
Anderson County Board of Commissioners

Regular Agenda Tuesday, February 22, 2022 @ 6:30 p.m.

- 1. Call to Order / Roll Call
- 2. Prayer / Pledge of Allegiance
- 3. Appearance of Citizens
- 4. Approval and Correction of Agendas
 - Consent Agenda
 - Regular Agenda
- 5. Reappointments to the Health and Educational Board of Anderson County
 - Leslie P. Sellers Term Expires November 2026
 Edward E. Coker Term Expires November 2026
 Joseph F. Rainey, DDS Term Expires November 2026
- 6. Departments
 - Highway Department by Gary Long, Road Superintendent
- 7. Committee Reports
 - Purchasing Report by Robby Holbrook, Finance Director
 - Budget Report by Robby Holbrook, Finance Director
 - HR Advisory Report by Kimberly Jeffers-Whitaker, HR Director
- **8. Director of Schools** Written report including BOE Minutes (1/13/22)
- 9. County Mayor
 - 1. Requesting motion to approve resolution allowing a Melton Hill Longbeards Chapter of the National Wild Turkey Federation managed Turkey Hunt under same terms of prior hunts, with Youth Hunt on March 26th and Veterans Hunt May 7th and May 14th.
 - 2. Requesting motion to approve Resolution No. 22-02-913.
 - 3. Requesting motion to declare statement of support for Highland Communications Broadband grant application.
- 10. Law Director
 - A. Contract Approvals
 - B. Anderson County Zoning Violations
 - C. Tax Assessment Change Order Correction
 - D. Lawsuit Updates
 - E. Road Dedication Village Way Arcadian Springs S/D
 - F. American Nuclear
 - a. Letter to EPA Director Region 4
 - b. Letter to Congressman Chuck Fleishmann
 - G. Resolution No. 22-02-912 / License to Hunt on Blockhouse Valley Landfill Property and Release
 - H. Letter in Support of Legislation allowing Off-Road Vehicles on Oliver Springs Streets

11. Committees/Boards Reports

1. Operations Committee Report – by Chairman Isbel

- 12. New Business
- 13. Old Business
- 14. Adjourn

Respectfully Submitted Joshua Anderson, Chairman

PHILIP R. CRYE, JR.

ATTORNEY AT LAW 125 NORTH MAIN STREET CLINTON, TENNESSEE 37716 PHONE (865) 457-9291 FAX (865) 457-9292

February 12, 2022

Ms. Annette R. Prewitt Chief Deputy to County Commission Anderson County Courthouse 100 N. Main Street, Suite 118 Clinton, TN 37716

Re: The Health and Educational Facilities Board of the County of Anderson, Tennessee

Dear Ms. Prewitt:

Please note that I am the attorney for The Health and Educational Facilities Board of the County of Anderson, Tennessee ("the Board").

The Board instructed me to communicate to County Commission its request that the following current members of the Board whose terms expired in November 2020 be reappointed to the six-year terms ending on the dates indicated by each name:

Leslie P. Sellers November 2026 Edward E. Coker November 2026 Joseph F. Rainey, DDS November 2026

Thank you for your cooperation and if you need any further information, please call.

Sincerely,

Philip R. Crye, Jr.

PRCjr/pc

: Leslie P. Sellers, Chairman

Anderson County Board of Commissioners Purchasing Committee Meeting Minutes February 14, 2022 4:30 p.m.

Room 312 of the Courthouse

Members Present: Tim Isbel (Committee Chair), Steve Mead, Catherine Denenberg.

Members Absent: Denver Waddell, Phil Yager.

A. Contracts Approved by Law Director-

1. IWC, School Cafeteria, Contract #21-0118-AD1- Addendum for price revisions.

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

B. Contracts Pending Law Director Approval

C. Other Business

1. Request to Surplus the following on GovDeals:

DESCRIPTION	DEPARTMENT	Condition	Starting Bid	
2007 GMC Sierra	Sheriff	Working Condition	\$500	

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

- D. New Business
- E. Old Business

ANDERSON COUNTY GOVERNMENT SUMMARY OF BUDGET AMENDMENTS

February 10, 2022

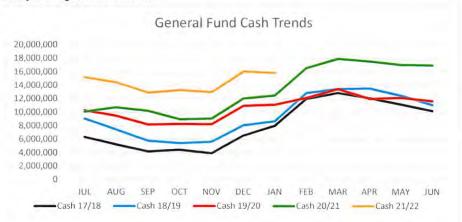
PAGE NO.	ITEM NO	<u>FUND - DEPARTMENT</u>		<u>AMOUNT</u>
Group 1 Cons	ent Agen	da - Transfers (No Commission Action Necessary)		
1	0	General Fund 101 - Clerk & Master	\$	3,500.00
1	0A	General Fund 101 - Law Director	\$	2,700.00
2	1	General Fund 101 - IT	\$	1,500.00
2	2	Fund 115 - Library	\$	3,053.84
3	3	Fund 115 - Library	\$ \$	30.00
3	4	General Fund 101 - Planning & Development		2,119.00
3	5	Fund 118 - EMS	\$ \$	30,000.00
4	6	Fund 118 - EMS	\$	9,500.00
4	7	General Fund 101 - Register of Deeds	\$ \$ \$	1,700.00
5	8	Fund 143 - School Nutrition	\$	57,300.00
5	9	Fund 141 - GPS	\$	5,224.04
6	10	General Fund 101 - Fleet Services	\$	2,400.00
Group 2 - App	ropriation	ns - School (Commission Approval by Board Vote)		
6	· 11	Fund 141 - Fiscal Services	\$	78,962.00
7	12	Fund 141 - Fiscal Services	\$	175,000.00
7	13	Fund 141 - Fiscal Services	\$	1,074.23
Group 3 - Trar	nsfer - Sci	hool (Commission Approval by Board Vote)		
Group 5 - App	ropriation	ns - NonSchool (Commission Approval by Board Vote)		
8	14	Fund 131 - Highway	\$	85,000.00
8	15	Fund 115 - Library	\$	2,196.00
8	16	General Fund 101 - Circuit Clerk	\$	12,000.00
9	17	General Fund 101 - Sheriff's Dept.	\$ \$ \$	7,734.58
9	18	General Fund 101 - Juvenile Court	\$	1,000.00
10	19	General Fund 101 - County Clerk	\$	5,200.00
10	20	Fund 128 - Tourism	\$	300.00
13	26	General Fund 101 - County Clerk	\$	700.00
Group 4 - Trar	nsfers - N	onSchool (Commission Approval by Board Vote)		
11	22	General Fund 101 - Preservation of Records	\$	250.00
11	23	General Fund 101 - Preservation of Records	\$	1,950.00
Group 6 - App		ns - General Fund Unassigned Fund Balance (Commission Approval I	у Вс	
11	21	General Fund 101 - Conservation/Tourism	\$	203,824.00
12	24	General Fund 101 - Planning & Development	\$	4,507.00
12	25	General Fund 101 - Health Dept.	\$	116,400.00
Group 7 - Misc	cellaneou	s		
	Α	Firetruck Resolution		Action
	В	2022/23 Budget Calendar, Forms & Guidelines		tion Passed
	С	New Business		tion Passed
	D	Old Business	No	thing

ANDERSON COUNTY GOVERNMENT CASH AND FUND BALANCE REPORT January 31, 2022

FUND	DESCRIPTION	SP	NON- PENDABLE	R	ESTRICTED FUNDS	C	OMMITTED FUNDS	, i	ASSIGNED FUNDS	 NASSIGNED ND BALANCE	FL	TOTAL JND BALANCE	CASH
101	General Fund	\$	-	\$	973,201	\$	1,755,506	\$	3,192,381	\$ 7,365,419	* \$	13,286,507	\$ 15,870,096
115	Library Fund	\$	-	\$	281,267			\$	-	\$ -	\$	281,267	\$ 363,819
116	Solid Waste/Sanitation Fund	\$	-	\$	281,964	\$	-	\$	-	\$ -	\$	281,964	\$ 566,839
118	Ambulance Fund	\$	-	*************		\$	-	\$	-	\$ 627,799	\$	627,799	\$ 1,307,106
121	American Rescue Plan												\$ 7,341,037
122	Drug Control Fund	\$	-	\$	150,936	\$	8,754	\$	-	\$ -	\$	159,690	\$ 170,808
127	Channel 95 Fund	\$	_	\$	-	\$		\$	68,290	\$ -	\$	68,290	\$ 53,689
128	Tourism Fund	\$	-	\$	237,796	\$	-	\$	200,000	\$ -1	\$	437,796	\$ 639,111
131	Highway Fund	\$	44,257	\$	269,737	\$	2,255,918	\$	-	\$ -	\$	2,569,912	\$ 4,731,063
141	General Purpose School Fund	\$	-	\$	-	\$	11,392,226	\$	-	\$ -	\$	11,392,226	\$ 19,013,851
143	Central Cafeteria	\$	126,069	\$	1,786,700	\$	-	\$	-	\$ -	\$	1,912,769	\$ 2,293,302
151	General Debt Service Fund	\$	-	\$	515,512	\$	-	\$	-	\$ -	\$	515,512	\$ 1,056,680
152	Rural Debt Service Fund	\$	-	\$	337,093	\$	-	\$	-	\$ -	\$	337,093	\$ 783,955
156	Education Debt Service Fund	\$	-	\$	179,076	\$	118,995	\$	-	\$ -	\$	298,071	\$ 1,092,722
171	Capital Projects Fund	\$	-	\$	135,905	\$		\$	-	\$ -	\$	135,905	\$ 609,938
177	Education Capital Projects Fund			\$	261,535	\$	5,996	\$	-	\$ -	\$	267,531	\$ 308,623
263	Employee Benefit Fund	\$	38,412	\$	-	\$	i=	\$	1,154,648	\$ -	\$	1,193,060	\$ 1,935,813

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

	Cash Trends January
Cash 17/18	7,995,092
Cash 18/19	8,678,545
Cash 19/20	11,102,210
Cash 20/21	12,482,769
Cash 21/22	15,870,096



