

**Anderson County Board of Commissioners**  
**OPERATIONS COMMITTEE**  
**AGENDA**

**July 13, 2020**  
**6:00 p.m. Electronic**

1. **Call to Order**
2. **Prayer / Pledge of Allegiance**
3. **Approval of Agenda**
4. **Appearance of Citizens**
5. **Social Distancing** – requested by Chairman Isbel
6. **General Sessions Court II MOU** – referred from County Commission June 15<sup>th</sup> meeting.
7. **205 Main – Sales Closing** – requested by Commissioner Wandell
8. **East Wolfe Valley Convenience Center New Location Update** – requested by Commissioner Wandell
9. **Assignment of Bus Contract for 205 Main St. (Andersonville Bus Lines/David Landreth)** – requested by the Law Director, Jay Yeager.

**New Business**

**Old Business**

**Adjournment**



Anderson County Schools  
Every Student, Every Day

Annette Prewitt <aprewitt@acs.ac>

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## Operations Meeting July

1 message

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IT Director Brian Young <it@andersontn.org>  
To: Annette Prewitt <aprewitt@acs.ac>  
Cc: Tim Isbel <tisbel@andersontn.org>

Thu, Jul 2, 2020 at 10:01 PM

Operations Meeting July  
Mon, Jul 13, 2020 6:00 PM - 7:30 PM (EDT)

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Commissioner Waddell made a motion to amend that we reduce the amount to \$12,000.00. Seconded by Commissioner Yager. Voting aye: Fritts, Waddell, White, Yager and Smallridge. Voting no: Wandell, Jameson, Meredith, Anderson, Vowell, Isbel, McKamey, Denenberg, Mead, Creasey and Scott. Absent: none. Motion failed.

Vote on original motion:

Voting aye: Wandell, Jameson, Meredith, Waddell, Anderson, Vowell, Isbel, McKamey, Denenberg, Mead and Creasey. Voting no: Fritts, White, Scott, Yager and Smallridge. Absent: none. Motion failed.

26. Commissioner McKamey made a motion to authorize the Mayor to find a location and spend up to \$18,000.00 for 4<sup>th</sup> of July fireworks. Seconded by Commissioner Mead. Voting aye: Wandell, Jameson, Meredith, Waddell, Anderson, Vowell, Isbel, McKamey, Denenberg, Mead and Yager. Voting no: Fritts, White, Scott and Smallridge. Did not vote: Creasey. Absent: none. Motion failed.

#### Law Director

27. Commissioner McKamey made a motion to refer the MOU for General Sessions II Court back to Operations Committee for further Discussion. Seconded by Commissioner Mead. Voting aye: Fritts, Wandell, Jameson, Meredith, Anderson, Vowell, Isbel, McKamey, Mead and Smallridge. Voting no: Waddell, White, Denenberg, Creasey, Scott and Yager. Absent: none. Motion passed.

#### Operations

28. Commissioner Mead made a motion to close the Courthouse to the general public and employees come in or take a vacation day on election days August 6 and November 3, 2020. Seconded by Commissioner Isbel. Voting aye: Jameson, Meredith, Waddell, Anderson, Vowell, Isbel, McKamey, White, Denenberg, Mead, Creasey and Smallridge. Voting no: Fritts, Wandell, Scott and Yager. Absent: none. Motion passed.

29. Commissioner Isbel made a motion to move election storage from rooms 15 & 16 to the vault room 17. Seconded by Commissioner Yager. Voting aye: Fritts, Wandell, Jameson, Meredith, Waddell, Anderson, Vowell, Isbel, McKamey, White, Denenberg, Mead, Creasey, Scott, Yager and Smallridge. Voting no: none. Absent: none. Motion passed.

30. Commissioner Yager made a motion to move the IT Department currently occupying rooms 12,13 and 14 to the back of the Planning and Development Department rooms 24,25,26 and 27 with additional space. Seconded by Commissioner McKamey. Voting aye: Fritts, Wandell, Jameson, Meredith, Waddell, Anderson, Vowell, Isbel, McKamey, White, Denenberg, Mead, Creasey, Scott, Yager and Smallridge. Voting no: none. Absent: none. Motion passed.

31. Commissioner Yager made a motion to approve the preferred single entrance option for the Courthouse and proceed with the next step for the project. Seconded by Commissioner Mead. Voting aye: Fritts, Wandell, Jameson, Meredith, Waddell, Anderson, Vowell, Isbel, McKamey, White, Denenberg, Mead, Creasey, Scott, Yager and Smallridge. Voting no: none. Absent: none. Motion passed.

**Memorandum of Understanding  
(Oak Ridge General Sessions Court)**

Come now the parties, Anderson County, Tennessee and the City of Oak Ridge, Tennessee by and through their respective legislative bodies and freely and voluntarily enter into this MOU in an effort to memorialize their partnership to provide a second General Sessions Court within the boundaries of the City of Oak Ridge for the use and benefit of all citizens of Anderson County.

