

Anderson County Board of Commissioners
OPERATIONS COMMITTEE
AGENDA

March 9, 2020
6:00 p.m. Room 312
Anderson County Courthouse

- 1. Call to Order**
- 2. Prayer / Pledge of Allegiance**
- 3. Approval of Agenda**
- 4. Appearance of Citizens**
- 5. Courtroom Security and Witness Rooms – requested by Chairman Isbel and Commissioner Creasey**
- 6. Mayor Frank**
 1. Resolution No. 20-03-810 to Accept the Proposal from the Tennessee Department of Transportation to construct a project in Anderson County designated as “Bridge over Brushy Creek, LM 3.98(A)” State Route 61.
 2. Coronavirus: Information Only.
 3. Update: Status of purchase of 96 Mariner Point.
- 7. Investment Strategy for Internet Sales Taxes Received – Requested by Chairman Isbel**

New Business

Old Business

Adjournment



ANDERSON COUNTY GOVERNMENT

TERRY FRANK
COUNTY MAYOR

March 4, 2020

Commissioner Tim Isbel
Chairman, Operations Committee

Dear Chairman Isbel and Honorable Members,

I wish to request the following items be added to the Operations Agenda:

1. Resolution No. 20-03-810

Resolution to Accept the Proposal from the Tennessee Department of Transportation to construct a project in Anderson County designated described as *Bridge over Brushy Creek, LM 3.98((A) Route: State Route 61*. See attached. Motion to approve requested.

2. Coronavirus: informational only.

The Tennessee Department of Health (TDH) has developed a web page with resources to keep Tennesseans up to date on recent guidance: www.tn.gov/health/cedep/ncov.html. As of February 28, 2020, no infections with COVID-19 have been reported in Tennessee. The Tennessee Department of Health will continue to work closely with CDC and other state agencies to protect the people of Tennessee.

3. Update: Status of purchase of 96 Mariner Point.

Sincerely,

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**

RESOLUTION NO. 20-03-810

**ACCEPTANCE OF THE PROPOSAL OF THE TENNESSEE DEPARTMENT OF TRANSPORTATION
TO CONSTRUCT A PROJECT DESIGNATED AS FEDERAL PROJECT NO. BR-STP-61 (45), STATE
PROJECT NO. 01004-2247-94, DESCRIBED AS BRIDGE OVER BRUSHY CREEK, LM 3.98, (IA)
ROUTE: SR-61**

WHEREAS, the Tennessee Department of Transportation has presented a Proposal to Anderson County, Tennessee, concerning Federal Project No. BR-STP-61 (45), State Project No. 01004-2247-94, described as bridge over Brushy Creek, LM 3.98, (IA) Route: SR-61; and

WHEREAS, the Anderson County Board of Commissioners has determined that the above referenced project will benefit Anderson County, Tennessee, and the citizens thereof; and

WHEREAS, the Anderson County Board of Commissioners wishes to cooperate with the State of Tennessee, Department of Transportation, in its efforts to make road and bridge improvements in Anderson County, Tennessee; and

WHEREAS, the Proposal is incorporated herein by reference, the same as if copied herein verbatim, with a copy of said Proposal attached hereto; and

WHEREAS, the terms and conditions of said Proposal to Anderson County as submitted by the State of Tennessee, Department of Transportation, are accepted and approved by the Anderson County Board of Commissioners and Anderson County shall fulfill all obligations concomitant thereto.

NOW, THEREFORE, BE IT RESOLVED, by the Anderson County Board of Commissioners, meeting in regular session on the 16th day of March 2020, that this resolution is duly passed and approved and shall take affect from and after its passage.

PASSED AND APPROVED this 16th day of March 2020.