	Anderson Co.	Clinton	Rocky Top	Norris	Oak Ridge	Oliver Springs	Out of State	Total	+/-
2020				7 6 7 7					
January	\$1,025,233.42	\$741,449.75	\$80,091.55	\$37,186.31	\$2,649,211.65	\$124,906.57	\$0.00	\$4,658,079.25	41%
February	\$320,847.16	\$571,428.74	\$64,011.97	\$24,721.03	\$2,216,955.53	\$79,765.86	\$0.00	\$3,277,730.29	30%
March	\$323,620.51	\$567,300.13	\$65,721.42	\$22,322.77	\$1,660,162.09	\$83,113.87	\$0.00	\$2,722,240.79	6%
April	\$361,720.82	\$657,617.38	\$92,047.62	\$30,073.46	\$2,045,496.33	\$106,392.24	\$0.00	\$3,293,347.85	12%
May	\$348,469.84	\$625,189.25	\$65,584.81	\$26,437.47	\$1,866,460.89	\$98,923.46	\$0.00	\$3,031,065.72	1%
June	\$390,186.68	\$722,700.70	\$82,338.60	\$30,362.69	\$2,089,054.73	\$115,875.68	\$0.00	\$3,430,519.08	9%
July	\$408,899.21	\$680,962.02	\$85,090.00	\$33,363.50	\$2,137,018.26	\$106,832.15	\$0.00	\$3,452,165.14	19%
August	\$411,366.06	\$703,176.67	\$86,626.66	\$37,144.32	\$2,225,945.94	\$94,435.44	\$0.00	\$3,558,695.09	9%
September	\$334,489.56	\$649,943.04	\$81,649.11	\$35,224.76	\$2,048,244.37	\$94,645.35	\$0.00	\$3,244,196.19	3%
October	\$538,286.44	\$689,377.48	\$78,537.83	\$33,852.18	\$2,116,032.28	\$90,242.52	\$0.00		
November	\$484,289.65	\$714,308.95	\$84,810.47	\$36,070.72	\$2,224,699.75	\$95,400.15	\$0.00	\$3,546,328.73	19%
December	\$443,904.59	\$689,081.64						\$3,639,579.69	14%
	\$5,391,313.94	\$8,012,535.75	\$80,308.27	\$32,853.87	\$1,499,868.63 \$24,779,150.45	\$102,459.19	\$0.00	\$2,848,476.19	-19%
Totals:							\$0.00	\$40,702,424.01	12%
	Anderson Co.	Clinton	Rocky Top	Norris	Oak Ridge	Oliver Springs	Out of State	Total	
2021			1200000	10000000					
January	\$691,871.40	\$854,569.43	\$85,449.26	\$50,747.19	\$3,189,118.59	\$109,064.61	\$0.00	\$4,980,820.48	7%
February	\$413,424.62	\$676,048.10	\$92,017.51	\$35,736.38	\$2,257,224.79	\$98,481.85	\$0.00	\$3,572,933.25	9%
March	\$488,539.04	\$647,647.04	\$71,405.00	\$30,856.85	\$2,310,754.03	\$85,812.20	\$0.00	\$3,635,014.16	34%
April	\$624,772.56	\$812,005.66	\$97,027.21	\$40,761.43	\$2,716,162.53	\$112,327.65	\$0.00	\$4,403,057.04	34%
May	\$673,349.68	\$807,388.91	\$95,601.75	\$38,539.38	\$2,616,176.72	\$98,852.41	\$0.00	\$4,329,908.85	43%
June	\$615,785.15	\$796,440.98	\$93,263.38	\$41,701.20	\$2,591,565.86	\$99,347.49	\$0.00	\$4,238,104.06	24%
July	\$407,603.66	\$785,470.40	\$91,806.89	\$40,670.36	\$2,432,412.87	\$94,819.67	\$0.00	\$3,852,783.85	12%
August	\$456,077.54	\$802,749.42	\$97,586.84	\$43,571.75	\$2,182,189.29	\$97,660.79	\$44,262.69	\$3,724,098.00	5%
September	\$539,632.32	\$755,635.19	\$83,993.88	\$40,787.96	\$2,178,398.70	\$98,324.41	\$50,309.65	\$3,747,082.11	16%
October	\$470,538.70	\$752,477.64	\$85,136.07	\$39,407.18	\$2,206,948.54	\$93,698.08	\$47,405.21	\$3,695,611.42	4%
November	\$467,327.65	\$798,314.42	\$87,797.36	\$39,262.25	\$2,481,292.11	\$96,989.76	\$1,278.48	\$3,972,262.03	9%
December	\$483,069.51	\$810,960.52	\$91,963.07	\$41,383.87	\$2,371,212.97	\$101,528.62	\$58,556.19	\$3,958,674.75	39%
Totals:	\$6,331,991.83	\$9,299,707.71	\$1,073,048.22	\$483,425.80	\$29,533,457.00	\$1,186,907.54	\$201,812.22	\$48,110,350.00	18%
			and Ontino	Calas Tau	Tatal Nat Calle	CAP LCC.			
			Local Option	Sales Tax -	Total Net Colle	ections			
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BUDGET COMMITTEE MINUTES FEBRUARY 10, 2022

Members Present:

Shain Vowell, Commissioner – Chairman

Denver Waddell, Commissioner

Bob Smallridge, Commissioner

Robert Jameson, Commissioner

Catherine Denenberg, Commissioner

Chuck Fritts, Commissioner

Jerry White, Commissioner

Meeting Facilitator: Robby Holbrook, Finance Director

Members Absent: Jerry Creasey, Commissioner

TRANSFERS (Approved through Consent Agenda)

<u>ITEM 0</u>, to be presented to the Anderson County Budget Committee, was a written request from Harold Cousins, Chancery Clerk & Master, that the following **TRANSFER** in General Fund 101 be approved.

Increase Expenditure Code:

101-53400-334	Chancery Maintenance Agreements	\$3,500.00
101 00 100 101	Chance firmine in the control of the	Ψ2,200.00

Decrease Expenditure Code:

101-53400-499	Chanasan, Danid Danka	ቀኃ ደሰብ ሰብ
101-33400-433	Chancery Board Books	\$3,500.00

<u>Justification</u>: Not enough in fund to cover all costs.

Motioned by Commissioner Denver Waddell, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer request.

<u>ITEM 0A</u>, to be presented to the Anderson County Budget Committee, was a written request from Jay Yager, Law Directors Office, that the following **TRANSFER** in General Fund 101 be approved.

Decrease Expenditure Codes:

101-51400-337	Maintenance Office Equipment	\$500.00
101-51400-499	Other Supplies	1,500.00
101-51400-348	Postage	700.00
		\$2,700.00

Increase Expenditure Codes:

101-51400-399	Other Contracted Services	\$1,700.00
101-51400-435	Office Supplies	1,000.00
		\$2,700.00

<u>Justification:</u> Cover maintenance bills for the rest of year 21/22 and office supplies.

Motioned by Commissioner Denver Waddell, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer request.

<u>THE 1st ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Brian Young, I.T. Department, that the following **TRANSFER** in General Fund 101 be approved.

Decrease Expenditure Code:

101-52600-399	Outside Services	\$1,500.00

Increase Expenditure Code:

101-52600-499	Other Supplies & Materials	\$1,500.00
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<u>Justification</u>: Out of 499 we need to purchase a hard drive crusher, estimated cost is 400.00 we also need the remainder of the money in 499 other supplies and materials.

Motioned by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer request.

<u>THE 2nd ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from, Susan Miceli, Anderson County Library Board, that the following **TRANSFER** in Library Fund 115 be approved.

Decrease Expenditure Codes:

115-56500-317-3000	Data Processing	\$49.79
115-56500-435-3000	Office Supplies	370.00
115-56500-524-3000	Staff Development	84.00
115-56500-711-3001	Furniture & Fixtures	\$3,053.84

Increase Expenditure Codes:

115-56500-307-3000	Communication	\$503.79
115-56500-790-3001	Other Equipment	<u>2,550.05</u>
		\$3,053.84

<u>Justification</u>: Transfer to cover shortages and the purchase of equipment for chrome boxes.

Motioned by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer request.

<u>THE 3rd ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Susan Miceli, Norris Community Library, that the following **TRANSFER** in Library Fund 115 be approved.

Decrease Expenditure Code:

115-56500-355-4000 Travel

\$30.00

Decrease Expenditure Code:

115-56500-348-4000 Postage

\$30.00

Justification: For payment of post office box semiannual renewal. Line 348 is short \$30.

Motioned by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer request.

<u>THE 4th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Majorie Pressley, Planning & Development, that the following **TRANSFER** in General Fund 101 be approved.

Increase Expenditure Codes:

101-51720-334	Maintenance Agreements	\$400.00
101-51720-317	Data Processing	<u>\$1,719.00</u>
	_	\$2,119.00

Decrease Expenditure Codes:

101-51720-450	Tires and Tubes	\$1,000.00
101-51720-709	Data Processing	<u>1,119.00</u>
		\$2,119.00

<u>Justification:</u> Not enough money in code 101.51720-317 to cover Software and CAE Consultants/Permit Software. Not enough money in code 101.51720-334 to cover remainder of maintenance agreement for copier.

Motioned by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer request.

<u>THE 5th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Nathan Sweet, Emergency Medical Services, that the following **TRANSFER** in Ambulance Fund 118.

<u>Decrease Expenditure Code:</u>

118-55130-790 Other Equipment \$30,000.00

<u>Increase Expenditure Code:</u>

118-55130-425 Gasoline \$30,000.00

<u>Justification</u>: Price of gasoline has increased; call volume is also much higher than previous Increasing our use of gasoline. Five-year average for EMS was \$118,000 anticipate this year to Be close to \$190,000, which we will be back for more transfers in the coming months. Had a Savings on equipment we purchased, and had one piece of equipment we decided to wait and Purchase in the future.

Motioned by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer request.

<u>THE 6th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Nathan Sweet, Emergency Medical Services, that the following **TRANSFER** in Ambulance Fund 118 be approved.

