

**ANDERSON COUNTY
QUARTERLY
COMMISSION MINUTES
JULY 21, 2014**

BE IT REMEMBERED THAT THE ANDERSON COUNTY BOARD OF COUNTY COMMISSION MET IN QUARTERLY SESSION JULY 21, 2014 WITH THE FOLLOWING COMMISSIONERS PRESENT: CHUCK FRITTS, TRACY WANDELL, MARK ALDERSON, STEVE EMERT, DUSTY IRWIN, ZACH BATES, TIM ISBEL, ROBERT MCKAMEY, JERRY WHITE, WHITEY HITCHCOCK, JERRY CREASEY, JOHN SHUEY, ROBIN BILOSKI AND MYRON IWANSKI. ABSENT: RICK MEREDITH.

Prayer was led by Commissioner Bates.

Pledge of Allegiance was led by Commissioner Mead.

1. Commissioner Irwin moved to approve Consent Agenda. Seconded by Commissioner Isbel. Motion carried by voice vote.

- June 16, 2014 County Commission Minutes
- Notaries and Notary Bonds
- Courtesy resolution National Park Service "Manhattan Project"
- Director of Schools Report
- County Mayor
- Law Director Report
- Committee Reports
 - AC Tourism Council Minutes(6-25-14)
 - Veterans Service Advisory Minutes(7-7-14)
- Other Reports
 - Health Dept.-Quarterly Report
 - Trustee-Quarterly Report
 - AC Chamber of Commerce-Quarterly Report
- New Business
 - Trustee's request to be relieved of liability for the collection of delinquent taxes turned over to the Clerk and Master of Anderson County for the year 2012 with a total of \$770,401.36 and other prior years, etc.
 - Trustee's request for the release of the 2012 property taxes and property assessed in error totaling \$58,640.61.

Notaries

Amy Allen

Samuel H. Armes

Monica A. Baird

David R. Bradshaw

Jennifer Brooks

Angela Buckner

Jennifer Brooks

Angela Buckner

Cassandra Kanani Burcham

Elizabeth Ann Chinique

Pamela S. Clabough

Patricia V. Connell

Kimberly F. Eby

Billie H. Howard

Darla Ann Jones

Sharon L. Kidwell

Yvonne C. Kutchera
Richard Lee Landon Jr
Karen G. Leach
William E. Stephenson

Deanna H. Lowe
W. Clark Meredith
W. M. Stephens

Notary Bonds

Western Surety Company

Randi Nichole Brooks
Jackie Murphy
Penny Lonetta Hicks
Angela L. Evans
L. A. Ezell

SBCA

Tina Stanley
Zaccri M. Recker

2. Commissioner Mead moved to approve Regular Agenda. Seconded by Commissioner Irwin.

School Report

No action at this time.

Mayor Report

3. Commissioner Irwin made a motion to approve a one year extension on the Glen Alpine Convenience Center Agreement with the City of Clinton. Seconded by Commissioner Biloski. Motion carried by voice vote.

Law Director

4. Commissioner Biloski made a motion to transfer DARC Property to Emory Valley Center. Seconded by Commissioner Shuey. Motion carried by voice vote.

5. Commissioner Mead moved to approve the resolution urging congress to establish the Manhattan Project National Historical Park in the communities of Oak Ridge, Tennessee; Los Alamos, New Mexico; and Hanford, Washington and also to forward letter to U.S. Senator Lamar Alexander, U.S. Senator Bob Corker and Congress Chuck Fleischmann to pass this National Park. Seconded by Commissioner White. Motion carried by voice vote. (Exhibit A)

6. Commissioner Iwanski made a motion that any current employees, former employees or official of the county that are asked to be involved with the Ouster Suit with attorney(law director) that the county pay for legal representation with this case. Seconded by Commissioner Mead. Voting aye: Fritts, Wandell, Alderson, Emert, Bates, Isbel, McKamey, White, Hitchcock, Mead, Creasey, Biloski and Iwanski. Voting no: Irwin and Shuey. Absent: Meredith.

Purchasing Committee Report

7. Commissioner Creasey moved to approve five year contract with BCTI for CISCO telephone, hardware, software and services as per State of Tennessee contract #34863/SWC #T500, for the period of July 1, 2014 through June 30, 2019. Seconded by Commissioner Iwanski. Motion carried by voice vote.

