

Anderson County Board of Commissioners
OPERATIONS COMMITTEE
AGENDA

September 13, 2021

6:00 p.m. Room 312

1. Call to Order

2. Prayer / Pledge of Allegiance

3. Approval of Agenda

4. Appearance of Citizens

5. Holiday Bureau - Request to use a room at the DARC Building for six weeks.

6. Public Records Policy – County Commission approved July 16, 2018 – need signatures.

7. Mayor's Report

1. Requesting a motion to provide additional Emergency Sick Leave hours related to COVID-19 effective July 15, 2021 through September 30, 2021.
2. Requesting motion to recommend appointment of Ms. Marjorie Pressley as Building Commissioner for Anderson County.
3. Requesting motion to approve Resolution 21-09-887, To allow the Anderson County Office of Planning and Development to Accept Credit Cards as a Payment Option.
4. Requesting update for Operations Committee by EMA.
5. Requesting update for Operations Committee on Anderson County Dental Clinic.
6. Update Claxton Playground – Confirming TDEC received Anderson County's Resolution No. 21-08-885 asking TDEC to tese.
7. Other updates or briefs:
 - a. Investigating possibility/feasibility of EMS standing up a temporary Monoclonal treatment site.
 - b. Wolf Valley Convenience Center
 - c. Pine Meadows Subdivision Final Report
 - d. Final guidance on American Rescue Plan funding.
 - e. Budget Committee and Finance Committee are reviewing recommendation to accomplish goals of fire truck resolution that would front-load 10 years of purchases into two years thus accomplishing substantial savings.
 - f. Any other updates requested.

8. Law Director's Report

1. Marlow Volunteer Fire Department Subrogation Agreement
2. Vehicle Lease to Andersonville Volunteer Fire Department
3. Civil Service Regulations Amendment
4. Fireworks Private Act Ratification and Regulations
5. MNK Bankruptcy Settlement

9. **Claxton Ballparks, Playground and Optimist Club** – Forwarded from Intergovernmental Committee
-To request TVA to consider moving these to the property located on New Henderson.
10. **Funding mechanisms of donating to Non-Profits**
11. **Blockhouse Valley Deer Hunt**
12. **Redistricting**

New Business

Anderson County EMS Narcan use summary May 2021 through July 2021.

Old Business

Adjournment

- Superior Drainage Products, Highway Department-Two year contract with renewal options for culverts.
 - G & C Supply Company, Highway Department-Two year contract with renewal options for culverts.
5. Commissioner Fritts made a motion to approve items on surplus list. Seconded by Commissioner Scott. Motion carried by voice vote.
6. Commissioner Fritts made a motion to add a desk to surplus list. Seconded by Commissioner McKamey. Motion carried by voice vote.
7. Commissioner Meredith made a motion to approve the following contract. Seconded by Commissioner Warfield. Motion carried by voice vote.
- City of Clinton, Board of Education-Three year contract for use of city amenities.

Mayor

- 8. Commissioner White made a motion to approve the Mayors request to add to the Public Record Policy under page 1, section a that the County Mayor and Subordinate Departments requests will be addressed to acmayor@andersontn.org with no change at all to the policy. Seconded by Commissioner Fritts.

Commissioner Warfield made a motion to refer this to the HR Committee. Seconded by Commissioner Emert.

Commissioner Warfield made a motion to withdraw his motion to refer this matter to the HR Committee.

Original motion approved by voice vote.

Law Director

No action at this time.

Elected Officials

Trustee Myron Iwanski

9. Commissioner Meredith made a motion to relieve liability for the collection of delinquent taxes turned over to the Clerk & Master of Anderson County for 2016. Seconded by Commissioner Scott. Motion carried by voice vote.

10. Commissioner Meredith made a motion to release the 2016 property taxes and property assessed in error. Seconded by Commissioner McKamey. Motion carried by voice vote.

Highway Department

11. Commissioner Alderson made a motion to approve to post a 25MPH sign as speed limit on Liles Road. Seconded by Commissioner Mead. Motion carried by voice vote.



ANDERSON COUNTY GOVERNMENT

TERRY FRANK
COUNTY MAYOR

July 11, 2018

Chairman Tim Isbel
Anderson County Board of Commissioners

RE: Agenda

Dear Chairman Isbel and Honorable Members of Commission,

I request the following submission be recognized on the county website for our Public Records Policy and that the following addition be included in the county's public records policy.

Under page 1, Section a. (See Exhibit A) add the following language in quotations:

"Policies are the same. County Mayor and Subordinate Departments requests will be addressed to acmayor@andersontn.org."

See attached streamlined process from Knox County Government as an example. (Exhibit B)

Thank you,

A handwritten signature in black ink, appearing to read "Terry Frank", is written over a horizontal line.

Terry Frank

Anderson County, Tennessee Board of Commissioners

Public Records Policy

Pursuant to *Tenn. Code Ann. § 10-7-503(g)*, the following Public Records Policy for Anderson County is hereby adopted by the Anderson County Board of Commissioners to provide economical and efficient access to public records as provided under the Tennessee Public Records Act ("TPRA") codified at *Tenn. Code Ann. §§ 10-7-501, et seq.*

The TPRA provides that all state, county and municipal records shall, at all times during business hours be open for personal inspection by any citizen of this state, and those in charge of the records shall not refuse such right of inspection to any citizen, unless otherwise provided by state law. *See, Tenn. Code Ann. § 10-7-503(a) (2)(A)*. Accordingly, the public records of Anderson County are presumed to be open for inspection unless otherwise provided by law.

Personnel of Anderson County shall timely and efficiently provide access and assistance to persons requesting to view or receive copies of public records. No provisions of this Policy shall be used to hinder access to open public records. However, the integrity and organization of public records, as well as the efficient and safe operation of Anderson County, shall be protected as provided by current law. Concerns about this Policy should be addressed to the Public Records Request Coordinator for Anderson County or to the Tennessee Office of Open Records Counsel ("OORC").

This Policy is available for inspection and duplication in the Human Resources Office of Anderson County. This Policy shall be reviewed every two years by the Human Resources Advisory Committee and Records Commission for legal compliance and amended as needed.

This Policy shall be applied consistently throughout the various offices, departments, and/or divisions of Anderson County except the following offices, departments, or divisions of Anderson County, which have adopted separate public records policies:

- a. see requested language
- b. _____
- c. _____
- d. _____

I. Definitions:

- A. Records Custodian: The office, official or employee lawfully responsible for the direct custody and care of a public record. *See, Tenn. Code Ann. § 10-7-503(a)(1)(C)*. The records custodian is not necessarily the original preparer or receiver of the record, nor the Public Records Request Coordinator.
- B. Public Records: All documents, papers, letters, maps, books, photographs, microfilms,

Anderson County, Tennessee

Board of Commissioners

Public Records Policy

Originally Adopted: June 19, 2017

Amended: July 16, 2018

RESOLUTION 18-08-703

Pursuant to *Tenn. Code Ann. § 10-7-503(g)*, the following Public Records Policy for Anderson County is hereby adopted by the Anderson County Board of Commissioners to provide economical and efficient access to public records as provided under the Tennessee Public Records Act ("TPRA") codified at *Tenn. Code Ann. §§ 10-7-501, et seq.*

The TPRA provides that all state, county and municipal records shall, at all times during business hours be open for personal inspection by any citizen of this state, and those in charge of the records shall not refuse such right of inspection to any citizen, unless otherwise provided by state law. *See, Tenn. Code Ann. § 10-7-503(a) (2)(A)*. Accordingly, the public records of Anderson County are presumed to be open for inspection unless otherwise provided by law.

Personnel of Anderson County shall timely and efficiently provide access and assistance to persons requesting to view or receive copies of public records. No provisions of this Policy shall be used to hinder access to open public records. However, the integrity and organization of public records, as well as the efficient and safe operation of Anderson County, shall be protected as provided by current law. Concerns about this Policy should be addressed to the Public Records Request Coordinator for Anderson County or to the Tennessee Office of Open Records Counsel ("OORC").

This Policy is available for inspection and duplication in the Human Resources Office of Anderson County. This Policy shall be reviewed every two years by the Human Resources Advisory Committee and Records Commission for legal compliance and amended as needed.

This Policy shall be applied consistently throughout the various offices, departments, and/or divisions of Anderson County.

Offices that desire to adopt separate policies and not utilize the county general policy shall submit each policy to the Law Director for legal review and subsequently forward the policy to County Commission for approval. Once approved by the County Commission, a copy shall be delivered to the Public Records Request Coordinator. Henceforth, the coordinator shall immediately forward all requests for inspection and copies of public documents to the applicable office holder or department head for processing.

I. Definitions:

- A. Records Custodian: The office, official or employee lawfully responsible for the direct custody and care of a public record. *See, Tenn. Code Ann. § 10-7-503(a)(1)(C)*. The records custodian is not necessarily the original preparer or receiver of the record, nor the Public Records Request Coordinator.

- B. Public Records: All documents, papers, letters, maps, books, photographs, microfilms, electronic data processing files and output, films, sound recordings, or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by any governmental agency, with the exception of those records made confidential by Tennessee law. *See Tenn. Code Ann. § 10-7-503(a)(1)(A).*
- C. Public Records Request Coordinator: The individual, or individuals, designated in Section III (A)(3) of this Policy who has, or have, the responsibility to ensure public record requests are routed to the appropriate records custodian and are fulfilled in accordance with the TPRA. *See, Tenn. Code Ann. § 10-7-503(a)(1)(B).* The Public Records Request Coordinator may also be a records custodian. The Public Records Request Coordinator for Anderson County is the Director of Human Resources. **(Note: Anderson County Government utilizes two different Public Records Request Coordinators. One PRRC for all departments under the County Mayor and another PRRC for all other public records. See Section III. (A)(3) (b) (iii) for more information)**
- D. Requestor: A person seeking access to a public record, whether it is for inspection or duplication.