<u>Decrease</u>	<u>Expenditure</u>	Code:

118-55130-790	Other Equipment	\$9,500.00
Increase Expenditur	e Codes:	
118-55130-329	Laundry	\$5,000.00
118-55130-355	Travel	3,000.00
118-55130-356	Tuition	1,495.00
118-55130-320	Dues and Memberships	5.00
	•	\$9,500.00

<u>Justification</u>: Savings on equipment we purchased. Increase in cost and use of linen for stretchers. Have some travel for training coming up. Sending up to four people to critical care school, with one-year fulltime work agreement.

Motioned by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer request.

<u>THE 7th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Tim Shelton, Register of Deeds, that the following **TRANSFER** in General Fund 101 be approved.

Decrease	Expen	diture	Codes:
DCCICasc	LADCII	uituie	Coucs.

101-51600-411	Data Processing Supplies	\$1,000.00
101-51600-524	Staff Development	200.00
101-51600-414	Duplicating Supplies	500.00
		\$1,700.00
Increase Expenditure	e Codes:	
101-51600-355	Travel	\$950.00
101-51600-351	Rentals	150.00
118-55130-337	Maintenance and Repairs Services	600.00
	-	\$1,700.00

<u>Justification</u>: Transfer is necessary for copy maintenance, water rental and travel for County Government.

Motioned by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer request.

<u>THE 8th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Margaret Burrell, School Nutrition, that the following **TRANSFER** in Cafeteria Fund 143be approved.

Increase E	expenditi	ure Codes:

143-73100-213	Food Service-Payment to Retirees	\$5,000.00
143-73100-214	Food Service-Termination Benefits	5,000.00
143-73100-307-0100	Food Service-Cellular service	300.00
143-73100-349	Food Service-Printing	3,000.00
143-73100-399	Food Service-Other Contracted Services	10,000.00
143-73100-421	Food Service-Food Preparation Supplies	30,000.00
143-73100-451	Food Service-Uniforms	4,000.00
		\$57,300.00

Decrease Expenditure Codes:

143-73100-204	Food Service-State Retirement	\$15,000.00
143-73100-207	Food Service-Medical Insurance	35,000.00
143-73100-710	Food Service-Equipment	<u>7,300.00</u>
		\$57,300.00

<u>Justification</u>: A & B: More Staff than anticipated retired last year and received retirement fringe. C, D & G: Trending higher this year. E. Have engaged a consultant to prepare a five-year equipment plan and write some specs for bids. F. Supply chain issues have driven up paper goods at least 25%. This will give us latitude to buy a large one time or numerous small purchases of trays, eating utensils, small wares that we can use unit the flow of goods can normalize. H & I: Decreased cost due to retirees leaving las year, replaced with more part time staff. J: The equipment fund has a significant balance for equipment needs. Doubtful if we can order equipment this year due to supply chain shortage/ delays.

Motioned by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer request.

<u>THE 9th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Fiscal Services, that the following **TRANSFER** in General Purpose School Fund 141 be approved.

Increase Expenditure Code:

141-72610-299 Other Fringe Benefits

\$5,224.04

Decrease Expenditure Code:

141-72610-213

Payments to Retirees

\$5,244.04

<u>Justification</u>: To transfer vacation payout budget into correct account codes.

Motioned by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer request.

THE 10th ITEM, to be presented to the Anderson County Budget Committee, was a written request from John Vickery, Fleet Services, that the following TRANSFER in General Fund 101 be approved.

Increase Expenditure Codes:

101-54900-307-0100	Communications Internet Service	\$1,000.00
101-54900-425	Gasoline Charges	1,400.00
	_	\$2,400.00
Decrease Expenditure	Code:	
101-54900-399	Other Contracted Services	\$2,400.00

<u>Justification:</u> 54900-307-0100, 425 aligning these line items due to rise in cost before year-end.

Motioned by Commissioner Chuck Fritts, seconded by Commissioner Catherine Denenberg, and passed to approve the transfer request.

REQUIRING FULL APPROPRIATIONS COMMISSION APPROVAL

THE 11th ITEM, to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Fiscal Services, that the following TRANSFER (PAYROLL/ MAJOR LINE) in General Purpose School Fund 141 be approved.

Increase		

141-71100-116	Teachers	\$65,078.00
141-71100-117	Career Ladder	1,000.00
141-71100-201	Social Security	4,097.00
141-71100 - 204	State Retirement	6,787.00
141-71100-429	Instructional Materials and Supplies	1,000.00
141-71100-599	Other Charges	1,000.00
	-	\$78,962.00
Decrease Reserve Co	ndes:	
Decrease Reserve Co	oucs.	

D	ec:	rea	se	К	.ese	rve	Codes:

141-71400-116	Teachers	\$65,078.00
141-71400-117	Career Ladder	1,000.00
141-71400-201	Social Security	4,097.00
141-71400-204	State Retirement	6,787.00

141-71400-429	Instructional Materials and Supplies	1,000.00
141-71400-599	Other Charges	1,000.00
	-	\$78,962.00

<u>Justification:</u> To transfer budget to Fast Track Program into regular instruction category.

Motioned by Commissioner Bob Smallridge, seconded by Commissioner Robert Jameson, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 12th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Fiscal Services, that the following **APPROPRIATION** in General Purpose School Fund 141 be approved.

Increase Reserve Code:

141-39000

Unassigned Fund Balance

\$175,000.00

(Amendment will be from 141-34675 Committed for Capital Outlay and a JE will replenish the reserve for 39000)

Decrease Expenditure Codes:

141-72610-410	Operations Custodial Supplies	\$150,000.00
141-72620-410	Maintenance Custodial Supplies	25,000.00
	•	\$175,000.00

<u>Justification</u>: To appropriate funds to replenish supply budgets in operations and maintenance for COVID needs throughout the school system.

Motioned by Commissioner Bob Smallridge, seconded by Robert Jameson, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 13th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Julie Minton, Fiscal Services, that the following **APPROPRIATION** in General Purpose School Fund 141 be approved.

Decrease Reserve Code:

141-39000

Unassigned Fund Balance

\$1,074.23

(Amendment will be from 141-34615 Committed for Finance and a JE will replenish the reserve for 39000)

Increase Expenditure Codes:

141-72210-201	Social Security	\$61.87
141-72210-212	Medicare	14.47
141-72210-299	Other Fringe Benefits	997.89
		\$1,074.23

<u>Justification</u>: To appropriate funds for vacation payout originally omitted from first appropriation.

Motioned by Commissioner Bob Smallridge, seconded by Commissioner Robert Jameson, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 14th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Gary Long, Highway Department, that the following **APPROPRIATION** in Highway Fund 131 be approved.

Increase Expenditure Codes:

	<u></u>	
131-63100-418	Machinery & Equipment Parts	\$25,000.00
131-63100-336	Maintenance & Equipment Repair	25,000.00
131-62000-443	Road Signs	10,000.00
131-62000-399	Other Contracted Services	25,000.00
		\$85,000.00
Decrease Reserve Code:		,
131-34550	Restricted For Highway	\$85,000,00

Justification: To maintain county roads through next budget.

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

<u>THE 15th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Susan Miceli, AC Library Board, that the following **APPROPRIATION** in Library Fund 115 be approved.

Decrease Reserve Code:

115-34535-1001	Local Restricted Funds	\$2,196.00
Increase Expenditure Code	<u>:</u>	
115-56500-790-1000	Other Equipment	\$2,196.00

<u>Justification</u>: This transfer will be to purchase three new desktop computers for the Circulation desk and the Director's office. Funds will be reimbursed through a State Grant.

Motioned by Commissioner Jerry White, seconded by Commissioner Robert Jameson, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 16th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Rex Lynch, Circuit Court, that the following **APPROPRIATION** in General Fund 101 be approved.

Decrease Reserve Code:

101-39000

Unassigned Fund Balance

\$12,000.00

(Amendment will be from 101-34520-6000 Data Processing Reserve and a JE will replenish the reserve for 39000)

Increase Expenditure Code:

101-53100-709

Data Processing Equipment

\$12,000.00

<u>Justification</u>: To replace outdated equipment that is failing including laptop for Collections Dept; Laserfische Cloud repository migration; replace server port switches.

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

<u>THE 17th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Sheriff Russell Barker/Tyler Mayes, Sheriff's Department, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Revenue Code:

101-49700

Insurance Recovery

\$7,734.58

Increase Expenditure Code:

101-54110-338

Vehicle Maintenance

\$7,734.58

<u>Justification</u>: This request is a result of a few motor vehicle accidents that we received insurance recovery money for. The receipts are attached to this request.

Motioned by Commissioner Catherine Denenberg, seconded by Commissioner Robert Jameson, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 18th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Judge Brian Hunt/Tracy Spitzer, Juvenile Court, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Revenue Code:

101-47590-JJRA1

Juvenile Justice Reimbursement Account Grant

\$1,000.00

Increase Expenditure Code:

101-53500-309-JJRA1 Juvenile Court-Contracts with Other Agencies

\$1,000.00

<u>Justification</u>: This places funds in the budget for reimbursement of up to \$1,000.00 for the cost of secure detention of qualifying juveniles. These are Federal funds passed through Tennessee Commission of Children and Youth.

Motioned by Commissioner Robert Jameson, seconded by Commissioner Bob Smallridge, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 19th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Jeff Cole, County Clerk, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Revenue Code: 101-43396	Data Processing Fee	\$5,200.00
Increase Expenditure Codes	<u>:</u>	
101-52500-399	Service Contracts	\$1,000.00
101-52500-709	Data Processing Equipment	3,450.00
101-52500-411	Data Processing Supplies	750.00
		\$5,200.00

<u>Justification</u>: To pay lease invoices thru June 30, 2022. To purchase decal printers. To purchase decal printer paper thru June 30, 2022.

Motioned by Commissioner Chuck Fritts, seconded by Commissioner Jerry White, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 20th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Stephanie Wells, Tourism, that the following **APPROPRIATION** in Tourism Fund 128 be approved.

Increase Revenue Code: 128-44170	Other Income	\$300.00
Increase Expenditure Code: 128-58110-335	Building Maintenance	\$300.00

<u>Justification</u>: A trucking company reimbursed the Tourism Council for damage caused to the yard. The funds will be used to repair the damage.