APPROVED:

Tracy Wandell, Commission Chairman

Terry Frank, Anderson County Mayor

ATTEST:

Jeff Cole, Anderson County Clerk

P R O P O S A L
OF THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF TENNESSEE
TO THE COUNTY OF ANDERSON, TENNESSEE:

The DEPARTMENT OF TRANSPORTATION of the State of Tennessee, hereinafter "DEPARTMENT", proposes to construct a project in the County of Anderson, Tennessee, hereinafter "COUNTY", designated as Federal Project No. BR-STP-61(45), State Project No. 01004-2247-94 , that is described as "Bridge over Brushy Creek, LM 3.98 (IA) Route: SR-61", provided the COUNTY agrees to cooperate with the DEPARTMENT as set forth in this proposal, so that the general highway program may be carried out in accordance with the intent of the General Assembly of the State.

Accordingly, the parties agree as follows:

1. That in the event any civil actions in inverse condemnation or for damages are instituted by reason of the DEPARTMENT, or its contractor, going upon the highway right-of-way and easements, and constructing said project in accordance with the plans and as necessary to make the completed project functional, it will notify in writing the Attorney General of the State, whose address is 425 Fifth Avenue North, Nashville, Tennessee, 37243, of the institution of each civil action, the complaint and all subsequent pleadings, within ten (10) days after the service of each of the same, under penalty of defending such actions and paying any judgments which result therefrom at its own expense.

2. The COUNTY will close or otherwise modify any of its roads or other public ways if indicated on the project plans, as provided by law.

3. The COUNTY will transfer or cause to be transferred to the DEPARTMENT, without cost to the DEPARTMENT, all land owned by the COUNTY or by any of its instrumentalities as

required for right-of-way or easement purposes, provided such land is being used or dedicated for road or other public way purposes.

4. Where privately, publicly or cooperatively owned utility lines, facilities and systems for producing, transmitting or distributing communications, power, electricity, light, heat, gas, oil, crude products, water, steam, waste, storm water not connected with highway drainage, and other similar commodities, including publicly owned facilities such as fire and police signal systems and street lighting systems are located within the right-of-way of any road or other public way owned by the COUNTY, or any of its instrumentalities, the COUNTY agrees that it will take any action necessary to require the removal or adjustment of any of the above-described facilities as would conflict with the construction of the project. But the foregoing may not be a duty of the COUNTY since it shall become operative only after the DEPARTMENT has been unsuccessful in its efforts to provide for said removals or adjustments for the benefit of the COUNTY.

The foregoing does not apply to those utility facilities which are owned by the COUNTY or one of its instrumentalities, it being understood that the COUNTY has the duty to relocate or adjust such facilities, if required, provided the COUNTY is notified to do so by the DEPARTMENT with detailed advice as to this duty of the COUNTY.

5. The COUNTY will maintain any frontage road to be constructed as part of the project;

6. After the project is completed and open to traffic, the COUNTY will accept jurisdiction and maintenance such parts of any existing DEPARTMENT highway to be replaced by the project, as shown on the attached map.

7. The COUNTY will make no changes or alter any segment of a road on its road system that lies within the limits of the right-of-way acquired for any interchange to be constructed as part of the project and will not permit the installation or relocation of any utility

facilities within the right-of-way of any such a segment of one of its roads without first obtaining the approval of the DEPARTMENT.

8. No provision hereof shall be construed as changing the maintenance responsibility of the COUNTY for such part of the project as may presently be on its highway, street, road or bridge system.

9. It is understood and agreed between the DEPARTMENT and the COUNTY that all traffic control signs for the control of traffic on a street under the jurisdiction of the COUNTY and located within the DEPARTMENT's right-of-way shall be maintained and replaced by the COUNTY.

10. When traffic control devices for the direction or warning of traffic, lighting of roadways or signing, or any of them, which are operated or function by the use of electric current are constructed or installed as part of the project, they will be furnished with electricity and maintained by the COUNTY.

11. If, as a result of acquisition and use of right-of-way for the project, any building and/or structure improvements become in violation of a COUNTY setback line or building and/or structure requirement, including, but not limited to, on-premise signs, the COUNTY agrees to waive enforcement of the COUNTY setback line or building and/or structure requirement and take other proper governmental action as necessary to accomplish such waiver.

