrease Reserve Code:

101-34635 Briceville Sidewalk Reserve \$76,639.00

Increase Expenditure Codes:

101-91130-321-1000 Engineering Services \$25,000.00

101-91130-599-1000 Other Charges Briceville Sidewalk 15,400.00

101-91130-791-1000 Construction Briceville Sidewalk 214,795.00

Total Expenditures Increase \$255,195.00

Increase Revenue Code:

101-471800-2002 GDBG Claxton Sewer Project \$157,016.66

Decrease Reserve Code:

101-34630-2002 Reserve CDBG Claxton Sewer \$7,901.21

Decrease Reserve Code:

101-39000 Unassigned Fund Balance \$9,950.00

Increase Expenditure Codes:

101-91170-399-2002 Other Contracted Services \$164,917.87

101-91170-321-2002 Engineering Costs 9,950.00

Total Expenditures Increase \$174,867.87

Increase Revenue Code:

101-471800-2002 GDBG Claxton Sewer Project \$157,016.66

Decrease Reserve Code:

101-34630-2002 Reserve CDBG Claxton Sewer \$7,901.21

Decrease Reserve Code:

101-39000 Unassigned Fund Balance \$9,950.00

Increase Expenditure Codes:

101-91170-399-2002 Other Contracted Services \$164,917.87

101-91170-321-2002 Engineering Costs 9,950.00

Total Expenditures Increase \$174,867.87

Increase Revenue Code:

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|--------------------|---|--------------|
| 101-91130-321-1001 | TN Dept. of Transportation Safe Rt. to School Grant for Sidewalks at Lake City Elementary | \$206,994.00 |
|--------------------|---|--------------|

Increase Expenditure Code:

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|--------------------|-------------------------------|------------------|
| 101-91130-321-1001 | Engineering Service | 23,650.00 |
| 101-91130-399-1001 | Other Contracted/Construction | 166,383.53 |
| 101-91130-499-1001 | Other Material & Supplies | <u>16,960.47</u> |
| | Total Expenditures Increase | \$206,994.00 |

Increase Revenue Code:

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|----------------|---|-------------|
| 101-47990-4002 | Department of Justice Grant Ridgeview Hospital | \$31,992.58 |
|----------------|---|-------------|

Decrease Expenditure Code:

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|---------------------|--|-------------|
| 101-533900-399-1000 | Local Match Other Contracted Services | \$12,907.52 |
|---------------------|--|-------------|

Increase Expenditure Code:

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|--------------------|---|-------------|
| 101-53900-399-4002 | Contract with Ridgeview Psychiatric Hospital | \$44,900.10 |
|--------------------|---|-------------|

Increase Expenditure Code:

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|---------------|--|--------------|
| 101-58400-316 | Contributions Roane State Appropriation | \$125,000.00 |
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Decrease Reserve Code:

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|-----------|---------------------------|--------------|
| 101-34230 | Restricted-EMS Receivable | \$125,000.00 |
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Increase Revenue Code:

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|-----------|---|-------------|
| 152-48130 | Contributions General Purpose School | \$84,240.00 |
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Increase Expenditure Codes:

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|--------------------|-----------------------------|------------------|
| 152-82130-602-6011 | Principal on Notes | \$48,948.00 |
| 15282130-602-6012 | Principal on Notes | <u>35,292.00</u> |
| | Total Expenditures Increase | \$84,240.00 |

Increase Expenditure Code:

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|---------------|---------------------------|--------------|
| 101-54410-316 | Contributions-Fire Trucks | \$216,852.40 |
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Decrease Reserve Code:

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|----------------|--------------------------------------|--------------|
| 101-34625-5000 | Committed-Fire Truck Contribution | \$216,852.40 |
|----------------|--------------------------------------|--------------|

9. Commissioner McKamey moved to approve recommendation from the Budget Committee to correct a change in the Local Sales Tax Resolution portion that is split between the County General Fund and the Highway Fund should be 63% and 37%. Seconded by Commissioner Mead. Motion carried by voice vote.