8. Commissioner Irwin moved to approve five year contract with Seward Norris Roth IRA for facility lease for EMS Dept. for the period of July 1, 2014 through June 30, 2019, with an option for two additional years. Seconded by Commissioner McKamey. Motion carried by voice vote.

9. Commissioner Biloski moved to approve four year contract with Covenant Homecare for Hospice care for three individuals for Thomas Martin, Lavada Smith and Tommie Stevens for the EMS Dept. for the period of July 1, 2014 through June 30, 2017. Seconded by Commissioner Mead. Motion carried by voice vote.

Budget Committee

10. Commissioner Mead moved to approve recommendation from Budget Committee the following appropriations:

- Lake City (Rocky Top) Elementary Sidewalk Grant: \$195,849.00. No affect to Unassigned Fund Balance.
- Andersonville Elementary Sidewalk Grant: \$242,256. No affect to Unassigned Fund Balance.
- Elza Drive Matching Grant: \$400,000 of this amount \$200,000 will be reserved as of the June 30th closing to 101-34730.

Seconded by Commissioner Iwanski. Voting aye: Fritts, Wandell, Alderson, Emert, Irwin, Bates, Isbel, McKamey, White, Hitchcock, Mead, Creasey, Shuey, Biloski and Iwanski. Voting no: none. Absent: Meredith. Motion carried.(Exhibit B)

11. Commissioner Irwin moved to approve recommendation from Budget Committee an EMS transfer of \$12,000. Secdonded by Commissioner Iwanski. Motion carried by voice vote.(Exhibit C)

12. Commissioner Mead moved to approve recommendation from Budget Committee to pay \$25,755.95 owed to Century Bank as of June 30th by the Trustee's making an adjustment using the calculation worksheet that is provided, to all funds that have received property taxes prior to June 30, 2014, adjust that to the General Fund and then make one check out to First Century Bank. Seconded by Commissioner Biloski. Voting aye: Fritts, Wandell, Alderson, Emert, Irwin, Bates, Isbel, McKamey, White, Hitchcock, Mead, Creasey, Shuey, Biloski and Iwanski. Voting no: none. Absent: Meredith.

Highway Committee

13. Commissioner Alderson moved to approve recommendation from Highway Committee to set speed limits for 20 mph on Old Bryant Lane, Buchanan Lane and Old State Circle. Seconded by Commissioner Wandell. Motion carried by voice vote.

Operations Committee

14. Commissioner Shuey moved to approve recommendation from Operations Committee the 2015 County Government Holiday Schedule. Seconded by Commissioner Isbel. Motion carried by voice vote.

15. Commissioner Hitchcock moved to approve recommendation from Operations Committee the resolution requiring minimum mandatory training requirements for employees of beer permit holders. Seconded by Commissioner Biloski. Motion carried by voice vote.(Exhibit D)

16. Commissioner Hitchcock moved to approve recommendation from Operations Committee to auction property at 831 Clinch Avenue, Clinton and put back on tax rolls. Seconded by Commissioner Mead. Motion carried by voice vote.

Commissioner Isbel made a motion to amend previous motion to set minimum bid at 10% of tax appraisal. Seconded by Commissioner Shuey.

Commissioner Bates amended the amendment to have property assessor to evaluate property before sale. Seconded by Commissioner Biloski.

Commissioner Alderson moved to defer to Operations Committee for 30 days. Seconded by Commissioner Wandell. Motion carried by voice vote.

17. Commissioner Hitchcock moved to approve recommendation from Operation Committee to pave entrance road to East Wolf Valley Convenience Center with Solid Waste Funds. Seconded by Commissioner Wandell.

Commissioner Irwin made a motion to defer back to Operations Committee. Seconded by Commissioner Mead. Voting aye: Alderson, Emert, Irwin, Bates, Isbel, White, Hitchcock, Mead, Creasey and Biloski. Voting no: Fritts, Wandell, McKamey, Shuey and Iwanski. Absent: Meredith. Motion passed.

New Business

18. Commissioner Iwanski moved to refer request of purchasing AED's for Jolley Bldg. to the Budget Committee. Seconded by Commissioner Wandell. Motion carried by voice vote.