12. If, as a result of acquisition and use of right-of-way for the project, any real property retained by any property owner shall become in violation of a COUNTY zoning regulation or requirement, the COUNTY agrees to waive enforcement of the COUNTY zoning regulation or requirement and take other proper governmental action as necessary to accomplish such waiver.

13. The COUNTY will not authorize encroachments of any kind upon the right-of-way, nor will the COUNTY authorize use of the easements for the project in any manner which affects

the DEPARTMENT's use thereof.

14. The COUNTY will obtain the approval of the DEPARTMENT before authorizing parking on the right-of-way and easements for the project.

15 The COUNTY will not install or maintain any device for the purpose of regulating the movement of traffic on the roadway except as warranted and in conformity with the Manual on Uniform Traffic Control Devices.

16. If the project is classified as full access control (i.e. a project which has no intersecting streets at grade), then the DEPARTMENT will maintain the completed project. If the project is not classified as full access control, then the DEPARTMENT will maintain the pavement from curb to curb where curbs exist, or will maintain full width of the roadway where no curb exist. The COUNTY agrees to maintain all other parts of non-access control projects; provided, however, that any retaining walls, box culverts, or other like structures constructed as part of the project that supports the structural integrity or stability of the roadway surface shall be maintained by the DEPARTMENT.

17. If a sidewalk is constructed as a component of this project, the COUNTY shall be responsible for maintenance of the sidewalk and shall assume all liability for third-party claims for damages arising from its use of the sidewalk or premises beyond the DEPARTMENT'S maintenance responsibilities as set forth in section 16 of this proposal.

18. When said project is completed, the COUNTY thereafter will not permit any additional median crossovers, the cutting of the pavement, curbs, gutters and sidewalks, by any person, firm, corporation, or governmental agency, without first obtaining the approval of the DEPARTMENT.

19. The DEPARTMENT will acquire the right-of-way and easements, construct the project and defend any inverse condemnation for damage or civil actions of which the Attorney

General has received the notice and pleadings provided for herein; provided, however, that if the project is being constructed pursuant to a contract administered by the DEPARTMENT's Local Programs Development Office, the terms of that contract shall control in the event of a conflict with this proposal.

20. The project plans hereinbefore identified by number and description are incorporated herein by reference and shall be considered a part of this proposal, including any revisions or amendments thereto, provided a copy of each is furnished the COUNTY.

21. The acceptance of this proposal shall be evidenced by the passage of a resolution or by other proper governmental action, which shall incorporate this proposal verbatim or make reference thereto.

IN WITNESS WHEREOF, the DEPARTMENT has caused this proposal to be executed by its duly authorized official on this the ____ day of _____, 20__.

THE COUNTY OF _____, TENNESSEE

BY: _____
MAYOR

DATE: _____

STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION

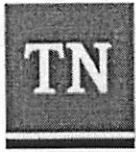
BY: _____
CLAY BRIGHT
COMMISSIONER

DATE: _____

APPROVED AS TO FORM AND LEGALITY:

BY: _____
JOHN REINBOLD
GENERAL COUNSEL

DATE: _____



TDH 2019 Novel Coronavirus (COVID-19) Talking Points February 28, 2020

(Talking points reviewed and updated each Friday)