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

<u>THE 21st ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Ben Taylor/Stephanie Wells, Conservation Board/ Tourism, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Expenditure Code:

101-51240-791-TRGR T

Tourism Enhancement Grant

\$203,824.00

Decrease Reserve Code:

101-39000

Unassigned Fund Balance

\$203,824.00

<u>Justification</u>: The funds would be used to expand the campground at Anderson County Park creating an additional 22 short-term electrical sites that would generate \$42,000 in revenue annually. There are currently 24 short-term spots available. There is a current grant in place with a \$150,000 budget (50/50 match). The bid for the project was \$329,824. Excluding architectural fees, an additional \$203,824 would be needed to complete the project.

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

Voting No: Commissioner Jerry White and Commissioner Denver Waddell.

<u>THE 22nd ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Mayor Terry Frank, Preservation of Records, that the following **TRANSFER** (PAYROLL) in General Fund 101 be approved.

Increase Expenditure Code:

101-51910-399

Other Contracted Services

\$250.00

Decrease Expenditure Code:

101-51910-169

Part-Time Help

\$250.00

<u>Justification</u>: This request is to cover unexpected, but required, expense of purchasing an annual Secure Socket Layer (SSL) certificate for the Anderson County Archives website. Also covers the cost of install, setup and configuration by the vendor. We plan to include this expense in next year's budget.

Motioned by Commissioner Jerry White, seconded by Commissioner Chuck Fritts, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 23rd ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Mayor Terry Frank, Preservation of Records, that the following **TRANSFER** (PAYROLL) in General Fund 101 be approved.

Increase Expenditure Code:

101-51910-709 Data Processing Equipment \$1,950.00

Decrease Expenditure Code:

101-51910-169 Part-Time Help \$1,950.00

<u>Justification</u>: This request is to cover the expense of a new computer and document scanner for the archives department. We are working with the IT Department on the specifics.

Motioned by Commissioner Jerry White, seconded by Commissioner Chuck Fritts, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 24th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Mayor Terry Frank, Planning & Development, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Expenditure Codes:

101-51720-105	Planning-Supervisor/Director	\$4,020.00
101-51720-201	Planning-Social Security	249.00
101-51720-204	Planning- State Retirement	161.00
101-51720-209	Planning-Short Term	19.00
101-51720-212	Planning-Employee Medicare	58.00
		\$4,507.00

Decrease Reserve Code:

101-39000 Unassigned Fund Balance \$4,507.00

<u>Justification</u>: This request is for compensation for the promotion and confirmation of new Building Commissioner, with effective date of 09/21/21. This request will cover 20.9 payrolls from date of conformation. The request will be a permanent increase. Current Building Commissioner serves as Inspector, was promoted to Director, and then fully confirmed by Commission on 09/20/21 as a Building Commissioner. (See attached minutes).

Motioned by Commissioner Jerry White, seconded by Commissioner Chuck Fritts, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 25th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Mayor Terry Frank, Health Department, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Expenditure Code:

101-55110-707-SPNMG AC Health Dept.-Special Needs Matching Grant \$116,400.00

101-39000

Unassigned Fund Balance

\$116,400.00

<u>Justification</u>: TN Department of Health (TDOH) has made funding available for renovations of our Health Department. This request is to commit the 25% required match in order to be awarded 75% cost of renovations, with a contract release in April. This request is to commit funds in order to commit and accept award. Should Commission choose, through its future ARPA workshops, to allocate funds from the ARPA pool of funding, we can amend later to reflect match from the ARPA funding. This funding match is stated by TDOH to be the guaranteed amount for Anderson County; however, we may be eligible to receive additional funding pending their final contract awards.

Motioned by Commissioner Jerry White, seconded by Commissioner Chuck Fritts, and passed to refer to the Anderson County Board of County Commissioners with a recommendation for approval.

<u>THE 26th ITEM</u>, to be presented to the Anderson County Budget Committee, was a written request from Jeff Cole, County Clerk, that the following **APPROPRIATION** in General Fund 101 be approved.

Increase Revenue Code:

101-43396

Data Processing Fee

\$700.00

Increase Expenditure Code:

101-52500-709

Data Processing Equipment

\$700.00

<u>Justification:</u> To purchase a new computer to replace County Clerk's one that no longer works.

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

SECTION A, Fire Truck Resolution from Commission

Finance Director Robby Holbrook opened the discussion on possibilities for funding the Fire Truck Resolution.

No action taken.

SECTION B, 2022/23 Budget Calendar, Guidelines, etc.

Finance Director Robby Holbrook presented the FY2022-2023 Budget Calendar for Committee Approval.

Motion by Commissioner Denver Waddell, seconded by Commissioner Jerry White, and passed to approve the Budget Calendar as presented.

Motion passed unanimously via voice vote.

Finance Director Robby Holbrook presented the FY2022-2023 Budget Guidelines for Committee Approval.

Motion by Commissioner Catherine Denenberg, seconded by Commissioner Denver Waddell, and passed to approve Budget Calendar as presented with the addition of a departmental survey to be designed by the Finance Department.

Motion passed unanimously via voice vote.

SECTION C, New Business

Finance Director Robby Holbrook presented a transfer request on behalf of the Chancery Clerk & Master. This is reflected as "THE 0th ITEM" above.

Finance Director Robby Holbrook presented a transfer request on behalf of the Law Director's Office. This is reflected as "THE 0Ath ITEM" above.

Finance Director Robby Holbrook presented an appropriation request on behalf of the County Clerk. This is reflected as "THE 26th ITEM" above.

SECTION D, Old Business

None.

Robert J. Molbrook, Finance Director

Anderson County Human Resource Advisory Committee Minutes Feb 16, 2022 10:00 a.m. in Room 118A, Courthouse

Members Present

Chairman Catherine Denenberg, Robby Holbrook, Jay Yeager, Regina Copeland, Hal Cousins, Jeff Cole, Russell Barker, Tim Shelton, Johnny Alley, and Rex Lynch

Members Absent

Terry Frank and Gary Long.

Others Present

Kim Jeffers-Whitaker, Krystal Burkhart, Andrew Stone, and Paul Richardson.

Call to Order

Paul Richardson did a roll call vote for attendance. Quorum present.

Approval of Prior Minutes

Minutes from the October 20, 2021 meeting approved, as presented.

Motion by Jeff Cole, and seconded by Regina Copeland. Member not voting, Russell Barker.

Approval of Agenda

Current Agenda for the February 16, 2022 meeting approved, as presented.

Motion by Tim Shelton, and seconded by Regina Copeland. Member not voting, Russell Barker.

HR Director Report

HR Director Kim Jeffers-Whitaker presented the following items to the committee:

- 1) The updated Compensation Plan Pay Grades
 - This updated plan includes the Commission approved fiscal year 21/22 4% countywide pay increase.
- 2) The results of the 2021 Anderson County Benefits Survey.
- 3) Presented a flier to present members of the new Title VI LEP services.
- 4) Andrew Stone presented the new Employee Secure Portal (My Benefits Channel) to the committee and explained the new process.
- 5) Krystal Burkhart informed the committee of the room provided for New Mothers.

Anderson County Human Resource Advisory Committee Minutes Feb 16, 2022 10:00 a.m. in Room 118A, Courthouse

Old Business

- 1. HR Director, Kim Jeffers-Whitaker, presented a comparison of salaries between Anderson County Government, other local counties and municipalities.
- 2. HR Director, Kim Jeffers-Whitaker, updated the committee of the Air Med Care Insurance. It is out for bid.
- 3. Law Director, Jay Yeager, discussed the potential leave donation policy. Upon much discussion, Chairman Denenberg tabled the discussion for next meeting with direction to discuss questions and concerns with HR prior to next meeting.
- 4. Law Director, Jay Yeager, and Finance Director, Robby Holbrook, presented a proposed Vacation Policy draft. No action taken.

New Business

None.

Next Meeting

June 8, 2022 @ 10 a.m.

Motion to Adjourn by Rex Lynch, Seconded by Tim Shelton.

Adjourned

Anderson County Board of Commissioners

Human Resources Advisory Committee Agenda

February 16, 2022

Room 118A at 1 p.m.

- 1. Call to Order
- 2. Roll Call
- 3. Approve Prior Meeting Minutes
- 4. Approval and Corrections of Agenda
- 5. HR Director Report
 - 2021.2022 Mid.Min.Max Compensation Update (draft attached)
 - 2021 ACG Employee Survey Report (attached)
 - Title VI LEP Services (attached and laminated handout)
 - Employee Secure Portal Transition
 - Other
- 6. Old Business:
 - ACG Salary Comparison, HR Director
 - AirMed Care Update, HR Director
 - Leave Donation, Law Director (draft attached)
 - Vacation Policy, Finance Director & Law Director (draft attached)
- 7. New Business
- 8. Next Meeting
 - June 8th @ 10 am
- 9. Adjourn

Anderson County Human Resource Advisory Committee Minutes Oct 20, 2021 10:00 a.m. in Room 118A, Courthouse

Members Present

Chairman Catherine Denenberg, Robby Holbrook, Jay Yeager, Regina Copeland, Hal Cousins, Jeff Cole, Russell Barker, Gary Long, and Rex Lynch

Members Absent

Terry Frank, Johnny Alley, and Tim Shelton.

Others Present

Kim Jeffers-Whitaker, Krystal Burkhart, Andrew Stone, Karen Ooten, Steve Payne, Maggie Mallicoat, and Paul Richardson.

Call to Order

Paul Richardson did a roll call vote for attendance. Quorum present.

Approval of Prior Minutes

Minutes from the May 12, 2021 meeting approved, as presented, by voice vote. Member not voting, Gary Long.

Evacuation Plan

Steve Payne and Karen Ooten presented the proposed update to the Emergency Action Plan requested in the May 12, 2021 meeting.

Motion by Jeff Cole, and seconded by Rex Lynch to send to Commission with approval. Passed by voice vote.