II. Requesting Access to Public Records

- A. Public record requests shall be made to the **appropriate** Public Records Request Coordinator ("PRRC") or his/her designee in order to ensure public record requests are routed to the appropriate records custodian and fulfilled in a timely manner. Notwithstanding any provision contained within this policy to the contrary, a records request may be submitted directly to the records custodian for the requested document, if known.
- B. Requests for inspection only cannot be required to be made in writing. The PRRC should request a mailing [or email] address from the requestor for providing any written communication required under the TPRA.
- C. **Requests for inspection may be made orally or in writing using the Request Form and delivered to the appropriate PRRC as identified in Section III. (A)(3) (b) (iii).**
- D. **Requests for copies, or requests for inspection and copies, shall be made in writing to the appropriate PRRC as identified in Section 3. A Requestor who knows the Records Custodian for the particular record may deliver the identified form to the specific Records Custodian, instead of the PRRC.**
- E. Proof of Tennessee citizenship by presentation of a valid Tennessee driver's license (or alternative acceptable form of ID under Tennessee law such as state issued photo identification, military identification or handgun permit) is required as a condition to inspect or receive copies of public records.
- F. A copy of this policy shall be posted on the Anderson County Website at all times and made available for inspection and copies in the Human Resources Office. Those departments or offices adopting separate Public Records Policies shall post copies of the applicable policy

within the department or office and the Anderson County Website.

III. Responding to Public Records Requests

A. Public Record Request Coordinator or Records Custodian

1. The PRRC shall review public record requests and make an initial determination of the following:
 - a. If the requestor provided evidence of Tennessee citizenship;
 - b. If the records requested are described with sufficient specificity to identify them; and
 - c. If the Governmental Entity is the custodian of the records and the identity of the specific department or office.
2. The PRRC shall acknowledge receipt of the request and take any of the following appropriate action(s):
 - a. Advise the requestor of this Policy and the elections made regarding:
 - i. Proof of Tennessee citizenship;
 - ii. Form(s) required for copies;
 - iii. Fees (and labor threshold and waivers, if applicable); and
 - iv. Aggregation of multiple or frequent requests.
 - b. If appropriate, deny the request in writing, providing the appropriate ground such as one of the following:
 - i. The requestor is not, or has not presented evidence of being, a Tennessee citizen.
 - ii. The request lacks specificity. (Offer to assist in clarification)
 - iii. A legal exemption makes the record not subject to disclosure under the TPRA or other provisions of Tennessee law.
 - iv. The Governmental Entity is not the custodian of the requested records.
 - v. The records do not exist. Anderson County is not required under this policy to compile or create a document that does not exist. Requests governed by this policy are for records that have been previously made or compiled during the course or transaction of governmental business.
 - c. If appropriate, contact the requestor to see if the request can be narrowed or clarified.
 - d. Forward the records request to the appropriate records custodian for processing, or

forward the request to the department or office head that has elected to adopt their own Public Records Policy by the next business day.

- e. If requested records are in the custody of a different governmental entity, and the PRRC knows the correct governmental entity, advise the requestor of the correct governmental entity and PRRC for that entity if known.

3. Anderson County Government utilizes two different Public Records Request Coordinators depending on the source of the requested public record. The designated Public Records Request Coordinators are:

a. Offices and departments not under the supervision of the County Mayor:

i. Anderson County Director of Human Resources

ii. Contact information: Anderson County Courthouse, 100 North Main Street, Room 102, Clinton, TN 37716; Phone – 865-259-2300; Fax – 865-457-6259; Email – andersoncountyhrr@andersontn.org.

iii. Departments Serviced by this PRRC - All Offices and Departments not listed in Section III. (A)(3) (b) (iii).

b. Departments under the County Mayor's supervision. (See departmental listing below):

i. Ms. Leann Tupper, Assistant to the County Mayor

ii. Contact information: Anderson County Mayor, 100 North Main Street, Room 208, Clinton, TN 37716; Phone – 865-457-6201; Fax: 865-457-6270; Email – ltupper@andersontn.org.

iii. Departments Serviced by this PRRC - All the following departments under the supervision of the County Mayor:

- Americans with Disabilities (ADA) Coordinator
- Animal Control
- Archives/Historian
- Buildings and Grounds
- Community Planning Development
- Emergency Medical Service
- Emergency Management Service
- Fleet Maintenance
- Pre-trial Release
- Senior Center/Office on Aging
- Solid Waste

- Switchboard

4. If specific personal information is requested regarding an individual employee or group of employees, the PRRC and/or the Records Custodian shall notify the employee(s) prior to releasing the requested document. The PRRC(s), and individual departments or offices that have adopted different Public Records Policies, shall report to the governing authority on an annual basis about the Governmental Entity's compliance with the TPRA pursuant to this Policy and shall make recommendations, if any, for improvement or changes to this Policy.

B. Records Custodian

1. Upon receiving a public records request, a records custodian shall provide a response to the requestor or make the requested public records available within seven (7) business days in accordance with *Tenn. Code Ann. § 10-7-503*. If the records custodian is uncertain that an applicable exemption applies, the custodian may consult with the PRRC, counsel, or the OORC.
2. If not practical to promptly provide requested records because additional time is necessary to determine whether the requested records exist; are exempt, to search for, retrieve, or otherwise gain access to records; to determine whether the records are open; to redact records; or for other similar reasons, the records custodian shall, within seven (7) business days from the records custodian's receipt of the request, send the requestor a completed Public Records Request Response Form advising the requestor that additional time is needed to comply with the request. The records custodian shall promptly complete and provide the requested record when available.
3. If a records custodian denies a public record request, he or she shall deny the request in writing as provided in Section III.A.2.b using the Public Records Request Response Form.
4. If a records custodian reasonably determines production of records should be segmented because the records request is for a large volume of records, or additional time is necessary to prepare the records for access, the records custodian shall use the Public Records Request Response Form to notify the requestor that production of the records will be in segments and that a records production schedule will be provided as expeditiously as practicable. If appropriate, the records custodian should contact the requestor to see if the request can be narrowed.
5. If a records custodian discovers records responsive to a records request were omitted, the records custodian should contact the requestor concerning the omission and produce the records as quickly as practicable.

C. Redaction

1. If a record contains confidential information or information that is not open for public inspection, the records custodian shall prepare a redacted copy prior to providing access. If questions arise concerning redaction, the records custodian should coordinate with the

County Law Director. Records custodian and the PRRC may also consult with the OORC for specific advice on fulfilling any public records request.

2. Whenever a redacted record is provided, a records custodian should provide the requestor with the basis for redaction. The basis given for redaction shall be general in nature and not disclose confidential information.
3. Records contained in the Register of Deeds Office and court records retained by the Court Clerk or Clerk and Master shall be exempt from the provisions of this policy when the requestor is the owner or party to a transaction recorded in the Register of Deeds Office or a party to a court proceeding.

IV. Inspection of Records

- A. There shall be no charge for inspection of open public records provided the inspection process takes less than one hour. If governmental personnel are assigned to monitor or assist with inspection, the first hour will be free of charge. Any subsequent time will be charged to the requestor at the hourly rate of the employee assigned to monitor or assist with inspection.
- B. The location for inspection of records within the offices of Anderson County should be determined by either the PRRC or the records custodian.
- C. Under reasonable circumstances, the PRRC or a records custodian may require an appointment for inspection or may require inspection of records at an alternate location.

V. Copies of Records

- A. A records custodian shall promptly respond in writing within seven (7) days to a public record request for copies in the most economic and efficient manner practicable.
- B. Copies will be available for pickup at a location specified by the records custodian.
- C. Copies may be delivered by email if requestor agrees. Upon payment for postage, copies will be delivered to the requestor's home address, as indicated on document(s) proving Tennessee citizenship, by the United States Postal Service. Additional permitted means of delivery are allowable provided payment for delivery services are made in advance by requestor.
- D. A requestor will not be allowed to make copies of records with personal equipment or have documents transferred to a personal storage device; however, a county employee may utilize a county-purchased storage device to fulfill a public records request provided the requestor reimburses the county for the storage device. In no case will privately owned storage devices be connected and utilized by the requestor to extract data from county owned IT components. Notwithstanding any provision contained within this policy, a requestor may utilize a personal camera or phone camera to photograph requested documents, however, reasonable charges will be assessed as outlined in Section IV, A.

VI. Fees and Charges and Procedures for Billing and Payment

- A. Fees and charges for copies of public records should not be used to hinder access to public

records; however, taxpayer monies used for equipment, supplies and personnel utilized to process public records requests are subject to reimbursement by the requesting party.