SITUATION UPDATE: TENNESSEE

- As of February 28, 2020, no infections with COVID-19 have been reported in Tennessee.
- TDH has activated its State Health Operations Center on January 21, 2020 and is prepared to respond to any identified COVID-19 cases in this state.
- TDH has developed a web page with resources to keep Tennesseans up to date on recent guidance: www.tn.gov/health/cedep/ncov.html.
- TDH will continue to work closely with CDC and other state agencies to protect the people of Tennessee.
- TDH is implementing CDC's Interim US Guidance for Risk Assessment and Public Health Management of Persons with Potential 2019 Novel Coronavirus (2019-nCoV) Exposure in Travel-associated or Community Settings.
- The Tennessee Department of Health is working closely with the CDC to monitor the situation closely and is updating our recommendations and guidance as needed.
- Some people might be worried about this virus and how it may impact Tennesseans.
 - While this situation poses a very serious public health threat, the risk to the Tennessee public is believed to be low at this time.
 - Risk depends on exposure. People exposed to ill persons are at greater risk of infection.
 - The situation is evolving, and risk will depend on how well the virus spreads and how sick it makes people.
- TDH will issue a statewide advisory if cases of COVID-19 are identified in Tennessee.

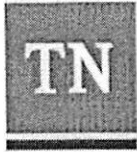
INFORMATION ON OUTBREAK OF 2019 NOVEL CORONAVIRUS

- CDC is closely monitoring an outbreak of coronavirus disease 2019 (COVID-19) caused by the 2019 novel coronavirus (SARS-CoV-2). It began in Wuhan, Hubei Province, China in December 2019, and has spread throughout China and to 42 other countries and territories, including the United States.
- As of February 21, 2020, CDC will report confirmed cases under two categories: confirmed cases in the U.S. and confirmed cases among persons repatriated to the U.S.
- Confirmed U.S. cases of COVID-19: 61, including:



Department of Health

- 15 presenting in the U.S.
- 3 among evacuees from Hubei Province
- 43 among evacuees from Diamond Princess cruise ship
 - 28 diagnosed in Japan
 - 15 diagnosed after arrival in the U.S.
- CDC has detected the first case of novel coronavirus in someone who did not travel recently or contact with a confirmed case.
- Destinations with widespread or sustained community spread of COVID-19 include China, Iran, Italy, Japan, and South Korea.
- Other destinations with instances of apparent community spread include Hong Kong, Singapore, Taiwan, Thailand, and Vietnam.
- CDC recommends local agencies review, "Community Mitigation Guidelines to Prevent Pandemic Influenza — United States, 2017"
<https://www.cdc.gov/mmwr/volumes/66/rr/rr6601a1.htm>
- CDC is regularly reporting on persons under investigation, or PUIs on its website:
<https://www.cdc.gov/coronavirus/2019-ncov/cases-in-us.html>
- CDC is working with healthcare and industry partners to understand the supply chain for personal protective equipment (PPE) in order to adjust response actions appropriately. Based on the current COVID-19 situation and availability of PPE, on February 8, 2020, CDC posted:
 - "[Healthcare Supply of Personal Protective Equipment](#)" which outlines who needs PPE and who does not. (See section Use of Facemasks in U.S. below.)
 - "[Strategies for Optimizing Supply of N-95 Respirators](#)" which was posted in the face of potential ongoing COVID-19 transmission in the United States.
- On February 20, 263 people were released from federal quarantine after being returned to the U.S. from Wuhan, China via State Department-chartered flights
- There is an expanding outbreak in China of respiratory illness caused by a novel, or new, coronavirus.
 - The International Committee on Taxonomy of Viruses (ICTV) has named this virus "**SARS-CoV-2**" The World Health Organization has named the disease associated with this virus, **coronavirus disease 2019** or "**COVID-19**"
 - Coronavirus disease 2019 (COVID-19), 'CO' stands for 'corona,' 'VI' for 'virus,' and 'D' for disease.
 - The virus that causes COVID-19 illness belongs to the same species of viruses as the coronavirus named severe acute respiratory syndrome, SARS-CoV. For this reason, the International Committee on Taxonomy of Viruses has named this coronavirus SARS-CoV-2.
 - Previously, both the virus and the disease were being referred to as novel coronavirus 2019, abbreviated to nCoV-19.



