

**ANDERSON COUNTY
REGULAR SESSION
COMMISSION MINUTES
MAY 16, 2016**

BE IT REMEMBERED THAT THE ANDERSON COUNTY BOARD OF COMMISSION MET IN REGULAR SESSION ON MAY 16, 2016 WITH THE FOLLOWING COMMISSIONERS PRESENT: CHUCK FRITTS, TRACY WANDELL, RICK MEREDITH, STEVE EMERT, PHIL WARFIELD, ZACH BATES, TIM ISBEL, JERRY WHITE, WHITEY HITCHCOCK, STEVE MEAD, JERRY CREASEY, THERESA SCOTT, ANGELEQUE MCNUTT AND MYRON IWANSKI. ABSENT: MARK ALDERSON AND ROBERT MCKAMEY.

Prayer was led by Commissioner Warfield.

Pledge of Allegiance was led by Commissioner Isbel.

1. Commissioner Warfield made a motion to approve Consent Agenda. Seconded by Commissioner Isbel. Motion carried by voice vote.

- April 18, 2016 County Commission Minutes
- Notaries and Notary Bonds
- Reports
 - Director of Schools
 - Written Report
 - County Mayor
 - Law Director
 - Written Report
- Committee Reports
 - Finance Committee (5-10-16)

Notaries

Eduardo Ayala

Melissa Wallis Bacon

Michael C Bowers

Nicole Danielle Brannick

Eric T Brantley

Kathleen A Byers

Debbie A Cook

Holly Lenn Culleton

Lori L Ellis

Anne Stratman Freeman

Donna G Gehrig

Pamela P Gibson

Amy N Grant

Joyce Gunter

Geneva Louise Haynes

Jason S Henderson

Talia Holder

Joshua L Holley

Karen N Leon

Lesla A Maddux

Karra Lee Paquette

Terry P Roberts

Rebecca Kim Schrader

Donna M Scott

Sabrina A Sherwood

Karen E Tadlock

Jeremiah R Thompson

Carolyn D Vanhuss

Notary Bonds

Western Surety Co

Darlene Lowe
Joan S Roberts
Ashley Hart Baker
Randy Lynn Martin
William A Crowe
Marcia Pemberton
Dennis Pemberton
Tina Treece
Sonya D Patterson

State Farm

Kimberly LaRue
Judy Bates
Elizabeth Burrell
Teresa Bailey
Salvatore W Varsalona
Melissa J Edmondson
L Biloski

SBCA

Robert McKamey
Jill M Chitwood
Tiffany Haines
Angela T Stevenson
Rachel Cox

RLI

Johnna L Etheridge
Vincent Chiaro

Nationwide

Whitney Cooper
Amanda Miliken

Merchants

Theresa Jones Laudenslager
Brianna Massengale

Old Republic Surety Co

Hannah Tippett

2. Commissioner White made a motion to approve the Regular Agenda. Seconded by Commissioner Warfield.

Commissioner Creasey made a motion to add an item under New Business for the Legislative Committee concerning the food and hall tax. Motion carried by voice vote.

3. Commissioner Meredith made a motion to approve resolution 16-05-581 honoring Chief Deputy Mary Ellen Murphy seventeenth member of the Anderson County Commission. (Exhibit A) Seconded by Commissioner Warfield. Motion carried by voice vote.

Law Director

4. Commissioner Meredith made a motion to approve resolution 16-05-580 establishing the composition, terms and compensation for members of the Board of Equalization. (Exhibit B) Seconded by Commissioner Scott. Motion carried by voice vote.

5. Commissioner Iwanski made a motion that we move to proceed with evaluation of the concept of moving the General Sessions Court to the Daniel Arthur Building. The Purchasing Agent in cooperation with the Law Director shall prepare an RFP for an engineering evaluation of the suitability of the facility for use as a court. Use of Daniel Arthur building is subject to final approval by County Commission once engineering evaluation and cost estimates are available. Alternative court locations will be considered prior to final approval. Seconded by Commissioner Scott. Motion carried by voice vote.

6. Commissioner Mead made a motion to have an Executive Session at end of meeting. Seconded by Commissioner Warfield. Motion carried by voice vote.