Meeting adjourned.



Chuck Fritts, Chariman

County Commission

Jeff Cole

County Clerk

JULY 21, 2014

EXHIBITS

EXHIBIT A: RESOLUTION URGING CONGRESS TO ESTABLISH THE MANHATTAN PROJECT NATIONAL HISTORICAL PARK IN THE COMMUNITIES OF OAK RIDGE, TENNESSEE; LOS ALAMOS, NEW MEXICO; AND HANFORD, WASHINGTON

EXHIBIT B: BUDGET APPROPRIATIONS

EXHIBIT C: BUDGET TRANSFER

EXHIBIT D: RESOLUTION REQUIRING MINIMUM MANDATORY TRAINING REQUIREMENTS FOR EMPLOYEES OF BEER PERMIT HOLDERS

*ALL ORIGINAL COPIES OF RESOLUTIONS AND MINUTES ARE FILED IN THE COUNTY CLERK'S CLINTON LOCATION LOCATED IN COURTHOUSE ROOM 111

Anderson County, Tennessee
Board of Commissioners

RESOLUTION NO. 14-07-504

RESOLUTION URGING CONGRESS TO ESTABLISH THE MANHATTAN PROJECT NATIONAL HISTORICAL PARK IN THE COMMUNITIES OF OAK RIDGE, TENNESSEE; LOS ALAMOS, NEW MEXICO; AND HANFORD, WASHINGTON.

WHEREAS, Public Law 108-340 entitled "The Manhattan Project National Historical Park Study Act," directed the Secretary of the Interior, in consultation with the U.S. Department of Energy, to conduct a study to assess the national significance, suitability, and feasibility of designating one or more of three sites named in the study as a unit of the National Park System; and

WHEREAS, the three sites are the Oak Ridge Reservation and town site in Oak Ridge, Tennessee; the Los Alamos National Laboratory and town site in New Mexico; and the Hanford site in Washington; and

WHEREAS, The Manhattan Project was a highly significant chapter in America's history that expanded scientific research, developed new technologies, and changed the role of the United States in the world community. This focused effort, combining military and scientific resources and involving hundreds of thousands of workers at multiple sites, was kept secret and out of public view for the duration of the project; and

WHEREAS, The Manhattan Project also represents a highly significant and unique chapter in Tennessee History, with tens of thousands of Tennesseans having worked on the effort, which ultimately contributed to ending World War II and saving countless American lives; and

WHEREAS, many beneficial technologies including nuclear medicine and nuclear energy have been developed from Manhattan Project era research conducted in Oak Ridge and the other sites; and

WHEREAS, the Manhattan Project was managed from Oak Ridge, Tennessee, with roughly sixty percent of Manhattan Project Recourses spent on facilities in Oak Ridge; and

WHEREAS, because of its unique heritage associated with the Manhattan Project, the City of Oak Ridge received the *Preserve America Community* designation in 2006, a designation developed in cooperation with the Advisory Council on Historic Preservation, the Department of the Interior, and other federal agencies; and

WHEREAS, in support of Public Law 108-340 and its study, the National Park Service undertook an extensive public involvement process, engaging state and local governments, private property owners, interested organizations, and citizens throughout Tennessee and the country. It was noted many times that the National Park Service is the appropriate organization to tell the full story of this high complex project; and

WHEREAS, upon completion of the National Park Service study, the U.S. Department of the Interior issued a recommendation in July 2011 for the establishment of a Manhattan Project National Historical Park comprised of resources in Oak Ridge, Tennessee; Los Alamos, New Mexico; and Hanford, Washington; and

WHEREAS, the park would be managed in partnership with the U.S. Department of Energy and the National Park Service with a focus on historic preservation and education; and

WHEREAS, through the Energy Communities Alliance, the cities of Oak Ridge, Los Alamos, and Hanford have worked constructively for many years on historic preservation and heritage tourism initiatives, are fully supportive of the establishment of a "three site, one National Park" concept within their communities, and are committed to creating a "21st Century Model National Park," based on partnerships, innovation, and shared resources in this era of fiscal constraint; and

WHEREAS, we recognize the need to protect the ongoing missions of the U.S. Department of Energy within our communities; and

WHEREAS, the Manhattan Project National Historical Park should be established this year in order to honor our Manhattan Project Veterans.