HR Director Report

HR Director Kim Jeffers-Whitaker presented the following items to the committee:

- 1) The 2020 Human Resources & Risk Management Annual Report
 - Introduction of Krystal Burkhart as the Benefits Clerk and Wellness Coordinator
 - A request was made of the HR Director to bring back to the committee how Anderson County's salaries compare to Anderson County Cities and similarly sized Counties.
- 2) Proposed change to policy language concerning 120-day contracts found in section 6.10 Retirement Plan in the Employee Handbook.

Motion by Robby Holbrook, and seconded by Gary Long to approve proposed change and send to Commission with recommendation for approval. Passed by voice vote.

Anderson County Human Resource Advisory Committee Minutes Oct 20, 2021 10:00 a.m. in Room 118A, Courthouse

3) Presentation of AirMedCare network insurance information. HR to include cost for PT for the Board of Trustee's consideration.

Motion by Rex Lynch, and seconded by Gary Long to send to Board of Trustees with the recommendation that the County provides this benefit to employees. Passed by voice vote.

- 4) Introduction of Maggie Mallicoat, TCAT Intern, who is assisting with the Department's file management through document scanning in an effort to reduce cost while also preserving the integrity of the files.
- 5) Informed the committee of the recent email survey communicated to the employees. Apprised the committee of prior survey requests that have been implemented and urged County Officials to have their staff complete the survey to ensure their wishes are shared with the Board of Trustee's and Commission.

Old Business

- 1. HR Director, Kim Jeffers-Whitaker, presented a proposed Leave Donation Policy for discussion. Jay Yeager will review the policy and bring his recommendations back to the committee.
- 2. Finance Director, Robby Holbrook, presented a proposed Vacation Policy revision for discussion. Jay Yeager will review the revision and bring back before the committee his recommendations. A request was made of the Finance Director to update on the status and ability of the pending payroll software.
- 3. Law Director, Jay Yeager, presented a proposed Voting Leave Policy revision.

 Motion by Robby Holbrook, and seconded by Rex Lynch to send to Commission with recommendation for approval. Passed by voice vote.

New Business

None.

Next Meeting

January 26th @ 10 a.m.

Adjourned



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2021.2022

Anderson County Government
Department of Human Resources and Risk Management
100 N. Main Street • Room 102
Clinton, TN 37716
Phone 865.264.6300 • Fax 865.264.6259

COMMISSION APPROVED PAY GRADES

Position Title	Level	Minimum	Midpoint	Maximum
Part-Time Clerk			0.000	100000000000000000000000000000000000000
Part-Time File Clerk	1	\$16,211	\$20,825	\$26,267
Part-Time Support				
Clerical				
File Clerk				
Janitor / Custodian	2	\$20,959	\$27,016	\$34,163
Laborer				
Library Assistant I / PT and FT				
Switchboard Operator				
Apprentice Field Appraiser				
Apprentice Maintenance				
Assets Clerk				
Clerk I	3	\$2/43	\$31,732	\$39,546
Laborer II				
Library Assistant II / PT and FT		A A		
Watchman				
Accounting Clerk				
Animal Control Officer				
Clerk II				
Driver	4	\$28,528	\$36,293	\$45,227
Field Appraiser I			30101-000	
IT Coordinator Clerk / Tech				
Maintenance Assistant		The state of the s		
Supervisor Office Assistant				
Assistant Supervisor (Includes Adr Justrau				
Clerk II (Supervisor)				
Equipment Operator				
Historian				
Human Resources Administrative Assis.				
Judicial Coordinator	5	\$31,278	\$39,272	\$48,225
Library Assistant Paraprofessional				
Library Director I				
Litter Grant Resource Officer				
Mechanic				
Pre-Trial Officer				

COMMISSION APPROVED PAY GRADES

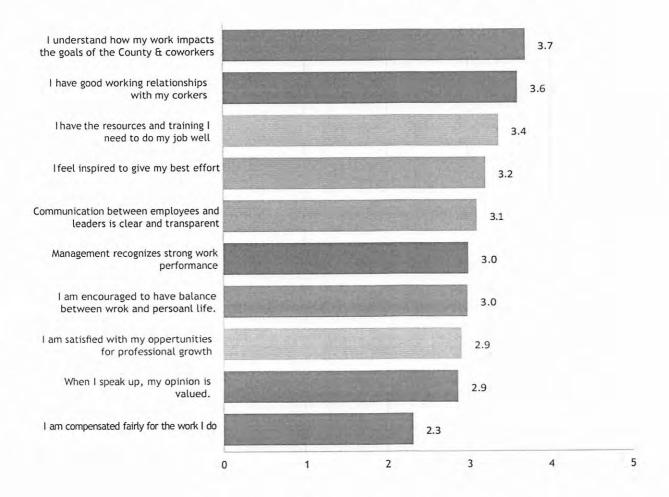
Position Title	Level	Minimum	Midpoint	Maximum
Accounts Payable / Receivable Clerk				
Administrative Assistant				
Assistant Foreman				
Clerk III				
Environmental Enforcement Officer				
Field Appraiser II				
Foreman (Solid Waste Supervisor)				
GIS Coordinator	6	\$35,813	\$44,486	\$54,348
Legal Secretary				
Library Director II				
Mapping Technician				
Payroll Clerk				
Purchasing Specialist				
Soil Conservation Technician				
Transportation Manager				
Bookkeeper				
Building & Grounds Director				
Building Inspector				
Collection Specialist	1			
Executive Administrative Assistant				
Fleet Manager	AV			
Foreman				
HR Benefits Administrator		7		
HR Specialist	7	\$38,421	\$47,609	\$57,609
IT Specialist				
Library Director III				
Paralegal				
Park Director				
Planner	7			
Probation Officer				
Sr. Center / Office on Aging Director				
Youth Services Officer				
Chief Field Appraiser				
Director of EMA				
Lead Youth Service Officer				
Library Director IV	8	\$42,160	\$52,242	\$63,216
Office Manager	0	ψτ2,100	ψ02,272	\$00,2.0
Station Manager				
Tourism Director				
Veteran's Services Director			3.2.2.2.3.2.11.3	

COMMISSION APPROVED PAY GRADES

Position Title	Level	Minimum	Midpoint	Maximum
Assistant to Finance Director Chief Deputy (Administrative) Deputy Purchasing Agent	9	\$46,271	\$56,585	\$67,470
Director Pre-Trial Release	10	\$48,533	\$59,351	\$70,768
Building Commissioner Director Buildings & Grants Finance Deputy Director	11	\$53,044	\$64,016	\$75,213
Human Resources & Risk Management Director IT Director	12	\$56,945	\$68,724	\$80,744
Environmental Coordinator	13	\$62,255	\$75,133	\$88,274
	14	.\$66,071	\$82,152	\$96,520

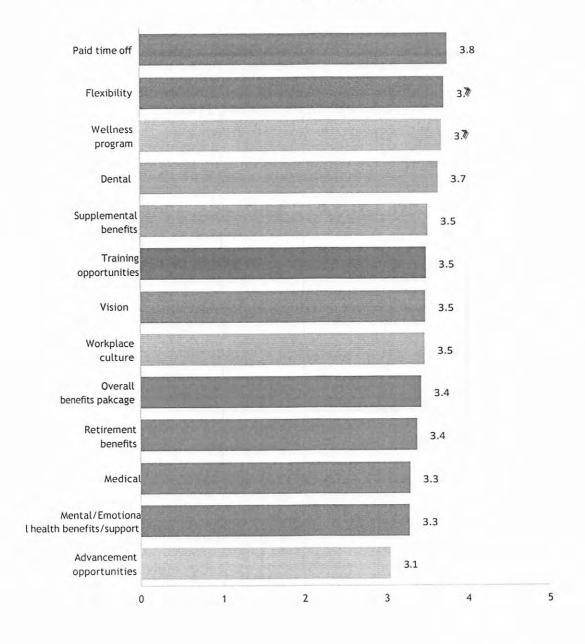
Q1 Please respond to the following statements.

Answered: 114 Skipped: 2

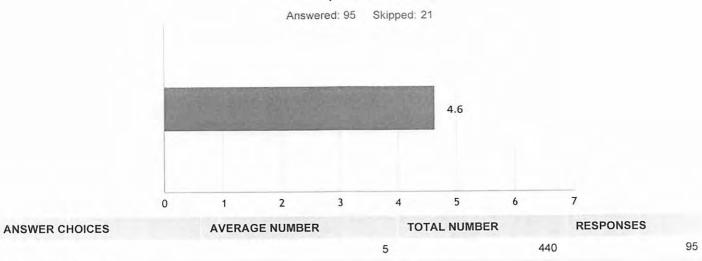


Q2 How satisfied are you with each of the following?

Answered: 112 Skipped: 4

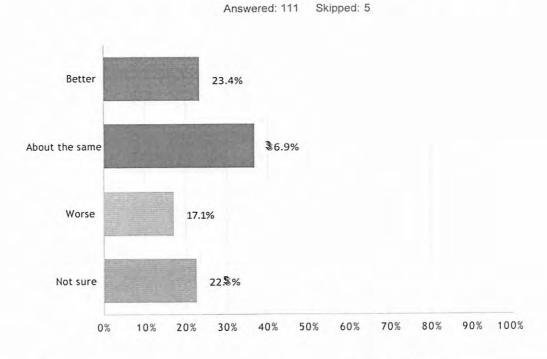


Q3 How would you rate the information you receive about your benefit plan?



Total Respondents: 95

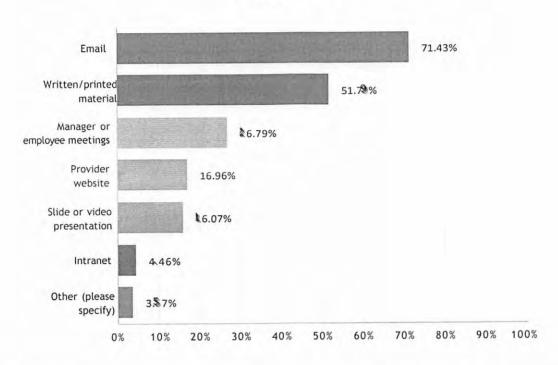
Q4 In your opinion, how does Anderson County's benefits package measure up to what similar employers offer?