Operations Committee Report

10. Commissioner McKamey moved to approve recommendation from the Operations Committee to create the ACEDA Fund, funded each year by 5% of the increase property tax revenues generated from the industrial parks (Carden Farm, David Jones, Eagle Bend, I-75 and Lake City Industrial Parks), administered by the Executive Committee of ACEDA, with the total amount in the fund balance of this fund not to exceed \$500,000.00 and to place \$203,000.00 in revenues from the upcoming sale of property in the DJIP into the ACEDA Fund. Seconded by Commissioner White. Motion carried by voice vote.

11. Commissioner Creasey moved to approve recommendation from the Operations Committee the City of Oak City on the Equalization Tank Project, and to give the city a vote of confidence in transferring the request property for the storage tank. Seconded by Commissioner Emert. Motion carried by voice vote. NO: White.

12. Commissioner Creasey moved to recommendation from the Operations Committee to grant the City of Oak Ridge permission to start soil sampling on other areas of the requested property. Seconded by Commissioner McKamey. Motion carried by voice vote. NO: White.

13. Commissioner McKamey moved to for question regarding the purchase of the Bank of America building in Lake City, using \$100,000.00 of revenue received from the sale of the property in the David Jones Industrial Park. Seconded by Commissioner Hitchcock. Motion carried by voice vote.

14. Commissioner Isbel moved to approve recommendation from the Operations Committee to purchase the Bank of America building in Lake City, using \$100,000.00 of revenue received from the sale of the property in the David Jones Industrial Park. Seconded by Commissioner McKamey.

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

15. Commissioner McKamey moved to donate \$100,000.00 to the City of Lake City for the purchase of the Bank of America building. Seconded by Commissioner Iwanski.

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

“10 minute recess”

16. Commissioner Irwin moved to approve recommendation from the Operations Committee the resolution to fix the Jailer’s fee in Anderson County \$50.00 per day and remove the \$500.00. Seconded by Commissioner Hitchcock. Motion carried by voice vote.

Anderson County, Tennessee Board of Commissioners

RESOLUTION NO. 13-08-__

RESOLUTION TO FIX THE JAILER’S FEE IN ANDERSON COUNTY

WHEREAS, *Tennessee Code Annotated, Section 8-26-105*, authorizes county legislative bodies to pass a resolution fixing the amount of jailer’s fees that may be applied to misdemeanor prisoners for each twenty-four (24) hour period the prisoner is confined to the facility (jail or workhouse); and

WHEREAS, the Anderson County Legislative Body is desirous that it be fully compensated for the housing of misdemeanor prisoners in order to reduce the tax burden of inmate housing on the citizens of Anderson County.

NOW THEREFORE, BE IT RESOLVED by the Anderson County Legislative Body meeting in regular session this 19th day of August 2013 that:

Section 1. The jailer's fee for Anderson County is hereby fixed at \$50 dollars per misdemeanor prisoner per twenty-four (24) hour period of confinement, including pre-trial and post-trial incarceration while confined or under the supervision and control of the Anderson County Detention Facility.

Section 2. The Chief Jailer, or designee shall prove and verify under oath to the clerk of the appropriate court the number of days in confinement for each inmate and transmit such data under such oath to the clerk of the proper court for assessment and collection purposes.

Section 3. The jailer's fee herein fixed shall be collected by the clerk of the appropriate court as part of the fines and costs imposed in each misdemeanor case.

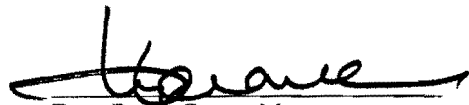
Section 4. A copy of the Resolution shall be transmitted to each clerk of court hearing criminal matters in Anderson County and shall be spread upon the minutes of this meeting by the County Clerk.

Section 5. This Resolution shall take effect immediately, the general welfare requiring it.

