## **Anderson County Board of Commissioners**

Regular Agenda Monday June 21, 2021 @ 6:30 p.m.

- 1. Call to Order / Roll Call
- 2. Prayer / Pledge of Allegiance
- 3. Appearance of Citizens

#### 4. Approval and Correction of Agendas

- Consent Agenda
- Regular Agenda

#### 5. Public Hearing Report – by Vice Chairman Shain Vowell

#### 6. Committee Reports

- Purchasing Report by Katherine Ajmeri, Deputy Purchasing Agent
- Budget Report by Robby Holbrook, Interim Finance Director

#### 7. Director of Schools – No Report

#### 8. County Mayor

- 1. Proposal for Civil Engineering Services for Pine Meadows Subdivision Preliminary Assessment
- 2. Update on Petition with the Surface Transportation Board re: RJ Corman's Abandonment of rail and desire to scrap rail infrastructure.
- 3. Briefing: We have been requested to issue "Notice of Violations" for short-term rentals under our zoning resolution.

#### 9. Law Director

- A. Contract Approvals
- B. Lawsuit Updates

#### • Request Executive Session

- C. Claxton VFD Land Transfer from School Board
- D. Boys and Girls Club Land Transfer from School Board
- E. TVA License Agreement for gate to be installed on Old Blacksferry Road
- F. Moran Missionary Baptist Church Railroad Crossing Closing
  - G. Sheriff's Promotion Exam for Detention Facility
- H. Allies for Substance Abuse Prevention Lease from School Board
- I. Charter Commission Outside Counsel Agreement Presented by Chairman Stonecipher
- J. Charter Vacancy Appointment
  - One Applicant Sabra Beauchamp
- K. Resolution Requesting Assistance for Remediation of American Nuclear Site
- L. Fireworks Private Act Ratification

#### 10. Committees/Boards Reports

- 1. Operations Committee Report by Chairman
  - American Legion of Oliver Springs
- 2. Intergovernmental Committee Report by Chairman Denenberg
  - American Nuclear Resolution

### 11. New Business

### **12.** Old Business Covid-19 Update

13. Adjourn

Respectfully Submitted Joshua Anderson, Chairman

## Anderson County Board of Commissioners Purchasing Committee Meeting Minutes June 14, 2021 4:30 p.m. in Room 312 of the Courthouse

**Members Present:** Tim Isbel (Committee Chair), Steve Mead, Phil Yager and Catherine Denenberg.

Member Absent: Denver Waddell

#### A. Contracts Approved by Law Director

- 1. <u>Trust Company of Tennessee, EMS, Contract #21-0121</u> Two-year contract to lease building for EMS Station 5 on Arcadia Lane in Oak Ridge. Cost is \$2,200 per month.
- <u>Comcast, Rocky Top Library, Contract #21-0129</u> Contract for business internet, phone lines and basic TV for \$173.35 per month. Previous price was \$175.25 per month.

Commissioner Denenberg made a motion to approve as a group and to forward to County Commission with a recommendation for approval. Commissioner Mead seconded the motion. Motion passed unanimously.

#### B. Contracts Pending Law Director Approval

- Life Check Systems, Detention Facility, Contract #21-0136 Two-year contract for technology that documents required inmate observation checks. Price is \$8,500 per year.
- 2. <u>Canon, Law Director, Contract #21-0137</u> Five (5) year lease of copier. Pricing from State Wide Contract at \$57.62 per month plus copy charges.
- **3.** <u>Comcast, Norris Library, Contract #21-0138</u> Contract for business internet and phone lines for \$163.45 per month. Previous price was \$214.80 per month.

Commissioner Denenberg made a motion to approve as a group and to forward to County Commission with a recommendation for approval. Commissioner Mead seconded the motion. Motion passed unanimously.

#### C. Other Business

#### D. New Business

1. <u>BMC Office Technology, Dental Clinic, Contract #21-0143</u> – Sixty-month copier lease for \$26.20 per month plus copies. The Dental Clinic currently owns a desktop printer. This lease is expected to save between \$500 and \$600 per year on toner costs.

Commissioner Denenberg made a motion to approve and to forward to County Commission with a recommendation for approval. Commissioner Mead seconded the motion. Motion passed unanimously.

#### E. Old Business

## ANDERSON COUNTY GOVERNMENT SUMMARY OF BUDGET AMENDMENTS

June 10, 2021

		June 10, 2021		
<u>PAGE NO.</u>	ITEM NO.	FUND - DEPARTMENT		AMOUNT
Group 1 - Con	sent Ager	nda - Transfers (No Commission Action Necessary)		
1	1	General Fund 101 - Finance	\$	16,233.00
3	2	General Fund 101 - Conservation	\$	1,100.00
3	3	General Fund 101 - HR	\$	900.00
4	4	General Fund 101 - Law Director	\$	1,500.00
4	5	General Fund 101 - Buildings	\$ \$ \$	1,018.80
5	6	General Fund 101 - Trustee	\$	14,000.00
5	7	General Fund 101 - County Clerk	\$	290.00
6	8	General Fund 101 - County Clerk	\$	1,056.10
6	9	General Fund 101 - IT	\$	197.62
6	10	General Fund 101 - Clerk & Master	\$	2,808.00
7	11	General Fund 101 - Finance	\$	3,698.00
7	12	General Fund 101 - Clerk & Master	\$ \$ \$	1,500.00
8	13	General Fund 101 - Sheriff's Department	\$	57,053.00
8	14	General Fund 101 - Sheriff's Department	\$	600.00
8	15	Omitted	\$	-
8	16	General Fund 101 - Health Department	\$	770.00
9	17	General Fund 101 - Health Department	\$	1,450.00
9	18	General Fund 101 - Health Department	\$	65.00
9	19	General Fund 101 - Senior Center	\$	6,519.00
10	20	General Fund 101 - Agricultural Extension	\$ \$ \$ \$ \$ \$	600.00
10	21	Fund 115 - Library	\$	260.00
11	22	Fund 118 - EMS	\$ •	2,500.00
11	23	Fund 122 - Drug Control	<b>\$</b>	500.00
11	24	Fund 171 - Capital Improvement	с Э	5,000.00
12	25	Fund 141 - Business Office	\$ \$	10,000.00
12	26	Fund 141 - Business Office	э \$	60,000.00 15,000.00
13	57	Fund 118 - EMS	Ψ	13,000.00
Group 2 - App	ropriation	ns - School (Commission Approval by Board Vote)		
13	· 27	Fund 141 - Summer Learning Camp	\$	357,776.35
14	28	Fund 141 - Bridge Summer Learning Camp	\$	166,071.79
14	29	Fund 141 - Stream Summer Learning Camp	\$	102,221.81
15	30	Fund 141 - Business Office	\$	100,000.00
15	31	Fund 141 - Business Office	\$	1,500.00
15	32	Fund 141 - Business Office	\$	50,645.00
Group ? Tro	aafar Sal	hool (Commission Approval by Board Vote)		
16	33	Fund 141 - Business Office (major line item)	\$	15,000.00
16	34	Fund 141 - Business Office (major line item)	\$ \$	35,000.00
10	35	Fund 141 - Business Office (major line item)	Š	13,000.00
17	36	Fund 141 - Health Services (payroll/major line item)	\$ \$	25,101.00
18	37	Fund 141 - Business Office (major line item)	\$	141,500.00
18	38	Fund 141 - Business Office (payroll)	\$	20,313.00
	-	ns - NonSchool (Commission Approval by Board Vote)	¢	4,000.00
19 19	39 40	General Fund 101 - County Clerk Fund 116 - Solid Waste	\$	4,000.00 54,000.00
19 20	40 41		¢ \$	200,000.00
20 21	41 44	Fund 131 - Highway General Fund 101 - Sheriff's Department	\$ \$ \$	37,565.02
21	44 45	Fund 122 - Drug Control	\$ \$	5,795.00
22	45 46	General Fund 101 - Sheriff's Department	\$	31,313.45
22	40	General Fund 101 - Sheriff's Department	\$	22,782.82
20	וד	Constant and Tot - Shorin's Department	¥	Page 1
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## ANDERSON COUNTY GOVERNMENT SUMMARY OF BUDGET AMENDMENTS

June 10, 2021

PAGE NO.	ITEM NO	FUND - DEPARTMENT		AMOUNT
24	49	General Fund 101 - Finance	\$	14,999.97
27	54	General Fund 101 - Finance	\$	14,999.90
27	55	General Fund 101 - Finance	\$	28,150.00
28	56	Fund 118 - EMS	\$	15,000.00
28	58	Fund 118 - EMS	\$	18,330.00
Group 5 - Trai	nsfers - N	lonSchool (Commission Approval by Board Vote)		
20	42	Fund 131 - Highway (payroll/major line item)	\$	16,100.00
21	43	Fund 118 - EMS (payroll)	\$	56,000.00
23	48	General Fund 101 - Sheriff's Department (payroll)	\$	50,000.00
24	50	General Fund 101 - Finance (payroll/major line item)	\$	52,289.00
Group 6 - App	ropriation	ns - General Fund Unassigned Fund Balance (Commission A	pproval by Bo	
25	51	General Fund 101 - Finance	\$	30,000.00
26	52	General Fund 101 - HR	\$	5,397.00
26	53	General Fund - General Administration	\$	4,963.75
28	SEC B	General Fund - Mayor/Briceville Volunteer FD	\$	75,000.00

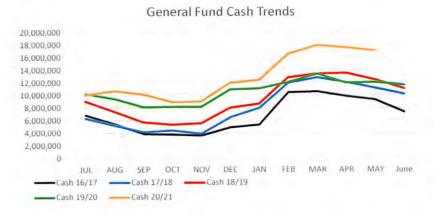
## Group 7 - Miscellaneous

#### ANDERSON COUNTY GOVERNMENT CASH AND FUND BALANCE REPORT May 31, 2021

FUND	DESCRIPTION	SF	NON- PENDABLE	R	ESTRICTED FUNDS	C	OMMITTED FUNDS	,	ASSIGNED FUNDS	 ASSIGNED	FU	TOTAL	CASH
10.00	General Fund	\$		Ş	748,291	\$	2,023,830	\$	2,029,147	\$ 5,983,960	* \$	10,785,228	\$ 17,102,941
115	Library Fund	\$	-	\$	252,803			\$	-	\$ -	\$	252,803	\$ 391,962
116	Solid Waste/Sanitation Fund	\$	-	\$	251,113	\$	-	\$	-	\$ -	\$	251,113	\$ 486,491
118	Ambulance Fund	\$	-	\$	250	\$	-	\$	-	\$ 710,562	\$	710,812	\$ 1,379,589
122	Drug Control Fund	\$	-	\$	188,542	\$	6,249	\$	-	\$ -	\$	194,791	\$ 188,677
127	Channel 95 Fund	\$	-	\$	-	\$	-	\$	6,974	\$ -	\$	6,974	\$ 61,500
128	Tourism Fund	\$	-	\$	251,400	\$	-	\$	100,000	\$ (÷)	\$	351,400	\$ 445,904
131	Highway Fund	\$	35,560	\$	269,737	\$	2,297,827	\$	-	\$ -	\$	2,603,124	\$ 5,465,941
141	General Purpose School Fund	\$	-	\$	-	\$	6,040,504	\$	-	\$ -	\$	6,040,504	\$ 17,893,568
***************************************	Central Cafeteria	\$	130,733	\$	1,088,938	\$	-	\$	-	\$ -	\$	1,219,671	\$ 1,717,652
151	General Debt Service Fund	\$	-	\$	1,532,368	\$	306,894	\$	2	\$ -	\$	1,839,262	\$ 1,822,339
152	Rural Debt Service Fund	\$	-	\$	274,737	\$	-	\$	-	\$ -	\$	274,737	\$ 282,255
156	Education Debt Service Fund	\$	-	\$	5,951	\$	117,195	\$	-	\$ -	\$	123,146	\$ 128,378
171	Capital Projects Fund	\$	-	\$	179,348	\$	2	\$	-	\$ -	\$	179,348	\$ 594,993
177	Education Capital Projects Fund			\$	31,258	\$	5,996	\$	-	\$ -	\$	37,254	\$ 630,457
263	Employee Benefit Fund	\$	41,031	\$	-	\$	÷	\$	609,893	\$ -	\$	650,924	\$ 1,559,144

\* General Unassigned Fund Balance limit of \$5.5MM requiring 2/3 (11) votes for budget amendments.

	Cash Trends May
Cash 16/17	9,259,603
Cash 17/18	11,161,456
Cash 18/19	12,487,368
Cash 19/20	12,120,324
Cash 20/21	17,102,941



	Anderson Co.	Clinton	Rocky Top	Norris	Oak Ridge	Oliver Springs	Total	+/-
2020								
January	\$1,025,233.42	\$741,449.75	\$80,091.55	\$37,186.31	\$2,649,211.65	\$124,906.57	\$4,658,079.25	41%
February	\$320,847.16	\$571,428.74	\$64,011.97	\$24,721.03	\$2,216,955.53	\$79,765.86	\$3,277,730.29	30%
March	\$323,620.51	\$567,300.13	\$65,721.42	\$22,322.77	\$1,660,162.09	\$83,113.87	\$2,722,240.79	6%
April	\$361,720.82	\$657,617.38	\$92,047.62	\$30,073.46	\$2,045,496.33	\$106,392.24	\$3,293,347.85	12%
May	\$348,469.84	\$625,189.25	\$65,584.81	\$26,437.47	\$1,866,460.89	\$98,923.46	\$3,031,065.72	1%
June	\$390,186.68	\$722,700.70	\$82,338.60	\$30,362.69	\$2,089,054.73	\$115,875.68	\$3,430,519.08	9%
July	\$408,899.21	\$680,962.02	\$85,090.00	\$33,363.50	\$2,137,018.26	\$106,832.15	\$3,452,165.14	19%
August	\$411,366.06	\$703,176.67	\$86,626.66	\$37,144.32	\$2,225,945.94	\$94,435.44	\$3,558,695.09	9%
September	\$334,489.56	\$649,943.04	\$81,649.11	\$35,224.76	\$2,048,244.37	\$94,645.35	\$3,244,196.19	3%
October	\$538,286.44	\$689,377.48	\$78,537.83	\$33,852.18	\$2,116,032.28	\$90,242.52	\$3,546,328.73	19%
November	\$484,289.65	\$714,308.95	\$84,810.47	\$36,070.72	\$2,224,699.75	\$95,400.15	\$3,639,579.69	14%
December	\$443,904.59	\$689,081.64	\$80,308.27	\$32,853.87	\$1,499,868.63	\$102,459.19	\$2,848,476.19	-19%
Totals:	\$5,391,313.94	\$8,012,535.75	\$946,818.31	\$379,613.08	\$24,779,150.45	\$1,192,992.48	\$40,702,424.01	12%
2021								0%
January	\$691,871.40	\$854,569.43	\$85,449.26	\$50,747.19	\$3,189,118.59	\$109,064.61	\$4,980,820.48	7%
February	\$413,424.62	\$676,048.10	\$92,017.51	\$35,736.38	\$2,257,224.79	\$98,481.85	\$3,572,933.25	9%
March	\$488,539.04	\$647,647.04	\$71,405.00	\$30,856.85	\$2,310,754.03	\$85,812.20	\$3,635,014.16	11%
April	\$624,772.56	\$812,005.66	\$97,027.21	\$40,761.43	\$2,716,162.53	\$112,327.65	\$4,403,057.04	62%
May				1				-100%
June		Lo	cal Option !	Sales Tax - 7	fotal Net Colle	ections		-100%
July	· · · · · · · · · · · · · · · · · · ·							-100%
August	\$5,500	,000						-100%
September	\$5,000	,000						-100%
October	\$4,500	,000						-100%
November	\$4,000	,000	/					-100%
December	\$3,500	,000	-					-100%
	\$3,000	,000	$\sim$					
	\$2,500	0,000						
	\$2,000	,000	-					
	\$1,500							
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# BUDGET COMMITTEE MINUTES JUNE 10, 2021

<u>Members Present</u>: Shain Vowell, Commissioner – Chairman Denver Waddell, Commissioner Catherine Denenberg, Commissioner Chuck Fritts, Commissioner Jerry Creasey, Commissioner <u>Meeting Facilitator:</u> Robby Holbrook, Interim Finance Director

<u>Members Absent</u>: Bob Smallridge, Commissioner Jerry White, Commissioner Robert Jameson, Commissioner

## TRANSFERS (Approved through Consent Agenda)

<u>THE 1<sup>st</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Robby Holbrook, Finance, that the following **TRANSFER** in Various Funds be approved.