- B. Records custodians shall provide requestors with an itemized estimate of the charges on the form provided prior to producing copies of records and may require pre-payment of such charges before producing requested records.
- C. In hardship cases the duplication and processing fees may be waived with the approval of the department head or elected official provided a written request for a waiver is received from the requestor setting forth the reasons and facts supporting the hardship.
- D. Fees and charges for copies are as follows:
 - 1. \$0.15 per page for letter- and legal-size black and white copies.
 - 2. \$0.50 per page for letter- and legal-size color copies.
 - 3. Other storage devices such as memory sticks, disk, discs, tape(s), external hard drives and the like will be charged at the actual reimbursement rate plus personnel time above one hour utilized in processing the request.
 - 4. When time exceeds one hour the requestor will be charged for the reimbursement of personnel expense at the hourly wage rate for the employee(s) utilized.
 - 5. If an outside vendor is used, the actual costs assessed by the vendor.
- E. Copy rates may be increased and amended as authorized by Tennessee law.
- F. Payments are to be made in checks only payable to "Anderson County." All payments shall be receipted by the Finance Department with the exception of documents obtained through the Sheriff's Office or the respective court clerks.
- G. Payment in advance will be required when processing costs are estimated to exceed one hundred dollars \$100.00.
- I. Aggregation of Frequent and Multiple Requests
 - 1. Anderson County will not aggregate record requests in accordance with the Frequent and Multiple Request Policy promulgated by the OORC when more than (4) requests are received within a calendar month (either from a single individual or a group of individuals deemed working in concert).

VII. Retention

All public records requests, response forms and documents provided shall be retained by the departmental records custodian for a period of five (5) years and shall not be destroyed until after the retention period has expired.

VIII. Interpretation

- A. When questions arise concerning the interpretation of this policy employees should, and are strongly encouraged to contact the Office of Open Records Counsel or the County Law Director.

Tennessee Office of Open Records Counsel
James K. Polk State Office Building
505 Deaderick Street, Suite 1700
Nashville, TN 37243-1402
Phone: 866-831-3750
Email: Openrecords@cot.tn.gov

Originally Approved June 19, 2017 and Amended July 16, 2018.

Tim Isbel, Chair, Co. Comm.

Terry Frank, County Mayor

ATTEST:

Jeff Cole, County Clerk

PUBLIC RECORDS REQUEST FORM
Anderson County, Tennessee

[Date]

The Tennessee Public Records Act (TPRA) grants Tennessee citizens the right to access open public records that exist at the time of the request. The TPRA does not require records custodians to compile information or create or recreate records that do not exist.

To: Anderson County Public Records Coordinator

From: _____ [Insert Requestor's
Name and Contact Information (include an address for any TPRA required written response)]

Is the requestor a Tennessee citizen? ☐ Yes ☐ No

Request: ☐ Inspection (The TPRA does not permit fees or require a written request for inspection onlyⁱ.)

☐ Copy/Duplicate

If costs for copies are assessed, the requestor has a right to receive an estimate. Do you wish to waive your right to an estimate and agree to pay copying and duplication costs in an amount not to exceed \$ _____? If so, initial here:

Delivery preference: ☐ On-Site Pick-Up
☐ Electronic

☐ USPS First-Class Mail
☐ Other: _____

Records Requested:

Provide a detailed description of the record(s) requested, including: (1) type of record; (2) timeframe or dates for the records sought; and (3) subject matter or key words related to the records. Under the TPRA, record requests must be sufficiently detailed to enable a governmental entity to identify the specific records sought. As such, your record request must provide enough detail to enable the records custodian responding to the request to identify the specific records you are seeking.

Signature of Requestor

Signature of Public Records Request Coordinator

Date Submitted

Date Received:

ⁱ Note, Tenn. Code Ann. § 10-7-504(a)(20)(C) permits charging for redaction of private records of a utility.

PUBLIC RECORDS RESPONSE FORM
Anderson County, Tennessee

[Date]

[Requestor's Name and Contact Information]:

In response to your records request received on [Date Request Received], our office is taking the action(s)¹ indicated below:

- ☐ The public record(s) responsive to your request will be made available for inspection: Location: _____ Date & Time: _____
- ☐ Copies of public record(s) responsive to your request are:
- ☐ Attached;
 - ☐ Available for pickup at the following location: _____; or
 - ☐ Being delivered via: ☐ USPS First-Class Mail ☐ Electronically ☐ Other: _____
- ☐ Your request is denied on the following grounds:
- ☐ Your request was not sufficiently detailed to enable identification of the specific requested record(s). You need to provide additional information to identify the requested record(s).
 - ☐ No such record(s) exists or this office does not maintain record(s) responsive to your request.
 - ☐ No proof of Tennessee citizenship was presented with your request. Your request will be reconsidered upon presentation of an adequate form of identification.
 - ☐ You are not a Tennessee citizen.
 - ☐ You have not paid the estimated copying/production fees.
 - ☐ The following state, federal, or other applicable law prohibits disclosure of the requested records:

- ☐ It is not practicable for the records you requested to be made promptly available for inspection and/or copying because:
- ☐ It has not yet been determined that records responsive to your request exist; or
 - ☐ The office is still in the process of retrieving, reviewing, and/or redacting the requested records.

The time reasonably necessary to produce the record(s) or information and/or to make a determination of a proper response to your request is: _____.

If you have any additional questions regarding your record request, please contact [Records Custodian or Public Records Request Coordinator].

Sincerely,

Public Records Request Coordinator/ Records Custodian



ANDERSON COUNTY GOVERNMENT

TERRY FRANK
COUNTY MAYOR

September 8, 2021

Commissioner Tim Isbel
Chairman, Operations Committee

RE: Agenda

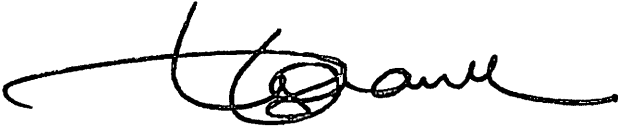
Dear Chairman Isbel and Honorable Members of Operations Committee,

I wish to add the following items to the Agenda:

1. Requesting a motion to provide additional Emergency Sick Leave hours related to COVID-19 effective July 15, 2021 through September 30, 2021. Proposed form and terms attached per Human Resources.
2. Requesting motion to recommend appointment of Ms. Marjorie Pressley as Building Commissioner for Anderson County. Ms. Pressley currently serves as the Anderson County Building Inspector and Director, and I am recommending further promotion to status as Building Commissioner.
3. Requesting Motion to Approve Resolution 21-09-887, Resolution to Allow the Anderson County Office of Planning and Development to Accept Credit Cards as a Payment Option. Resolution attached.
4. Requesting Update for Operations Committee by EMA. (September 2021 Memo attached)
5. Requesting Update for Operations Committee on Anderson County Dental Clinic.
6. Update Claxton Playground: Confirming TDEC received Anderson County's Resolution No. 21-08-885 asking TDEC to test. TDEC was on site at Claxton on August 23rd to determine sampling locations. To evaluate the presence or absence of fly ash at the Park, TDH and TDEC are developing a work plan that will include sampling methodology, sample analysis, reporting, and next steps. Director of Remediation Steve Sanders indicated they are continuing to work on finalizing the plan. I have also included for county records TDEC answers to questions assembled by Todd Waterman and TDEC answers to similar questions mailed by Commissioner Denenberg.
7. Other updates or briefs: Investigating possibility/feasibility of EMS standing up a temporary Monoclonal treatment site; Budget Amendment is progressing on Wolf Valley Convenience Center; Pine Meadows Subdivision Final Report is near completion; Final Guidance on American Rescue Plan funding expected by September 30th. Budget

Committee & Finance Committee are reviewing recommendation to accomplish goals of fire truck resolution that would front-load 10 years of purchases into two years thus accomplishing substantial savings; any other updates requested.

Sincerely,

A handwritten signature in black ink, appearing to read "Terry Frank", with a stylized flourish at the end.

Terry Frank



Human Resources & Risk Management Dept.
Anderson County Government
100 N main St., Rm. 102, Clinton, TN 37716
T: 865.264.6300 / F: 865.264.6259

FAMILIES FIRST CORONAVIRUS RESPONSE ACT
Paid Emergency Sick Leave (ESL) Request Form
Effective _____, 2021

Employee Name: _____ First Day of Leave: _____

Employee Cell: _____ Employee Email: _____

Please attach supporting documentation for the below leave requested.

Paid Emergency Sick Leave (ESL) Act Provisions:

Provides employees with 80 hours of paid sick time at the employee's regular rate of pay (capped at \$511 per day or maximum of \$5,110) if the employee is unable to work because the employee meets one of the following criteria:

Please Circle the number that applies to your request.

1. Has been ordered by the government to quarantine or isolate because of COVID-19.
2. Has been advised by a health care provider to self-quarantine because of COVID-19.
3. Has symptoms of COVID-19 and is seeking a medical diagnosis.

Provides employees with two-thirds regular rate of pay (capped at \$200 per day) for two weeks if the employee is unable to work because the employee meets one of the following criteria:

Please Circle the number that applies to your request.

4. Is caring for someone who is subject to a government quarantine or isolation order or has been advised by a health care provider to self-quarantine or isolate because of COVID-19.
5. Is experiencing substantially similar conditions as specified by the secretary of health and human services, in consultation with the secretaries of labor and treasury.

Is the employee full time? ☐ YES ☐ NO

Is the employee part time? ☐ YES ☐ NO

If part time, what is the average number of hours the employee normally works over a two-week period, or, if variable hours scheduled, what are the number of hours worked for the prior two weeks or 6 months? _____ **AVERAGE HOURS**

Does the employee wish to use leave to fill in the other one-third pay, if applicable? ☐ YES ☐ NO

If yes, please specify leave to be used and order of usage by circling order:

First, Second, Third	Sick Leave
First, Second, Third	Compensatory (Comp) Time
First, Second, Third	Vacation Leave

Employees who have exhausted the 80-hour limit may use other leave options if necessary, including vacation leave, sick leave or personal leave.