RESOLVED, duly adopted and effective this 19th day of August, 2013.


 Chuck Fritts, County Commission Chair




 Terry Frank, County Mayor

ATTEST:


 Jeff Cole, County Clerk

17. Commissioner Alderson moved to approve recommendation from the Operations Committee the resolution to establish inmate co-pay amounts and reimbursements for medical and dental care, pharmacy services and/or substance abuse treatment provided by the county while incarcerated at the Anderson County Detention Facility. Seconded by Commissioner Isbel. Motion carried by voice vote.

Anderson County, Tennessee Board of Commissioners

RESOLUTION NO. 13-08-467

RESOLUTION TO ESTABLISH INMATE CO-PAY AMOUNTS AND REIMBURSEMENTS FOR MEDICAL AND DENTAL CARE, PHARMACY SERVICES AND/OR SUBSTANCE ABUSE TREATMENT PROVIDED BY THE COUNTY WHILE INCARCERATED AT THE ANDERSON COUNTY DETENTION FACILITY.

WHEREAS, Tennessee Code Annotated, Section 41-4-115 states in relevant portion as follows:

(d) Any county or municipality may, by resolution or ordinance adopted by a two-thirds (2/3) vote of its legislative body, establish and implement a plan authorizing the jail or workhouse administrator of the county or municipality to charge an inmate in the jail or workhouse a co-pay amount for any medical care, treatment, pharmacy services or substance abuse treatment by a licensed provider provided to the inmate by the county or municipality. The county or municipality adopting the co-pay plan shall establish the amount the inmate is required to pay for each service provided. Nothing in this subsection (d) shall be construed as authorizing a county or municipality to deny medical care, treatment, pharmacy services or substance abuse treatment

(e) If an inmate cannot pay the co-pay amount established by a plan adopted pursuant to subsection (d), the plan may authorize the jail or workhouse administrator to deduct the co-pay amount from the inmate's commissary account or any other account or fund established by or for the benefit of the inmate while incarcerated.

(f) Notwithstanding any other provision of law to the contrary, a plan established pursuant to subsection (d) may also authorize the jail or workhouse administrator to seek reimbursement for the expenses incurred in providing medical care, treatment, hospitalization or pharmacy services to an inmate incarcerated in the jail or workhouse from an insurance company, health care corporation, TennCare or other source, if the inmate is covered by an insurance policy, TennCare or subscribes to a health care corporation or other source for those expenses.

WHEREAS, the Anderson County Legislative Body wishes to exercise its right under Tennessee law to establish proper procedures for the assessment and collection of inmate medical care cost in order to reduce the financial strain on the taxpayers of Anderson County.

WHEREAS, the stated intent of this Resolution is to recover all taxpayer funds through all available means associated with providing medical or dental care, pharmacy services or substance abuse treatment, or similar services to inmates incarcerated in the Anderson County Detention Facility.

NOW THEREFORE, BE IT RESOLVED by the Anderson County Legislative Body meeting in regular session this 19th day of August 2013 that we hereby authorize the Jail Administrator, and/or Chief Jailer to establish co-pay amounts and implement a reimbursement plan authorizing, assessing and collecting of all charges billed to the county for inmate co-pays associated with medical care and treatment, pharmacy services or substance abuse treatment by a licensed provider, and not covered by appropriate inmate self-acquired insurance coverage.

BE IT FURTHER RESOLVED, the Jail Administrator or Chief Jailer is authorized to deduct the co-pay or reimbursement amount from the inmate's trust, commissary or any other fund established for the benefit of the inmate. However, nothing contained within the terms of this Resolution shall be construed as authorizing the denial of medically necessitated care and procedures.

BE IT FURTHER RESOLVED, the Jail Administrator is authorized to seek reimbursement for all necessitated County expenditures from any person, entity, medical provider, insurance company, trust, or the like providing for, or responsible for the care of any inmate(s) housed at the Anderson County Detention Facility, and shall furthermore establish a proportional fee to reimburse the County for insurance coverage and premium charges for each inmate benefiting from the County funded insurance plan, or medical and dental care plans.