#### Increase Expenditure Code:

merease Experiment		
101-51100-208	County Comm Dental Ins	\$215.00
101-51100-209	County Comm Short Term	25.00
101-51300-207	County Mayor - Medical Ins.	10.00
101-51300-208	County Mayor - Dental Ins.	29.00
101-51310-204	HR - Retirement	150.00
101-51310-208	HR - Dental Ins.	100.00
101-51310-210	HR - Unemployment	30.00
101-51400-206	County Attorney - Life Ins.	41.00
101-51400-208	County Attorney - Dental Ins.	334.00
101-51500-208	Election - Dental Ins	50.00
101-51500-210	Election - Unemployment	200.00
101-51500-307	Election - Communication	2,200.00
101-51600-204	Register of Deeds - Retirement	20.00
101-51600-208	Register of Deeds - Dental Ins.	72.00
101-51800-207	Cty Buildings - Medical Ins.	6,810.00
101-51800-208	Cty Buildings - Dental Ins.	322.00
101-52300-208	Property Assessor - Dental Ins	90.00
101-52500-206	County Clerk - Life Ins.	125.00
101-52500-208	County Clerk - Dental Ins.	900.00
101-52500-210	County Clerk - Unemployment	250.00
101-53100-206	Circuit Clerk - Life Ins.	50.00

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101-53100-208	Circuit Clerk - Dental Ins.	300.00
101-53310-206	General Sessions - Life Ins.	40.00
101-53310-208	General Sessions - Dental Ins.	285.00
101-53310-209	General Sessions - Short Term	60.00
101-53500-348	Juvenile Court - Postage	600.00
101-53600-210	District Atty General - Unemployment	65.00
101-53900-206	Pre-Trial - Life Ins.	10.00
101-53900-207	Pre-Trial - Medical Ins.	10.00
101-53900-208	Pre-Trial - Dental Ins.	30.00
101-54230-208	Correct Incentive Program - Dental Ins.	150.00
101-54410-204	Emergency Management - Retirement	200.00
101-54410-208	Emergency Management - Dental Ins.	10.00
101-55120-201	Animal Control - Social Security	360.00
101-55120-206	Animal Control - Life Ins.	50.00
101-55120-210	Animal Control - Unemployment	200.00
101-55120-212	Animal Control - Medicare	100.00
101-55120-307-0100	Animal Control - Communication	1,200.00
101-56300-208	Senior Center - Dental Ins.	1,200.00
		50.00
101-56300-210	Senior Center - Unemployment	10.00
101-58900-204	Misc./Communications - Retirement	
115-56500-204-3000	Library - Retirement - Rocky Top	10.00
115-56500-206-3000	Library - Life Ins Rocky Top	50.00
115-56500-208-3000	Library - Dental Ins Rocky Top	45.00
116-55739-208	Solid Waste/Litter Grant - Dental Ins.	10.00
128-58110-204	Tourism Board - State Retirement	141.00
128-58110-207	Tourism Board - Medical Ins.	192.00
128-58110-208	Tourism Board - Dental Ins.	22.00
	Total Increased Expenditures	\$16,233.00
Desarra Franciska (		
Decrease Expenditure C		\$240.00
101-51100-201	County Comm Social Security	\$240.00
101-51300-212	County Mayor - Medicare	39.00
101-51310-201	HR - Social Security	280.00
101-51400-201	County Attorney - Social Security	375.00
101-51500-351	Election - Rentals	2200.00
101-51500-204	Election - Retirement	250.00
101-51600-201	Register of Deeds - Social Sec	92.00
101-51800-201	Cty Buildings - Social Security	3000.00
101-51800-204	Cty Buildings - Retirement	3500.00
101-51800-209	Cty Buildings - Short Term	300.00
101-51800-212	Cty Buildings - Medicare	332.00
101-52300-201	Property Assessor - Social Security	90.00
101-52500-207	County Clerk - Medical Ins.	1275.00
101-53100-201	Circuit Clerk - Social Security	350.00
101-53310-201	General Sessions - Social Security	385.00
101-53500-207	Juvenile Court - Medical Insurance	600.00

101-53600-209	District Atty General - Short Term	65.00
101-53900-201	Pre-Trial - Social Security	50.00
101-54230-207	Correct Incentive Program - Medical Ins.	150.00
101-54410-201	Emergency Management - Social Securit	y 210.00
101-55120-207	Animal Control - Medical Ins.	1910.00
101-56300-201	Senior Center - Social Security	60.00
101-58900-201	Misc./Communications - Social Security	10.00
115-56500-201-3001	Library - Social Security - Rocky Top	105.00
116-55739-201	Solid Waste/Litter Grant - Social Security	y 10.00
128-58110-201	Tourism Board - Social Security	<u>355.00</u>
	Total Decreased Expenditures	\$16,233.00

Justification: Year-end code corrections for various departments.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 2<sup>nd</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Ben Taylor, Conservation, that the following **TRANSFER** in General Fund 101 be approved.

Increase Expenditure Codes:

101-51240-307	Communication	\$200.00
101-51240-307-0100	Communication- Cell Phone	100.00
101-51240-399	Other Contracted Services	<u>800.00</u>
	Total Increased Expenditures	\$1,100.00

Decrease	Exper	nditure	e Codes:

١.

101-51240-302	Advertising	\$300.00
101-51240-425	Gasoline	<u>800.00</u>
	Total Decreased Expenditures	\$1,100.00

*Justification:* The cost of cable and internet for the VRBO at Anderson County Park is more than first anticipated. Contract for mowing services changed mid-year, and this will finish year for new company.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 3<sup>rd</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Kim Jeffers-Whitaker, Human Resources, that the following **TRANSFER** in General Fund 101 be approved.

3 of 29

Decrease Expenditu	re Codes:	
101-51310-524	Staff Development	\$690.00
101-51310-435	Office Supplies	<u>210.00</u>
Budget Committee N June 10, 2021	Page	

	Total Decreased Expenditures	\$900.00
Increase Expenditu	re Code:	
101-51310-355	Travel	\$900.00

<u>Justification</u>: Due to an impending ACG Court case that the HR Director must attend, this request is to move unspent funds from the staff development and office supplies line items to cover travel expenses. If by chance the trial is rescheduled, again, the funding will remain in the line item and roll into unassigned fund balance.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 4<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Jay Yeager, Law Director, that the following **TRANSFER** in General Fund 101 be approved.

Decrease Expenditur	<u>e Code:</u>	
101-51400-348	Postage	\$1,500.00
	6	
Increase Expenditure	<u>Code:</u>	
101-51400-435	Office Supplies	\$1,500.00

Justification: Office needs.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 5<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Roger Lloyd, Buildings & Grounds, that the following **TRANSFER** in General Fund 101 be approved.

Increase Expenditure C	Codes:	
101-51800-454-2000	Water and Sewer	\$500.00
101-51800-359	Disposal Fees	<u>518.80</u>
	Total Increased Expenditures	\$1,018.80
Decrease Expenditure	Codes:	
101-51800-355	Travel	\$509.00
101-51800-524	Staff Development	<u>509.80</u>
	Total Decreased Expenditures	\$1,018.80

<u>Justification</u>: To cover the cost of  $4^{th}$  quarter disposal fees due to increase, shortage on water and sewer for DARC complex.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>**THE 6<sup>th</sup> ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Regina Copeland, Trustee, that the following **TRANSFER** in General Fund 101 be approved.

Increase Expenditure Codes:

101-52400-206	Life Insurance	\$100.00
101-52400-207	Medical Insurance	13,000.00
101-52400-208	Dental Insurance	400.00
101-52400-524	State Development	500.00
	Total Increased Expenditures	\$14,000.00
	-	

Decrease Expenditure C	Codes:	
101-52400-307-0200	Communication	\$689.00
101-52400-317	Data Processing Services	530.00
101-52400-320	Membership Dues	292.00
101-52400-332	Legal Notices	329.00
101-52400-355	Travel	2,383.00
101-52400-399	Contracted Services	4,576.00
101-52400-707	Building Improvements	5,001.00
101-52400-709	Data Processing Equipment	<u>200.00</u>
	Total Decreased Expenditures	\$14,000.00

Justification: Move money to close out end of year.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>**THE 7<sup>th</sup> ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Jeff Cole, County Clerk, that the following **TRANSFER** in General Fund 101 be approved.

Decrease Expenditure 101-52500-335	<u>Code:</u> Maintenance and Repair	\$290.00
Increase Expenditure ( 101-52500-399	<u>Code:</u> Service Contracts	\$290.00

*Justification*: To pay service contract on Ricoh copier at the Norris Office from 5/22/21 to 5/21/22.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>**THE 8th ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Jeff Cole, County Clerk, that the following **TRANSFER** in General Fund 101 be approved.

Decrease Expenditure	e Code:	
101-52500-355	Travel	\$1,056.10
Increase Expenditure	Codes:	
101-52500-435	Office Supplies	\$300.00
101-52500-709	Data Processing Equipment	619.10
101-52500-399	Service Contracts	137.00
	Total Increased Expenditures	\$1,056.10

*Justification*: To pay for office supplies through June 30, 2021. To cover any costs through June 30, 2021. To pay balance due for a copier contract through June 30, 2021.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 9<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Brian Young, Information Technology, that the following **TRANSFER** in General Fund 101 be approved.

Decrease Expenditur	e Code:	
101-52600-499	Other Supplies & Materials	\$197.62
Increase Expenditure	<u>e Codes:</u>	
101-52600-425	Gasoline	\$100.00
101-52600-338	Vehicle Repair	<u>97.62</u>
	Total Increased Expenditures	\$197.62

Justification: Transfer for year-end.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 10<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Harold P. Cousins, Jr., Chancery Clerk & Master, that the following **TRANSFER** in General Fund 101 be approved.

Increase Expenditure	e Codes:	
101-53400-435	Office Supplies	\$1,270.00
101-53400-317	Data Processing Services	238.00
101-53400-334	Maintenance Agreements	<u>1,300.00</u>
	Total Increased Expenditures	\$2,808.00

Decrease Expenditure Codes:

101-53400-414	Duplicating Supplies	\$1,270.00
101-53400-349	Printing, Stationery, Forms	238.00
101-53400-499	Bound Books	<u>1.300.00</u>
	Total Decreased Expenditures	\$2,808.00

Justification: Not enough funds in codes to finish end of year invoices.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>**THE 11<sup>th</sup> ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Randy Walters, Finance, that the following **TRANSFER** in General Fund 101 be approved.

Increase Expenditure Code:	
101-53600-499-FJCAS Other Supplies and Materials-	\$3,698.00
FJC Access to Services	
Decrease Expenditure Code:	
101-53600-339-FJCAS Matching Share	\$3,698.00

*Justification:* This adds the county's matching share to the appropriate expense code for the 5/18/21-9/30/21 OCJP/VOCA Access to Services Grant.

Motion by Commissioner Bob Smallridge, seconded by Commissioner Robert Jameson, and passed to approve the transfer requests.

<u>**THE 12<sup>th</sup> ITEM</u>** to be presented to the Anderson County Budget Committee, was a written request from Harold P. Cousins, Jr., Chancery Clerk & Master, that the following **TRANSFER** in General Fund 101 be approved.</u>

Increase Expenditure	<u>e Code:</u>	
101-53800-435	Office Supplies	\$1,500.00
		ŗ
Decrease Expenditur	re Codes:	
101-53800-414	Duplicating Supplies	\$800.00
101-53800-499	Other Supplies & Materials	<u>700.00</u>
	Total Decreased Expenditures	\$1,500.00

Justification: Year-end office supplies purchases.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>**THE 13<sup>th</sup> ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Sheriff Barker/ Tyler Mayes, Sheriff's Department, that the following **TRANSFER** in General Fund 101 be approved.

Decrease Expenditure Code:	
101-54110-312-SMHT Contracts with Private Agencies	\$57,073.00
č	·
Increase Expenditure Code:	
101-54110-718-SMHT Motor Vehicle	\$57,073.00

*Justification:* This transfer will allow our department to purchase two mental health transportation vehicles using grant funds. This transfer was approved by our grant funding source and all specifications on the vehicles will be aligned with our grant requirements. This transfer includes the purchase of vehicles and all equipment needed.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 14<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Sheriff Barker/ Tyler Mayes, Sheriff's Department, that the following **TRANSFER** in General Fund 101 be approved.

Decrease Expenditure		
101-54210-356	\$600.0	0
ncrease Expenditure ( 101-54210-359	\$600.0	0
ncrease Expenditure (		

*Justification:* This transfer will cover the remaining fees for year-end on disposal fees. Disposal fees cover medical waste or grease.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

#### THE 15<sup>th</sup> ITEM, was omitted.

<u>**THE 16<sup>th</sup> ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Charles Turner, Health Department, that the following **TRANSFER** in General Fund 101 be approved.

101-55110-302	Advertising	\$15.00
101-55110-320	Dues & Memberships	205.00
101-55110-349	Printing, Stationery, Forms	50.00
101-55110-429	Instructional Supplies & Materials	<u>500.00</u>
	Total Decreased Expenditures	\$770.00

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Increase Expenditure	Code:	
101-55110-329	Laundry Service	\$770.00

Justification: Transfer funds to cover increase laundry cost for remainder of fiscal year.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 17<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Charles Turner, Health Department, that the following **TRANSFER** in General Fund 101 be approved.

Decrease Expenditure Codes:

101-55110-348	Postage	\$500.00
101-55110-349	Printing and Stationery	<u>950.00</u>
	Total Decreased Expenditures	\$1,450.00
Increase Expanditur	Cada	

Increase Expenditur	e Code:	
101-55110-307	Communication	\$1,450.00

Justification: Transfer funds to cover increase communications cost for remainder of fiscal year.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 18<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Charles Turner, Health Department, that the following **TRANSFER** in General Fund 101 be approved.

Decrease Expenditure C 101-55110-302	<u>odes:</u> Advertising	\$65.00
Increase Expenditure Co 101-55110-307-0200	ode: Communication	\$65.00

Justification: Transfer funds to cover increase communications cost for remainder of fiscal year.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 19<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Mayor Terry Frank, Senior Center, that the following **TRANSFER** in General Fund 101 be approved.

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Increase Expenditur	<u>e Code:</u>	
101-56300-711	Fixtures and Furniture	\$6,519.00
Decrease Expenditu	re Code:	

Decrease Experiantare	<u>Couc.</u>	
101-56300-399	Other Contracted Services	\$6,519.00

*Justification:* We received additional grant funds from the TN Office on Aging and placed funds in contracted services code in order to construct a new ADA complaint sign in/ reception/ service counter. Due to a sharp increase in material and construction cost, it is not economical to contract to construct the new counter. Request is to transfer to furniture fixture code and purchase off state contract from Workspace Interiors.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 20<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Laura Clark, Agricultural Extension, that the following **TRANSFER** in General Fund 101 be approved.

Increase Expenditur	<u>e Code:</u>	
101-57100-355	Travel	\$600.00
Decrease Expenditu	re Code:	
101-57100-499	Education and Demo Materials	\$400.00
101-57100-348	Postal Charges	<u>200.00</u>
	Total Decreased Expenditures	\$600.00

<u>Justification</u>: Budgets have been different this year because of COVID. Funding needed to be allocated in different ways to meet community needs. Travel has also increased with more programs moving back to face-to-face rather than virtual. Postal charges are no longer as much as they were in the beginning of the pandemic.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 21<sup>st</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Susan Miceli, Rocky Top Public Library, that the following **TRANSFER** in Library Fund 115 be approved.

Increase Expenditure C 115-56500-307-3000		\$260.00
113-30300-307-3000	Communication	\$200.00
Decrease Expenditure (	Code:	
115-56500-499-3000	Other Supplies & Materials	\$260.00

Budget Committee Minutes June 10, 2021 *Justification:* Transfer to cover the cost of the increase in internet and phone service to finish the year.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 22<sup>nd</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Nathan Sweet, Emergency Medical Services, that the following **TRANSFER** in Ambulance Fund 118 be approved.

Increase Expenditure Code:			
118-55130-329	Laundry	\$2,500.00	
Decrease Expenditure (	Codes:		
118-55130-320	Dues & Memberships	\$655.00	
118-55130-334	Maintenance Agreements	700.00	
118-55130-349	Printing and Stationary	500.00	
118-55130-413-1000	Drugs and Medical Supplies	<u>645.00</u>	
	Total Decreased Expenditures	\$2,500.00	

Justification: Increase need at end of year for stretcher linens.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>**THE 23<sup>rd</sup> ITEM</u>** to be presented to the Anderson County Budget Committee, was a written request from Sheriff Barker/ Tyler Mayes, Sheriff's Department, that the following **TRANSFER** in Drug Control Fund 122 be approved.</u>

\$500.00
\$500.00

Justification: This transfer will cover the year-end expenses for our K-9s.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>**THE 24<sup>th</sup> ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Robby Holbrook, Finance, that the following **TRANSFER** in Capital Projects Fund 171 be approved.

Increase Expenditure Code: 171-91110-799 Other Capital Outlay

\$5,000.00

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Decrease Expenditure Code: 171-91110-510 Trustee's Commission

\$5,000.00

<u>Justification</u>: Transfer funds to pay for new shelving in Law Director's Office. This purchase has already been approved by County Commission in the May meeting.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 25<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Business Office, that the following **TRANSFER** in General Purpose School Fund 141 be approved.

Increase Expenditure	<u>Code:</u>	
141-71100-214	Termination Benefits	\$10,000.00
Decrease Expenditure	Code:	
141-71100-217	Retirement Hybrid Stabilization	\$10,000.00

*Justification:* To correct previously submitted and approved transfer of funds from equipment into retired employee's insurance benefits. The incorrect object code was reflected on the previous amendment.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>THE 26<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Business Office, that the following **TRANSFER** in General Purpose School Fund 141 be approved.

<u>e Code:</u>	
Textbooks	\$60,000.00
<u>re Codes:</u>	
Instructional Materials and Supplies	\$15,331.00
Other Supplies & Materials	28,000.00
Other Charges	7,500.00
Instruction Equipment	<u>9,169.00</u>
Total Decreased Expenditures	\$60,000.00
	Textbooks <u>re Codes:</u> Instructional Materials and Supplies Other Supplies & Materials Other Charges Instruction Equipment

*Justification:* To transfer funds to complete textbook purchase as needed for 2021-2022. By ordering now for the upcoming school year, textbooks are more likely to be delivered in a more timely manner for school opening.