Budget Committee

7. Commissioner Scott requested to pull Item 10/205 EMS \$15,500.00 for discussion.

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

Increase Expenditure Code:

141-71100-449	Textbooks	\$108,282.00
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Decrease Expenditure Code:

141-34655-3000	Committed for Education	\$108,282.00
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Textbook Reserve

(Amendment on the reserve will be taken from 141-39000 and a JE will replenish the unassigned fb)

9. Commissioner Fritts made a motion to approve the following school transfers. Seconded by Commissioner Iwanski. Motion carried by voice vote.

Increase Expenditure Codes:

141-72510-207	Medical Insurance	\$3,950.41
141-72510-355	Travel	500.00
141-72510-399	Other Contracts	786.00
141-72510-435	Office Supplies	250.00
141-72510-499	Other Supplies & Materials	1,267.21
141-72510-524	Staff Development	<u>300.00</u>
	Total Expenditures Increased	\$7,053.62

Decrease Expenditure Codes:

141-72510-105	Supervisor/Director	\$250.00
141-72510-119	Accountants/Bookkeepers	2,853.21
141-72610-207	Operation of Plant-Medical Insurance	<u>3,950.41</u>
	Total Expenditures Decreased	\$7,053.62

Increase Expenditure Codes:

141-71200-725	Special Ed-Equipment	\$12,623.00
141-72220-399	Special Ed-Other Cont. Services	<u>1,000.00</u>

<u>Decrease Expenditure Codes:</u>	Total Expenditures Increased	\$13,623.00
141-71200-320	Special Ed-Dues & Memberships	\$448.00
141-71200-399	Special Ed-Other Cont. Services	7,000.00
141-72220-308	Special Ed-Consultants	2,655.00
141-72220-524	Special Ed-Staff Development	<u>3,520.00</u>
	Total Expenditures Decreased	\$13,623.00

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

<u>Increase Expenditure Code:</u>	Building Improvements	\$56,000.00
101-55110-707		

<u>Reserve Expenditure Code:</u>	Restricted	\$56,000.00
101-34530-2000		

(Amendment will be taken from 101-39000 and a JE will replenish the unassigned fb)

<u>Increase Expenditure Code:</u>	Postal Charges	\$9,000.00
101-52500-348		

<u>Increase Revenue Code:</u>	Postal Charges	\$9,000.00
101-45510-1000		

<u>Increase Expenditure Code:</u>	Data Processing Equipment	\$5,100.00
101-52500-709		

<u>Increase Revenue Code:</u>	State Reimbursement	\$5,100.00
101-46990-6000	Other Business	

<u>Increase Expenditure Codes:</u>	Communication-Cell/Pager Service	\$250.00
101-52500-307-0100	Data Processing Equipment	<u>1,800.00</u>
101-52500-709	Total Expenditures Increased	\$2,050.00

<u>Increase Revenue Code:</u>	Transfers In	1,800.00
101-49800		

<u>Decrease Expenditure Code:</u>	Communication	\$250.00
101-52500-307		

<u>Decrease Expenditure Code:</u>	General Admin Projects	1,800.00
171-91110-708		

<u>Increase Expenditure Code:</u>	Transfers Out	1,800.00
171-99100-590		

<u>Increase Revenue Code:</u>	Service Fees	\$1,150.00
101-43194-ANML		

<u>Decrease Expenditure Code:</u>	Animal Food & Supplies	\$1,150.00
101-55120-401		

<u>Increase Expenditure Code:</u>	Highway Construction	\$33,000.00
171-91130-713		

Increase Revenue Code:

171-49800 Transfer In \$33,000.00

Increase Expenditure Code:

116-99100-590 Transfer Out \$33,000.00

Decrease Reserve Code:

116-34585 Restricted Capital Projects \$33,000.00

(Amendment will be from 116-34535 and a JE will replenish the restricted reserve for Solid Waste)

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

Increase Expenditure Codes:

116-55710-524 Staff Development \$1,200.00

116-55710-510 Trustee's Commission 1,000.00

Total Expenditures Increased \$2,200.00

Decrease Expenditure Code:

116-55732-408 Concrete \$2,200.00

Increase Expenditure Codes:

101-51800-513 Workman's Comp \$332.00

101-52200-513 Workman's Comp 341.00

101-55110-513 Workman's Comp 876.00

101-51900-599 Other Charges 10,000.00

101-51310-103 HR Assistant 4,621.76

Total Expenditures Increased \$16,170.76

Decrease Expenditure Codes:

101-51720-513 Workman's Comp \$700.00

101-55120-513 Workman's Comp 495.00

101-57100-513 Workman's Comp 354.00

101-54110-207 Medical Insurance 10,000.00

101-51310-162 Clerical Personnel 4,621.76

Total Expenditure Decreased \$16,170.76

Increase Expenditure Codes:

101-52500-513 Workman's Comp \$28.00

101-53900-513 Workman's Comp 149.00

101-54410-513 Workman's Comp 612.00

101-54210-513 Workman's Comp 999.82

101-54490-513 Workman's Comp 781.00

101-55160-513 Workman's Comp 1,289.00

101-55190-513-3000 Workman's Comp 420.00

101-51240-513 Workman's Comp 382.87

Total Expenditures Increased \$4,220.87

Decrease Expenditure Codes:

101-52500-207 Medical Insurance \$28.00

101-53900-207 Medical Insurance 149.00

101-54110-207	Medical Insurance	612.00
101-54210-207	Medical Insurance	\$559.00
101-54490-207	Medical Insurance	781.00
101-55160-207	Medical Insurance	1,289.00
101-55190-207-3000	Medical Insurance	999.82
101-51240-207	Medical Insurance	<u>382.87</u>
	Total Expenditures Decreased	\$4,220.87

Increase Expenditure Codes:

101-55160-709-2100	Data Processing Equipment	\$200.00
101-55110-329	Laundry Service	1,000.00
101-55110-434	Natural Gas	300.00
101-55110-499	Other Supplies	<u>1,000.00</u>
	Total Expenditures Increased	\$2,500.00

Decrease Expenditure Code:

101-55160-599-2100	Other Charges	\$200.00
101-55110-340	Printing Stationary and Forms	700.00
101-55110-790	Other Equipment	1,200.00
101-55110-599	Other Charges	<u>400.00</u>
	Total Expenditures Decreased	\$2,500.00

12. Commissioner White made a motion to approve the following general fund unassigned fund balance appropriation. Seconded by Commissioner McNutt.

Increase Expenditure Code:

101-51400-331	Legal Services	\$59,258.62
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Decrease Reserve Code:

101-39000	Unassigned Fund Balance	\$59,258.62
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Commissioner Wandell made a motion to defer to Operations Committee the payment of David Crowley Director of Public Works legal fees. Seconded by Commissioner Mead. Voting aye: Fritts, Wandell, Meredith, Emert, Warfield, Isbel, Mead, Creasey, Scott, McNutt and Iwanski. Voting no: Bates, White and Hitchcock. Absent: Alderson and McKamey. Motion passed.

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

Increase Expenditure Code:

101-53400-317	Data Processing Services	\$2,325.00
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Decrease Reserve Code:

101-34720	Assigned for Circuit Court	\$2,325.00
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(Amendment will be taken from 101-39000 but a JE will replenish the unassigned fb)

14. Commissioner Meredith made a motion to approve the state form No. CT-0253 which is part of the process for the \$1.2M note that was issued to the School Department. Seconded by Commissioner Mead. Motion carried by voice vote.

Finance Committee

No action at this time.

Operations Committee

15. Commissioner Isbel made a motion to create a Budget Committee and Purchasing Committee consisting of 5 County Commissioners each. Trustee Rodney Archer will make recommendations for the Investment Committee. Seconded by Commissioner Scott.

Commissioner Isbel made a motion to amend this to be a resolution. Seconded by Commissioner Mead.

Commissioner Iwanski amended resolution to say 5 County Commissioners. Seconded by Commissioner Mead. Motion carried by voice vote

Commissioner Hitchcock wanted to amend resolution to add B2. Motion carried by voice vote.

Commissioner Fritts wanted to amend resolution to read a minimum of 5 people but no more than 8. Seconded by Commissioner McNutt. Voting aye: Fritts, Wandell, Meredith, Emert, Isbel, Creasey, Scott, McNutt and Iwanski. Voting no: Warfield, Bates, White Hitchcock and Mead. Absent: Alderson and McKamey. Motion passed.