Employee Signature

Department Head Signature

**Anderson County, Tennessee
Board of Commissioners**

RESOLUTION NO. 21-09-887

**TO ALLOW THE ANDERSON COUNTY OFFICE OF PLANNING & DEVELOPMENT
TO ACCEPT CREDIT CARDS AS A PAYMENT OPTION**

WHEREAS, Tennessee Code Annotated § 9-1-108 allows for a county entity to receive payment by credit card or debit card for any public taxes, licenses, fines, fees or other moneys collected by such county entity or officer; and

WHEREAS, the Anderson County Office of Planning & Development desires to accept credit cards or debit cards as an option of payment for services it provides; and

WHEREAS, T.C.A § 9-1-108 (c) (3) allows for the governing body to set and collect processing fees;

NOW THEREFORE BE IT RESOLVED, by the Anderson County Board of Commissioners meeting in regular session on this 20th day of September, 2021, in Clinton, Tennessee, that Anderson County hereby authorizes the following:

SECTION 1. The Anderson County Office of Planning & Development may accept credit or debit cards pursuant to § 9-1-108 for the payment of permit fees, and Planning Commission and Board of Zoning Appeals application fees.

SECTION 2. Processing fees shall be collected in an amount that is equal to the amount paid the third-party processor for processing the payment.

SECTION 3. The Finance Department is authorized to establish a separate bank account for the Office of Planning & Development credit card collections to clear and be reconciled.

DULY PASSED AND APPROVED this 20th day of September, 2021.

APPROVED:

Commission Chairman

Terry Frank, Anderson County Mayor

ATTEST:

Jeff Cole, Anderson County Clerk

Anderson County
Emergency Management Agency
Steve Payne, Director
111 South Charles G. Seivers Boulevard
Clinton, TN 37716

Phone (865) 264-6394

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Emergency Management Update – September 2021

- Communications are a big key in emergency services. The Anderson County Emergency Management Agency purchased a Digital Vehicular Repeater System to enhance communications, or lack thereof, in the event of an emergency. Mobile repeater or DVRS is a repeater in a box for better communications with portable and mobile radios used by first responders. It can be set up anywhere and used to improve communications at large-scale incidents or events (i.e, Windrock, local parades, and any large event inside and out of the county). The DVRS can be set up inside a vehicle or a building and left unmanned with an external battery. It works off a triband radio and communicates with UHF, VHF, and 700/800MHz.
- In conjunction with the mobile repeater, EMA has updated its radio patching capabilities with a previous ACU 1000 and all new radios for UHF, VHF, and 700/80 MHz. The ACU1000 can link multiple or all bands for communication between frequencies. For example, ACSO is on an 800Mhz system on a large-scale event; or even an event with our volunteer departments, who use UHF and VHF, say a search for a missing adult, we can link or have dispatch link the radios out in the field so our first responders can communicate together. This piece of equipment is located on Hazmat 1, which is the large Hazmat truck.
- On the aspect of searching for a missing person, EMA has purchased a DJI Mavic 2 Pro. This device is a high-quality drone that is equipped with warning device, 1280HD camera, and FLIR thermal imaging camera. The drone can be launched and used in hazmat incidents, sending it down range for a better view of the situation for command and other support staff. It can be used in wildfire situations to determine where the fire has spread to and the amount of damage. Additionally, it can be used in a missing person to detect body heat during the search. Several Middle Tennessee counties participated in the search for the missing individuals in the recent plane crash near Nashville using this same technology.

- In planning and preparing for disasters in Anderson County, EMA has updated a trailer that will be equipped with supplies for distribution points. The 26-foot enclosed trailer has an array of items such as hard hats, gloves, back braces, safety vests, canopy tents, coolers for waters, chairs, tables, dollies for heavy boxes and a pallet jack to move around pallets of materials at distribution sites. The trailer can hold up to three pallets for water, food supplies and blankets. It also can be used in other situations such as response to disasters, hauling equipment and a cool down area for prolonged scenes.
- With grant money received from the U.S. Department of Energy for coordination to responding to local DOE facilities in the event of emergencies, EMA has purchased ten (10) 700/800MHz radios that are stored at the Emergency Operations Center. Along with those radios, six (6) tri band radios have been purchased for EMA staff for the response effort.
- At EMA, we focus on training in the Incident Command System and TEMA training. We provide Anderson County first responders training required through FEMA and TEMA. EMA also provides first responders with Hazmat Awareness and Hazmat operations training courses taught in-house. These classes are for the response to hazardous materials situations. These courses are also provided to our region correspondents if they are needed. County responders can be trained to the level to be able to respond in our jurisdiction as well as surrounding counties and throughout the country. In the past year, Anderson County EMA has held ICS 300 and 400 classes for our response agencies in our area. These two classes provide advanced knowledge for command and command staff on scene of incidents. We have also held a Hazardous Materials Operations course to train responders for basic operations on a Hazmat scene.
- Our Hazmat team is a team ready to be deployed at moment's notice to chemical, biological, radiological, and nuclear emergencies. Our Hazmat team leaders consist of two highly-trained Hazmat specialists and an array of Hazmat techs that can respond to any of these emergencies in our region or state. We are equipped with two emergency response vehicles (Hazmat 1 and Hazmat 2) in the event of CBRN incidents. Hazmat 1 is a fully capable hazardous materials response vehicle that houses our Level A, Level B, and Tyvek suits, as well as all of our monitoring equipment and decontamination supplies. It has a command post with computer for easy research and/or documenting the event as well is the ACU1000, previously mentioned, to help patch different radio frequencies. Hazmat 2 is our smaller spill truck and its primary role is for response to hazardous materials spills.

It houses our equipment to contain and mitigate using absorbent mats and other necessary PPE.

Todd Waterman Questions and Responses

Bull Run Status Update – Anderson County Commissioner Meeting July 12, 2021

- What is the status of the stability investigations of the various impoundments on site?
 - TDEC Response: TVA has completed field investigation activities for the static and seismic stability assessment. Laboratory testing of field samples is currently scheduled to be completed by September 2021. The static stability sampling and analysis report (SAR) is scheduled to be submitted to TDEC in November 2021 and the seismic stability SAR is scheduled to be submitted to TDEC in December 2021. The data will be evaluated in the forthcoming Environmental Assessment Report (EAR).
- How does TDEC test for toxic dust? What kind of air monitoring do you do, and what have been the results?
 - TDEC Response: Currently, TDEC Air Pollution Control (TDEC-APC) does not test dust samples for toxicity. TDEC-APC does operate a network of ambient air monitors, however none of our monitors are source-oriented for the TVA Bull Run site. In the area around the Bull Run site, our monitors are reporting air quality levels that are meeting all federal air quality standards. You can learn more about our ambient monitoring network here: <https://www.tn.gov/environment/program-areas/apc-air-pollution-control-home/apc/air-quality-forecasting.html>.
- What specifically is TDEC doing to ensure TVA's coal ash does not pose a radiological threat to humans and animals? Will TDEC require specific monitoring for radium in air and water?
 - TDEC Response: As part of the investigation outlined in final Commissioner's Order OGC15-0177 (Commissioner's Order), TVA is required to collect and analyze soil, groundwater, surface water, sediment, CCR material, and CCR porewater (water within the pore spaces of the CCR material) for radium-226, radium-228 and combined radium. Results of the analysis will be evaluated in the EAR and Corrective Action/Risk Assessment (CARA) Plan to determine if there is any risk to human health or the environment.
- What will be done with the stacks and the structures of the plant itself during the closing of Bull Run?
 - TDEC Response: TVA has not informed TDEC of its plans for demolition of the plant facility buildings and structure at this time.
- Why does testing take so long? What does the law require?
 - TDEC Response: Under the Commissioner's Order investigation, TVA is required to collect sufficient data to properly characterize the site and determine the extent of soil, groundwater, and surface water contamination. To achieve this goal, TDEC required that TVA develop a robust and thorough Environmental Investigation Plan (EIP) that included a site-specific Quality Assurance Project Plan (QAPP) that when implemented would ensure that the environmental investigation objectives are met by TVA consultants and contractors generating documented, high-quality, reliable investigative/analytical data. The data must be verified and validated by a third party quality assurance consultant prior to being incorporated into the EAR. Under TDEC oversight TVA has collected extensive data sets to properly characterize the site. The installation, sample collection, analysis, verification, and validation of these data sets takes time to complete. In

addition, TDEC and TVA expanded the scope and added additional plans/addendums based on information that was gathered during the implementation of the investigation. TVA has implemented the investigation and timelines with TDEC approval and in compliance with the Commissioner's Order.