...

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

<u>**THE 57<sup>th</sup> ITEM</u>** to be presented to the Anderson County Budget Committee, was a written request from Nathan Sweet, Emergency Medical Services, that the following **TRANSFER** in Ambulance Fund 118 be approved.</u>

Increase Expenditure Co	ode:	
118-55130-335	Buildings & Grounds Maintenance	\$15,000.00
Decrease Expenditure Code:		
118-55130-399	Other Contracted Services	\$15,000.00

Justification: Water leak at headquarters- making repairs- unsure of amount.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer requests.

# APPROPRIATIONS REQUIRING FULL COMMISSION APPROVAL

<u>**THE 27<sup>th</sup> ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Katrina Oakley, Summer Learning Camp, that the following **APPROPRIATION** in General Purpose School Fund 141 be approved.

Increase Revenue Code:		
141-46590	Other State Educational Funds	\$357,776.35
Increase Expenditure Co	des:	
141-71150-116	Teachers	\$194,040.00
141-71150-131	Medical Personnel	18,000.00
141-71150-163	Educational Assistants	36,000.00
141-71150-165	Cafeteria Personnel	3,600.00
141-71150-189	Other Salaries & Wages	7,800.00
141-71150-201	Social Security	16,085.28
141-71150-204	State Retirement	24,636.77
141-71150-212	Medicare	3,761.88
141-71150-314	Transportation	2,660.00
141-71150-422	Food Supplies	121.22
141-71150-429	Instructional Supplies & Materials	<u>51.071.20</u>
	Total Increased Expenditures	\$357,776.35

Justification: To appropriate the Summer Learning Camp Grant.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>**THE 28<sup>th</sup> ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Suzi Schmidt, Bridge Summer Learning Camp, that the following **APPROPRIATION** in General Purpose School Fund 141 be approved.

Increase Revenue Code 141-46590	Other State Educational Funds	\$166,071.79
Increase Expenditure Co	odes:	
141-71150-116	Teachers	\$39,600.00
141-71150-131	Medical Personnel	7,200.00
141-71150-165	Cafeteria Personnel	3,600.00
141-71150-201	Social Security	3,124.80
141-71150-204	State Retirement	4,993.56
141-71150-212	Medicare	730.80
141-71150-429	Instructional Supplies & Materials	<u>106,822.63</u>
	Total Increased Expenditures	\$166,071.79

Justification: To appropriate the Bridge Summer Learning Camp Grant.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 29<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Katrina Oakley, Stream Summer Learning Camp, that the following **APPROPRIATION** in General Purpose School Fund 141 be approved.

Increase Revenue Code	<u>.</u>		
141-46590	Other State Educational Funds	\$102,221.81	
		- ,	
Increase Expenditure C	Codes:		
141-71150-116	Teachers	\$6,270.00	
141-71150-131	Medical Personnel	3,000.00	
141-71150-163	Educational Assistants	3,800.00	
141-71150-189	Other Salaries & Wages	2,736.00	
141-71150-201	Social Security	979.97	
141-71150-204	State Retirement	1,430.62	
141-71150-212	Medicare	229.19	
141-71150-422	Food Supplies	5,000.00	
141-71150-429	Instructional Supplies & Materials	78,776.03	
	Total Increased Expenditures	\$102,221.81	
<i>Institucation</i> : To appropriate the Stream Summer Learning Camp Grant			

Justification: To appropriate the Stream Summer Learning Camp Grant.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 30<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Dr. Tim Parrott, Business Office, that the following **APPROPRIATION** in General Purpose School Fund 141 be approved.

Increase Expenditure Code: 141-76100-707 Capital Outlay Building Improvements \$100,000.00

Decrease Reserve Code:

141-39000Unassigned Fund Balance\$100,000.00(amendment will be from 141-34685 Committed for Capital Projects and a JE will<br/>replenish the reserve for 39000)

Justification: To appropriate funds for capital project needs.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 31<sup>st</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Business Office, that the following **APPROPRIATION** in General Purpose School Fund 141 be approved.

Increase Revenue Code:		
141-46590	Other State Educational Funds	\$1,500.00
Increase Expenditure Co	de:	

 141-73300-499
 Other Supplies & Materials
 \$1,500.00

*Justification:* Family resource has received \$1,500 mini grant to purchase outdoor recreational/ activity supplies.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 32<sup>nd</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Business Office, that the following **APPROPRIATION** in General Purpose School Fund 141 be approved.

Increase Expenditure Code: 141-99100-590 Transfers to Other Funds

\$50,645.00

Decrease Reserve Code:

141-39000Unassigned Fund Balance\$50,645.00(amendment will be from 141-34615 Committed for Finance and a JE will replenish<br/>the reserve for 39000)

*Justification:* To appropriate funds to ensure positive cash flow for Employee Child Care Fund.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 33<sup>rd</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Business Office, that the following **TRANSFER** (major line item) in General Purpose School Fund 141 be approved.

Increase Expenditure Code:141-72610-434Operations-Natural Gas\$15,000.00Decrease Expenditure Code:

141-72230-355 Vocational Education Support-Travel \$15,000.00

Justification: To transfer funds for natural gas and propane gas costs for remainder of fiscal year.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>**THE 34<sup>th</sup> ITEM</u>** to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Business Office, that the following **TRANSFER** (major line item) in General Purpose School Fund 141 be approved.</u>

Increase Expenditure	Codes:	
141-72610-338	Maintenance and Repairs Vehicle	\$10,000.00
141-72610-359	Disposal Fees	<u>25,000.00</u>
	Total Increased Expenditures	\$35,000.00
Decrease Expenditure	<u>Codes:</u>	
141-72620-336	Equipment Repairs	\$500.00
141-72620-499	Other Supplies & Materials	<u>34,500.00</u>
	Total Decreased Expenditures	\$35,000.00

*Justification*: To transfer funds for disposal fees and vehicle repairs/ maintenance costs for remainder of fiscal year.

Budget Committee Minutes June 10, 2021 Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 35<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Business Office, that the following **TRANSFER** (major line item) in General Purpose School Fund 141 be approved.

Increase Expenditure Code:			
141-72410-212	Medicare	\$13,000.00	
Decrease Expenditure C	odes:		
141-72310-355	Travel	\$3,000.00	
141-72310-399	Other Contracted Services	3,000.00	
141-72410-499	Other Supplies & Materials	2,500.00	
141-72410-524	Staff Development	2,000.00	
141-72410-599	Other Charges	<u>2,500.00</u>	
	Total Decreased Expenditures	\$13,000.00	

Justification: To transfer funds for employee benefits for remainder of fiscal year.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 36<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Kathryn Price, Health Services, that the following **TRANSFER** (major line item and payroll) in General Purpose School Fund 141 be approved.

Increase Expenditure	Codes:		
141-72120-131	Medical Personnel	\$7,603.00	
141-72120-195	Substitutes	14,107.00	
141-72120-201	Social Security	1,173.00	
141-72120-204	State Retirement	1,943.00	
141-72120-212	Medicare	<u>275.00</u>	
	Total Increased Expenditures	\$25,101.00	
Decrease Expenditure	e Codes:		
141-72120-355	Travel	\$7,400.00	
141-72120-413	Drugs and Medical Supplies	774.00	
141-72120-499	Other Materials and Supplies	7,908.00	
141-72120-524	Staff Development	30.00	
141-72120-790	Other Equipment	701.00	
141-72310-331	Legal Services	<u>8,288.00</u>	
	• .	D	. 1

Total Decreased Expenditures\$25,101.00

*Justification*: To transfer funds for salaries and benefits for nurses and substitutes fir remainder fiscal year.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>**THE 37<sup>th</sup> ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Business Office, that the following **TRANSFER** (major line item) in General Purpose School Fund 141 be approved.

Increase Expenditure Code:

141-71100-399	Other Contracted Services	\$141,500.00

Decrease Expenditure Codes:

Beerease Bripenantare e		
141-71200-429	Instructional Materials and Supplies	\$30,000.00
141-71300-336	Maintenance and Repair of Equipment	3,000.00
141-71300-499	Vocational Education Other Materials and Supplies	6,000.00
141-71400-429	Instructional Materials and Supplies	7,000.00
141-72130-399	Other Student Support Other Contracted Services	3,000.00
141-72130-499	Other Student Support Other Materials and Supplies	s 2,500.00
141-72130-599	Other Student Support Other Charges	2,000.00
141-72210-355	Regular Instruction Support Travel	7,000.00
141-72210-432	Regular Instruction Library Books	7,000.00
141-72210-524	Regular Instruction Support Staff Development	30,000.00
141-72220-399	Special Education Support Other Contracted Service	es 30,000.00
141-72320-599	Director of Schools Other Charges	<u>14,000.00</u>
	Total Decreased Expenditures	\$141,500.00

*Justification*: To transfer funds for contracts with ESS to provide substitute teachers for remainder of fiscal year.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 38<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Business Office, that the following TRANSFER (payroll) in General Purpose School Fund 141 be approved.

Increase Expenditur	e Codes:	
141-72620-167	Personnel	\$18,000.00
141-72620-201	Social Security	1,116.00
141-72620-204	State Retirement	936.00
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141-72620-212	Medicare Total Increased Expenditures	<u>261.00</u> \$20,313.00
Decrease Expenditu	re Code:	

Decrease Expenditure C	<u>/////////////////////////////////////</u>	
141-72620-499	Other Materials and Supplies	\$20.313.00

Justification: To transfer funds for summer maintenance workers used for school projects delayed until summer months when buildings are mostly empty.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

THE 39th ITEM, to be presented to the Anderson County Budget Committee, was a written request from Jeff Cole, County Clerk, that the following APPROPRIATION in General Fund 101 be approved.

Increase Revenue Co	ode:	
101-45510-1000	Postage	\$4,000.00
		· /· · · · ·
Increase Expenditure	Code:	
101-52500-348	Postage	\$4,000.00

Justification: To cover postage expense through June 30, 2021.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

THE 40<sup>th</sup> ITEM, to be presented to the Anderson County Budget Committee, was a written request from Geoff Trabalka, Solid Waste, that the following **APPROPRIATION** in Solid Waste Fund 116 be approved.

Decrease Reserve Code: 116-34530	Restricted for Public Health & Welfare	\$54 000 00
110-54550	Resulted for Fublic Health & Wenale	\$ <b>5</b> 4,000.00
Increase Expenditure Co	ode:	
116-55754-312	Contracts with Private Agencies	\$24,000.00
116-55732-399	Other Contracted Services	<u>30,000.00</u>
	Total Increased Expenditures	\$54,000.00

Justification: 116-55754-312- Appropriation is to transfer funds to pay end of year increases of disposal for Landfill due to Covid activity/ stimulus spending; increase of 2148 tons from 19/20 and 1426 over predicted tonnages for current Fy thru first 10 months with May and June still to come. 116-55732-399- Appropriation is to transfer

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funds to pay for increased hauls activity listed above; approx. 220+ hauls to date with May and June still to come.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Shain Vowell, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>**THE 41st ITEM</u>**, to be presented to the Anderson County Budget Committee, was a written request from Gary Long, Highway Superintendent, that the following **APPROPRIATION** in Highway Fund 131 be approved.</u>

Decrease Reserve Code 131-34550	e: Restricted for Highway	\$200,000.00
Increase Expenditure C 131-62000-402	<u>Code:</u> Asphalt	\$200,000.00

Justification: Asphalt AC roads.

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Motion by Commissioner Denver Waddell, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 42<sup>nd</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Gary Long, Highway Superintendent, that the following **TRANSFER (payroll/ major line item)** in Highway Fund 131 be approved.

Increase Expenditure C	<u>Codes:</u>	
131-62000-149	Labor Salaries	\$15,000.00
131-65000-307-2000	Internet	100.00
131-65000-434	Gas	<u>1,000.00</u>
	Total Increased Expenditures	\$16,100.00
Decrease Expenditure	Codes:	
131-62000-207	Medical Insurance	\$15,000.00
131-65000-415	Electricity	<u>1,100.00</u>
	Total Decreased Expenditures	\$16,100.00

Justification: To correct year-end codes.

Motion by Commissioner Denver Waddell, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

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<u>THE 43<sup>rd</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Nathan Sweet, Emergency Medical Services, that the following **TRANSFER (payroll)** in Ambulance Fund 131 be approved.

Increase Expenditure Codes:			
118-55130-131	Medical Personnel	\$20,000.00	
118-55130-187	Over Time Pay	34,000.00	
118-55130-510	Trustee's Commission	<u>2,000.00</u>	
	Total Increased Expenditures	\$56,000.00	
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Decrease Expenditure	<u>Codes:</u>		
118-55130-169	Part Time	\$7,000.00	
118-55130-201	Social Security	2,200.00	
118-55130-204	State Retirement	20,000.00	
118-55130-207	Medical Insurance	15,000.00	
118-55130-208	Dental Insurance	1,000.00	
118-55130-209	S/T Disability	6,000.00	
118-55130-434	Natural Gas	2,000.00	
118-55130-399	Other Contracted Services	<u>2,800.00</u>	
	Total Decreased Expenditures	\$56,000.00	

*Justification*: Balancing payroll budgets to meet year-end. Payroll increases are due to new schedule. Trustee's commission was higher than budgeted due to COVID money received. Benefit codes are lower than anticipated partial related to turnover.

Motion by Commissioner Catherine Denenberg, seconded by Commissioner Chuck Fritts, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 44<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Sheriff Barker/ Tyler Mayes, Sheriff's Department, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Expenditure Codes:			
101-54110-187-4500	Hidta Overtime Pay	\$31,500.00	
101-54110-201-4500	Hidta Social Security	3,000.00	
101-54110-204-4500	Hidta State Retirement	2,500.00	
101-54110-210-4500	Hidta Unemployment	15.02	
101-54110-212-4500	Hidta Medicare	<u>550.00</u>	
	Total Increased Expenditures	\$37,565.02	
Decrease Expenditure C 101-54110-189	ode: Court Security Deputy Wages	\$13,249.02	
Increase Revenue Code: 101-47990	Hidta Overtime	\$24,316.00	
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*Justification*: Hidta overtime reimbursement closeout for FY 2020/2021. Federal government will send more reimbursement for May and June.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>**THE 45<sup>th</sup> ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Sheriff Barker/ Tyler Mayes, Sheriff's Department, that the following **APPROPRIATION** in Drug Control Fund 122 be approved.

Increase Reserve Co 122-34525-1000	de: Restricted for Public Safety	\$5,795.00
Decrease Expenditu	re Code:	
122-54150-499	Other Supplies & Materials	\$5,795.00

*Justification*: This amount was appropriated in February 2021 to pay for carport with covered back and sides to store our SWAT Armored Vehicle. The project was not started once the vendor increased the price dramatically. Additionally, we have found a temporary home for the vehicle which complies with the rules of our agreement with the federal government. We just wanting to put this money back into the restricting drug fund account.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 46<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Sheriff Barker/ Tyler Mayes, Sheriff's Department, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Expenditure Codes:			
101-54110-187-5500	USMS Overtime Pay	\$27,500.00	
101-54110-201-5500	USMS Social Security	1,900.00	
101-54110-204-5500	USMS State Retirement	1,450.00	
101-54110-210-5500	USMS Unemployment	13.45	
101-54110-212-5500	USMS Medicare	<u>450.00</u>	
	Total Increased Expenditures	\$31,313.45	
Decrease Expenditure Code:			
101-54110-189	Court Security Deputy Wages	\$14,835.41	
Increase Revenue Code:			
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101-47990-5500 US Marshall Overtim	\$16,478.04
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Justification: USMS overtime reimbursement closeout for FY 2020/2021

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 47<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Sheriff Barker/ Tyler Mayes, Sheriff's Department, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Expenditure Co	odes:	
101-54110-187-9007	THSO Overtime Pay	\$19,679.60
101-54110-201-9007	THSO Social Security	1,450.00
101-54110-204-9007	THSO State Retirement	1,300.00
101-54110-210-9007	THSO Unemployment	3.22
101-54110-212-9007	THSO Medicare	<u>350.00</u>
	Total Increased Expenditures	\$22,782.82
Decrease Expenditure C	Code:	
101-54110-189	Court Security Deputy Wages	\$6,753.51
Increase Revenue Code		
101-47990-9007	THSO Overtime	\$16,029.31

Justification: THSO grant reimbursement closeout for FY 2020/2021.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>**THE 48<sup>th</sup> ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Sheriff Barker/ Tyler Mayes, Sheriff's Department, that the following **TRANSFER (payroll)** in General Fund 101 be approved.

Increase Expenditure C	ode:	
101-54210-187	Jail Overtime Wages	\$50,000.00
		. ,
Decrease Expenditure (	Code:	
101-54210-160	Jailer Wages	\$50,000.00

*Justification*: Currently our overtime budget is \$32,885 in the red. This transfer covers that deficit as well as the remaining fiscal year. The amount requested is more than enough, I believe, to cover the year. If there are funds remaining, it will roll back into the general fund.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 49<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Robby Holbrook, Finance, that the following **APPROPRIATION** in General Fund 101 be approved.