ANSWER CHOICES	RESPONSES	
Better	23.4%	26
About the same	36.9%	41
Worse	17.1%	19
Not sure	22.5%	25
TOTAL		111

Q5 What are your preferred methods for receiving benefits communication? (select up to 3).

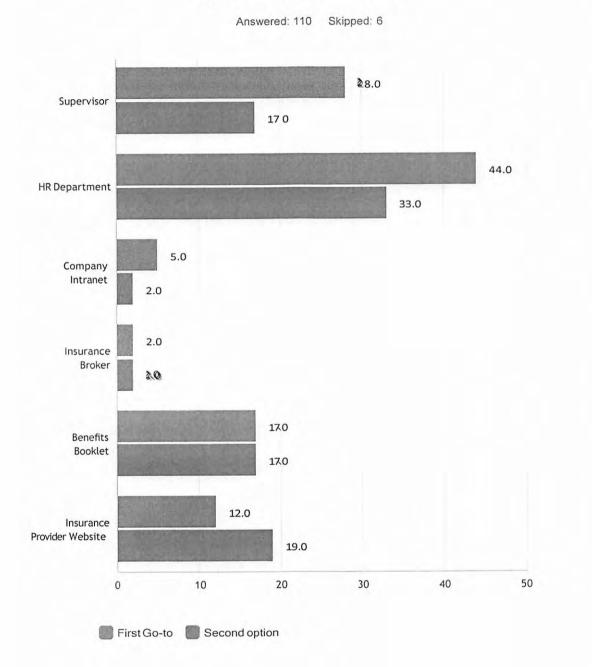




ANSWER CHOICES	RESPONSES	
Email	71.43%	80
Written/printed material	51.79%	58
Manager or employee meetings	26.79%	30
Provider website	16.96%	19
Slide or video presentation	16.07%	18
Intranet	4.46%	5
Other (please specify)	3.57%	- 4
Total Respondents: 112		

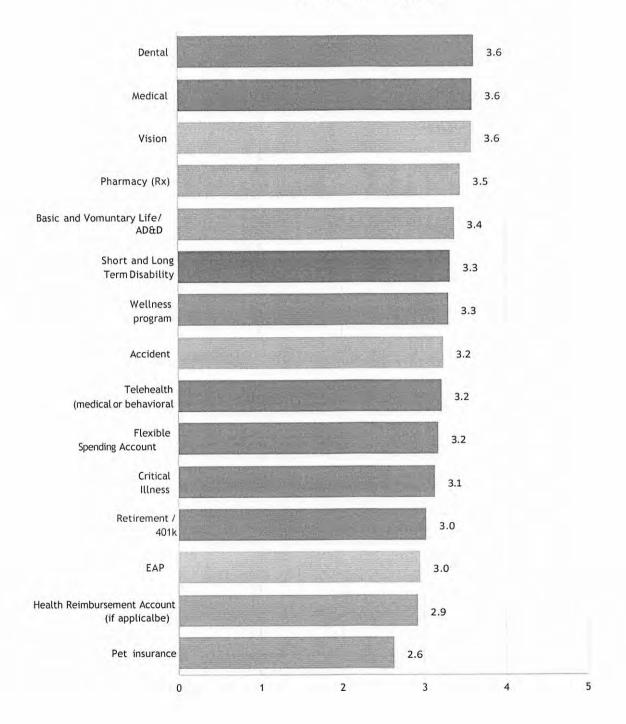
#	OTHER (PLEASE SPECIFY)	DATE
1	I feel we received to many emails. They get lost and not read.	11/1/2021 6:48 AM
2	Provider website with some one in house to answer questions	10/27/2021 1:55 PM
3	Where providers went over changes in detail	10/19/2021 10:06 AM
4	Made easily available on HR website not NeoGov	10/19/2021 8:21 AM

Q6 When you want detailed information about how your benefits work, where would you turn?

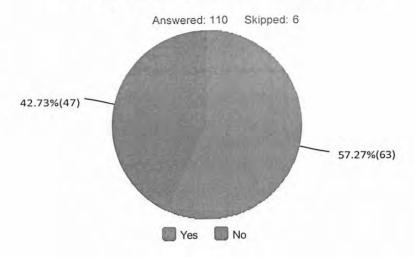


Q7 How well do you understand each of the following benefits available to you?

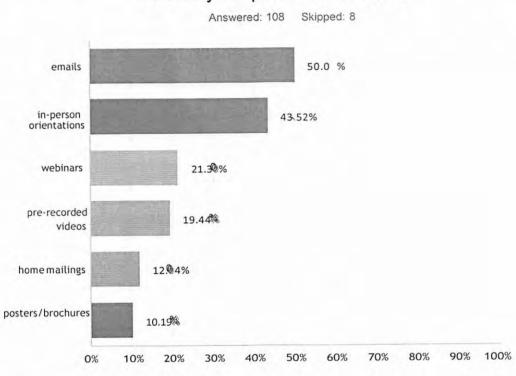
Answered: 111 Skipped: 5



Q8 Would you be interested in learning more about how to manage savings and/or plan for retirement?



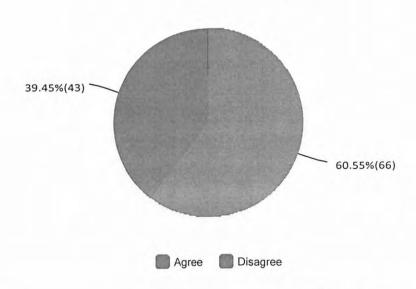
Q9 If you were to receive training/education on the benefits listed above, what is your preferred format?



ANSWER CHOICES	RESPONSES	
emails	50.00%	54
in-person orientations	43.52%	47
webinars	21.30%	23
pre-recorded videos	19.44%	21
home mailings	12.04%	13
posters/brochures	10.19%	11
Total Respondents: 108	7 of 17	

Q10 I would use more of my benefits if I understood them better.

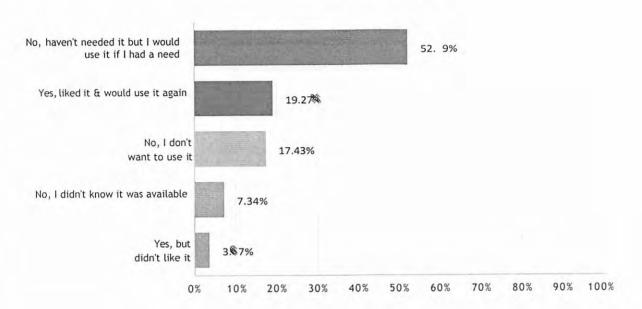




ANSWER CHOICES	RESPONSES	
Agree	60.55%	66
Disagree	39.45%	43
TOTAL		109

Q11 Have you used our Telehealth Program (medical or behavioral)?

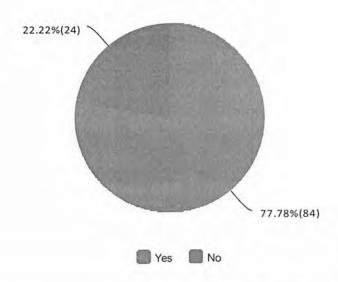




ANSWER CHOICES	RESPONSES	
No, haven't needed it but I would use it if I had a need	52.29%	57
Yes, liked it & would use it again	19.27%	21
No, I don't want to use it	17.43%	19
No, I didn't know it was available	7.34%	8
Yes, but didn't like it	3.67%	4
TOTAL		109

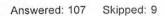
Q12 Do you use Thrive Health Clinic?

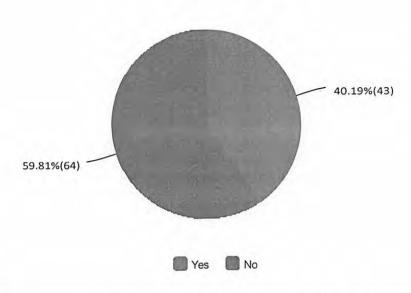
Answered: 108 Skipped: 8



ANSWE	R CHOICES RE	SPONSES	
Yes	77.	78%	8
No	22.	22%	2
TOTAL			10
#	IF NO, PLEASE SPECIFY		DATE
1	I have more affordable insurance through my husbands workplace.		11/1/2021 6:59 AM
2	Have regular doctors appointments off site		10/29/2021 6:49 AM
3	Hours and location inconvenient for me		10/29/2021 4:31 AM
4	I've not had the need to.		10/27/2021 11:59 AM
5	Have different Medical Insurance		10/24/2021 4:00 PM
6	not yet		10/22/2021 7:58 AM
7	DO NOT USE COUNTY MEDICAL USE TRICARE		10/21/2021 8:18 PM
8	Don't have county insurance it's too expensive and does not provide g the history of county gov use my spouse	ood coverage. Worse in	10/19/2021 4:56 PM
9	I am part time employee		10/19/2021 2:06 PM
10	Hours haven't worked		10/19/2021 10:01 AM
11	Can't walk in, if I have time to schedule, I can use the VA for free		10/19/2021 9:53 AM
12	Continue to use my family doctor		10/19/2021 9:36 AM
13	I don't really need it.		10/19/2021 9:05 AM
14	Haven't had an opportunity		10/19/2021 8:21 AM

Q13 Have you joined the wellness program?