- Is it feasible to test the lake separately?
 - TDEC Response: Under the Commissioner's Order investigation, TVA has collected surface water, sediment, fish tissue, and benthic community samples from the Clinch River upstream, downstream, and adjacent to the Bull Run Facility.
- Has TDEC validated the models TVA uses for their groundwater flow?
 - TDEC Response: TVA has not submitted any groundwater models for the Bull Run Site to TDEC for review. Any groundwater models developed as part of the EAR and CARA process will be submitted to TDEC for review and approval.
- TVA is definitely considering capping coal ash in place. Is removal of toxic material required by the remediation plan? If not, why not?
 - TDEC Response: TDEC has not approved any closure methodology. Selection of the method of closure will be completed through the Commissioner's Order CARA process which will include public comment and citizen input on the closure methodology.
- Is there proof that shows how far the fly ash can travel in the air?
 - TDEC Response: TDEC-APC does not have any active or planned studies on the fugitive emissions or atmospheric dispersion of fly ash from storage piles, although there are scholarly articles that have covered the topic and can be found online. You can refer to EPA's website for more information about coal ash in general here: <https://www.epa.gov/coalash/coal-ash-basics>.
- Is TDEC still using RJ Lee Group lab as its "independent" lab? Is TDEC aware that lab is a TVA contractor for testing?
 - TDEC Response: TDEC has not used RJ Lee Group during the course of the Commissioner's Order investigation.
- Will there be shoreline restoration along the Clinch River? Will the ugly CCR containment structures be removed?
 - TDEC Response: TDEC has not approved any closure methodology. Selection of the method of closure will be completed through the Commissioner's Order CARA process which will include public comment and citizen input on the closure methodology.
- Is TVA moving coal ash around currently?
 - TDEC Response: TDEC personnel were most recently onsite on June 30, 2021. TVA is not relocating coal ash. TVA occasionally regrades coal ash in the active area to promote storm water drainage and TVA is disposing of coal ash in Phase 3 of the active landfill when the plant is operating. It was not operating on June 30, 2021.
- Does TDEC agree that sampling wells on site are placed in a way that makes the sampling valid?
 - TDEC Response: The placement and installation methodology of all monitoring well locations installed in support of the Commissioner's Order investigation were approved by TDEC.
- What are the levels of contamination in the groundwater in which the wet ash pond is submerged? Is TVA testing that? If not, why not?

- TDEC Response: TVA and TDEC have collected samples from the porewater (water within the pore spaces of the CCR material) within the CCR units and the surrounding groundwater at the Bull Run Facility. Some of the groundwater samples collected on site, near the CCR unit boundary, exhibited detectable concentrations of CCR constituents in excess of Groundwater Protection Standards (GWPS). TVA continues to collect groundwater samples at the Bull Run facility in compliance with state permits and the federal CCR rule. TVA has also continued to sample groundwater monitoring wells installed during as part of the Commissioner's Order investigation. Groundwater data will be evaluated by TDEC in the EAR.
- TVA's geology maps show earthquake fault lines running directly beneath the Main Wet Ash Pond and other CCR containments on the lake shore and another perpendicular fault beside the Dry Fly Ash Stack. What would happen if those move? What will happen in the next New Madrid Quake, for which we're overdue? The last one reportedly rang church bells in Charleston, NC.
 - TDEC Response: The primary concern for seismic stability assessments is active faults. Subtitle D regulations require an evaluation of active Holocene Age faults which are faults that have been active within the last 12,000 years. The seismic analysis that TVA performed determined that seismic events at the site of the New Madrid earthquake and the East Tennessee source would produce larger impacts than local faults. Both the New Madrid and East Tennessee seismic areas are active zones of seismicity and both capable of generating significant earthquake events. TDEC concurs that these areas of seismicity are of Holocene Age and capable of producing large seismic events. Geologic maps show all faults, including dormant faults, as they have significant effect on site geology, but not necessarily on site seismic stability. The seismic stability SAR is scheduled to be submitted to TDEC in December 2021. The data will be evaluated in the forthcoming EAR.
- Is the Dry Fly Ash Stack currently being kept wet and/or covered to prevent it blowing into the playground and the community as happened in the past?
 - TDEC Response: TVA keeps a water truck onsite to wet the active area to minimize dust and wind-blown ash. During TDEC's June 30, 2021, site visit the water truck loading area was observed and appeared to be working properly. The landfill's inactive areas were covered with soil in accordance with TDEC regulations.
- If the Main Wet Ash Pond is abandoned in place, what would prevent it from contaminating our reservoir? Would safely moving it to high, lined, dry, and capped storage away from people, waterways, karst, and fault lines be best? If so, would TDEC order that?
 - TDEC Response: TDEC has not approved any closure methodology. Selection of the method of closure will be completed through the Commissioner's Order CARA process. The process will ensure that the TDEC approved closure methodology for each unit will be protective of human health and the environment.
- TDEC is reporting many exceedances. Are those ongoing exceedances? How much over the limit are they? Are they likely to increase?
 - TDEC Response: TVA continues to monitor groundwater at the Bull Run site for both state compliance and federal CCR rule compliance. Results of these sampling events are reported to TDEC and posted to the publicly facing website as required by the federal CCR rule. Some of the groundwater samples collected on site, near the CCR unit boundaries, continue to exhibit detectable concentrations of CCR constituents in excess

of GWPS. Sediment and surface water samples collected from water bodies near Bull Run exhibited detectable concentrations of CCR constituents in excess of conservative Ecological Screening Values (ESV). ESVs are a tool for understanding if there is a potential issue with sediments or surface water that needs additional scrutiny or investigation. A concentration higher than an ESV serves as an early indicator that further investigation is needed. ESVs are not regulatory standards or corrective action goals, and they differ from groundwater protection standards that are regulatory standards set by TDEC and EPA. The purpose of ESVs is strictly to screen data as a first step in the risk assessment process. The ESVs used for the Commissioner's Order were taken from Tennessee Water Quality Standards, EPA Region 4 Ecological Risk Assessment Guidance, and other sources such as the Department of Energy (DOE). ESVs for a given constituent are intended to indicate whether an observed concentration of that constituent may be of concern, and to determine whether further evaluation is needed to understand if that constituent concentration is likely to have adverse health effects. This further evaluation will occur during the CARA portion of the Commissioner's Order process which will be released for public review and comment.



STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
NASHVILLE, TENNESSEE 37243-0435

DAVID W. SALYERS, P.E.
COMMISSIONER

BILL LEE
GOVERNOR

September 1, 2021

The Honorable Catherine Denenberg
Anderson County Courthouse
100 North Main Street, Room 118
Clinton, TN 37716

Dear Chairwoman Denenberg:

RE: TVA Bull Run Fossil Fuel Plant - Decommission and Remediation

Thank you for your letter and questions regarding the TVA Bull Run Fossil Plant. As you know, through final Commissioner's Order OGC15-0177 (Commissioner's Order) TDEC is directing a comprehensive investigation of TVA's coal ash disposal sites across Tennessee, including the Bull Run Plant site in Anderson County. TDEC is committed to working with local government officials and the broader community to ensure that public health and the environment are protected. We believe that the Commissioner's Order methodology addresses legacy coal ash sites in a holistic manner and accomplishes that goal. TDEC staff recently presented an overview of the Commissioner's Order methodology and investigation updates to the Anderson County Intergovernmental Committee, as well as community attendees. We will continue to be open and transparent as we work through the Commissioner's Order process and are happy to address the community's questions.

1. What is the status of the stability investigation of the various impoundments on the Bull Run site?

TDEC Response: TVA has completed field investigation activities for the static and seismic stability assessment. Laboratory testing of field samples is currently scheduled to be completed by September 2021. The static stability sampling and analysis report (SAR) is scheduled to be submitted to TDEC in November 2021 and the seismic stability SAR is scheduled to be submitted to TDEC in December 2021. The data will be evaluated in the forthcoming Environmental Assessment Report (EAR).

2. What types of environmental testing is being done by TDEC at the Bull Run site?

TDEC Response: As part of the Commissioner's Order investigation, TDEC has collected groundwater, background soil, CCR material, CCR porewater (water within the pore spaces of the CCR material), sediment, and surface water samples at the Bull Run site. Samples were analyzed for CCR constituents.

3. How does TDEC test for toxic dust?

TDEC Response: Currently, TDEC Air Pollution Control (TDEC-APC) does not test dust samples for toxicity.

4. What kind of air monitoring is being conducted by TDEC at the Bull Run site?

TDEC Response: TDEC-APC does operate a network of ambient air monitors, however none of the monitors are source-oriented for the TVA Bull Run site.

5. Does TDEC possess air quality analysis from the Bull Run site and what are the results?

TDEC Response: In the area around the Bull Run site, TDEC-APC's monitors are reporting air quality levels that are meeting all federal air quality standards. Learn more about our ambient monitoring network here: <https://www.tn.gov/environment/program-areas/apc-air-pollution-control-home/apc/air-quality-forecasting.html>.

6. What specifically is TDEC doing to ensure TVA's coal ash does not pose an environmental and radiological threat to humans and animals?

TDEC Response: As part of the Commissioner's Order Investigation, TVA is required to collect and analyze soil, groundwater, surface water, sediment, CCR material, and CCR porewater (water within the pore spaces of the CCR material) for radium-226, radium-228 and combined radium. Results of the analysis will be evaluated in the EAR and Corrective Action/Risk Assessment (CARA) Plan to determine if there is any risk to human health or the environment.

7. Will TDEC require specific monitoring for radium in air and water?

TDEC Response: TVA is required to collect and analyze soil, groundwater, surface water, sediment, CCR material, and CCR porewater (water within the pore spaces of the CCR material) for radium-226, radium-228 and combined radium.