Decrease Expenditure Code:101-52100-334Finance Maintenance Agreements\$14,999.97

Increase Reserve Code:

101-39000Unassigned Fund Balance\$14,999.97(amendment will be from 101-34615 Committed Gov Deals and a JE will deplete the<br/>reserve for 39000)

*Justification:* Reserving appropriation from October because the payroll conversion has not been completed. I will need to move this money again in July for new payroll software in next fiscal year.

Motion by Commissioner Catherine Denenberg, seconded by Commissioner Chuck Fritts, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 50<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Robby Holbrook, Finance, that the following **TRANSFER** (major line item/payroll) in Various Funds be approved.

#### Increase Expenditure Codes:

101-51240-207	Conservation - Medical Ins.	\$5,286.00	
101-51240-208	Conservation - Dental Ins.	200.00	
101-51400-207	County Attorney - Medical Ins.	8,715.00	
101-52400-204	Trustee - Retirement	2,300.00	
101-52600-206	IT - Life Ins.	40.00	
101-52600-207	IT - Medical Ins.	5,085.00	
101-52600-208	IT - Dental Ins.	340.00	
101-55160-206	Dental Program - Life Ins.	8.00	
101-55160-207	Dental Program - Medical Ins.	11,088.00	
101-57500-161	Soil Conservation - Secretary	1,364.00	
101-57500-210	Soil Conservation - Unemployment	14.00	
101-58300-207	Veterans' Service - Medical Ins.	2,890.00	

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101-58300-208 101-54900-207 101-54900-208 115-56500-206-4000 115-56500-207-4000 115-56500-208-4000 115-56500-208-1000 115-56500-208-1000 116-55710-207 116-55710-208	Veterans' Service - Dental Ins. Motor Pool - Medical Ins. Motor Pool - Dental Ins. Library - Life Ins Norris Library - Medical Ins Norris Library - Dental Ins Norris Library - Medical Ins Briceville Library - Dental Ins Briceville Solid Waste - Medical Ins. Solid Waste - Dental Ins.	$165.00 \\ 333.00 \\ 95.00 \\ 58.00 \\ 7,421.00 \\ 269.00 \\ 1,008.00 \\ 22.00 \\ 5,268.00 \\ 318.00 \\ 2.00 \\ 200$
116-55710-209	Solid Waste - Dental Ins. Solid Waste - Short Term Total Increased Expenditures	<u>2.00</u> \$52,2 <b>8</b> 9.00

Decrease Expenditure Codes:

101-51240-167	Conservation - Maintenance Personnel	\$5,486.00
101-51400-133	County Attorney - Paraprofessionals	8,715.00
101-52400-162	Trustee - Clerical Personnel	2,300.00
101-52600-201	IT - Social Security	800.00
101-52600-204	IT - Retirement	300.00
101-52600-209	IT - Short Term	50.00
101-52600-212	IT - Medicare	200.00
101-52200-207	Purchasing - Medical Ins.	7,170.00
101-55160-201	Dental Program - Social Security	8.00
101-53600-207	District Attorney General - Medical Ins.	11,088.00
101-57500-207	Soil Conservation - Medical Ins.	1,378.00
101-54900-142	Motor Pool - Mechanics	428.00
115-56500-129-4000	Library - Librarians - Norris	7,748.00
115-56500-201-1000	Library - Social Security - Briceville	300.00
115-56500-212-1000	Library - Medicare - Briceville	80.00
115-56500-169-1000	Library - Part-Time - Briceville	450.00
115-56500-129-1000	Librarians - Briceville	200.00
116-55710-169	Solid Waste - Part-Time	<u>5,588.00</u>
	Total Decreased Expenditures	\$52,289.00

Justification: Year-end code corrections for various departments.

Motion by Commissioner Catherine Denenberg, seconded by Commissioner Chuck Fritts, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>**THE 51st ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Robby Holbrook, Finance, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Expenditure Code:101-58400-510Other Charges- Trustee's Commission\$30,000.00

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Decrease Reserve Code:	
101-39000	Unassigned Fund Balance

\$30,000.00

Justification: Appropriation is needed to have enough funds to pay Trustee Commission for the rest of the year.

Motion by Commissioner Catherine Denenberg, seconded by Commissioner Chuck Fritts, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

THE 52<sup>nd</sup> ITEM, to be presented to the Anderson County Budget Committee, was a written request from Kim Jeffers-Whitaker, Human Resources, that the following APPROPRIATION in General Fund 101 be approved.

Increase Expenditure Codes: 101-51310-162 Clerical Personnel

101-51310-162	Clerical Personnel	\$5,013.00
101-51310-201	Social Security	311.00
101-51310-212	Employer Medicare	<u>73.00</u>
	Total Increased Expenditure	\$5,397.00

Decrease Reserve Code:

Decrease resserve coue		
101-39000	Unassigned Fund Balance	\$5,397.00

Justification: Pay out 248.5 hours of leave for an employee that is terminating employment with Anderson County.

Motion by Commissioner Catherine Denenberg, seconded by Commissioner Jerry Creasey, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

THE 53rd ITEM, to be presented to the Anderson County Budget Committee, was a written request from Mayor Terry Frank, General Administration, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Expenditure Code:			
101-51900-331	Other General Admin Legal Services	\$4,963.75	
Decrease Reserve Code	-		
101-39000	Unassigned Fund Balance	\$4,963.75	

Justification: On May 17, 2021, County Commission authorized the Mayor to file a petition with the Surface Transportation Board to re-open or revoke the abandonment of the 6 miles of railroad line in the Beech Fork area that touches Anderson County and Campbell County. The petition was filed on May 26, 2021. This request allocates funding to pay for related legal expenses.

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Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 54<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Robby Holbrook, Finance, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Revenue Code:101-46190-SDAGOther General Government Grants-<br/>State Direct Appropriation Grant\$14,999.90Increase Reserve Code:Unassigned Fund Balance\$14,999.90(amendment will be from 101-34690-SDAG Committed for Other Purposes StateDirect Appropriation Grant and a JE will deplete the reserve for 39000)

*Justification:* Committing the balance of the unspent State Direct Appropriation Funds. If any of the SDAG funds already committed to other projects are not spent by year-end this amount will grow.

Motion by Commissioner Denver Waddell, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 55<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Robby Holbrook, Finance, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Revenue Code:101-49600Proceeds From Sale of Capital\$28,150.00

Increase Reserve Code:

101-39000Unassigned Fund Balance\$28,150.00(amendment will be from 101-34520-CSCOM Restricted for Admin of Justice-Courthouse Security by Commission and a JE will deplete the reserve for 39000)

*Justification:* Placing the proceeds from the sale of the Anderson County Sheriff's Department dive and rescue boat back into restricted code 101-34520-CSCOM, Courthouse Security by Commission, to replace money allocated from that code for TI training firearms simulator.

Motion by Commissioner Catherine Denenberg, seconded by Commissioner Denver Waddell, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval. <u>THE 56<sup>th</sup> ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Nathan Sweet, Emergency Medical Services, that the following **APPROPRIATION** in Ambulance Fund 118 be approved.

Increase Expenditure Code:118-55130-399Other Contracted Services\$15,000.00

Decrease Reserve Code:

Committed for Public Health & Welfare \$15,000.00

*Justification:* Making appropriation to replace funds transferred out of 399 to make repairs, need the funds in 399 to make end of year payments.

Motion by Commissioner Catherine Denenberg, seconded by Commissioner Chuck Fritts, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>**THE 58<sup>th</sup> ITEM**</u>, to be presented to the Anderson County Budget Committee, was a written request from Nathan Sweet, Emergency Medical Services, that the following **APPROPRIATION** in Ambulance Fund 118 be approved.

Increase Expenditure Code: 118-55130-399-A2H Other Contracted Services \$18,330.00

Decrease Reserve Code:118-34630Committed for Public Health & Welfare \$18,330.00

*Justification:* We have awarded A2H the low bid for a station location study for EMS facilities including posting locations for optimal response time. We were going to wait until the start of the new fiscal year to get started on the contract process. However, with at least one lease agreement for an existing facility being less than ideal in many ways, we would like to expedite the process of beginning the study to ensure any location changes are operationally and economically sound.

Motion by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

#### **SECTION A, Sports Gaming Privilege Tax**

Interim Finance Director Robby Holbrook presented, for information purposes, an update on the County's new revenue stream coming from the State Sports Gaming Privilege Tax. No action taken.

#### **SECTION B, Briceville Volunteer Fire Department**

Mayor Terry Frank presented a request for up to \$75,000.00 in contributions, from the county, to address the funding gap for construction of a new Briceville fire station. This

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contribution to be reimbursed, by the Briceville Volunteer Fire Department, by \$5,000.00 annually from the County's current annual contribution to the Briceville Fire Department.

Motion by Commissioner Denver Waddell, seconded by Commissioner Catherine Denenberg, and passed to refer the request to the County Commission with a recommendation for approval.

Motion passed unanimously via voice vote.

#### SECTION C, CDBG Grant

Mayor Terry Frank presented an update on the CDBG Waterline Improvement Grant and funding gap for Buchanan Lane, Savage Garden Rd., Foust Lane, Collins Gap Rd., Judson Rd., and Hinds Creek Rd.

No action taken.

#### SECTION D, New Business

Interim Finance Director Robby Holbrook presented, for approval, a budget amendment request to restrict \$14,999.90 in remaining funds from the State Direct Appropriation Grant.

Motion by Commissioner Denver Waddell, seconded by Commissioner Catherine Denenberg, and passed to refer to the County Commission with a recommendation for approval.

Motion Passed unanimously via voice vote.

This is reflected as "THE 54th ITEM" above.

Interim Finance Director Robby Holbrook presented, for approval, a budget amendment request to place the \$28,150.00 in proceeds

Meeting Adjourned.

Robby Holbrook, Interim Finance Director

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### **ANDERSON COUNTY GOVERNMENT**

Terry Frank County Mayor

June 16, 2021

Commissioner Josh Anderson Chairman, Anderson County Board of Commissioners

**RE:** Agenda

Dear Chairman Anderson and Honorable Members of Commission,

I wish to add the following items to the agenda:

- Proposal for Civil Engineering Services for Pine Meadows Subdivision Preliminary Assessment. The assessment would provide a preliminary assessment for utility conditions, platting status, and roadways/pavement conditions. Deliverables would be a summary report for Anderson County, along with a preliminary opinion of probable cost to bring existing infrastructure up to current county requirements. I discussed this item at Operations, but did not have documentation in time for official submission on the agenda. I have received legislative feedback that this is a timely issue, so I am submitting for funding and authorization to proceed. (Project Proposal Attached)
- 2. Update on Petition with the Surface Transportation Board re: RJ Corman's Abandonment of rail and desire to scrap rail infrastructure. Possible request for action.
- 3. Briefing: I would like to make commission aware that we have been requested to issue "Notice of Violations" for short term rentals under our zoning resolution. I want to make commission aware that we (Planning, Law Director, Mayor, ETDD Planning) are reviewing our zoning resolution for compliance with changes in state law, and proceeding with study and proposals for any necessary modifications.

Sincerely,

**Terry Frank** 



June 11, 2021

Mayor Terry Frank Anderson County Courthouse 100 N. Main Street, Suite 208 Clinton, TN 37716-3617

Dear Mayor Frank:

Subject: Proposal for Civil Engineering Services Pine Meadows Subdivision Preliminary Assessment CEC Project 313-667

Civil & Environmental Consultants, Inc. (CEC) is pleased to submit this proposal for civil engineering services to Anderson County (County) for a preliminary assessment of the Pine Meadows subdivision in Anderson County, Tennessee.

#### 1.0 PROJECT UNDERSTANDING

We understand that the County may use the preliminary assessment as a resource to guide future decisions associated with Pine Meadows. The following sections present CEC's understanding of the requested scope of services as outlined in our meeting with you on June 1, 2021.

#### 2.0 SCOPE OF PROFESSIONAL SERVICES

CEC will prepare a preliminary assessment of conditions at Pine Meadows relative to roadway/pavement condition, utility condition, and platting status. This assessment is further described as follows:

#### 2.1 Roadways/Pavement Condition Assessment

CEC will provide a preliminary assessment of roadway and pavement conditions, including photo documentation. The preliminary assessment will be visual only and will not include any coring or other intrusive methods to evaluate pavement integrity. Items to be addressed include road widths, right-of-way widths, road grades, visual signs of pavement failure, and observed conditions atypical of current road design practices. Specific findings will be compared to current roadway requirements for the County.

Proposed improvements to the roadways/pavement will be considered in estimating the effort for the potential subsequent design phase.

Mayor Terry Frank – Anderson County CEC Project 313-667 Page 2 June 11, 2021

#### 2.2 Utility Condition Assessment

CEC will provide a preliminary assessment of utility conditions (limited to water, sewer, and storm utilities), including photo documentation. The preliminary assessment will be visual only and will not include any subsurface utility locating (via subsurface detection equipment or "potholing") or conditions testing.

Observations of atypical utility conditions will be reviewed with the respective utility, and CEC will contact the utility providers to learn of known problems.

#### 2.3 Platting Status Assessment

CEC will perform a preliminary assessment of existing subdivision platting to evaluate (if possible) if right-of-ways and easements exist and appear to be properly located. This assessment is primarily a research task, with only limited field time. No actual surveying of Pine Meadows is proposed as part of this scope.

#### 2.4 Summary Report

Findings for each of the three areas of the assessment (Roadways/Pavement Condition, Utility Condition, and Platting Status) will be prepared in a written report containing a description, photographs, tables, and other supporting documentation, as necessary.

#### 2.5 Preliminary Opinion of Probable Cost

CEC will use the findings and observations of the preliminary assessment to guide preparation of a ballpark Preliminary Opinion of Probable Cost for bringing existing infrastructure up to current County requirements. Alternatively, CEC may coordinate with a site contractor to price anticipated improvements.

CEC will submit to "Client" an opinion of the probable cost required for the construction scope described herein. However, CEC is not a construction cost estimator or construction contractor, nor should CEC rendering an opinion of probable construction costs be considered equivalent to the nature and extent of service a construction cost estimator or construction contractor would provide. CEC's opinion will be based solely upon our own experience with construction, published cost indices and similar references.

#### Services Not Included in Scope

Our services do not include the following services, but we will notify you if we believe consideration of any of these services is warranted:

- Topographic and Boundary Survey
- As-built Survey

Mayor Terry Frank – Anderson County CEC Project 313-667 Page 3 June 11, 2021

- Subsurface Utility Locating
- Video Documentation of Utility Condition
- Structural Engineering
- Geotechnical Investigation
- Roadway or Utility Design Services

#### 3.0 FEE

The fee for the services proposed is a lump sum of \$8,500. Should additional services be requested, they can be provided on an hourly basis in accordance with the attached Fee Schedule. Expenses consisting of travel, printing/reproduction, postage/shipping, etc. are not included in our base fee.

#### 4.0 SCHEDULE

CEC is prepared to begin this work within two weeks of authorization. We estimate a period of four weeks to perform the scope proposed. However, since some of the tasks will require coordination with personnel outside of CEC, additional time may be required.

#### 5.0 TERMS AND CONDITIONS

Our Schedule of Terms and Conditions, which apply to the proposed work, is attached. Any changes to our Terms and Conditions must be agreed to in writing by both parties prior to your authorization to proceed. Substitution of alternate Terms and Conditions after authorization to proceed will not be considered. Your written authorization (email is acceptable) to proceed will form a binding contract and indicates your acceptance of our Terms and Conditions.

#### 6.0 CLOSING

CEC is grateful for the opportunity to work with Anderson County in this effort. If you have any questions concerning this proposal or wish to discuss this project in more detail, please feel free to call us at (865) 977-9997.

Sincerely,

CIVIL & ENVIRONMENTAL CONSULTANTS, INC.

Brandon Simpson, P.E. Project Manager

Enclosures: Fee Schedule Terms and Conditions

/ James C. Tomiczek, P.E. Vice-President

#### SURFACE TRANSPORTATION BOARD

#### Docket No. AB 1296X

#### R. J. CORMAN RAILROAD PROPERTY, LLC—ABANDONMENT EXEMPTION— IN SCOTT, CAMPBELL, AND ANDERSON COUNTIES, TENN.

#### PETITION TO REOPEN OR TO VACATE

Anderson County, Tennessee ("Anderson County") respectfully petitions the Surface Transportation Board ("STB" or "Board") to reopen on ground of material error (49 CFR § 1152.25(e)(4)), or alternatively, to vacate on grounds of significant procedural defects (49 CFR § 1152.25(e)(6)), this abandonment authorization.<sup>1</sup> The abandonment as proposed will result in a "stranded" segment of a branch line which is subject to the jurisdiction of the STB.

#### THE ABANDONMENT PROCEEDING

On February 8, 2020, R. J. Corman Railroad Property, LLC ("RJC"), filed a verified notice of exemption at the STB under 49 C.F.R. part 1152 subpart F—Exempt Abandonments to abandon a railroad line extending from milepost 0.95 at or near Oneida, Tenn., to the end of the line at milepost 42.0 at or near Devonia, Tenn., a distance of approximately 41.05 miles in Scott,

<sup>1</sup> The STB has stated "[i]n the case of an abandonment that has not yet been consummated, we clearly can entertain a petition to reopen on grounds of material error, new evidence, or substantially changed circumstances (49 CFR 1152.25(e)(4)), or to vacate on grounds of significant procedural defects, such as the loss of a properly filed protest or the failure of an applicant to afford the public the requisite notice (49 CFR 1152.25(e)(6))." CSX Transp. Inc.— Aban. — between Bloomingdale & Montezuma — in Parke Cty., Ind., AB 55 (Sub-No. 486), et al. (STB served Sept. 13, 2002).