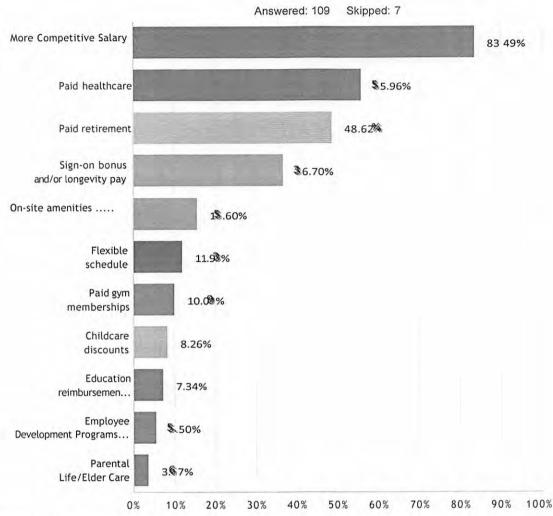




ANSWER CHOICES	RESPONSES	
Yes	40.19%	43
No	59.81%	64
TOTAL		107

		DATE
#	IF NO, PLEASE SPECIFY	
1	No time	10/27/2021 3:02 PM
2	HAVENT DONE IT YET BUT I WILL	10/27/2021 2:12 PM
3	Just havent	10/27/2021 2:04 PM
4	I've not had the need to.	10/27/2021 11:59 AM
5	No time.	10/24/2021 4:00 PM
6	N/A	10/21/2021 8:18 PM
7	No reason	10/21/2021 2:40 PM
8	I'm not sure what that is	10/20/2021 4:51 PM
9	I don't really know what it offers.	10/19/2021 10:20 PM
10	Haven't found the need	10/19/2021 6:40 PM
11	No need. Be explanation and no benefits for insurance that I don't have or want	10/19/2021 4:56 PM
12	I joined the last one. Didn't know another had started until recently.	10/19/2021 10:07 AM
13	Didn't know we had one and workout all the time	10/19/2021 10:01 AM
14	Don't think it fits my needs	10/19/2021 9:36 AM
15	didn't know we had one that part time employees could participate in	10/19/2021 9:10 AM
16	Just haven't done so	10/19/2021 8:31 AM

Q14 The following is a list of potential improvements to our current benefit offerings. Please select the top 3 changes that would have the biggest impact on the overall employee experience and our recruiting/retention efforts.



ANSWER CHOICES	RESPON	SES
More competitive salary	83.49%	91
Paid healthcare	55.96%	61
Paid retirement	48.62%	53
Sign-on bonus and/or longevity pay	36.70%	40
On-site amenities (e.g., break and kitchen space, outside gatherings areas, fitness equipment, on-site meal vendor)	15.60%	17
Flexible schedule	11.93%	13
Paid gym memberships	10.09%	11
Childcare discounts	8.26%	9
Education reimbursement program/Education savings	7.34%	8
Employee Development Programs (e.g., on-the-job training, skills development)	5.50%	6
Parental Life/Elder Care	3.67%	4
Total Respondents: 109		

Q15 Are there any other benefits, policies or cultural influencers that would improve your experience and retention as an Anderson County employee?

Answered: 30 Skipped: 86

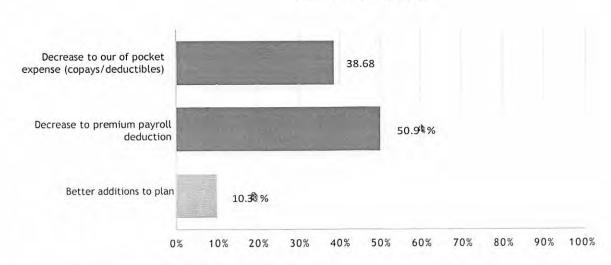
#	RESPONSES	DATE
1	I'm not sure where this falls, but at times I feel unappreciated and taken for granted.	10/29/2021 8:22 PM
2	I think the agency should contribute to employees 401k in addition to the pension. I also believe the smoking fee should not exist.	10/28/2021 9:13 PM
3	Other ways to plan and save for retirement.	10/27/2021 3:07 PM
4	WOULD BE GOOD TO BE ABLE TO ADJUST YOUR TIME THAT WAY YOU WOULDNT HAVE TO TAKE LEAVE FOR APPOINTMENTS.	10/27/2021 2:15 PM
5	Higher limit on spouse life insurance without having to take out more on myself.	10/27/2021 2:00 PM
6	County Commissioners need to consider the dedication and hard work put in by ALL employees, not just those in select departments!!	10/27/2021 1:16 PM
7	"No Smoking" signs on all county property and enforcement of the policy so smokers won't smoke near the buildings. 2-Covered smoking areas with cigarette butt containers away from the building, so smokers wouldn't smoke close to doors and parking areas. (It's disgusting to smell smoke when you leave the building or get out of your car. And our county paid custodians shouldn't have to clean up cigarette litter.) Incentive for non smokers, besides lower insurance premiums. If non smokers received some extras, more people might quit smoking for the benefits.	10/27/2021 12:36 PM
8	n/a	10/27/2021 12:20 PM
9	No	10/25/2021 12:13 PM
10	It would be great(omitted)for the Anderson County Government to require employees to wear masks while in-doors, as we've had a number of people out sick from Covid,omitted	10/22/2021 3:02 PM
11	NOT AT THIS TIME	10/21/2021 8:20 PM
12	Cheaper and better insurance	10/21/2021 2:46 PM
13	-Longevity pay would definitely help with keeping peopleAlso, increased pay would keep people here and not leave for even more basic jobs than we offer hereAnd, other entities cover their employees health insurance why can't we here at the county?	10/21/2021 2:44 PM
14	Better benefit program is major need	10/21/2021 10:28 AM
15	none	10/20/2021 8:10 AM
16	Better Rx program.	10/20/2021 6:01 AM
17	Its all about the money for most.	10/19/2021 10:23 PM
18	Be paid holiday pay for the entire time I'm working. Have consistent vacation time per year that works with a 24hr schedule (not 40hr work week.)	10/19/2021 9:30 PM
19	30 years at 49% is awful (Retirement) Have a insurance option for employees that give 30 years of service and retire before being eligible for Medicare	10/19/2021 11:39 AM
20	expected, reoccurring annual pay raises!	10/19/2021 10:53 AM
21	Omitted	10/19/2021 10:04 AM
22	flexible schedule	10/19/2021 10:02 AM

2021 Anderson County Benefits Survey

23	I think a competitive salary, paid health insurance, paid retirement, flexible schedule, and sign on and longevity pay would increase morale and assist in hiring.	10/19/2021 9:29 AM
24	No	10/19/2021 9:23 AM
25	No	10/19/2021 9:12 AM
26	Actual employee parking spaces.	10/19/2021 9:08 AM
27	Make behavioral visits co-pay only like standard Dr visits, most other medical plans do this. We can't afford \$80-100 a visit until out of pocket is met, and don't want children to do telehealth, they won't pay attention. It's been a rough few years, behavioral health should be easily accessible without hoops or going broke.	10/19/2021 9:01 AM
28	A more competitive and generous vacation policy, many employers are giving more vacation to start, providing faster increases of vacation, more yearly roll over, and higher top end of vacation days.	10/19/2021 8:29 AM
29	Competitive Salary, Paid Benefits, Education Reimbursement.	10/19/2021 8:25 AM
30	HIGHER SALARIES AND LONGEVITY PAY	10/19/2021 8:14 AM

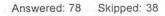
Q16 Given the choice, which would you prefer?

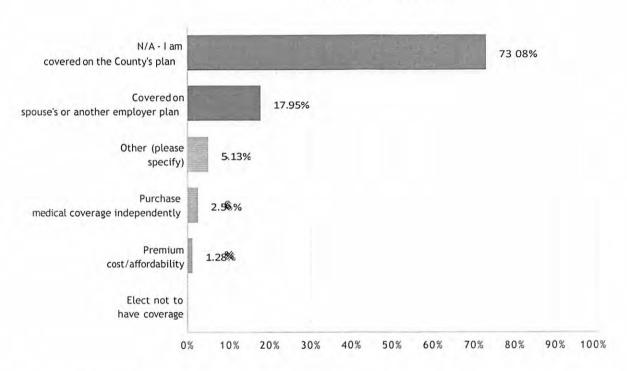




ANSWER CHOICES	RESPONSES	
Decrease to out of pocket expenses (Co-pays/deductibles)	38.68%	41
Decrease to premium payroll deduction	50.94%	54
Better additions to plan	10.38%	11
TOTAL		106

Q17 If you are currently waiving medical coverage, what is your reason for doing so?





ANSWER CHOICES	RESPONSES	
N/A - I am covered on ORG's health plan	73.08%	57
Covered on spouse's plan or another employer's plan	17.95%	14
Other (please specify)	5.13%	4
Purchase medical coverage independently	2.56%	2
Premium cost/affordability	1.28%	1
Elect not to have coverage	0.00%	0
TOTAL		78

4	Military Tricare	10/19/2021 8:09 AM
3	Medicare	10/19/2021 9:16 AM
2	Retired carry state insurance	10/19/2021 2:07 PM
1	Have military Tricare	10/24/2021 4:01 PM
#	OTHER (PLEASE SPECIFY)	DATE

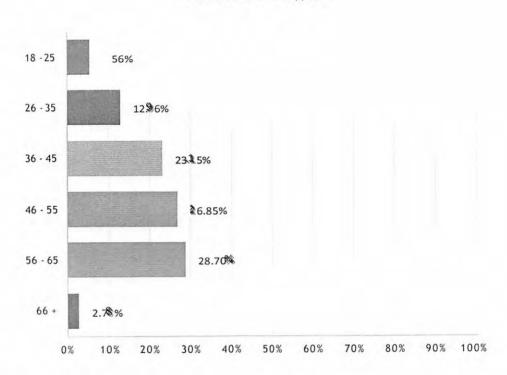
Q18 Please share any additional ideas or feedback related to Anderson County's benefits offerings here.