8. What specific toxins and harmful substances are being tested for?

TDEC Response: TDEC and TVA are analyzing samples collected at the Bull Run site for the following CCR constituents listed in 40 CFR 257, Appendices III and IV, and the five inorganic constituents listed in Appendix I of Tennessee Rules and Regulations 0400-11-01-.04: Boron, Calcium, Chloride, Fluoride, pH, Sulfate, Total Dissolved Solids, Antimony, Arsenic, Barium, Beryllium, Cadmium, Chromium, Cobalt, Lead, Lithium, Mercury, Molybdenum, Selenium, Thallium, Radium 226, Radium 228, Combined Radium, Copper, Nickel, Silver, Vanadium, and Zinc. Additionally, background soils and sediments are analyzed for percent ash content.

9. Why does testing take so long?

TDEC Response: Under the Commissioner's Order investigation, TVA is required to collect sufficient data to properly characterize the site and determine the extent of soil, groundwater, and surface water contamination. To achieve this goal, TDEC required that TVA develop a robust and thorough Environmental Investigation Plan (EIP) that included a site-specific Quality Assurance Project Plan (QAPP) that when implemented would ensure that the environmental investigation objectives are met by TVA consultants and contractors generating documented, high-quality, reliable investigative/analytical data. The data must be verified and validated by a third-party quality assurance consultant prior to being incorporated into the EAR. Under TDEC oversight TVA has collected extensive data sets to properly characterize the site. The installation, sample collection, analysis, verification, and validation of these data sets takes time to complete. In addition, TDEC and TVA expanded the scope and added additional plans/addendums based on information that was gathered during the implementation of the investigation. TVA has implemented the investigation and timelines with TDEC approval and in compliance with the Commissioner's Order.

10. What will be done with the towers and the structure of the plant itself during the closing of Bull Run?

TDEC Response: TVA has not informed TDEC of its plans for demolition of the plant facility buildings and structure at this time.

11. Is it possible to test holding ponds separately and then in comparison to the surrounding Melton Hill Lake?

TDEC Response: TVA is required to collect discharge samples from the on-site water treatment system (which includes the active Process Water Basin) in compliance with its NPDES Permit. Through the Commissioner's Order investigation TVA and TDEC have collected surface water samples from the Clinch River and analyzed for CCR constituents. The data is available for review and will be incorporated into the EAR and CARA process.

12. Are testing results from the holding ponds, ash piles, testing wells and Melton Hill Lake available to the public?

TDEC Response: TVA analytical data from the Commissioner's Order investigation at the Bull Run site is available for review at [Bull Run - Home \(tdecorder.org\)](http://BullRun-Home.tdecorder.org).

TDEC analytical data from the Commissioner's Order investigation at the Bull Run site is available for public review by completing a public records request at <https://www.tn.gov/environment/contacts/public-records-request.html>. Analytical reports and data from permit required sampling can be viewed through the TDEC data viewers at <https://www.tn.gov/environment/about-tdec/tdec-dataviewers.html>.

13. Has TDEC validated the models TVA uses for their groundwater flow?

TDEC Response: TVA has not submitted any groundwater models for the Bull Run Site to TDEC for review. Any groundwater models developed as part of the EAR and CARA process will be submitted to TDEC for review and approval.

14. Is removal of the fly ash required by the remediation plan, or is capping in place the approved method?

TDEC Response: TDEC has not approved any closure methodology. Selection of the method of closure will be completed through the Commissioner's Order CARA process which will include public comment and citizen input on the closure methodology.

15. Will TDEC advocate capping in place or removal?

TDEC Response: TDEC has not approved any closure methodology. Selection of the method of closure will be completed through the Commissioner's Order CARA process which will include public comment and citizen input on the closure methodology.

16. Has testing been done to determine how far the airborne fly ash has traveled from the Bull Run Plant?

TDEC Response: TDEC-APC does not have any active or planned studies on the fugitive emissions or atmospheric dispersion of fly ash from storage piles.

17. Is research available to accurately determine the distance airborne fly ash can travel?

TDEC Response: Scholarly articles that have covered the topic and can be found online. You can refer to EPA's website for more information about coal ash in general here: <https://www.epa.gov/coalash/coal-ash-basics>.

18. Is TDEC still using RJ Lee Group lab as its "independent" lab?

TDEC Response: TDEC has not used RJ Lee Group during the Commissioner's Order Investigation.

19. Is TDEC aware that the lab is a TVA contractor for testing?

TDEC Response: Please provide the specific lab that you are referencing for an appropriate response.

20. What are the possibilities for TVA funding for shoreline restoration along the Clinch River?

TDEC Response: TDEC has not approved any closure methodology. Selection of the method of closure will be completed through the Commissioner's Order CARA process which will include public comment and citizen input on the closure methodology.

21. Is TVA moving coal ash from the facility currently?

TDEC Response: TDEC personnel were most recently onsite on June 30, 2021. TVA is not relocating coal ash. TVA occasionally regrades coal ash in the active area to promote storm water drainage and TVA is disposing of coal ash in Phase 3 of the active landfill when the plant is operating. It was not operating on June 30, 2021.

22. Are groundwater wells placed properly on the Bull Run site so that sampling results are valid?

TDEC Response: The placement and installation methodology of all monitoring well locations installed in support of the Commissioner's Order investigation were approved by TDEC.

23. Are groundwater testing results available to the public?

TDEC Response: TVA and TDEC have collected samples from the porewater (water within the pore spaces of the CCR material) within the CCR units and the surrounding groundwater at the Bull Run Facility. TVA continues to collect groundwater samples at the Bull Run facility in compliance with state permits and the federal CCR rule. TVA has also continued to sample groundwater monitoring wells installed during as part of the Commissioner's Order investigation.

Groundwater data will be evaluated by TDEC in the EAR. Data is available on TVA's website, <https://www.tva.com/environment/environmental-stewardship/tdec-order-on-coal-combustion-residuals/bull-run-fossil-plant>.

24. Are any testing results from the Bull Run site available to the public?

TDEC Response: Data and reports are available on TVA's Website: <https://www.tva.com/environment/environmental-stewardship/tdec-order-on-coal-combustion-residuals/bull-run-fossil-plant>.

25. If Anderson County Government agrees to the cover the costs of validation testing, would it be permissible to allow county contractors on the Bull Run site to obtain samples for laboratory testing?

TDEC Response: TDEC does not have the authority to direct TVA to allow third parties on site to collect samples. TDEC encourages Anderson County Government to contact TVA directly regarding this request.

26. Are there any concerns to the health, safety, and welfare of area residents that need to be communicated?

TDEC Response: Human health and environmental risk are broadly divided into acute (near-term) and chronic (long-term) hazards. TDEC has not seen any data collected during the Commissioner's Order investigation that suggest any acute health or environmental risks. That said, TDEC cannot rule out that chronic risks may exist that will

Catherine Denenberg

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September 1, 2021

need to be addressed and TVA continues to collect data that will be used to support an evaluation of that risk through the Commissioner's Order CARA process. TVA continues to monitor groundwater at the Bull Run site for both state compliance and federal CCR rule compliance. Results of these sampling events are reported to TDEC and posted to the publicly facing website as required by the federal CCR rule. Some of the groundwater samples collected on site, near the CCR unit boundaries, continue to exhibit detectable concentrations of CCR constituents in excess of Groundwater Protection Standards (GWPS). These exceedances are within the boundaries of the Bull Run facility and the groundwater is not used as a drinking water source. Sediment and surface water samples collected from water bodies near Bull Run exhibited detectable concentrations of CCR constituents in excess of conservative Ecological Screening Values (ESV). ESVs are a tool for understanding if there is a potential issue with sediments or surface water that needs additional scrutiny or investigation. A concentration higher than an ESV serves as an early indicator that further investigation is needed. ESVs are not regulatory standards or corrective action goals, and they differ from GWPS that are regulatory standards set by TDEC and EPA. The purpose of ESVs is strictly to screen data as a first step in the risk assessment process. The ESVs used for the Commissioner's Order were taken from Tennessee Water Quality Standards, EPA Region 4 Ecological Risk Assessment Guidance, and other sources such as the Department of Energy (DOE). ESVs for a given constituent are intended to indicate whether an observed concentration of that constituent may be of concern, and to determine whether further evaluation is needed to understand if that constituent concentration is likely to have adverse health effects. This further evaluation will occur during the CARA portion of the Commissioner's Order process which will be released for public review and comment.

I appreciate your engagement in this process as we work together to better understand the extent of CCR contamination at the Bull Run Facility. Please feel free to contact me anytime if I can be of further assistance.

Sincerely,



David W. Salyers, P.E.
Commissioner



ANDERSON COUNTY GOVERNMENT

TERRY FRANK
COUNTY MAYOR

September 7, 2021

Commissioner Phil Yager
Chairman, Anderson County Finance Committee

RE: Firetruck Resolution

Dear Chairman Yager and Honorable Members of Finance Committee,

Through a request of full county commission, Finance Committee has been asked to review funding for fire department infrastructure. As part of the discussion, I wanted to make you aware that I submitted a letter to Budget Chairman Vowell and members of Budget Committee requesting they give serious consideration to a bulk purchase of fire trucks based on the same expectations for mutual aid considerations as part of the existing Fire Truck Resolution No. 15-7-545.

Currently there are a several larger issues at stake:

1. Current county allocation is being split into two budget years and even though the Fire Truck resolution built in an annual 2.5% cost of inflation, the current county allocation is drastically lower than the current actual cost of a new fire truck. This funding gap between what we're allocating for the purchase and what each department actually has to pay for a new truck has been a topic of concern raised by Budget Committee.
2. Regarding inflation, non-COVID world averages are approximately 3% a year, but COVID impacts have greatly increased cost of materials. (For purposes of the attached spreadsheet, the inflation rate of 5% is used.)
3. Fire Commission and County Commission have indicated a desire to maintain the Fire Truck Resolution.