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- Due to potential for confusion with SARS-CoV, where possible, public communications will use **"the virus that causes COVID-19."**
- On January 30, 2020 the World Health Organization (WHO) declared the outbreak a "public health emergency of international concern" (PHEIC).
- The vast majority of Americans have a low risk of exposure. The greater risk is for people who have recently traveled to affected countries or their close contacts.
- CDC has been preparing for the introduction of this virus in the United States for weeks.
- This is a rapidly changing situation and much is still being learned about COVID-19.

TRAVEL

To date, CDC has issued:

- Level 3 Travel Health Notices (Avoid Nonessential Travel) for China and South Korea.
- Level 2 Travel Health Notices (Practice Enhanced Precautions) for Iran, Italy, and Japan.
- Level 1 Travel Health Notices (Practice Usual Precautions) for Hong Kong.
- On February 20, the State Department updated their travel guidance for Hubei Province, China to recommend that U.S. citizens reconsider travel by cruise ship to or within East Asia and the Asia-Pacific Region.

WHAT YOU CAN DO

- While the immediate risk of this new virus to Tennesseans is believed to be low at this time, everyone can do their part to help respond to this emerging public health threat:
 - It is flu and respiratory disease season. TDH recommends getting a flu vaccine, covering your cough and washing your hands frequently.
 - If you are a health care provider, remember to take a patient travel history for all patients, especially those with fever and respiratory symptoms.
 - If you travelled to Hubei province, China recently and are experiencing fever and respiratory symptoms, contact [your local health department](#) and your health care provider.
 - Contact TDH 24/7 with any questions at 615-741-7247. Ask to speak with someone about coronavirus.
 - Stay up to date on the situation on CDC's website:
www.cdc.gov/coronavirus/2019-ncov/index.html

- Use of facemasks in the U.S.



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Health

- At this time, CDC does not recommend the use of facemasks or respirators among the general public. While limited person-to-person spread of 2019- nCoV among close contacts has been detected, this virus is not currently spreading in the community in the United States.
- In the United States, person-to-person spread has been seen only among people in close and prolonged contact with someone who has become infected with COVID-19 in China.
- **If you are not sick:**
 - Members of the general public in the United States DO NOT need to use facemasks. CDC does NOT recommend that people who are well wear a facemask to protect themselves from respiratory viruses, including COVID-19.
 - Masks should be reserved for people who are sick, so they can protect others from getting infected.
- **If you are sick** (i.e., people with confirmed or possible COVID-19 infection, including patients under investigation who do not need to be hospitalized; and people with confirmed COVID-19 infection who were hospitalized and determined to be medically stable to go home):
 - You should wear a facemask when you are around other people (e.g., sharing a room or vehicle) and before you enter a healthcare provider's office. This will help protect the people around from getting infected.
 - If you are not able to wear a facemask (for example, because it causes trouble breathing), then people who are in the same room with you should wear a facemask, but they should also limit the amount of time they spend in the same room with you.
 - If worn properly, a facemask helps block the spread of respiratory viruses by the wearer from spreading to other people and surfaces.
 - People with increased risk of exposure to COVID-19, for example household contacts and caregivers of people with known or suspected COVID-19, should wear a facemask if the patient is not able to wear a facemask (for example, due to difficulty breathing while wearing a facemask)
 - Facemasks should be used once and then thrown away in the trash.
- **Healthcare personnel**
 - Healthcare personnel should wear personal protective equipment (PPE), including respirators, when caring for confirmed or possible COVID-19 patients because they are in direct contact with patients, which increases their risk of exposure.



Department of
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- Respirators worn by healthcare personnel are not the same as facemasks sold in retail stores, online, etc. for public use.
- For respirators to work effectively, they must fit snugly against the user's face to make sure particles don't pass through and infect the wearer; healthcare personnel are fit-tested for their respirators and trained to use them to be sure they work correctly.
- Without proper training, respirators are likely to be worn incorrectly and used ineffectively.
- Respirators and facemasks designed for general consumer use are not subject to the same regulations required for respirators in workplaces.