NOW, THEREFORE, BE IT RESOLVED, by the Anderson County Board of Commissioners meeting in day session this 21st day of July 2014 that:

We concur with the U.S. Department of the Interior recommendation for the establishment of a Manhattan Project National Historical Park comprised of resources in Oak Ridge, Tennessee; Los Alamos, New Mexico; and Hanford, in the Tri-Cities area of Washington state; and

BE IT FURTHER RESOLVED, that we urge the Congress of the United States to expeditiously designate the Manhattan Project sites as part of the National Park system in order to honor our Manhattan Project Veterans.

BE IT FURTHER RESOLVED that we urge the authorizing legislation to provide for inclusion of significant Oak Ridge town site assets in the Park boundary in order to interpret the rich history associated with the formation of the Manhattan Project community.

BE IT FURTHER RESOLVED, that copies of this resolution be transmitted by the County Clerk to the Tennessee Congressional Delegation, the Governor, the National Park Service, and the U.S. Department of Energy.

BE IT FURTHER RESOLVED, that local government and other community leaders throughout Tennessee are urged to support the proposed Manhattan Project National Historical Park to in order to preserve the history and contributions made by Tennessee citizens.

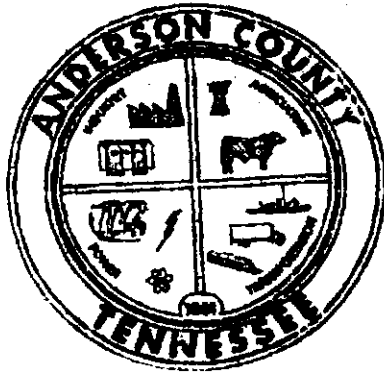
RESOLVED, DULY PASSESD AND EFFECTIVE this 21st day of July 2014.

Chuck Fritts

Chuck Fritts, County Commission Chair

Terry Frank

Mayor Terry Frank, County Mayor



ATTEST:

Jeff Cole

Jeff Cole, County Clerk

Anderson County, Tennessee

Board of Commissioners

Chuck Fritts, Chairman
100 North Main Street, Room 118
Clinton, TN 37716

July 21, 2014

VIA U.S. MAIL

U.S. Senator Lamar Alexander
455 Dirksen Senate Office Building
Washington, DC 20510

U.S. Senator Bob Corker
425 Dirksen Senate Office Building
Washington, DC 20510

Congressman Chuck Fleischmann
230 Cannon HOB
Washington, DC 20515

RE: Manhattan Project National Historical Park Act (S. 507/H.R. 1208)

Dear Honorable Gentlemen:

I am writing urging your support for passing the Manhattan Project National Historical Park Act legislation into law this year. This legislation will establish a national park with locations in Oak Ridge, Tennessee, Hanford, Washington, and Los Alamos, New Mexico helping current and future generations understand the critical role the Manhattan Project played in American History.

In 2011, the Department of Interior issued a recommendation to establish a national park based on the conclusions of a comprehensive National Park Service (NPS) Special Resource Study. The study recommended an innovative "three-site, one park" concept so that the unique contributions all of three of original Manhattan Project sites would be included. Bi-partisan legislation was introduced in the U.S. Senate last year by Senators Cantwell, Alexander, Heinrich, Murray, and Udall; and in the U.S. House of Representatives by Congressmen Hastings, Fleischmann, and Luján. Multiple, successful hearings have been held on the legislation, which came close to passage late last year.

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Congressional Delegation

July 21, 2014

The Manhattan Project legislation has strong bipartisan, bicameral support. The Senate Committee on Energy and Natural Resources passed the park legislation (S. 507) on May 16, 2013, and the House passed similar legislation (H.R. 1280) on April 24, 2013. On May 22, 2014, the House passed the legislation as Section 3471 of the National Defense Authorization Act (NDAA) (H.R. 1960). We urge you to work with Chairman Carl Levin and Ranking Member James Inhofe of the Armed Services Committee and support its passage as part of the NDAA.