Campbell, and Anderson Counties, Tenn. (the "Line") in the above-referenced proceeding.<sup>2</sup> Notice of the exemption was served and published in the Federal Register on March 9, 2020 (85 Fed. Reg. 13,696). By decision and notice of interim trail use or abandonment served on April 17, 2020, the proceeding was reopened and a one-year period was authorized for the Tennessee Citizens for Wilderness Planning, Inc., and Cumberland Trail Conference, Inc., to negotiate with RJC for acquisition of the Line for use as a trail under the National Trails System Act, 16 U.S.C. § 1247(d), and 49 C.F.R. § 1152.29.

Thereafter, Arkansas-Oklahoma Railroad Co. ("AOK") sought and received two extensions of the deadline to file an OFA, and on June 23, 2020, AOK filed an OFA to purchase the Line. On June 26, 2020, the Director of the Office of Proceedings rejected an OFA to purchase the Line filed by AOK. AOK filed an appeal of the Director Order on June 29, 2020, which was denied by the Board in the Appeal Order served on September 23, 2020.

AOK filed a petition under 49 C.F.R. § 1115.3(a) for reconsideration of the Appeal Order on October 13, 2020. In a decision served May 3, 2021, the Board denied a petition for reconsideration of the Appeal Order.

During this reconsideration process, on February 18, 2021, the Mayor of Anderson County, Terry Frank, filed a letter questioning whether a branch line authorized for construction in 1921 by the Interstate Commerce Commission, the Board's predecessor, was ever properly abandoned, and asserting that, if it was not, that line would be cut off from the interstate rail system if the Line in this proceeding is abandoned. (Frank Letter 1, 2.) RJC responded to Mayor

 $<sup>^{2}</sup>$  As stated, Anderson County is one of the counties that the Line proposed to be abandoned in this proceeding runs through. It has a strong interest in seeing this Line remain in service because of its vital importance to the economic development of this area. Therefore, Anderson County has been paying close attention to this proceeding.

Frank's letter on February 23, 2021, asserting, among other things, that it never sought or received authority over the branch line, that the branch line was likely abandoned decades ago, and that, if it was not abandoned, it has likely been out of use since before 1960. (RJC Reply 2-4, Feb. 23, 2021.) With respect to this letter, the STB stated in the reconsideration decision that "Mayor Frank has not asked the Board to reopen the abandonment exemption granted for the Line in this proceeding or made any arguments under the Board's reopening (or other) standards. *See, e.g.*, 49 U.S.C. § 1322(c); 49 C.F.R. § 1152.25(e)(4)." Therefore, the Board did not address this matter in the reconsideration decision.

In the interest of resolving this important issue about the abandonment of the branch line that remains an active rail line subject to the jurisdiction of the Board, Anderson County seeks to reopen this proceeding on the ground of material error or alternatively, to vacate on grounds of significant procedural defects.

#### ARGUMENT

### 1. The Branch Line Is Subject to the Jurisdiction of the Board and Has Never Been Abandoned.

As discussed in Mayor Frank's February 18, 2021 letter to the Board, it has come to the attention of Anderson County that the branch line of the Line that is being abandoned in this proceeding was never properly abandoned. Anderson County researched the history of this branch line and found its construction had been approved by the Interstate Commerce Commission ("ICC") in 1921. *In the Matter of the Application of the Tennessee Railroad Company for a Certificate of Public Convenience and Necessity*, 65 I.C.C. 654 (1921). In this proceeding, the Tennessee Railroad Company, a carrier by railroad subject to the Interstate Commerce Act, on October 28, 1920, filed its application with the ICC for a certificate of public

convenience and necessity authorizing it to construct a branch line of railroad from a point on applicant's main line (the Line at issue in this abandonment proceeding) at the mouth of Beech Fork of New River, in Campbell County, Tenn., in a southeasterly direction along Beech Fork and Rocky Fork in Anderson County, a distance of 6 miles. The ICC found "[u]pon the facts presented we find that the present and future public convenience and necessity require or will require the construction and operation by the applicant of the branch line." *Id.* at 656. Therefore, it is beyond dispute that this branch line is subject to the jurisdiction of the Surface Transportation Board unless it was subsequently abandoned by the appropriate railroad.

The Line changed hands two times since this construction before it was acquired by RJC and apparently has involved this branch line in each of those transactions. However, upon extensive research of this branch line, there is no evidence that it has ever been abandoned at the ICC or STB. Therefore, it remains an active rail line. Consequently, Anderson County felt compelled to bring this to the attention of the STB in the event this branch line has been abandoned without authority. The STB has "stressed the well established principle that a carrier cannot escape our abandonment jurisdiction simply be terminating service or removing track." *Chelsea Property Owners – Abandonment – Portion of the Consolidated Rail Corporation's West 30<sup>th</sup> Street Secondary Track in New York, NY*, 8 I.C.C.2d 773, 790 (1992) (cites omitted).

#### 2. Abandonment of this Line Will Cause the Branch Line to Be "Stranded" from the Interstate Rail System, Thereby Resulting in Material Error or a Significant Procedural Defect in this Proceeding.

This omission of the branch line from RJC's notice of exemption in this proceeding clearly constitutes "material error" subject to reopening under 49 CFR § 1152.25(e)(4), or alternatively, a significant procedural defect subject to vacation under 49 CFR § 1152.25(e)(6). As noted, the abandonment of the Line in this proceeding will leave this active branch line "stranded" from the interstate rail network in this area. Board precedent does not allow a segment of common carrier track to be "stranded" due to abandonment of an adjacent section of track: "It is well settled that so long as there is a common carrier obligation attached to a particular segment of track, the Board will not allow that segment to become isolated from the rail system as a result of the abandonment of the adjoining segment." Central Oregon & Pacific Railroad, Inc. -Abandonment and Discontinuance of Service - In Coos, Douglas, and Lane Counties, OR, STB Docket No. AB-515 (Sub-No. 2), slip op. at 12 (served Oct. 31, 2008). Consistent with this precedent, the Board also has denied abandonment exemptions where the proposed abandonment would result in a stranded segment. Norfolk Southern Railway Company - Abandonment Exemption - In Baltimore County, MD, STB Docket No. AB-290 (Sub-No. 237X), slip op. at 4 (served April 3, 2006) (Board denies exemption because, among other things, no party adequately addressed the apparent "stranded segment" created by the proposed abandonment); Buffalo & Pittsburgh Railroad, Inc. -Abandonment Exemption - In Erie and Cattaraugus Counties, NY, STB Docket No. AB-369 (Sub-No. 3X), slip op. at 7 (served Sept. 18, 1998) (Board denies exemption because, among other things, proposed abandonment would "isolate" another rail line "from the national rail system"). By stranding this branch line, RJC is effectively causing the branch line to be abandoned. This *de facto* abandonment should not be permitted to occur without proper authorization through the STB's abandonment process.

As noted, RJC responded in defense to Mayor Frank's letter that it never received authority from the STB to operate on this branch line. However, it does not dispute that it owns the branch line. Therefore, its admission that it never received authority to operate on this branch line only demonstrates that it failed to obtain proper authority to conduct an activity, i.e., purchase of rail line, subject to the exclusive jurisdiction of the STB. RJC also claims the branch line probably was abandoned decades ago. However, RJC points to no abandonment proceeding before the STB, ICC, or the courts that confirm this claim. Anderson County searched ICC and STB decisions since the line became active and found no evidence of an abandonment or even a discontinuance of service. Therefore, abandonment authority has never been granted for this branch line.

In addition, RJC argues that there likely have been no rail operations on the branch line since 1960. While this claim certainly can be used as support for an abandonment, it has no relevance as to whether a line has been abandoned by the STB. As noted herein, a railroad cannot abandon a line by simply pulling up the track or ceasing service. It must obtain this authorization from the STB or the line remains active, like here.

Therefore, this omission of the branch line from RJC's notice of exemption clearly constitutes "material error" requiring reopening of this proceeding or a "significant procedural defect" warranting vacation of this abandonment, because it will be completely cut off from the interstate rail network. Its absence from this proceeding creates an untenable situation where a rail line that has never been abandoned has no access to the interstate rail network.

#### CONCLUSION

Based on the foregoing facts and argument, Anderson County respectfully asks the Board to reopen this proceeding and deny the exemption or vacate this proceeding.

### OFFICE OF THE COUNTY LAW DIRECTOR ANDERSON COUNTY, TENNESSEE

101 South Main Street, Suite 310 CLINTON, TENNESSEE 37716

> N. JAY YEAGER Law Director

TELEPHONE: (865) 457-6290

FACSIMILE: (865) 457-3775

Email: jyeager@aclawdirector.com

### **MEMORANDUM**

**TO:** Ms. Annette Prewitt, Chief Deputy to the County Commission

CC: County Commission

FROM: N. Jay Yeager

**DATE:** June 16, 2021

**RE:** Law Director's Report – June 21, 2021 – County Commission Meeting

#### Please add the following to the County Commission Agenda under the Law Director's Report.

#### A. Contract Approvals:

- 1. TN Certified Recovery Court Program- Mayor's Office
- 2. State of TN Mental Health Transport Grant- Mayor's Office
- 3. State of TN Pass Through Funding- EMA
- 4. Blankenship & Partners- Justice Center- Mayor's Office
- 5. State of TN- JAG Award- Mayor's Office
- 6. Comcast- Rocky Top Library
- 7. Icon Software- Circuit Court
- 8. Canon- Law Director's Office
- 9. Arthur & Mary Barker Lease Agreement- Solid Waste
- 10. BMC Office Technology- Dental Clinic
- 11. BWB of TN- Highway Dept.
- 12. Straight Path Distributing- Highway Dept.
- 13. Superior Drainage- Highway Dept.
- 14. Life Check Systems- Detention Facility
- 15. Comcast- Norris Library
- 16. Roadway Solutions- Highway Dept.

- 17. Highway Markings- Highway Dept.
- 18. State of TN- Juvenile Justice Reimbursement Grant
- B. Lawsuit Updates
  - 1. Carl Clifford Smith v. AC Motion to Reconsider argued on May 14 Awaiting Chancery Court Ruling.
  - 2. David Crowley v. AC, Yeager, and TBI Agent Corbit Mediation Report Attached Request Executive Session.
- C. Claxton VFD Land Transfer from School Board
- D. Boys and Girls Club Land Transfer from School Board
- E. TVA License Agreement for gate to be installed on Old Blacksferry Road
- F. Moran Missionary Baptist Church Railroad Crossing Closing
- G. Sheriff's Promotion Exam for Detention Facility
- H. Allies for Substance Abuse Prevention Lease from School Board
- I. Charter Commission Outside Counsel Agreement- Presented by Chairman Stonecipher
- J. Charter Vacancy Appointment
- K. Resolution Requesting Assistance for Remediation of American Nuclear Site
- L. Courtesy Resolutions
  - 1) Resolution Honoring Judge Don Elledge Requested by Commissioner Isbel
  - 2) Resolution Honoring Commission Efforts During COVID Pandemic Requested by Commissioner Wandell

#### UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT KNOXVILLE

DAVID LYNN CROWLEY,	)
Plaintiff,	)
<b>v.</b>	)
N. JAY YEAGER and WILLIAM ANDREW CORBITT,	)
Defendants.	)

No. 3:17-CV-169

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#### **INTERIM REPORT OF MEDIATOR**

The Court-appointed mediator in this action, Donald J. Aho, reports as follows regarding the status of this matter.

A mediation session was held in this matter on June 10, 2021 that resulted in a settlement of the claims between the Plaintiff and Defendant Yeager. The terms of the parties' settlement of those claims require that the settlement be approved by the Anderson County Board of Commissioner's within 30 days. In the meantime, the mediation between Plaintiff and Defendant Corbitt is continuing. The parties and the mediator invite the Court to schedule a status conference if the Court deems it appropriate to allow the Court to obtain additional information.

Respectfully submitted,

#### **MILLER & MARTIN PLLC**

By: <u>/s/ Donald J. Aho</u> Donald J. Aho, BPR No. 11975 832 Georgia Avenue, Suite 1200 Chattanooga, TN 37402 Tel.: (423) 756-6600 Fax: (423) 785-8480 Don.Aho@millermartin.com

#### **CERTIFICATE OF SERVICE**

I hereby certify that on this 11<sup>th</sup> day of June 2021, I caused a copy of the foregoing to be served upon the following counsel of record by electronic mail and by depositing the same in

U.S. mail, postage prepaid:

Ms. Amanda S. Jordan, Esq. Senior Assistant Attorney General State of TN-Office of Attorney General P.O. Box 20207 Nashville, TN 37202 <u>Amanda.jordan@ag.tn.gov</u>

Mr. William M. Evans, Esq. Assistant Attorney General State of TN-Office of Attorney General 315 Deaderick Street 20<sup>th</sup> Floor Nashville, TN 37243 Michael.evans@ag.tn.gov

> Mr. William A. Reeves, Esq. Wise & Reeves, PC 625 South Gay Street Two Centre Square, Suite 160 Knoxville, TN 37902 breeves@wiseandreeves.com

Ms. Caitlin C. Burchette, Esq. Mr. Jonathan S. Taylor, Esq. Taylor & Knight, GP 800 South Gay Street., Suite 600 Knoxville, TN 37929 <u>cburchette@taylorknightlaw.com</u> jstaylor@taylorknightlaw.com

#### MILLER & MARTIN PLLC

By:<u>/s/ Donald J. Aho</u> Donald J. Aho

#### Mail Tax Bill to:

Boys and Girls Clubs of the Tennessee Valley Lake City Club 967 Irwin Street Knoxville, TN 37917 This instrument prepared by:

N. JAY YEAGER COUNTY LAW DIRECTOR ANDERSON COUNTY, TENNESSEE 101 S. Main Street, Suite 310 Clinton, TN 37716 (865) 457-6290

TAX ID #: Map: 018E; Group: E; Parcel: 008.00

### QUITCLAIM DEED

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00), cash in hand paid, and other

good and valuable consideration, the receipt of which is hereby acknowledged, the ANDERSON COUNTY

BOARD OF EDUCATION (Grantor) does hereby quitclaim and convey unto the BOYS AND GIRLS

CLUBS OF THE TENNESSEE VALLEY - LAKE CITY CLUB (Grantee) its heirs and assigns, the following

described premises, to wit:

SITUATED in the Twelfth Civil District of Anderson County, Tennessee and described as Map/Parcel, 12 018E E 018E 00800 000, also known as Hornsby Addition Subdivision Block: 0022; Lots: a portion of Lot 4, 5, 6; Recorded in Plat Book: 2; Plat Page: 135 of the Official Land Records of Anderson County, TN. and further described as follows:

BEGINNING at an Iron Pin set in the Southwest Corner adjacent to Short Avenue S.E. thence N33.4645W for 157'M to an Iron Pin set at the intersection of Short Avenue S.E. and Sixth (6<sup>th</sup>) Street S.E., thence N56.5732E for 140' to an Iron Pin set at the intersection of Sixth (6<sup>th</sup>) Street S.E. and an Unnamed Alley Way, thence S32.4412E for 157'M to an Iron Pin set at the corner of the Unnamed Alley Way, thence S57.5644W for 140' to the POINT OF THE BEGINNING. Containing approximately .52 acres +/-.

This being the same property formerly owned by Certain Undersigned Negro Citizens of Lake City, Anderson County, State of Tennessee and transferred to the Anderson County Board of Education by Agreement and Quit Claim (sic) Deed recorded on February 11, 1958 in Book of Deeds: S6, Pages: 73-74 in the Anderson County Register of Deed's Office for Anderson County, Tennessee.(Exhibit 1); State of Tennessee, Comptroller of the Treasury, Real Estate Assessment Date (Exhibit 2); Anderson County Property Descriptor (Exhibit 3).

TO HAVE AND TO HOLD unto the said Grantee party, BOYS AND GIRLS CLUBS OF THE

TENNESSEE VALLEY - LAKE CITY CLUB, its distributees, successors and assigns forever. Subject,

however, to all easements, rights of way and local ordinances affecting such land.

THIS INSTRUMENT HAS BEEN PREPARED SOLELY ON INFORMATION FURNISHED THE PREPARER WHO MAKES NO REPRESENTATION WHATSOEVER AS TO THE CORRECTNESS OF THE SAME OTHER THAN IT HAS BEEN ACCURATELY TRANSCRIBED FROM INFORMATION PROVIDED AND THIS INSTRUMENT HAS BEEN PREPARED WITHOUT BENEFIT OF A TITLE OPINION OR SURVEY.

.