RESOLVED, duly adopted and effective this 19th day of August, 2013 pursuant to a two-thirds (2/3) majority vote of the Anderson County Board of Commissioners.

Chuck Fritts, County Commission Chair

Terry Frank, County Mayor

ATTEST:

Jeff Cole, County Clerk

18. Commissioner Creasey moved to approve recommendation from the Operations Committee the resolution to charge inmates at the Anderson County Detention Facility a fee, not to exceed actual cost, for items issued to the inmate upon each new admission, requested special education or transportation services with the amendment that the county will pay for 1 GED test. Seconded by Commissioner White. Motion carried by voice vote.

Anderson County, Tennessee Board of Commissioners

RESOLUTION NO. 13-08-466

RESOLUTION TO CHARGE INMATES AT THE ANDERSON COUNTY DETENTION FACILITY A FEE, NOT TO EXCEED ACTUAL COST, FOR ITEMS ISSUED TO THE INMATE UPON EACH NEW ADMISSION, OR REQUESTED SPECIAL EDUCATIONAL AND TRANSPORTATION SERVICES.

WHEREAS, Tennessee Code Annotated, Section 41-4-142, entitled, Charging Inmates for Issued Items, states as follows:

(a) Any county or municipality may, by resolution or ordinance adopted by a two-thirds (2/3) vote of its legislative body, establish and implement a plan authorizing the jail or workhouse administrator of the county or municipality to charge an inmate committed to that jail or workhouse a fee, not to exceed the actual cost, for items issued to inmates upon each new admission to jail.

(b) Any county or municipality may, by resolution or ordinance adopted by a two-thirds (2/3) vote of its legislative body, establish and implement a plan authorizing the jail or workhouse administrator of the county or municipality to charge an inmate committed to that jail or workhouse a nominal fee set by the legislative body at the time of adoption for the following special services, when provided at the inmate's request:

(1) Participation in GED or other scholastic testing for which the administering agency charges a fee for each test administered;

(2) Escort by correctional officers to a hospital or other health care facility for the purpose of visiting an immediate family member who is a patient at the facility; or

(3) Escort by correctional officers for the purpose of visiting a funeral home or church upon the death of an immediate family member.

(c) A plan adopted pursuant to subsection (a) or (b) may authorize the jail or workhouse administrator to deduct the amount from the inmate's jail trust account or any other account or fund established by or for the benefit of the inmate while incarcerated. Nothing in this section shall be construed as authorizing a county or municipality to deny necessary clothing or hygiene items or to fail to provide the services specified in subsection (b) based on the inmate's inability to pay a fee or costs.

WHEREAS, the Anderson County Legislative Body wishes to avail themselves to this statutory power enacted by the Tennessee General Assembly in order to reduce the taxpayers' financial burden created by inmates housed at the Anderson County Detention Facility.

NOW THEREFORE, BE IT RESOLVED by the Anderson County Legislative Body meeting in regular session this 19th day of August 2013 that the following reasonable fees and charges, not to exceed the actual cost, shall be charged and assessed to inmates incarcerated at the Anderson County Detention Facility upon each new admission and each request for the specified services:

SECTION 1. Charges for Issued Items

Each inmate shall be charged the actual expense of each item listed in *Exhibit 1* upon each new admission to the Anderson County Detention Facility. Nothing contained in the above-referenced enabling law shall be construed as authorizing the jail administrator to deny necessary clothing or hygiene items, or fail to provide the services specified based on the inmates ability to pay. (Note: Actual Charges may be amended from time to time by the Chief Jailer to reflect actual charges incurred by the County for each item, but at no time charges assessed to inmates shall be in excess of the actual charges incurred by the County for each item issued)

SECTION 2. Charges for Requested Participation for Educational Testing

Charges for Participation in GED or other scholastic testing for which the administering agency charges a fee for each test administered shall be charged at the rate of actual expenses incurred by the county for the requested inmate testing. One free GED testing fee will be paid for by the county for inmates successfully completing the preparatory class.