Commissioner McNutt made a motion to approve resolution 16-05-582 to establish the Budget Committee and Purchasing Committee pursuant to the directives of the fiscal management system of 1981 as amended. (Exhibit C) Motion carried by voice vote.

16. Commissioner White made a motion that commission form a task force to look in and peruse the General Sessions Court moving in Oak Ridge and Bring back to this body the best possible recommendation based on their findings and let commission then make final decision. Seconded by Commissioner Wandell.

Commissioner White amended motion that the task force include 5 members which include Commissioner McNutt, Commissioner Scott, Mayor Terry Frank and 2 City of Oak Ridge people. Motion carried by voice vote.

Purchasing Committee

17. Commissiner Wandell made a motion to approve a FEMA Grant Contract for a thirty eight month contract for the period of March 2, 2016 thru June 4, 2019 this is an amendment to increase the original award a total of \$7,872.14 for 2014 repairs from storm damage. Seconded by Commissioner Scott. Motion carried by voice vote.

18. Commissioner Meredith made a motion to approve a fourteen month contract with Dynamic Recycling, TN LLC for the period of April 25, 2016 thru June 30, 2017 for electronic recycling per bid #4650 for Solid Waste. Seconded by Commissioner Isbel. Motion carried by voice vote.

19. Commissioner White made a motion to approve a one year contract with Mayfield Dairy Farms for the period of July 1, 2016 thru June 30, 2017 with the option to renew for four additional years. The contract is for ice cream products for Anderson County Schools per bid #4680. Seconded by Commissioner Scott. Motion carried by voice vote.

20. Commissioner Scott made a motion to approve a three year contract with Life Safety Inspections for the period of July 1, 2016 thru June 30, 2019 for fire extinguisher maintenance and service per bid 4673 for Anderson County Schools and Anderson County Government. Seconded by Commissioner Wandell. Motion carried by voice vote.

21. Commissioner Scott made a motion to approve a contract with Prairie Farms Dairy for one year for the period of July 1, 2016 thru June 30, 2017 with the option to renew for four additional years for dairy, milk and juice products for Anderson County Schools per bid #4679. Seconded by Commissioner Isbel. Voting aye: Fritts, Wandell, Emert, Isbel, Mead, Creasey and Iwanski. Voting no: Meredith, Warfield, Bates, White, Hitchcock, Scott and McNutt. Absent: Alderson and McKamey. Motion failed.

Commissioner Warfield made a motion to reconsider previous contract with Prairie Farms Dairy. Seconded by Commissioner Mead. Voting aye: Fritts, Wandell, Meredith, Emert, Warfield, Isbel, White, Mead, Creasey, Scott, McNutt and Iwanski. Voting no: Bates and Hitchcock. Absent: Alderson and McKamey. Motion passed.

Voted to approve contract with Prairie Farms Dairy. Voting aye: Fritts, Wandell, Meredith, Emert, Warfield, Isbel, Mead, Creasey, Scott, McNutt and Iwanski. Voting no: Bates, White and Hitchcock. Absent: Alderson and McKamey. Motion passed.

22. Commissioner White made a motion to approve a contract with Dixie Roofing for four months for the period of May 17, 2016 thru September 14, 2016 for Clinton Middle School partial re-roofing project per bid #4657. Seconded by Commissioner Meredith. Motion carried by voice vote.

Old Business

No action at this time.

New Business

23. Commissioner Creasey made a motion the Legislative Committee consider doing a resolution for the legislature to stop the hall tax and eliminate the food tax. Seconded by Commissioner Warfield. Motion carried by voice vote.

Executive Session

24. Commissioner Fritts made a motion that Commission go back into Executive Session and only voting members and our attorney be present in the room at that time. Seconded by Commissioner Mead. Motion carried by voice vote. Voting no: Meredith and White.

Executive Session

25. Commissioner Fritts made a motion that we ask for all prohibited signs displayed anywhere threw out the courthouse be immediately removed. Seconded by Commissioner Mcnutt.