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IN WITNESS WHEREOF the said Grantor has he	reunto executed this instrument on this day of
, 2021.	
	ANDERSON COUNTY BOARD OF EDUCATION ANDERSON COUNTY, TENNESSEE (Grantor)
	By: DR. JOHN BURRELL, CHAIR BOARD OF EDUCATION
	By: DR. TIM PARROTT DIRECTOR OF SCHOOLS
******	***********
STATE OF TENNESSEE	
) ss. COUNTY OF ANDERSON )	
personally appeared <u>Dr. John Burrell</u> , with whom satisfactory evidence), and who, upon oath, ackn Board of Education, Anderson County, Tenness municipality, and that he as such Chairman of the	, a Notary Public of the State and County aforesaid, I am personally acquainted (or proved to me on the basis of owledged himself to be the Chairman of the Anderson County see, the within named GRANTOR, bargainor, a government Board of Education, executed the foregoing instrument for the NDERSON COUNTY BOARD OF EDUCATION by himself as
Witness my hand and seal at office this	day of, 2021.
4	Notary Public
My commission expires:	
 **********************************	**************************************

2

STATE OF TENNESSEE	)
	) ss.
COUNTY OF ANDERSON	)

Before me, \_\_\_\_\_\_, a Notary Public of the State and County aforesaid, personally appeared <u>Dr. Tim Parrott</u>, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be the Director of the Anderson County Schools, Anderson County, Tennessee, the within named GRANTOR, bargainor, a government municipality, and that he as such Director of Schools, executed the foregoing instrument for the purposes therein contained by signing for the ANDERSON COUNTY BOARD OF EDUCATION by himself as Director.

Witness my hand and seal at office this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

Notary Public

My commission expires: \_\_\_\_\_

#### Affidavit of Consideration

i, or we, hereby swear or affirm that the actual consideration for transfer of the above described property is \$10.00.

Affiant

Subscribed and sworn to before me this the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

Notary Public

My commission expires: \_\_\_\_\_

#### AUREMENT and <u>gutt\_olatm\_beed</u>

THIS INDERTURE, made this 2.5 day of April, 1957, by and between certain undersigned Negro citizens of lake City, Anderson County, State of Tennessed, of the first part, and the Anderson County Beard of Education of the second part.

WIERBAS, Anderson dounty, Tennessee, plans to build a new colored grammar school in Lake Diby on the site presently used tor that purpose, and

WIEREAU, a search of the facord favenis no deed of record for the property, although said property has been used for school purposes for over thirty-five (35) years, shd

WHEREAS, the Negro ditigens of Lake City have used the school building for Worship purposes for many years and desire to continue to use the new building for similar purposes so long as it is used as a Negro grammar school, and the Board of Education of inderson Gounty has, by official action of the Board on the lith day of April, 1957, indicated their approval for the use of the school building for Worship purposes, and

WHENERS, it is the desire of all parties hereto to not further delay the building of the new structure because the deed to the property cannot be located and because, in the opinion of some, the title to the captioned property may be vested in the names of some unknown decreased Negro individuals)

NOW, THERSFORE, the parties of the first part, the undersigne leading Negro sitisons of bake Gity, Anderson County, Tennessee, for and in consideration of the sum of One (\$1.00) Dollar to them in hand paid by the parties of the second part, the receipt of which is hereby acknowledged, have designed, bargained, sold, remised, released, and gutT-DLAINED unto the parties of the becond part the fellowing described premises in the Third Civil District of Anderson Gounty, bo with

Six (6), Block 22 of Plat recorded in Plat Book 2, pages 135 and 1A0 in Register's Office for Anderson County, Tennessee, and bounded on the notth by Sixth Street, on the West by Short Street, on the sate by a 12foot alley, and on the south by Lot No.

and all the estate, right, title and interast of the parties of the first part therein, with the hereditaments and appurtenances therets appertaining, hereby releasing all claim to Homestead and Dower therein.

TO HAVE AND TO HOLD the sold premises to the said parties of the second part, their heirs and assigns forever. The Anderson County Board of Education, by and through it

Exhibit 1

IN MARKING MUMANULA INVESTIGATION And withingness of the Board of Education to allow the Negro mithent of have they to the the Board to tenderload colored grammer acheoi for wordnin burbeaus at its year its terteed for a Negro immille school i

|| IN WITNESS MISHEOF, the sald parties of the first part have ierelitto set their hands and seals the day and year first above "Mo. Could & Locks" Millard & Bill

Manual Barek merkemmula Engine St wood

M. Oh Mathel by Ki

cont is confermented 2 morentes of D milit

TE OF TENNESSEE WTY-OF ANDEREON On this <u>JS</u> day of Applit: 1957, before me personally appeared on this <u>JS</u> day of Applit: Devoit Devoiding Mildon, Journ Cary, si Looka, Halan Looka, Wildard K. Wilabiji Geraldine tillaon, Laura Gary, n nettle W. Setere, sament Wood, ois is tchail, Robert Williams, and Mrs. LaD, Wilson

o me known to be the persons described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

Notary Public

My Commission Expires: Maril ) 3 /960

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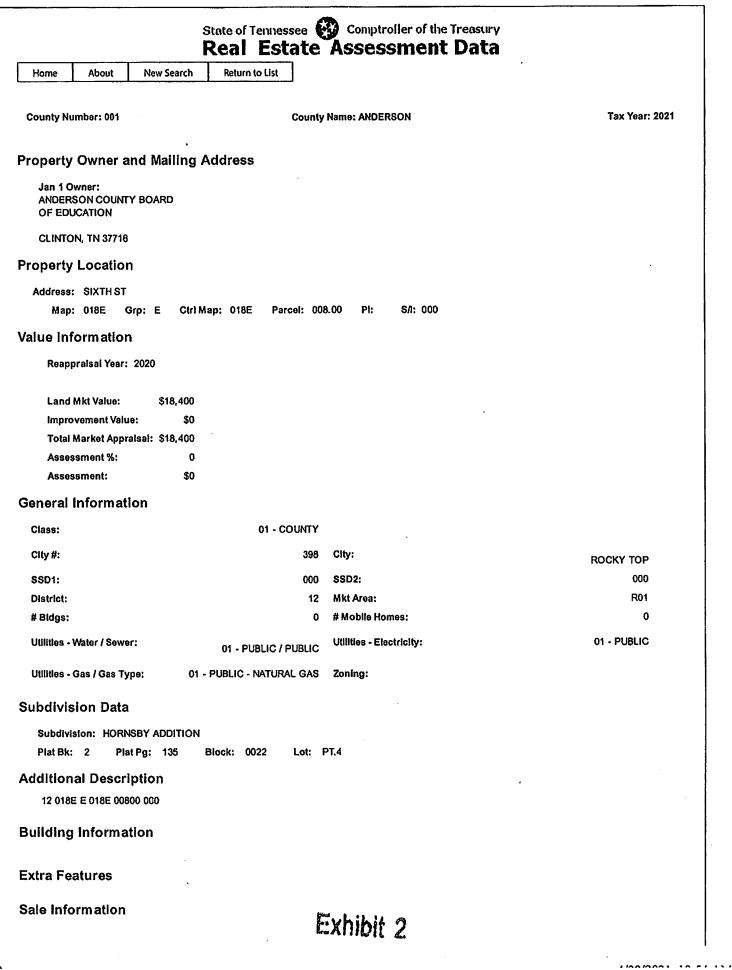
Andorry County Board of Education

BUAVE OF TELLER COUNTY OF ANDERSO Before men Co entrice ; a Notary Public of the state and county aforesaid, personally appeared R. C. Drosend with whom I am personally acquainted and who upon each acknowledged himself to be Chairman of the Anderson County Board of Education, the Withinsnamed bargainer, and that he as such Chairman, being authorized as to do, executed the foregoing instrument for the purposes therein contained by eigning the name of the Anderson County Board of Education by Himself as Chairman. WITNESS my hand and seal ab office in Clinton, Tenhessed this 2.5 day or April, 1957.

Notary Public

y womminston Expirest Quart 30, 1958

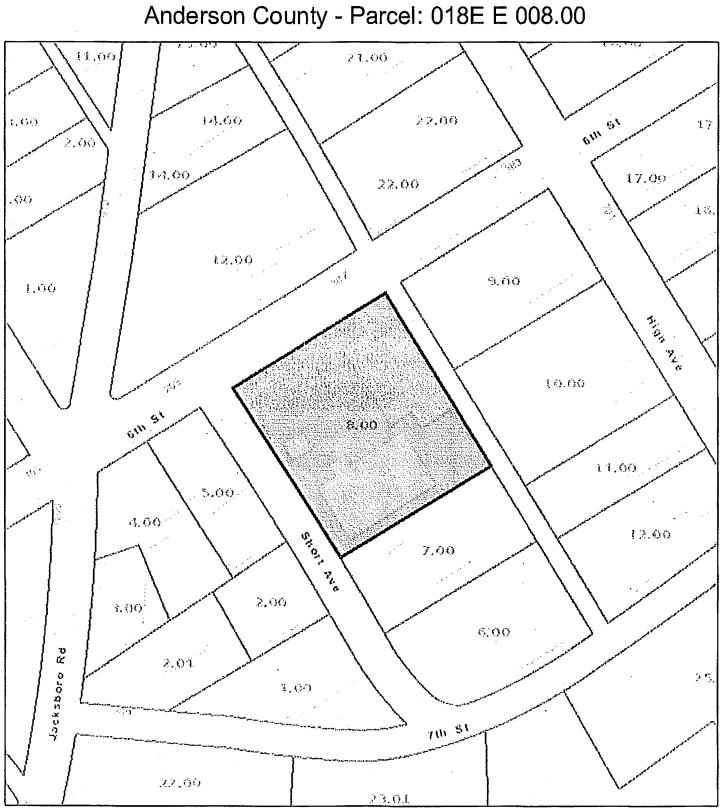
Exhibit



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Deed Acres: 0.00 Calc Acr	es: 0.00	Total Land Units: 0.52		
Land Type: 01 - RESIDENTIAL	Soll Class:	Units: 0.52		
	galation posterio		/lew GIS Map for this Parcel	
<u>Glossary o</u>	f Terms	<u>How to Search</u>	Fact Sheet	
Division of Propert	y Assessments	Comptroller of the Treasur	y State of Tennessee	
Home P	200	Home Page	Home Page	

### Exhibit 2



Date: April 30, 2021 County: Anderson Owner: ANDERSON COUNTY BOARD Address: SIXTH ST Parcel Number: 018E E 008.00 Deeded Acreage: 0 Calculated Acreage: 0 Date of Imagery: 2019

Exhibit 3

Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korca, Esri (Thailand), NGCC, (c) OpenStreatMap contributors, and the GIS User Community TN Comptroller - OLG State of Tennessee, Comptroller of the Treasury, Office of Local Government

### OFFICE OF THE COUNTY LAW DIRECTOR ANDERSON COUNTY, TENNESSEE

101 South Main Street, Suite 310 CLINTON, TENNESSEE 37716

N. JAY YEAGER Law Director

 TELEPHONE:
 (865) 457-6290

 FACSIMILE:
 (865) 457-3775

 Email:
 jyeager@aclawdirector.com

June 10, 2021

#### VIA U.S. MAIL AND EMAIL DELIVERY

Mr. Mike Larsen AECOM Norfolk Southern Private Crossing Program 1700 Market Street, STE. 1600 Philadelphia, PA 19103

RE: Moran Baptist Church – Private At-Grade Crossing (MP 27.09-D; DOT # 731020E)

Dear Mike:

Thank you very much for taking time out of your day to give me a call back on this important issue facing our community and Moran Missionary Baptist Church. It was very reassuring to hear that the railroad had no plans to close the grade crossing that serves as the church's only means of ingress and egress, and certainly great news that the railroad would consider a financial contribution to the church in order to construct another entrance in the future.

The history of this wonderful church goes back over one hundred and forty years and stands as one of the oldest places of worship in our county. The church was burned to the ground in the 1920's after a spark from a coal ash train landed on the roof. Fortunately, the old Southern Railway rebuilt the church in the exact same place as it stands today.

I wanted to share some pictures with you to demonstrate the unsafe dilemma the church would be facing if the railroad decided to close the grade crossing in the future.

The photograph exhibits are identified as follows:

**Exhibit 1:** Is the aerial map provided by Norfolk Southern attached to its letter to Moran Missionary Baptist Church dated September 18, 2020. The map depicts the overall aerial view of the area including: the church, tracks, railroad crossing, and the alternative routes identified as Marlow Circle and a one lane 10ugh gravel road located parallel to the train tracks.

**Exhibit 2:** Depicts the historic Moran Missionary Baptist Church from the front of the church looking north.

**Exhibit 3:** Is a photograph looking south from the church steps toward the existing grade crossing.

**Exhibit 4:** Is looking south from the church showing a closer look of the grade crossing and pavement transition.

**Exhibit 5:** Is taken from the grade crossing pointing west showing the DOT identification sign and the proposed gravel alternative route.

Exhibit 6: Is a close look at the grade crossing and stop sign from the south side of the tracks facing northeast.

Exhibit 7: Is a photograph taken from the south side of the crossing looking north toward the grade crossing and church in the distance.

**Exhibit 8:** Demonstrates the visibility from the grade crossing looking west. You can also see the gravel alternative route to the immediate right of the tracks.

Exhibit 9: Demonstrates the visibility from the grade crossing looking east.

Exhibit 10: Is a photograph of the alternative gravel route looking west from the grade crossing.

Exhibit 11: Shows a closer look at the gravel alternative route pointing west.

Exhibit 12: Is a photograph of the one-lane train trestle located on the Marlow Circle alternative route from the north side looking south.

**Exhibit 13:** Shows the one-lane train trestle on the Marlow Circle alternative route from the south side looking north.

**Exhibit 14:** Is a copy of the Norfolk Southern letter to Moran Missionary Church dated September 18, 2020.

Exhibit 15: Is a copy of my response letter to Norfolk Southern dated October 19, 2020.

**Exhibit 16:** Is a copy of the most recent letter from Norfolk Southern to the church dated May 10, 2021.

On behalf of Anderson County Government, we deeply appreciate your courtesy and time you took speaking with me on the telephone about this pressing issue. As you can see from the photographs, the safest proposal for the members of the church, community and traveling public is to leave the existing grade crossing in place. The alternative routes, consisting of the rough gravel road and Marlow Circle are certainly less safe and cost prohibitive to improve. A new

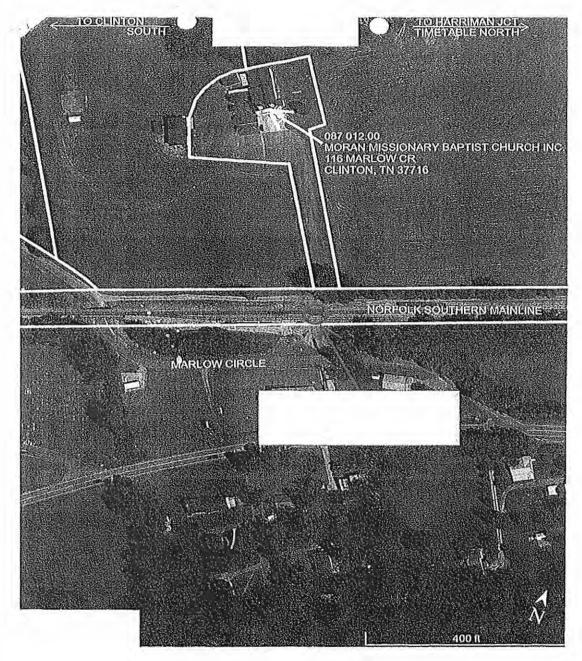
road constructed down the steep grade of the church to Marlow Circle would be unrealistic to a small church like Moran Missionary Baptist with limited membership and limited available funds. I think you understand from our telephone conversation that by far the safest, most practical, and economically feasible option is to keep the existing grade crossing open and allow the membership and community the ability to use the safer existing ingress/egress for many years to come.

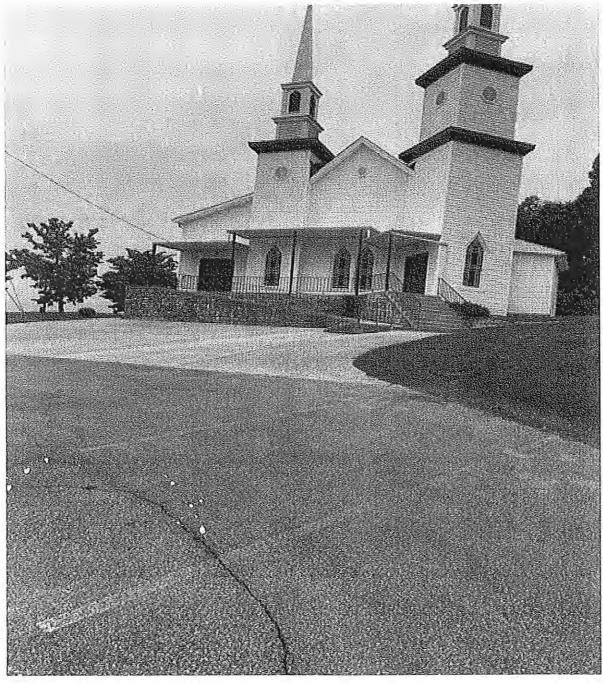
Again, I deeply appreciate your reassurance that the railroad has no plans to close this crossing in the near future. If I am wrong in this interpretation, or if conditions change, please feel free to call or write as I welcome the opportunity to work with you in the future.