SECTION 3. Transportation Services by Deputies and Correctional Officers

Charges by the county for inmate requested escort services to hospitals or other healthcare facilities for the purpose of visiting an immediate family member who is a patient, or visiting a church or funeral home upon the death of an immediate family member shall be charged at the rate of actual expenses incurred by the county.

SECTION 4. Charges Deducted from Inmate Trust Account

The Chief Jailer is authorized to deduct all expenses incurred under the terms of this Resolution from the inmate's jail trust account or any other account or fund established by, or for the benefit of the inmate while incarcerated.

RESOLVED, duly adopted and effective this 19th day of August, 2013 upon two-thirds (2/3) majority vote.



Chuck Fritts, County Commission Chair



Terry Frank, County Mayor

ATTEST:



Jeff Cole, County Clerk

19. Commissioner Emert moved to approve recommendation from the Operations Committee the amended resolution to provide funding for the purchase of a new fire truck, rescue vehicles, or other vehicle apparatus for ACFD's contingent upon annual funding approved by the Board of Commissioners; pending recommendations and/or amendments from the Audit Committee. Seconded by Commissioner Isbel.

Commissioner Hitchcock moved to defer for 30 days. Seconded by Commissioner Mead.

Voting Aye to defer for thirty days: Bates, Creasey, Hitchcock, Irwin and Meredith. NO: Alderson, Biloski, Emert, Isbel, Iwanski, McKamey, Mead, Wandell and White. Absent: Fritts and Shuey. Motion failed.

Commissioner Bates moved approve resolution contingent upon changing wordage of amendment. Seconded by Commissioner Isbel. Amended motion carried by voice vote.

Voting Aye for amended motion: Alderson, Bates, Biloski, Creasey, Emert, Hitchcock, Irwin, Isbel, Iwanski, McKamey, Mead, Meredith, Wandell and White. Absent: Fritts and Shuey. Amended motion carried.

20. Commissioner McKamey moved to approve recommendation from the Operations Committee to increase the minimum monthly service retirement allowance (\$20.00) for former, current and future members of boards, commissions, committees, councils and the like with creditable service in the Tennessee Consolidated Retirement System pursuant to Tennessee Code Annotated, Section 8-35-226. Seconded by Commissioner Mead.

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

Tennessee Consolidated Retirement System

A RESOLUTION to increase the minimum monthly service retirement allowance for former, current and future members of boards, commissions, committees, councils and the like with creditable service in the Tennessee Consolidated Retirement System pursuant to Tennessee Code Annotated, Section 8-35-226.

WHEREAS, Tennessee Code Annotated, Section 8-36-209(a)(2) provides that the chief legislative body of any city, special school district or county may increase the minimum service retirement allowance payable to its former, current and future members of boards, commissions, committees, councils and the like with respect to creditable service established by such members pursuant to Tennessee Code Annotated, Section 8-35-226. Said minimum service retirement allowance may be increased as follows:

(i) Fourteen dollars and eighty-eight cents (\$14.88) per month for each year of such creditable service adjusted effective July 1, 2014, and on each July 1 thereafter pursuant to the cost-of-living provisions in Tennessee Code Annotated, Section 8-36-701(b)(1) and (2); or

(ii) Twenty-one dollars and twenty-six cents (\$21.26) per month for each year of such creditable service adjusted effective July 1, 2014, and on each July 1 thereafter pursuant to the cost-of-living provisions in Tennessee Code Annotated, Section 8-36-701(b)(1) and (2); and

WHEREAS, to set the minimum service retirement allowance under either item (i) or item (ii) above, the chief legislative body of the respective city, special school district or county must pass a resolution authorizing the provisions of either item (i) or item (ii) above and accepting the liability therefore; and

WHEREAS, any such resolution must apply to current and future retirees and must become effective on the first day of any quarter following the filing of the resolution with the Tennessee Consolidated Retirement System. No retroactive benefits shall be paid under the provisions of Tennessee Code Annotated, Section 8-36-209(a)(2).