Commissioner Fritts amended his motion that any signage on the outside of any door inside courthouse be removed except for what is approved by ADA and the designation of any offices. Seconded by Commissioner Mead. Motion carried by voice vote.

Meeting adjourned.



Steven R Emert, Chairman
County Commission



Jeff Cole
County Clerk



EXHIBIT PAGE

MAY 16, 2016

EXHIBIT A: RESOLUTION HONORING CHIEF DEPUTY MARY ELLEN MURPHY "SEVENTEENTH MEMBER OF THE ANDERSON COUNTY COMMISSION"

EXHIBIT B: RESOLUTION ESTABLISHING THE COMPOSITION, TERMS AND COMPENSATION FOR MEMBERS OF THE BOARD OF EQUALIZATION

EXHIBIT C: RESOLUTION TO ESTABLISH THE BUDGET COMMITTEE AND PURCHASING COMMITTEE PURSUANT TO THE DIRECTIVES OF THE FISCAL MANAGEMENT SYSTEM OF 1981

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

Anderson County, Tennessee

EXHIBIT

Board of Commissioners

A

RESOLUTION 16-05-581

A RESOLUTION HONORING CHIEF DEPUTY MARY ELLEN MURPHY "SEVENTEENTH MEMBER OF THE ANDERSON COUNTY COMMISSION"

WHEREAS, with great admiration, honor and somewhat sadness the Anderson County Commission announces the retirement of our own Chief Deputy, Mary Ellen Murphy who has served the citizens of Anderson County with dignity, dedication and distinction for over thirty-five (35) years; and

WHEREAS, Mrs. Murphy began her career in 1980 serving in the positions of Benefits Manager, Deputy County Clerk, Codes Enforcement Officer, Administrative Assistant and Chief Deputy to the Anderson County Commission; and

WHEREAS, not only did Mrs. Murphy hold numerous professional certifications in building inspection and codes enforcement, but she held the prestigious honor of being one of the first Anderson County employees to receive the distinction of "Certified Public Administrator" from the University of Tennessee; and

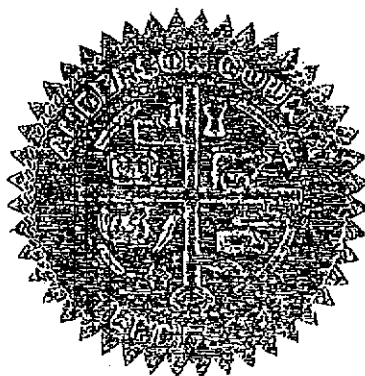
WHEREAS, Mary's dedication and diligent work ethic will never be forgotten by the members of the Anderson County Commission, past and present. She maintained the Commission's records in perfect order, excelled at ever task we requested, provided a unique and accurate historical perspective of legacy issues that will never be duplicated, and above all forever touched each and every one of our professional careers and personal lives.

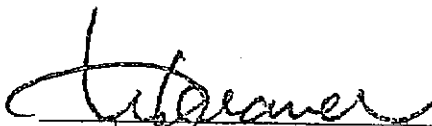
NOW THEREFORE, BE IT RESOLVED by the Anderson County Legislative Body meeting in regular session this 16th day of May 2016 that we honor our dear friend who dedicated her professional career to making us look good. She always took great pride in her job duties and loved assisting the citizens of Anderson County. Undoubtedly, she will greatly be missed by the entire Anderson County Commission.

BE IT FURTHER RESOLVED, that we hereby honor and forever bestow Mary Ellen Murphy with the title of "Anderson County's Seventeenth Commissioner." In June we close the official books of Anderson County for another fiscal year, and we symbolically close the career of Mary Ellen Murphy. Therefore, fittingly we forever honor her by proclaiming each June of every future year as "Mary Ellen Murphy Month" in Anderson County, Tennessee.

APPROVED, DULY PASSED AND EFFECTIVE this 16th day of May 2016.


Steve R. Ewert, Board of Comm.