Based on the three key points above, I wish to humbly recommend County Commission proceed with a bulk purchase of fire trucks split into 2 budget years for the following reasons:

1. Bulk purchase generates a considerable discount for purchase price. For instance, as an example from Pierce, a single new truck with no discounts would be \$359,616.23. Bulk purchase of 10 or more (within two budget years) would be \$319,229 per truck. (Bulk purchase over three years would be \$346,334 for each unit, thus my recommendation for splitting into 2 years.)

2. Bulk purchase has a direct community impact by putting 10 new vehicles in service within two years, boosting impact for ISO ratings.
3. Bulk purchase addresses the next 10 year cycle, but generates additional savings by avoiding annual inflationary pressures and future unknowns in material supply costs.
4. If we proceed with keeping the commitment per a fire truck resolution, we are going to be purchasing the vehicles anyway, so a front-loaded, bulk purchase allows us to save money over time.

Other Options:

1. If Budget Committee does not agree with allocating the full bulk cost split into two budget years, a possible option is to allocate half and borrow/finance half. In speaking with the county's financial advisor Cumberland Securities, we can estimate 1% for a 5 year note (though he did say he just was able to borrow at .85% for one county recently). Even with interest, avoiding the annual allocation plan generates well over a million dollars in avoided cost to the fire truck program over 10 years.
2. The difference between one unit at \$359,616 and a 10 vehicle bulk price of \$319,229 is \$40,387 per truck. Because of the steep discount involved in a bulk purchase, this program creates a genuine one-of-a-kind opportunity to purchase an additional truck to stand up an on-call shared response vehicle for all agencies. This would mean purchasing 11 trucks.

In terms of allocating tax dollars, assigning those dollars to investments that improve ISO ratings yields savings to homeowners that are real and tangible.

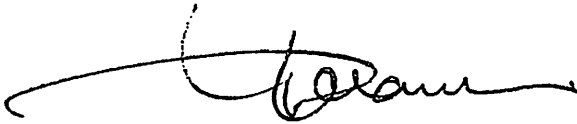
This 10 Bulk Purchase is based on the existing Fire Truck Resolution beginning with the current status of Andersonville as next up for funding:

1. Andersonville Volunteer Fire Department
2. Briceville Volunteer Fire Department
3. Oliver Springs Fire Department
4. Clinton Fire Department
5. Rocky Top Fire Department
6. Norris Volunteer Fire Department
7. Claxton Volunteer Fire Department
8. Marlow Volunteer Fire Department
9. Oak Ridge Fire Department
10. Medford Volunteer Fire Department

OPTION: County Wide Back Up Response added as 11th vehicle

11th year would be Rescue Squad as their purchase is currently finalizing. As Rescue Squad does not purchase a fire engine, their allocation could be handled differently by Anderson County. Or, we could inquire if bulk pricing would apply for a vehicle they might need and include it in this bulk purchase.

****For purposes of this discussion, I contacted Pierce. Their pricing is based on full warranty of 5 years; the pricing covers cost of a new commercial pumper or tanker—whatever the department needs. Pierce indicated the industry is expecting double digit price increases over the next several years.**

A handwritten signature in black ink, appearing to read "T. Frank", with a long horizontal flourish extending to the left.

Annette Prewitt

From: Jay Yeager <jyeager@aclawdirector.com>
Sent: Thursday, September 9, 2021 9:37 AM
To: 'Timothy Isbel (isbel@ymail.com)'; Annette Prewitt
Subject: Addition to Operations Agenda

Mr. Chairman:

We need to add the following to the Operations Agenda if possible:

- 1) Marlow Volunteer Fire Department Subrogation Agreement;
- 2) Vehicle Lease to Andersonville Volunteer Fire Department;
- 3) Civil Service Regulations Amendment;
- 4) Fireworks Private Act Ratification and Regulations;
- 5) MNK Bankruptcy Settlement.

I appreciate your consideration of this request.

Thanks,

Jay

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Anderson County Board of Commissioners
Intergovernmental Committee
Minutes

August 9, 2021
Room 312

Members Present: Catherine Denenberg, Tim Isbel, Bob Smallridge, Tracy Wandell and Shain Vowell

Members Absent: Denver Waddell, Terry Frank and Jay Yeager

Others:

Call to Order: Chairman Denenberg called the meeting to order.

No citizens addressed the Committee

American Nuclear Update – Discussion. No Action Taken.

> Commissioner Wandell made a motion to forward from Intergovernmental Committee to Operations Committee that we respectfully request TVA to consider moving the ballparks, playground and Optimist Club to the property located on New Henderson and additionally request the Volunteer Fire Department building. Commissioner Isbel seconded the motion. Motion passed.

Unfinished Business

None

New Business

None

Adjournment

With no further business, the meeting was adjourned.



Anderson County Schools
Every Student, Every Day

Annette Prewitt <aprewitt@acs.ac>

Could you please send a copy of this to the other members of the operations committee to be added under new buisness? Also there is a request from Commissioner Yager to discuss the funding mechanisms of donating to non profits, both discussions to be brief but to be put on next months agenda. Thank You!r

1 message

Timothy Isbel <isbelt@ymail.com>

Mon, Aug 9, 2021 at 9:17 AM

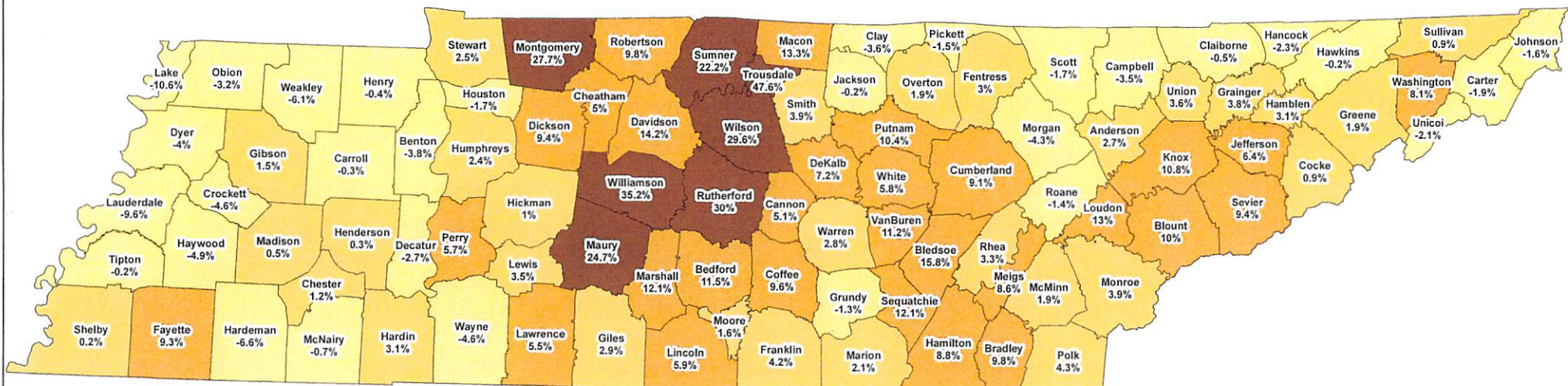
Reply-To: Timothy Isbel <isbelt@ymail.com>