The Manhattan Project is an important watershed in American and world history and its inclusion in the National Park System is long overdue. The park will feature the "secret cities" of Hanford, WA, Los Alamos, NM, and Oak Ridge, TN.

Both the Departments of Energy and Interior support the creation of the new park. The Department of Energy will continue to own and maintain its historic properties and address any environmental, health and safety issues.

I have worked for the Oak Ridge labs for many years and I fully understand the historical importance of this facility. I am constantly impressed at how the science of the Manhattan Project has transformed contemporary society with significant contributions in the fields of nuclear medicine, materials research, clean energy, and nanotechnology. These contributions were made by thousands of young men and women brought to Tennessee, New Mexico, and Washington from all over the world, many of whom subsequently settled in these communities and enjoyed productive careers.

Local city and county officials representing Oak Ridge have worked diligently on a plan with the U.S. Department of Energy and the NPS to establish local partnerships and investment that would enable the park to operate as a 21st Century model for national parks. The proposed national park in Oak Ridge would be integrated into a local economic development program for the downtown area that will result in capital investment and job creation. Community leaders are also working closely with their counterparts in Los Alamos and Hanford to collaborate on joint initiatives that would boost tourism and economic benefits in each of the affected states and regions. In fact, the Anderson County Board of Commissioners passed the attached resolution in support of this endeavor today.

The Manhattan Project National Historical Park at Oak Ridge, Los Alamos and Hanford is critical to the preservation of one the most significant events of the 20th Century. I encourage you and your colleagues to move forward with this legislation now in order to honor and recognize our remaining Manhattan Project veterans and their families.

Page 3 of 3
Congressional Delegation
July 21, 2014

Please let me know your thoughts and concerns about this important project. The Anderson County Board of Commissioners stands ready to support any legislative initiative supporting this American legacy.

Thank you for your continued support of this worthy project.

With kindest regards,

Chuck Fritts
Chairman Anderson County Commission

Enclosure:
Resolution

ANDERSON COUNTY GOVERNMENT BUDGET AMENDMENT REQUEST

Important Note: This form is due to the Budget Director's Office by 2:00 p.m. on the Tuesday before the Budget Committee meeting.

TYPE OF AMENDMENT

TRANSFER:

APPROPRIATION:

DEPARTMENT: Accounting

FROM: Cornie Byler
(Department Contact Person)

DATE: July 8, 2014

<u>INCREASE</u> / DECREASE CODE:	DESCRIPTION	AMOUNT
<u>101-46290-1001</u>	<u>Other Public Safety Grants</u>	<u>195,894.00</u>
<u>Total</u>		<u>195,894.00</u>

<u>INCREASE</u> / DECREASE CODE:	DESCRIPTION	AMOUNT
<u>101-91130-331-1001</u>	<u>Engineering Services</u>	<u>12,550.00</u>
<u>101-91130-349-1001</u>	<u>Other Contracted Services</u>	<u>167,383.53</u>
<u>101-91130-499-1001</u>	<u>Other Supplies & Materials</u>	<u>16,960.47</u>
		<u>195,894.00</u>

Justification / Explanation:

***Please attach additional sheet if necessary for additional information.*

Safe Routes To School grants for Sidewalk
and signals at Lake City Elem.

ANDERSON COUNTY GOVERNMENT BUDGET AMENDMENT REQUEST

Important Note: This form is due to the Budget Director's Office by 2:00 p.m. on the Tuesday before the Budget Committee meeting.

TYPE OF AMENDMENT

TRANSFER:

APPROPRIATION:

DEPARTMENT: Accounting

FROM: Connie Ayles
(Department Contact Person)

DATE: July 8, 2014

INCREASE / DECREASE CODE:	DESCRIPTION	AMOUNT
101-46190-1002	Other Gen Govt Grants - Andersonville	242,256.00
total		242,256.00

INCREASE / DECREASE CODE:	DESCRIPTION	AMOUNT
101-91130-321-1002	Engineering Services	26,000.00
101-91130-499-1002	Other Supplies & Materials	9,000.00
101-91130-791-1002	Other Construction	207,256.00
total		242,256.00

Justification / Explanation:

***Please attach additional sheet if necessary for additional information.*

Safe routes to School Grant for sidewalk
and signals for Andersonville Elem.