NOW THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of
(Name of Governing Body)

Anderson County, TN hereby increases the minimum service retirement allowance payable
(Name of Political Subdivision)

to its former, current and future members of boards, commissions, committees, councils and the like with respect to creditable service established pursuant to Tennessee Code Annotated, Section 8-35-226 as follows:

(CHECK ONE)

_____ (i) Fourteen dollars and eighty-eight cents (\$14.88) per month for each year of such creditable service adjusted effective July 1, 2014, and on each July 1 thereafter pursuant to the cost-of-living provisions in Tennessee Code Annotated, Section 8-36-701(b)(1) and (2); or

(ii) Twenty-one dollars and twenty-six cents (\$21.26) per month for each year of such creditable service adjusted effective July 1, 2014, and on each July 1 thereafter pursuant to the cost-of-living provisions in Tennessee Code Annotated, Section 8-36-701(b)(1) and (2).

This Resolution shall apply to current and future retirees and will become effective on the 1st day of October, 2013 (said date must be the first day of any quarter following the filing of this Resolution with the Tennessee Consolidated Retirement System).

No retroactive benefits shall be paid under the provisions of this Resolution. All liabilities resulting from this Resolution shall be the responsibility of the political subdivision and not the State of Tennessee.

STATE OF TENNESSEE

COUNTY OF Anderson

I, Jeff Cole, clerk of the Board of County Commissioners of
(Name of Governing Body)

Anderson County, Tennessee do hereby certify that this is a true and exact copy of the foregoing
(County and Town or City)

Resolution that was approved and adopted in accordance with applicable law at a meeting held on the 19th day of

August, 2013, the original of which is on file in this office.

IN WITNESS THEREOF, I have hereunto set my hand, and the seal of the Anderson County Commission
(Name of Political Subdivision)

Jeff Cole
as Clerk of the Board, as aforesaid

SEAL



21. Commissioner Iwanski moved to take issue of paying legal fees incurred by the County Mayor due to the lawsuit filed by Anderson County Sheriff. Seconded by Commissioner Wandell. Motion carried by voice vote.

“10 minute recess”

22. Commissioner White moved to reimburse legal fees incurred by the County Mayor at present and not pay any further fees, also that the County Mayor and Anderson County Sheriff meet with County Attorney Yeager for discussion. Seconded by Commissioner Mead.

Commissioner Irwin moved to amend the motion to fund all legal fees for Mayor's Council to the extent of this while continuing efforts to reach an agreement out of court. Seconded by Commissioner Bates.

23. Commissioner Hitchcock moved to table paying the legal fees incurred by the County Mayor.

Commissioner Hitchcock moved to table the amendment. Seconded by Commissioner McKamey. Motion carried by voice vote. NO: Irwin and Bates.

Voting Aye: Alderson, Bilsoki, Creasey, Hitchcock, Isbel, Iwanski, McKamey, Meredith and Wandell. NO: Bates, Emert, Irwin, Meredith and White. Absent: Fritts and Shuey. Motion carried

24. Commissioner McKamey moved for a 15 minute recess. Seconded by Commissioner Hitchcock. Motion carried by voice vote. NO: Bates.

"15 minute"

25. Commissioner Iwanski moved to request for the County Mayor, County Sheriff and a representative from the County Commission to meet for mediate. Seconded by Commissioner Mead.

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

26. Commissioner Alderson moved to appropriate with a cap of \$20,000.00 for County Mayor and \$20,000.00 for County Sheriff. Seconded by Commissioner Isbel.

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

27. Commissioner McKamey moved to adjourn. Seconded by Commissioner Meredith. Motion carried by voice vote.

Chuck Fritts, Chairman
County Commission

Jeff Cole
County Clerk