To: Annette Prewitt <aprewitt@acs.ac>, Annette Prewitt <aprewitt@andersontn.org>

Tim Isbel
Anderson County Commissioner
District 4
Rocky Top, TN

 **Operations August 2021-2.pdf**
143K

COUNTY POPULATION PERCENT CHANGE 2010-2020



Legend

% CHANGE SINCE 2010

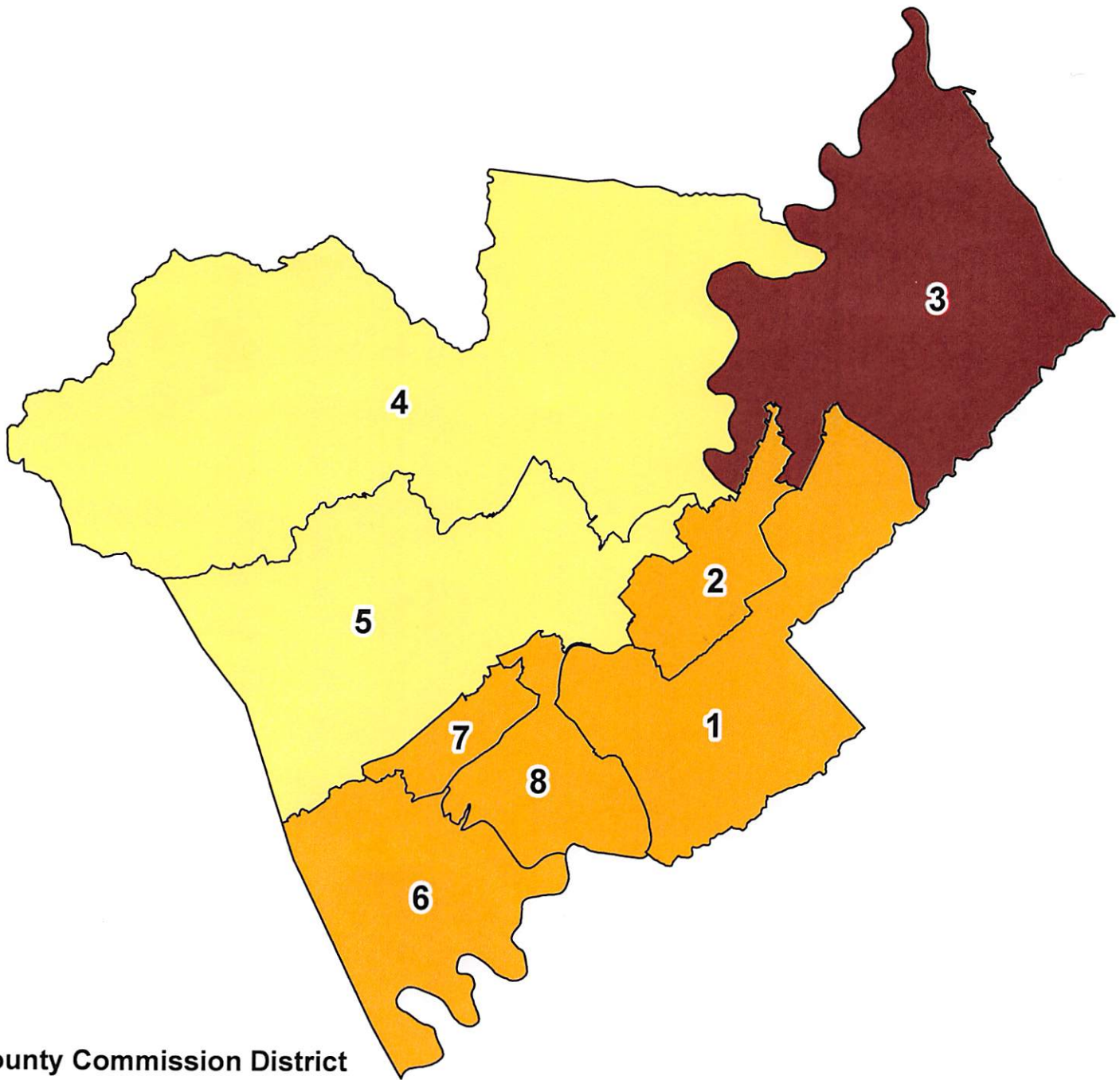


Cordell Hull Building
425 Rep. John Lewis Way N | Nashville, Tennessee 37243-1402
P: 615.401.7773 | F: 615.532.5279

SOURCE: CENSUS 2020

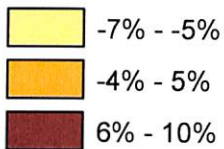
District	Commissioners	Total Pop.	Total Deviation	Total Deviation %	White Pop.	White Pop. %	Black Pop.	Black Pop. %	Other Pop.	Other Pop. %	Hispanic Pop.	Hispanic Pop. %	Total Pop. 18	Total Pop. 18 %	White Pop. 18	White Pop. 18 %	Black Pop. 18	Black Pop. 18 %
Unassigned	0	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
1	2	10,111.00	470.63	4.88	9,114.00	90.14	188.00	1.86	809.00	8.00	301.00	2.98	7,960.00	78.73	7,274.00	71.94	133.00	1.32
2	2	9,930.00	289.63	3.00	9,026.00	90.90	187.00	1.88	717.00	7.22	246.00	2.48	7,895.00	79.51	7,261.00	73.12	141.00	1.42
3	2	10,642.00	1,001.63	10.39	9,930.00	93.31	47.00	0.44	665.00	6.25	177.00	1.66	8,340.00	78.37	7,848.00	73.75	36.00	0.34
4	2	8,953.00	-687.38	-7.13	8,343.00	93.19	67.00	0.75	543.00	6.07	109.00	1.22	7,098.00	79.28	6,656.00	74.34	62.00	0.69
5	2	9,129.00	-511.38	-5.30	8,308.00	91.01	203.00	2.22	618.00	6.77	165.00	1.81	7,258.00	79.50	6,657.00	72.92	161.00	1.76
6	2	9,208.00	-432.38	-4.49	6,661.00	72.34	1,218.00	13.23	1,329.00	14.43	624.00	6.78	7,120.00	77.32	5,354.00	58.15	916.00	9.95
7	2	9,226.00	-414.38	-4.30	7,433.00	80.57	572.00	6.20	1,221.00	13.23	571.00	6.19	7,134.00	77.32	5,963.00	64.63	418.00	4.53
8	2	9,924.00	283.63	2.94	8,048.00	81.10	406.00	4.09	1,470.00	14.81	627.00	6.32	8,031.00	80.93	6,654.00	67.05	328.00	3.31

Anderson County Commission Districts and Population Summary



County Commission District

% DEVIATION



2020 Total population 77,123 based on 2020 Census
Overall Range [10- (-7)]=17

DISTRICT	NUMCOMS	TOTALPOP	DEVIATION	% DEV	WHPOP	BLPOP	OTHERPOP	HISPOP
1	2	10,111	471	5%	9,114	188	809	301
2	2	9,930	290	3%	9,026	187	717	246
3	2	10,642	1,002	10%	9,930	47	665	177
4	2	8,953	-687	-7%	8,343	67	543	109
5	2	9,129	-511	-5%	8,308	203	618	165
6	2	9,208	-432	-4%	6,661	1,218	1,329	624
7	2	9,226	-414	-4%	7,433	572	1,221	571
8	2	9,924	284	3%	8,048	406	1,470	627

Table percentages may have been rounded.



Anderson County Emergency Medical Services

Integrity - Service - Excellence - Stewardship

To Chairman Isbel, and the Anderson County Operations Committee:

Narcan use summary May 2021 through July 2021

August 09, 2021

Anderson County EMS has administered Narcan 89 times during the May through July, 2021 time period. Attached is a breakdown of the city locations in Anderson County that these calls occurred. In addition, I have run the same report for 2020, 2019, and 2018 for comparison. As can be seen there has been a significant increase in use of Narcan. It must be noted that some of these cases would not be considered "street drug" overdoses, we do encounter issues with some people who accidentally overdose on prescribed medications, that being said the amount this occurs is minimal, I would guess less than 5%.

The largest increase are both Rocky Top and Oliver Springs, both seeing an increase of 5 times what they had in 2018, next is Oak Ridge who has doubled in numbers from 2018. As a whole, service wide numbers have doubled. What must also be considered is the increase in use of Narcan both by law enforcement, and the public. To see our numbers increase, and to know others are giving Narcan as well, means the number of overdoses are much higher than just what our records indicate.

The age span for 2021 is 20-76 years old and rather evenly distributed among that age span. This is not solely a "young" person issue.

Deaths are not adequately tracked by EMS records, the UT Forensic Center is best suited to report these for additional considerations.

Respectfully,

Nathan Sweet, B.S., EMTP
Director, Anderson County EMS

Scene Incident City Name (eScene.17)	Number of Runs	Percent of Total Runs
Andersonville	3	3.37%
Briceville	2	2.25%
Clinton	23	25.84%
Helskell	1	1.12%
Lake City	15	16.85%
Oak Ridge	28	31.46%
Oliver Springs	11	12.36%
Powell	6	6.74%
Total: 89		Total: 100.00%

Report Filters

Incident Date: Is between '05/01/2021' and '07/31/2021'

Agency Name (Dagency.03): Is in 'Anderson County EMS'

Report Criteria

Medication Given Rxcui Code (Emedications.03): Is Equal To 7,242

Description

Calls for RLS by city and unit where Narcan was administered. Will convert to Map

Scene Incident City Name (eScene.17)	Number of Runs	Percent of Total Runs
Briceville	1	1.25%
Clinton	25	31.25%
Lake City	11	13.75%
Oak Ridge	30	37.50%
Oliver Springs	7	8.75%
Powell	5	6.25%
Town of Oliver Springs	1	1.25%
Total: 80		Total: 100.00%

Report Filters

Incident Date: Is between '05/01/2020' and '07/31/2020'

Agency Name (Dagency.03): Is in 'Anderson County EMS'

Report Criteria

Medication Given Rxcui Code (Emedications.03): Is Equal To 7.242

Description

Calls for RLS by city and unit where Narcan was administered. Will convert to Map

Scene Incident City Name (eScene.17)	Number of Runs	Percent of Total Runs
Andersonville	2	5.00%
Claxton	7	17.50%
Clinton	11	27.50%
Knoxville	2	5.00%
Lake City	4	10.00%
Oak Ridge	8	20.00%
Oliver Springs	6	15.00%
Total: 40		Total: 100.00%

Report Filters

Incident Date: Is between '05/01/2019' and '07/31/2019'

Agency Name (Dagency.03): Is In 'Anderson County EMS'

Report Criteria

Medication Given Rxcui Code (Emedications.03): Is Equal To 7.242

Description

Calls for RLS by city and unit where Narcan was administered. Will convert to Map

Scene Incident City Name (eScene.17)	Number of Runs	Percent of Total Runs
Andersonville	7	15.56%
City of Clinton	2	4.44%
Claxton	4	8.89%
Clinton	14	31.11%
Lake City	3	6.67%
Oak Ridge	13	28.89%
Oliver Springs	2	4.44%
Total: 45		Total: 100.00%

Report Filters

Incident Date: is between '05/01/2018' and '07/31/2018'

Agency Name (Agency.03): Is In 'Anderson County EMS'

Report Criteria

Medication Given Rxcui Code (Emedications.03): Is Equal To 7,242

Description

Calls for RLS by city and unit where Narcan was administered. Will convert to Map