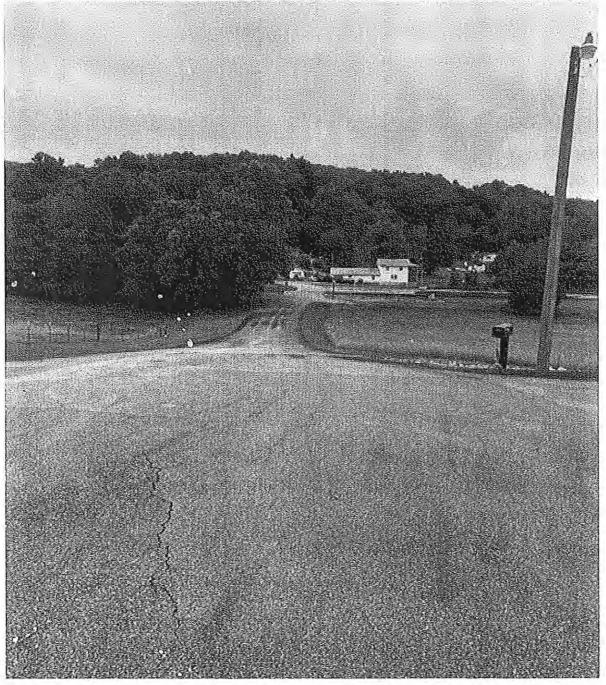
With kindest regards, N. Jay

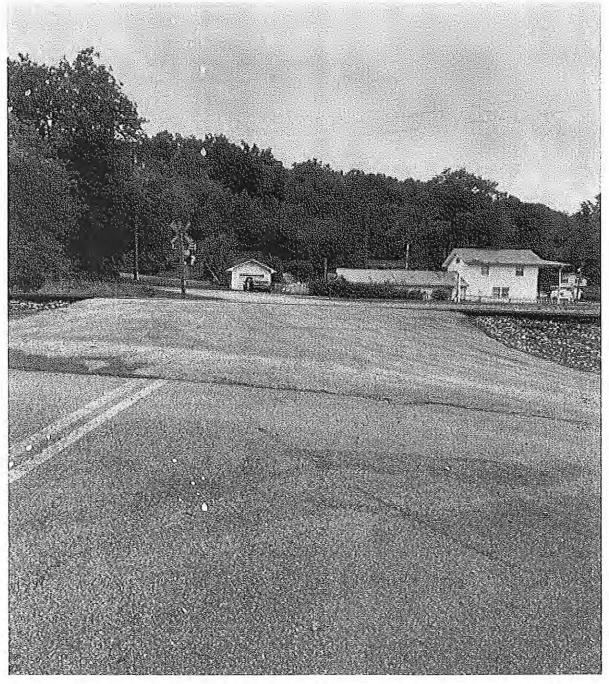
cc: County Commission County Mayor Norfolk Southern Moran Missionary Baptist Church

Enclosures: 16 pages

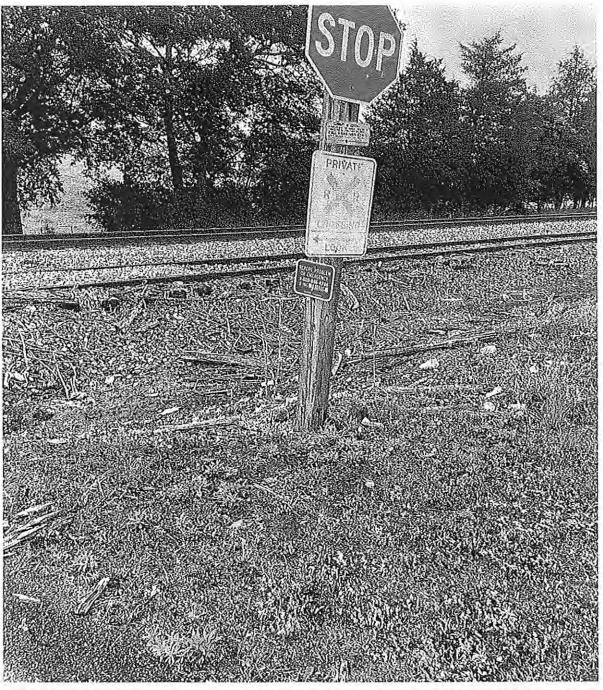


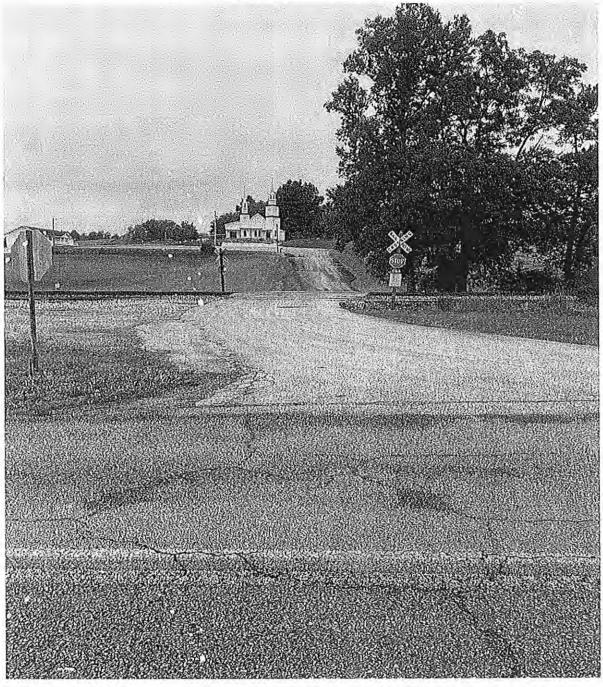


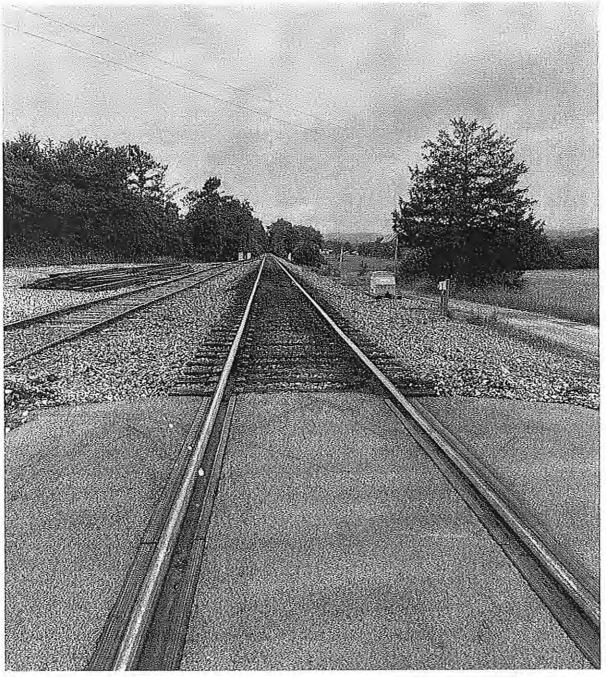






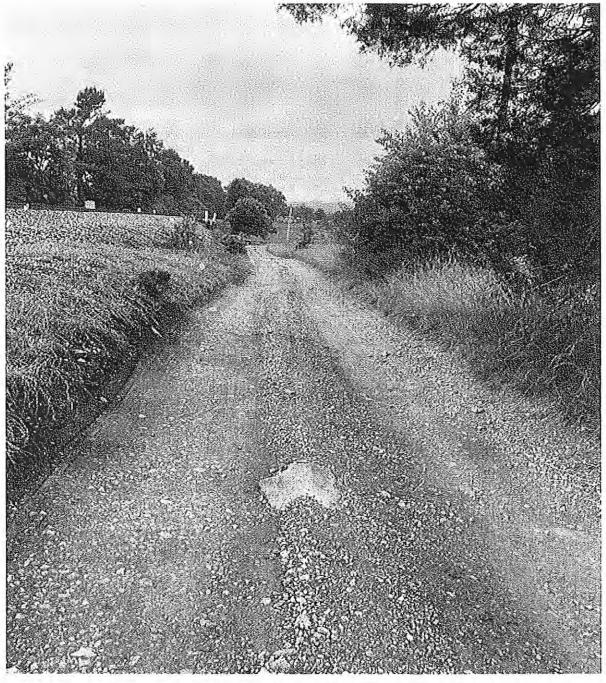


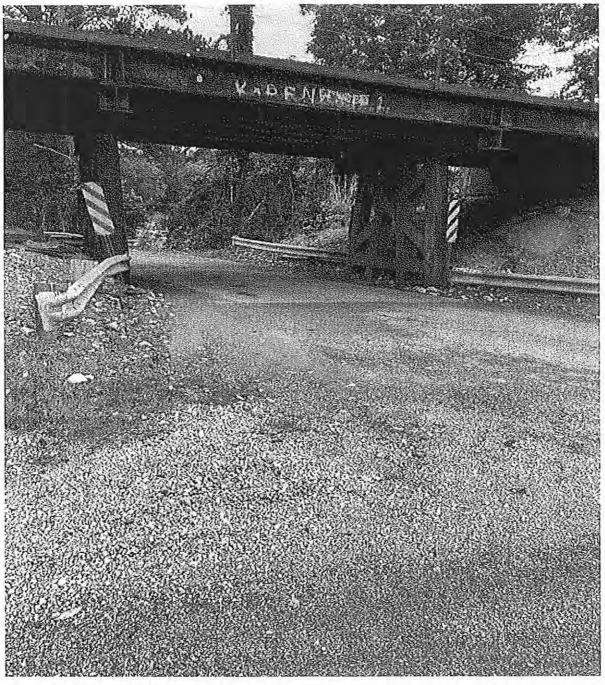


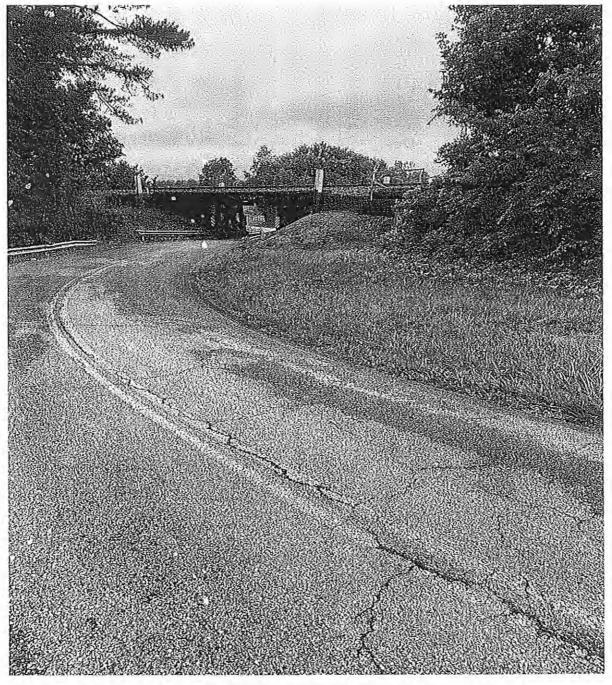












AECOM Atin: NS Private Crossing Program 1700 Market St., Sulle 1800 Philadelphia, PA 19103

ξ.

**CBRTIFIBD MAIL** Return Receipt Requested

September 18, 2020

إنسب .

Moran Missionary Baptist Church Inc. 116 Marlow Cr Clinton, TN 37716

RB: - Private Crossing DOT # 731020E

Dear Moran Missionary Baplist Church Inc.,

Norfolk Southern Railway Company is reviewing all private at-grade crossings in Tennessee, including the crossing located at (MP 27.09-D) DOT # 731020E. I've attached an exhibit showing the location of the private crossing for your reference.

**EXHIBIT 14** 

æ

NORFOLK BOUTHERN

:

Ð One line, Infinite possibilities.

Please contact our authorized representativo Mike Larsen at (402)-952-2693 about the status of the private crossing by October 18, 2020.

Sincerely,

E Lendpolent

Brnest "Leon" Jackson NSR Manager of Grado Crossing Safety

NSR. reminds you of a motorist's or pedestrian's safety obligations and legal responsibilities when cossing the raifroad backs. A train should always be expected when cossing the tracks. All traiffe control devices at the cossing should be obeyed. Stop signs require users at the crossing to stop, book, and listen for a train before determining it is safe to proceed across the tracks. Regardless of any signs likit may be installed at the crossing. It must always be approached as any roadway intersection of a dominant road would be approached - with the user prepared to stop for movement on the tracks. Please be aware that a train whistle or horn may NOT be sounded at your crossing as trains generally do not provide whistle wainings at private crossings. We unge you to remind others that may use the crossing of these obligations and responsibilities.

#### OFFICE OF THE COUNTY LAW DIRECTOR ANDERSON COUNTY, TENNESSEE

101 South Main Street, Suite 310 CLINTON, TENNESSBB 37716

N. JAY YEAGER Law Dicator TELEPHONE: (865) 457-6290 PACSIMILE: (865) 457-3775 Pinalk freger@eclandicsioleom

<u>ج</u>:

October 19, 2020

VIA U.S. MAIL

Mr. Brnest "Leon" Jackson Norfolk Southern Corporation Three Commercial Place Norfolk, VA 23510

RE: Grade Crossing-Moran Missionary Baptist Church Inc. (DOT# 731020E; MP 27.09)

Dear Mr. Jackson:

I'm writing to you to express Anderson County's concern over a recent letter to Moran Missionary Baplist Church from Norfolk Southern regarding a private grade crossing used for ingress/egress to the church. Bvidently, Norfolk Southern is contemplating either closing or modifications to the oxisting private drive. If this grade crossing is closed on a permanent or temporary basis, there will be no safe access to the church by its members and guests. Other alternative routes to the church to reconstruct a dirt/gravel road.

The Anderson County Board of Commissioners is very concerned about this recent development and we are hoping that you will contact this office at your earliest convenience and help us find an amicable solution for all parties.

I deeply appreciated your time and assistance in this matter and hope to hear from you in the near future.

With kindest regards L . Jay Yeager

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NORFOLK

One line-hiffnlie possibilities

AECOM A(IA: NS Privato Crossing Program JY00 Mpixot St./ Sul(q 1008 Philladointh, PA 10103 PHOLX PRIOR PY OVERNIOLT Direct Signature Required

Direct Signatury Required May 10, 2021 n Monar Alf Stonary Bapilst Charch Ind. (116 Marlay Cry Cebnion (TN 37716

RIE: - Urlynte Grossing DOT # 731020E

Dept Motan Missionary Baptist Chlirch Ind. Norfolk Southern Rethvoy Company is reviewing all infinite or pride crossings in (Termessee inducting the crossing localed in (MI) 27.09.0) TDOT # 731020E, 11 ve attached an exhibit showing the location of the private crossing for your reference.

You are being formally advised that NS (Will authorize the removal of volic crossing (Clegid) documentation covering the private crossing is not received at the above address by June 10, 2021 (Please contact our authorized representative Mike Langer, at (402),952-2603

Since of the second sec

19

## OFFICE OF THE COUNTY LAW DIRECTOR ANDERSON COUNTY, TENNESSEE

101 South Main Street, Suite 310 CLINTON, TENNESSEE 37716

N. JAY YEAGER Law Director TELEPHONE: (865) 457-6290 FACSIMILE: (865) 457-3775 Email: jyeager@aclawdirector.com

June 14, 2021

#### VIA HAND DELIVERY

Sheriff Russell Barker Anderson County, TN 101 S. Main St., STE. 400 Clinton, TN 37716

RE: Results - Promotional Test - Court Security Corporal

Dear Sheriff Barker:

The Court Security Corporal's Examination was administered at the Detention Facility on Saturday, June 12, 2021 at 9:00 AM. The results of this examination are as follows:

Last Four Digits of SS #	<u>Test Score</u>
	95
	93
	89
	88

Please contact this office is you have additional questions.

Respectfully,

## Anderson County Charter Commission Minutes May 3, 2021 Room 312

BE IT REMEMBERED THAT THE ANDERSON COUNTY CHARTER COMMISSION MET IN REGULAR SESSION ON MAY 3, 2021 AT 6:00 PM, WITH THE FOLLOWING MEMBERS PRESENT: TIM ISBEL, VL STONECIPHER, STEVE MEAD, BOB SMALLRIDGE, CHUCK FRITTS, JERRY WHITE AND STEVE EMERT

ABSENT: DAVID STANLEY

Chairman Stonecipher called the meeting to order.

Commissioner Emert said the prayer.

The Pledge of Allegiance was led by Commissioner White.

Commissioner Mead made a motion to approve the April minutes. Commissioner Emert seconded the motion. Motion passed.

No citizens addressed the Commission.

The Law Director submitted Commissioner Stanley's notice of resignation to be included in the minutes.

Motion was made by Commissioner Mead to approve the contract for outside counsel as presented with modifications to remove #8 and to include a change to the payment schedule. Commissioner Fritts seconded the motion. Motion passed to forward to full commission for approval.

Concerns and Suggestions - Discussion. No Action Taken.

Old Business - None

New Business

Commissioner Mead made a motion to start the process of filling the vacancy in accordance with State law. Commissioner Smallridge seconded the motion. Motion passed.

Commissioner Emert moved to adjourn.

The next meeting will be June 7, 2021 at 6:00 pm.in room 312.