**WHEREAS**, at the request of the parties, the Tennessee General Assembly passed *Private Act Chapter 226* in 1992 establishing a General Sessions Court inside the boundaries of Oak Ridge; and

**WHEREAS**, *Section 14* of the referenced Private Act states as follows:

There shall be two full-time Judges for the General Sessions Court of Anderson County, Tennessee, one being the Judge of Division I and the other being the Judge of Division II, with the same qualifications and term of office as provided by the Constitution of the State of Tennessee for Judges of inferior courts; and such Judges shall take the same oath as prescribed for Circuit Judges and Chancellors. The Judges of the General Sessions Court of Anderson County, Tennessee shall be licensed attorneys of this State and residents of Anderson County, Tennessee. The Judges shall devote full time to the office and shall not otherwise practice law, and shall be paid a salary as provided in Section 15. The Judges of Division I and Division II shall have and exercise all the same jurisdiction and may hold court and hear cases in either Division: Both Judges shall devote such time as necessary between either Division to equalize the case load and to provide for the expeditious hearing of all cases in both Divisions. Cases arising in Division II of the General Sessions Court of Anderson County, Tennessee shall be heard in Oak Ridge, Tennessee subject to the City of Oak Ridge, Tennessee providing adequate courtroom and office facilities for the Judge and support staff. (Emphasis Added)

**WHEREAS**, after several years of hosting the court inside the Oak Ridge Municipal Building, it became evident that the building was no longer adequate to house the court and associated office facilities as required by the Private Act; therefore, on October 4<sup>th</sup>, 2006 Judge Ron Murch sent a letter to Oak Ridge City Manager, Jim O'Connor, requesting additional court space. That request was denied by Mr. O'Connor; and

**WHEREAS**, in July of 2007 and subsequent to Mr. O'Connor's decision, Anderson County leased space from Vintage Development Corporation alongside the Oak Ridge Turnpike for use as the General Session Division II court due to space and security concerns that existed at the Oak Ridge Municipal Building; and

**WHEREAS**, on June 28<sup>th</sup>, 2007 a joint meeting was held between the Anderson County Commission and the Oak Ridge City Council and it was determined that the City of Oak Ridge

would contribute \$2,500 per month toward the new lease. That arrangement was subsequently approved by the Oak Ridge City Council on July 16<sup>th</sup>, 2007; and

**WHEREAS**, in July of 2017, the parties were notified by Vintage Development that the sale of the existing General Sessions Div. II courtroom adjacent to the Oak Ridge Turnpike was imminent and arrangements needed to be made to relocate the court to another suitable location; and

**WHEREAS**, the Anderson County Board of Commissioners decided to renovate the county-owned Daniel Arthur Rehabilitation Center (DARC) for use as a permanent location for the General Session Div. II court; and

**WHEREAS**, Anderson County commenced construction on the new courtroom and clerk's office space in the fall of 2017 at a total cost in excess of \$700,000.00; and

**WHEREAS**, the City of Oak Ridge continued its partnership with Anderson County and assisted with the construction by providing technical expertise and a one-time \$40,000 payment for a new HVAC system for the building. The City has also made two annual payments in the amount of \$35,000 in an attempt to offset construction costs.

**NOW THEREFORE**, the parties hereto agree that they will continue to partner and fulfill their duties under the Private Act and provide a second General Session Court inside the boundaries of Oak Ridge. Anderson County will continue to house the General Sessions Division II court inside the DARC provided that the City of Oak Ridge continues with an annual monetary donation of \$40,000 per year for twenty (20) years or, in the alternative, \$80,000 per year for ten (10) years to offset costs associated with providing the court and clerk's office inside the municipal limits of Oak Ridge. The City of Oak Ridge also agrees to pay twenty-five percent (25%) of all utilities attributed to the building and contribute twenty-five percent (25%) to correct major repairs including roof, structural or HVAC deficiencies. Anderson County will continue to provide a General Session Judge, judicial secretary, Clerk's office and staff, security, fixtures, office equipment and daily maintenance for the court facility.

**IN WITNESS WHEREOF**, the parties hereto, each acting under due and proper authority have accepted the terms and executed this Agreement.

This \_\_\_\_\_ day of \_\_\_\_\_, 2020.

{Signatures on Page 3}

**ACCEPTANCE FOR THE CITY OF OAK RIDGE, TN:**

\_\_\_\_\_  
Warren Gooch, City Mayor

\_\_\_\_\_  
Dr. Mark Watson, City Manager

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Ken Krushenski, City Attorney

**ACCEPTANCE BY ANDERSON COUNTY, TN:**

\_\_\_\_\_  
Terry Frank, County Mayor

\_\_\_\_\_  
Tracy Wandell, Chair Anderson Co. Commission

**APPROVED AS TO FORM:**

\_\_\_\_\_  
N. Jay Yeager, County Law Director