Terry Frank, County Mayor


Jeff Cole, County Clerk (Attest)

Anderson County, Tennessee
Board of Commissioners
RESOLUTION No: 16-05-580

**RESOLUTION ESTABLISHING THE COMPOSITION, TERMS AND
 COMPENSATION FOR MEMBERS OF THE BOARD OF EQUALIZATION**

WHEREAS, *Tennessee Code Annotated (TCA) § 67-1-401(a)* requires the county legislative body to elect five (5) freeholders and taxpayers, for a term of two (2) years to constitute the local Board of Equalization, and

WHEREAS, *TCA § 67-1-401(a)(3)* allows cities with a population greater than ten thousand (10,000) to elect one member to the county Board of Equalization, and

WHEREAS, *TCA § 67-1-402* requires that each member of the county Board of Equalization take and subscribe to an oath of office prior to the discharge of their official duties to be taken before the county mayor and filed with the county clerk, and

WHEREAS, *TCA 67-1-403(a)* mandates that each county Board of Equalization will elect from its membership a chairperson and secretary for the board, and

WHEREAS, *TCA 67-1-403(d)* specifies that board members shall be compensated by the county for their services.

NOW THEREFORE, BE IT RESOLVED by the Anderson County Board of Commissioners meeting in regular session this 16th day May, 2016 that the following freeholders and taxpayers are elected to the Anderson County Board of Equalization for two year terms beginning on May 1, 2016 and ending on April 30, 2018: Don Butler, Larry Disney, James Ferguson, Carl Roach and Leonard Abbatiello as the City of Oak Ridge representative.

BE IT FURTHER RESOLVED that the compensation for board members shall be set at sixty dollars (\$60.00) per meeting for regular members and seventy (\$70.00) per meeting for the chairperson.

RESOLVED, DULY PASSED, APPROVED AND EFFECTIVE this 16th day of May, 2016.

Steven P. Emert

Steve Emert, Chair, AC Commission



Terry Frank, Anderson County Mayor

ATTEST:

Jeff Cole

Jeff Cole, Anderson County Clerk

John Alley, Assessor of Property

Anderson County, Tennessee Board of Commissioners

EXHIBIT

C

RESOLUTION 16-05-582

A RESOLUTION TO ESTABLISH THE BUDGET COMMITTEE AND PURCHASING COMMITTEE PURSUANT TO THE DIRECTIVES OF THE FISCAL MANAGEMENT SYSTEM OF 1981

WHEREAS, the Fiscal Management System of 1981 codified at Tenn. Code Ann. §§ 5-21-105 et seq. requires the following:

T.C.A § 5-21-105. Special committees -- General provisions.

(a) The county legislative body may authorize the committee to assume the functions of any or all of the following special committees or the county legislative body may by resolution create:

- (1) A budget committee;
- (2) An investment committee; or
- (3) A purchasing committee.

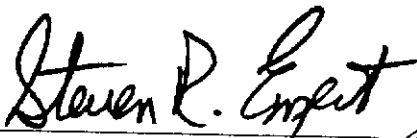
(b)(1) Except as provided in subdivision (b)(2), upon creation, the special committees shall be composed of a minimum of five (5) members appointed by the county legislative body. The members of such committee need not be members of the county legislative body.

(2)(A) Notwithstanding subdivision (b)(1), in counties having the following populations, according to the 1990 federal census or any subsequent federal census, special committees shall be composed of five (5) members.

(B) Notwithstanding subdivision (b)(1), in counties having a population of not less than seventeen thousand two hundred fifty (17,250) nor more than seventeen thousand five hundred fifty (17,550), according to the 1990 federal census or any subsequent federal census, the budget committee shall be composed of six (6) members.

NOW THEREFORE, BE IT RESOLVED by the Anderson County Legislative Body meeting in regular session this 16th day of May 2016 that separate committees be formed for Budget and Purchasing issues under the control and supervision of the Finance Committee. Each committee will consist of five (5) but no more than eight (8) county commission members appointed and selected by the Anderson County Legislative Body and compliant with all terms of the Fiscal Management Act of 1981.

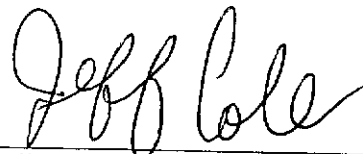
RESOLVED, DULY PASSED AND APPROVED this 16th day of May 2016.



Steve Emert, Chair, Board of Comm.



Terry Frank, County Mayor



Jeff Cole, County Clerk (Attest)