#### Annette Prewitt <aprewitt@acs.ac>

## Charter Commission Agenda May 3, 2021

2 messages

#### Annette Prewitt <aprewitt@acs.ac>

Wed, Apr 28, 2021 at 12:56 PM

To: Bob Smallridge <rjsmal@yahoo.com>, CC - Chuck Fritts <cf3533@msn.com>, David G Stanley <david.stanley11@yahoo.com>, Jerry White <jwhite@andersoncountytn.gov>, Steve Emert <emert61@gmail.com>, Steve Mead <meadsteven@att.net>, Tim Isbel <isbelt@ymail.com>, V L Stonecipher <vlstonecipher@att.net>, CC - ZZ Jeff Cole <jeffcole@acs.ac>, Terry Frank <tfrank@andersoncountytn.gov>, "CC - ZZ Jay Yeager, Law Director" <jyeager@aclawdirector.com>, Ch 95 Andy Garrett <agarrett@acs.ac>, Brian Young <it@andersoncountytn.gov>, Tammy Catron <tcatron@andersoncountytn.gov>

Annette R. Prewitt Chief Deputy to the Anderson County Commission Phone: (865) 463-6866 Fax: (865) 264-6264 Web Site: www.andersoncountytn.gov

5.3.21.pdf 129K

David Stanley MD <david.stanley11@yahoo.com>

Thu, Apr 29, 2021 at 7:08 PM

To: Bob Smallridge <rjsmal@yahoo.com>, CC - Chuck Fritts <cf3533@msn.com>, Jerry White <jwhite@andersoncountytn.gov>, Steve Emert <emert61@gmail.com>, Steve Mead <meadsteven@att.net>, Tim Isbel <isbelt@ymail.com>, V L Stonecipher <vIstonecipher@att.net>, CC - ZZ Jeff Cole <jeffcole@acs.ac>, Terry Frank <tfrank@andersoncountytn.gov>, "CC - ZZ Jay Yeager, Law Director" <jyeager@aclawdirector.com>, Ch 95 Andy Garrett <agarrett@acs.ac>, Brian Young <it@andersoncountytn.gov>, Tammy Catron <tcatron@andersoncountytn.gov>, Annette Prewitt <aprewitt@acs.ac>

Chairman Stonecipher:

This e-mail is an official notice from me to the Anderson County Charter Commission that due to a recent significant deterioration in my hearing that I am no longer able to participate in the Charter Commission and this is my notice of resignation as of today. This hearing loss is also leading to my retirement from medical practice in the near future.

I thank you all for your friendship and your public service and wish you well in completing the Charter Commission duty.

Best Regards to all

**David Stanley MD** 

[Quoted text hidden]

## Professional Services Contract Anderson County Charter Commission Outside Counsel Agreement

**This Agreement** is made on this the \_\_\_\_\_ day of May 2021 between Anderson County, Tennessee and its duly elected Charter Commission (hereinafter, jointly referred to as "County") and Owings, Wilson, Coleman Law Firm (hereinafter, "Consultant") and for good and valuable consideration the parties agree as follows:

**Consultant Services.** Consultant agrees to provide services to the County in the form of professional legal services as follows:

- 1) Draft complete charter for presentation to citizens;
- 2) Consult and advise the Charter Commission on all aspects of charter construction and legal issues that may develop;
- 3) Meet with the Charter Commission when requested;
- 4) Assist with development of public educational information concerning the charter;
- 5) Provide status updates to the Charter Commission Chair when requested;
- 6) Communicate solely with Chair or his/her designee;
- 7) Identify legal issues and report to the Charter Commission Chair;
- 8) Timely complete assignments as directed by the Chair;
- 9) Complete first draft of Charter by December 31<sup>st</sup>, 2021;
- 10) Complete any other duties and assignments when requested by the Charter Commission Chair.

Standard of Performance. Consultant agrees to perform the scope of services in a manner consistent with Attorney Ethical Standards, Board of Professional Responsibility Rules and compliant with Tennessee law.

Term. The term of this agreement shall begin on the date first written above and end on completion of all duties requested by the Charter Commission Chair.

**Consultant Compensation.** Consultant shall be paid by County for the Consultant Services within thirty (30) days of invoicing from Consultant. The compensation to consultant shall be calculated by lump sum and shall be at a rate of Twenty-Five Thousand Dollars (\$25,000.00) for completion of the entire project and scope of services within the timeframe specified herein. Upon full execution of this Agreement, Consultant will be entitled to a Two Thousand Five Hundred Dollars (\$2,500.00) retainer fee leaving a balance of Twenty-Two Thousand, Five Hundred Dollars (\$22,500.00) to be paid as instructed by the Chair. Consultant shall not receive additional compensation for expenses of travel, hotel, food, etc. unless prior approval is provided by the Chair. Progress payments may be approved by the Chair when requested by the Consultant and upon application to the County Finance Department. The Parties may agree to monthly payments of nine (9) additional Two Thousand, Five Hundred Dollars (\$2,500.00) payments if a proper invoice is submitted by Consultant and approved by the Chair.

**Default.** In the event of default of any party hereto, any non-defaulting party may bring suit against the other to enforce the terms of this Agreement. In such event, the prevailing party shall be entitled to recover any remedies available at law and/or equity including the reasonable attorney's fees and the costs associated the default.

No Oral Modification. No modification, amendment, supplement to or waiver of this Agreement or any of its provisions shall be binding upon the parties hereto unless made in writing and duly signed by all parties.

Waiver. A failure of any party to exercise any right provided for herein, shall not be deemed to be a waiver of any right hereunder.

Entire Agreement. This Agreement sets forth the entire understanding of the parties as to the subject matter and may not be modified except in a writing executed by all parties.

Severability. In the event any one or more of the provisions of this Agreement is invalid or otherwise unenforceable, the enforceability of remaining provisions shall be unimpaired.

**Cancellation.** In the event any party materially breaches, defaults or fails to perform hereunder, this Agreement may be canceled by the other party with cause on thirty (30) days written notice to the other in the event the breach, default or failure is not cured during that time.

**Exhibits.** Any Exhibits attached hereto or incorporated herein are made a part of this Agreement for all purposes. The expression "this Agreement" means the body of this Agreement and the Exhibits.

Multiple Counterparts; Effectiveness. This Agreement may be executed in multiple counterparts, each of which shall be deemed an original for all purposes and all of which shall be deemed, collectively, one Agreement. This Agreement shall become effective when executed and delivered by all the parties.

Jurisdiction. Each party hereby irrevocably consents to the jurisdiction of all state courts sitting in Anderson County, Tennessee or all federal courts sitting in Knoxville, Tennessee and agrees that venue for any legal action brought in connection with this Agreement shall lie exclusively in such courts.

**Binding Effect.** This Agreement shall be binding upon and inure to the benefit of the parties and upon their respective successors, heirs or assigns.

Choice of Law. This Agreement shall be governed and construed in accordance with the laws of the State of Tennessee.

Notice. Any notice required or provided pursuant to this Agreement shall be in writing and sent or delivered to the parties.

Titles and Subtitles. Titles of paragraphs and subparagraphs are for convenient reference only and shall not have the effect of modifying, amending or changing the express terms of this Agreement.

Assignment. This Agreement shall be assignable only upon the written consent of the non-assigning party. Consent to an assignment shall not be unreasonably withheld. In the event of assignment or succession, the terms and conditions of this Agreement shall be binding upon the parties and their successors, assigns, heirs, executors and/or administrators.

**Further Documentation.** The parties agree for themselves and their successors and assigns to execute any and all instruments in writing which are or may become necessary or proper to carry out the purpose and intent of this Agreement.

**Consultant:** 

County:

By:

John Owings, Partner

By: <u>V.L. Stonecipher, Chair, Charter Comm.</u>

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Approved as to Form:

Administrative Approval

County Attorney

Robby Holbrook, Interim Finance Director

John Owings - Knoxville Attorney - Business, Corporate, Labor ...

900 S. Gay Street | Suite 800 | Knoxville, TN 37902



OWINGS WILSON COLEMAN

(865) 522-2717

HOME OUR HISTORY AT

ATTORNEYS~

STAFF

NEWS CONTACT

## JOHN OWINGS

Home / Attorneys / John Owings



John has been practicing law in Knoxville and Knox County for over 30 years and has been a member of our firm since 2008. As one of our three partners, his practice concentrates on Business and Corporate Law; Employment and Labor Law; Municipal, Governmental, and Public Utilities Law; Public Finance; Mediation; and Civil Litigation, including defending individual police officers, officials, cities, and counties in civil rights actions.

o 900 S. Gay Street | Suite 800 |

SERVICES\*

Knoxville, TN 37902

For two years while in law school, John worked

as an investigator for the Tennessee Human Rights Commission, investigating and analyzing complaints, making findings, and writing formal opinions for the Commission related to all forms of employment discrimination.

Between 1988-1990, John was employed as the first Pro Se Law Clerk and Staff Attorney for the United States District Court for the Eastern District of Tennessee. As the Pro Se Law Clerk and Staff Attorney, John examined all State of Tennessee and Federal prisoner petitions and complaints, includin Privacy - Terms

- -

civil rights complaints, state habeas corpus petitions, and motions to vacate sentences; reviewed all pleadings in prisoner cases; determined the issues involved and the basis for relief from the federal court; performed substantive legal research; managed a case load of over 400 cases; and drafted appropriate dispositive and non-dispositive orders and opinions for the approval of the four federal district court judges – Judges James H. Jarvis, II, R. Leon Jordan, R. Allan Edgar and Thomas G. Hull. John also performed administrative legal duties for the Federal Court Clerk.

Between 1990 and 2006, John served as the Chief Deputy Law Director for Knox County, Tennessee. During that time, he represented, defended, advised, and served as in-house counsel for the entity of Knox County and all of its elected officials, including the Knox County Commission, County Mayor, County Clerk, Register of Deeds, Property Assessor, Sheriff, General Sessions Court Judges, Juvenile Court Judge and Referees, Knox County Schools and Board of Education, and Knox County's directors, officers, Clerks of Court, and employees in all civil matters and cases, including civil rights, education, employment, Tennessee Governmental Tort Liability Act, contract claims, and numerous other causes of action and prosecuted Knox County Code violations.

On September 1, 2006, he was elected by the Commission of Knox County to serve the remainder of his predecessor's four-year term of office – through August 31, 2008. The Knox County Law Director is an elected official of Knox County who is charged with executing and administering all of the legal affairs of the County, including litigation; drafting of contracts or other documents, instruments, and papers, the investigation of titles; and to advising and counseling County officials and the Commission on all legal matters affecting their respective offices. As the Knox County Law Director, John had a staff of seventeen, including seven attorneys, a certified paralegal, and an investigator. As the Chief Deputy and the Law Director for Knox County, John represented Knox County in countless civil rights and personal injury lawsuits with successful jury verdicts and trial court decisions in the State of Tennessee and Federal Court, the Tennessee Appellate Courts and the Federal Appellate Court (Sixth Circuit Court of Appeals), and the Tennessee Supreme Court.

## Education

University of Tennessee – J.D., 1988 University of Tennessee – B.A., 1985, Magna Cum Laude Roane State Community College – A.S., 1983, Cum Laude, (Pre-Law)

## **Bar Admissions**

Tennessee, 1988 U.S. District Court, Eastern District of Tennessee, 1989 U.S. Court of Appeals, Sixth Circuit, 1991 U.S. Supreme Court, 1992

## Memberships

Tennessee Bar Association Knoxville Bar Association, Past Chair of Gov't Lawyers Section Blount County Bar Association Roane County Bar Association Tennessee County Attorney's Association, President 2008-2009, Secretary-Treasurer 2009-2017 American Bar Association Tennessee School Boards Association Hamilton Burnett Inns of Court, Emeritus Member Tennessee Society of Sons of the Revolution, direct descendent of Capt. William Sumpter, a patriot of the Revolutionary War and brother of Gen. Thomas Sumpter, the "Gamecock of the Carolinas"

## Certifications

Certified Federal and State Court Mediator since 1995

## John Owings:

n . r .

jeowings@owclaw.com

John Owings - Knoxville Attorney - Business, Corporate, Labor ...

https://owclaw.com/attorneys/john-owings/



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Website

## **Public Notice to fill Vacancy**

The Anderson County Commission will be accepting resumes to fill the unexpired term of a Charter Commissioner for District 7, which includes Highland View, Pine Valley and Glenwood in Oak Ridge, TN.

Qualifications: TCA §5-5-102 (b) members shall reside within and be qualified voters of the district which they represent.

The deadline for submitting a resume is Wednesday, June 16, 2021 at noon in the County Commission Office room 118 of the Courthouse.

County Commissioners will choose the applicants at the next regular scheduled County Commission meeting convening on June 21, 2021 at 6:30 P.M.

THIS NOTICE GIVEN pursuant to T.C.A. §5-1-206 (f).

Joshua Anderson, Chairman

Jeff Cole, County Clerk

REQUEST FORM CONSIDERATION FOR NOMINATION TO THE		
Andurson County Charter Commission District 7		
Date <u>U[15]2021</u> Name <u>Sabra Beauchamp</u> Address <u>IIU Orchard Circle Oak Ridge TN 37830</u>		
Phone Number 845-713-4177 845-463-7885 (Home) (Work)		
Employment History: (if not on resume)		
Education: (if not on resume)		
Why would you like to serve on this Board/Committee: <u>Thave followed County Envernment and related issues for</u> More than a decade Ithink it is important that District 7		
have proper representation on the Charter Commission, Thave		
The compassion to serve and would be deficited to serving the position for the preater good of Anderson County, I appreciate		
PLEASE ATTACH A RESUME TO THIS APPLICATION		

(For additional space, use back of form)

## Sabra L. Beauchamp

## 116 Orchard Circle Oak Ridge, TN 37830 (865) 773-4177 Email: sabra.beauchamp@hotmail.com

### PSI Probation LLC.- 2018-Current

134 South Main Street Clinton, TN 37716 (865) 463-7885

### State Certified Probation Officer

Duties include but not limited to: Supervising individuals with misdemeanor charges and following all courts orders, record keeping, maintaining good standings with judicial officials and court staff, training employees, maintaining court records, filling, drug testing and computer skills.

### PSI Probation LLC.- 2012-2015

### **Court Intake Officer**

Duties include but not limited to: Maintaining court records, maintaining good standings with judicial officials and court staff, drug testing and assisting Probation Officers.

## Emory Valley Center- 2000-2010

723 Emory Valley Road Oak Ridge, TN 37830 (865) 483-4385

#### Workshop Coordinator

Duties include but not limited to: Supervising staff of 10, managing 60 clients with developmental disabilities, payroll, daily notes, staff meetings, managing business for workshop, facilitate and distribution of daily medications for clients, follow state orders, complying with goals for each individual and maintaining a good relationship with businesses across Anderson County and surrounding counties.

Education: 1998 High School Diploma - Coalfield High School

1720 Coal Hill Road Coalfield, TN 37719 (865) 435-7332

Certified in several other required courses to maintain current job status (will provide certifications if necessary)

References upon request

### Anderson County Board of Commissioners OPERATIONS COMMITTEE MINUTES June 14, 2021 6:00 PM Room 312

Members Present:	Tim Isbel, Steve Mead, Phil Yager, Robert McKamey, Rick Meredith and Josh Anderson
Members Absent:	Tracy Wandell, Theresa Scott
Call to Order:	Chairman Isbel called the meeting to order.

Dan Orange with the American Legion of Oliver Springs said the prayer and led the pledge of allegiance.

Commissioner Anderson made a motion to move the Comcast discussion by IT Director, Brian Young, to the first item. Commissioner Mead seconded the motion. Motion passed.

Commissioner Yager made a motion to approve the agenda as amended. Commissioner Meredith seconded the motion. Motion passed.

No citizens addressed the Committee.

Comcast Discussion – No Action Taken.

Commissioner McKamey made a motion to recommend to full Commission that we put up \$7,500.00 for the American Legion of Oliver Springs to get a new roof subject to Oliver Springs, Roane County and Morgan County assisting. Commissioner Anderson seconded the motion. Motion passed.

Commissioner Meredith made a motion to go forward with forming a Sub-Committee for the Justice Center and start having meetings. Commissioner Mead seconded the motion. Motion passed.

Commissioner Yager made a motion to have the same members on the Sub-Committee for the Magistrate as the Justice Center Sub-Committee only have separate meetings for discussions. Commissioner Mead seconded the motion. Motion passed.

State Road 25W North of the Clinton City Limits – Discussion. No Action Taken.

#### **New Business:**

Arcadian Springs noise issues - Discussion. No Action Taken EMS issue regarding road being on the Union County Line - Discussion. No Action Taken. Moran Baptist Church – Issue with the crossing. Discussion. No Action Taken. Private Act on Fireworks. Discussion. No Action Taken

#### **Old Business:**

Ben's Mobile Home Park. Discussion. No Action Taken.

Meeting adjourned.

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## Anderson County Board of Commissioners Intergovernmental Committee Minutes

## June 14, 2021 Room 312

Members Present:	Catherine Denenberg, Tim Isbel, Shain Vowell, and Bob Smallridge
Members Absent:	Tracy Wandell, Denver Waddell
Others:	Terry Frank, Jay Yeager, John LeCroy, Billy Freeman
Call to Order:	Chairman Denenberg called the meeting to order.

Commissioner Isbel made a motion to approve the minutes of April 12, 2021. Commissioner Vowell seconded the motion. Motion passed.

## American Nuclear

Commissioner Isbel made a motion for this committee to draft a resolution asking the State and Federal Legislators to get involved in the cleanup of the site. Motion was amended to include asking the State to fund the Scoping and Characterization Survey to begin the process. Motion was seconded by Commissioner Smallridge. Motion passed to forward to full commission for approval.

## New Business

None

Old Business None

## **Adjournment**

With no further business, the meeting was adjourned.