ANDERSON COUNTY GOVERNMENT BUDGET AMENDMENT REQUEST

Important Note: This form is due to the Budget Director's Office by 2:00 p.m. on the Tuesday before the Budget Committee meeting.

TYPE OF AMENDMENT

TRANSFER:

APPROPRIATION:

DEPARTMENT: Accounting

FROM: Connie Bytes
(Department Contact Person)

DATE: July 8, 2014

INCREASE / DECREASE CODE:	DESCRIPTION	AMOUNT
101-47170 - Increase	Appraisal Regional Commission	200,000.00
101-34730 - Decrease	Reserve	200,000.00
total		400,000.00

INCREASE / DECREASE CODE:	DESCRIPTION	AMOUNT
101-91170-321-ELZA	Engineering Services	45,750.00
101-91170-499-ELZA	Other Supplies & Materials	30,980.00
101-91170-599-ELZA	Other Charges	2,000.00
101-91170-791-ELZA	Other Construction	321,270.00
total		400,000.00

Justification / Explanation:

***Please attach additional sheet if necessary for additional information.*

ARC grant for sewer line at ELZA Drive
50/50 match.

ANDERSON COUNTY BUDGET AMENDMENT REQUEST

Important Note: this form is due to the budget Director's Office by 2:00 P.M. ON Tuesday before the Budget Committee meeting.

EXHIBIT
C

TYPE OF AMENDMENT

TRANSFER:

APPROPRIATION:

DEPARTMENT:

FROM:

EMS

Nathan Sweet

DATE _____

<u>INCREASE / DECREASE</u> (circle one)	CODE DESCRIPTION	AMOUNT
205-55130-355	Travel	\$ 4,000.00
205-55130-712	Heat and Air	\$ 8,000.00
\$		12,000.00

INCREASE / <u>DECREASE</u> (circle one)	CODE DESCRIPTION	AMOUNT
205-55130-356	Tuition	\$ 10,000.00
205-55130-718	Motor Vehicle	\$ 2,000.00

<p>Motion</p> <p><input type="checkbox"/> To Approve</p> <p><input type="checkbox"/> To Refer</p> <p style="padding-left: 40px;"><input type="checkbox"/> With <input type="checkbox"/> W/O</p> <p>Seconded _____</p> <p>Motion</p>	
\$ 12,000.00	

Detailed Justification / Explanation :

Travel increase due to National EMS Expo coming to Nashville, did not know it was going to be this close, sending several staff to this event. Tuition is going to be less due to no one being reimbursed for EMTP school.

Heat and Air for units at station 5

What Impact does this amendment/appropriation have on next year's budget? (One time amendment or permanent increase)

One time amendment no impact on next FY.

5

Anderson County, Tennessee
Board of Commissioners

EXHIBIT

D

RESOLUTION NO. 14-07-505

**RESOLUTION REQUIRING MINIMUM MANDATORY TRAINING
REQUIREMENTS FOR EMPLOYEES OF BEER PERMIT HOLDERS**

WHEREAS, in order to protect the health, safety and welfare of Anderson County citizens, the Anderson County Beer Board desires to adopt minimum mandatory training requirements for all employees of beer permit holders; and

WHEREAS, *Tennessee Code Annotated, Section 57-5-105 (j)* provides that:

A county legislative body may impose training or certification restrictions or requirements on employees of a permit holder, but such restrictions or requirements shall not apply to any employee who is possessed of a server permit issued by the alcoholic beverage commission pursuant to chapter 3, part 7 of this title.

WHEREAS, the Beer Board passed this resolution by unanimous vote on May 27, 2014 and strongly encourages the Board of Commissioners approve this measure for the safety of all citizens.

NOW THEREFORE, BE IT RESOLVED by the Anderson County Board of Commissioners meeting in regular session this 21st day of July 2014 that:

Section 1: No person holding a permit or license to sell beer in the county, outside the municipal limits of Oak Ridge, Clinton, Oliver Springs, Lake City and Norris shall allow any employee to sell or serve beer unless that employee has attended and completed a program of alcoholic beverage sale or server instruction approved and certified by the Tennessee Alcoholic Beverage Commission.

Section 2: No employee of a person holding a beer permit or license to sell beer in the county, outside the municipal limits of Oak Ridge, Clinton, Oliver Springs, Lake City and Norris shall be allowed to sell or serve beer unless that person has attended and completed a program of alcoholic sale or server instruction approved and certified by the Tennessee Alcoholic Beverage Commission.

- A) New employees of permit holders will have thirty (30) days to obtain proper certification from the date of hire.
- B) Certificate of training is transferable between alcohol outlets except for outlets that are certified Responsible Vendors by the Tennessee Alcoholic Beverage Commission.

C) Employees holding a valid Tennessee Alcoholic Beverage Commission certification or license shall be exempt from the terms of this resolution.

Section 3: Employees of permit holders shall annually complete a program of alcoholic sale or server instruction approved and certified by the Tennessee Alcoholic Beverage Commission.

Section 4: Documentation demonstrating compliance with the terms of this resolution shall be maintained on premises and shall be available for inspection by proper authorities at all times.

Section 5: The Anderson County Beer Board may issue Show Cause Orders to any permit holders or employees to command their presence and answer charges before the Board upon information and belief received that a violation of this resolution has occurred.

Section 6: Failure to comply with annual training requirements will result in the suspension of a beer permit for up to ten (10) days, or in the alternative, the imposition of a monetary fine. Underage sales violation shall be punishable by permit suspension, revocation and/or monetary fines commensurate with the attached *Exhibit 1*.

Section 7: The Anderson County Clerk shall cause a copy of this resolution to be mailed to all beer permit holders within thirty (30) days of passage and all new applicants shall be provided a copy of this resolution at the time of application.

Section 8: The terms of this resolution are hereby incorporated by reference in the Anderson County Beer Board Rules and Regulations.

Section 9: If any provision of this resolution shall be invalidated by a court of law the remaining sections shall remain valid, effective and enforceable.

Section 10: This resolution shall take effect ninety (90) days from the date of passage of this Resolution.

DULY RESOLVED, PASSED AND APPROVED this 21st day of July 2014.



Chuck Fritts, County Commission Chair

Mayor Terry Frank, County Mayor

ATTEST:



Jeff Cole, County Clerk

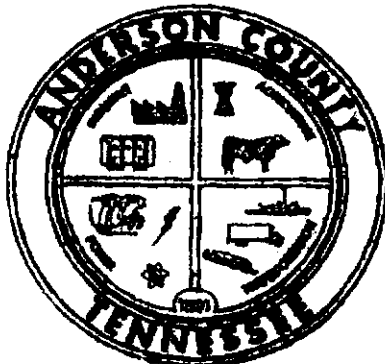


EXHIBIT 1

A vendor whose agent sells or distributes beer to a minor shall be guilty of an offense and shall be punished by the Anderson County Beer Board as follows:

- (1) For a first offense:
 - (a) a vendor who has received certification from the Alcoholic Beverage Commission pursuant to the Tennessee Responsible Vendor Act of 2006 shall be fined not less than five hundred (\$500.00) dollars nor more than one thousand (\$1,000.00) dollars in lieu of suspension; or,
 - (b) a vendor who has not received certification from the Alcoholic Beverage Commission shall be fined not less than five hundred (\$500.00) dollars nor more than two thousand, five hundred (\$2,500.00) dollars in lieu of suspension.
- (2) For a second offense:
 - (a) a vendor who has received certification from the Alcoholic Beverage Commission pursuant to the Tennessee Responsible Vendor Act of 2006 shall be fined one thousand (\$1,000.00) in lieu of suspension; or,
 - (b) a vendor who has not received certification from the Alcoholic Beverage Commission shall be fined not less than one thousand (\$1,000.00) dollars nor more than two thousand, five hundred (\$2,500.00) dollars in lieu of suspension.
- (3) A vendor who is guilty of an offense shall not be considered a repeat or multiple offender and subject to the enhanced penalties described in this section if twenty-four (24) or more months have elapsed between the date of the present offense and the date of any preceding violations.
- (4) A Responsible Vendor's certification shall be revoked if it has two (2) offenses within a twelve (12) month period.
- (5) All fines shall be paid within seven (7) calendars days of assessment or permit will be suspended on the 8th day.