Answered: 10 Skipped: 106

#	RESPONSES	DATE
1	The clinic is great!!!!	10/28/2021 9:14 PM
2	A phone line to speak with someone about itemized medics bills to ensure coverage and no surprise billing from medial providers or Emergency Rooms	10/22/2021 3:04 PM
3	ALL OR NOTHING WOULD ONLY NEED VISION NOT MEDICLA AND DENTAL THROUGH THE COUNTY	10/21/2021 8:20 PM
4	Cheaper and better insurance	10/21/2021 3:02 PM
5	It used to be that you worked for local government for great benefits at a reduced salary. Now we have the same pay and terrible benefits. \$250 a paycheck for family insurance? Insurance is the #1 reason people are leaving. I can go to Chick-fil-A and start out at 10 cents less on the hour with better benefits and I've been an AC employee for more than 5 years. That's why nobody wants to work here. I would gladly have higher deductables to have less come out of my paycheck every time	10/20/2021 5:01 PM
6	It is tough in today's market, but everyone is paying so much more than government work. I do see the plus side of not being in the private sector.	10/19/2021 10:25 PM
7	Smile	10/19/2021 9:47 AM
8	Part time employees should be eligible for all health related benefits with appropriate premiums being charged to them.	10/19/2021 9:16 AM
9	Would like to see employer paid health plan, lower deductibles on test, etc., and increased/competitive salaries.	10/19/2021 8:26 AM
10	BETTER COVERAGE AT A CHEAPER RATE OR EVEN SAME COVERAGE AT A CHEAPER RATE. THE EMERGENCY ROOM VISITS ARE SO HIGH NOW THAT PEOPLE ARE SCARED TO GET SEEN EVEN WHEN THEY FEEL THEY REALLY NEED IT. THIS COULD COST SOMEONE THEIR LIFE SO THE COUNTY CAN SAVE A FEW DOLLARS AND THAT ISN'T RIGHT. PUNISH THOSE THAT CAUSE THOSE SPIKES BY UPPING THEIR PAYMENTS, NOT EVERYONE ELSE'S.	10/19/2021 8:18 AM

Q19 Please indicate your age range.





ANSWER CHOICES	RESPONSES	
18 - 25	5.56%	6
26 - 35	12.96%	14
36 - 45	23.15%	25
46 - 55	26.85%	29
56 - 65	28.70%	31
66 +	2.78%	3
TOTAL		108



State of TN – Knowledge Services Anderson County Government Account I.D. 11922



Telephonic Interpreter Access Instructions:

1. Call (866) 908-5744

If you need a Spanish interpreter you will be connected immediately by pressing "2" when prompted. If you need any language, or would like to pre-schedule service, press "3" or stay on the line.

- 2. Provide the following Information:
 - ✓ Your account number 11922
 - ✓ Your First and Last Name
 - ✓ Your Phone Number
- 3. Hold as our operator connects you to your interpreter.
- 4. Conferencing option is available or upon request.
- 5. Begin conversation.

www.linguisticainternational.com



Interpreter Services - Language Identification Card

Point to your Language. An interpreter will be called. The interpreter is provided at no cost to you.

Albanian

Trego me gisht gjuhën tuaj. Do të thrrasim nje përkthyes. Përkthyesi ështe falas për ju.

Amharic

ወደ ቋንቋዎ ያመልከቱ። አስተርርጓሚ ይጠራልዎታል። አስተርጓሚ መዚጋጀቱ በአርስዎ ላይ ምንም መጪ አያስከትልም።

Arabic

اشر إلى لغتك سنستدعي لك مترجما شفويا ,ولن يكلفك ذلك شينا

Armenian

Նշեք Ձեր լեզուն։ Բանավոր թարգմանիչ կկանչվի։ Բանավոր թարգմանիչը ձեզ տրամադրվում է անվձար

Bengali

আপনাৰ ভাষাটিকৈ নিৰ্দেশ কজন | একজন দোভাৰীকৈ ডাকা হবে | সেই দোভাষীকৈ আপনাৰ জন্য বিনা খৰচে সৰবৰাহ কৰা হবে |

German

Zeigen Sie auf Ihre Sprache. Ein Dolmetscher wird aufgerufen. Der Dolmetscher wird Kostenlos zur Verfügung gestellt

Korean

사용 언어를 가르키세요. 통역자를 연결해 드립니다. 통역자 이용하는데 비용이 들지 않습니다

Burmese

သင္၏ ဘာသာစကားကို ညးန္ျပပါ။ စကားျပန္ကို ေခၚေပးမည္။ စကားျပန္ ဝန္ေဆာင္မႈသည္ သင့္အာတြက္ အခမဲ့ျဖစ္သည္။

Mandarin

请指出你所使用的语言, 我们会为你联系一位翻译。这样的翻译服务是免费提供的。

Cantonese

請指出你所使用的語言,我們會為你聯繫一位翻譯。 這樣的翻譯服務是免費提供的。

Polish

Wybierz jezyk. Skontaktujemy sie z tłumaczem. Wybierzemy dla ciebie tłumacza bez dodatkowych oplat.

Greek

Επιλέξτε τη γλώσσα σας και θα καλέσουμε έναν διερμηνέα. Ο διερμηνέας προσφέρεται χωρίς κάποιο κόστος για σας.

Fars

با در نظر گرفتن زبان شما، یک مترجم به شما اختصاص داده خواهد شد که برایتان هزینه ای نخراهد داشت

Portuguese

Aponte para o seu idioma. Um intérprete será providenciado. O intérprete é fornecido sem custo para você.

French

Pointez sur votre langue. Un interprète sera appelé. L'interprète est fourni sans frais pour vous.

Punjabi

ਆਪਣੀ ਭਾਸ਼ਾ ਵਿੱਚ ਸੰਬੋਧਨ ਕਰੋ .ਇੱਕ ਦੁਭਾਸ਼ੀਏ ਨੰ ਬੁਲਾਇਆ ਜਾਵੇਗਾ. ਦੁਭਾਸ਼ੀਏ ਨੂੰ ਕਿਸੇ ਵੀ ਕੀਮਤ ਤੇ ਤੁਹਾਨੰ ਨਹੀਂ ਦਿੱਤਾ ਜਾਂਦਾ ਹੈ

Haitian Creole

Montre lang w. Youn entèprèt pral rele w. Entèprèt nap ba w w a li gratis.

Russian

Укажите на Ваш родной язык. Мы свяжемся с переводчиком. Переводчик будет предложен Вам бесплатно.

Serbo-Croatian

Nazvaćemo prevodioca bosanskog (srpskohrvatskog) jezika. Prevodilac će vam biti obezbijeden bez ikakvih troškova po vama, što znači da mi snosimo sve troškove prevodioca.

Hindi

अपनी भाषा की तरफ संकेत करें। एक दुआषिया बुलाया जायेगा। दुआषिया आपको निःशुल्क मुहैया कराया जाता है।

Somali

Farta ku fiiq luuqadaada. Turjumaan ayaa loo yeeri doonaa. Turjubaanka waxaad ku heleysaa lacag

Spanish

Señale su idioma. Un intérprete será contactado, El intérprete se le provee a ningún costo para usted.

Italian

Scegli la tua lingua. Verrà convocato un interprete. L'interprete è gratis.

Navajo

Niizaad biichii daadiilchiid. Atááháálni'i la biichii whildóónii. Atááháálni'í á dóó niichii baahiiliin'da.

Japanese

あなたの言葉 を選んで下さい。 通訳をようび 出されています。 通訳はあなたに無償 で提供 されている。

Tagalog

Patungkol sa iyong wika, isang tagapagsalin ay ipapatawag o ilalaan para sa iyo. Ang tagapagsalin na ito ay ibibigay nang walang gastos sa iyo.

Vietnamese

Chí định ngôn ngữ của bạn. Một phiên dịch viên được yêu cầu. Bạn sẽ có ngay phiên dịch viên này hoàn toàn miễn phí.



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Leave Donation Policy

Policy Statement

Anderson County recognizes that employees may have a family medical emergency or be affected by a major disaster, resulting in a need for additional time off in excess of their available sick, personal, and vacation time. To address this need, all eligible employees will be allowed to donate accrued paid leave hours from their unused balance to their co-workers in need of additional paid time off, in accordance with the program outlined below. **Participation of this program is strictly voluntary.**

Participant Eligibility

Leave Donors: Employees must be regularly active, full-time employees of <u>Anderson County</u> with a minimum of one year of service to be eligible to donate accrued leave hours.

Leave Recipient: Employees must be a full-time employee of Anderson County to be eligible to request donation of leave. Additionally, recipients must exhaust all other paid leave to receive donated accrued leave.

Guidelines

Employees who would like to make a request to receive donated leave from their co-workers must have a situation that meets the following criteria:

Medical emergency, defined as a medical condition of the employee or an immediate family member that will require the prolonged/extended absence of the employee from duty and will result in a substantial loss of income to the employee due to the exhaustion of all paid leave available. An immediate family member is defined as a spouse, child or parent.

Donation of Accrued Leave

- 1. The donation of accrued leave is strictly voluntary.
- 2. The Director of Human Resources and Risk Management (HR) and/or the Elected Official/Department Head may inform staff of a coworkers need. However, the recipient's identity will not be disclosed to ensure Federal guidelines are met.
- 3. The donation of accrued leave is on an hourly basis, without regard to the dollar value of the donated or used leave.
- 4. The maximum number of hours an eligible employee may donate is 40 hours, or no more than 50 percent of the donor's current balance.
- 5. Employees cannot borrow against future leave to donate.
- 6. Eligible donors must complete the Shared Leave Donation Form and submit to their immediate supervisor or HR.
- 7. Employees who are currently on an approved leave of absence cannot donate accrued leave.

Requesting Donated Leave

Employees who would like to request donated leave are required to complete a Donation of Leave Request Form and submit it to the Anderson County Human Resources and Risk

Management Department (HR) seven (7) days in advance of the need of the leave, when possible.

Requests for donations of accrued leave must be approved by HR, the employee's immediate supervisor and the designated senior leader of the department (Elected Official, Director, etc.). Once leave has been transferred, neither the donor or recipient of the donated leave may revoke the transaction.

If the recipient employee has available leave, this time will be used prior to any donated leave time being allotted. Donated leave will remain available in the recipient employee's sick leave for their use while employed with Anderson County. Receipt of donated leave will not be allowed once an employee is determined to be disabled or does not return to work. Donated leave time cannot be used for severance pay, or paid to an employee in the form of cash or payroll check.

Employees who receive donated accrued leave may receive no more than <u>480 hours (12 weeks) within a rolling 12-month period</u> Hours can be reduced/modified. Once the employee requesting leave returns to full duty or terms employment, the employee is no longer eligible to receive or use donations.

All documentation of this program shall be maintained by HR on a confidential basis in compliance with Federal guidelines. HR will also be responsible for tracking leave and informing payroll of the transfer of donated leave.

Nothing in this policy will be construed to limit or extend the maximum allowable absence under the Family and Medical Leave Act.

Donation of Leave Request Form Date of Request: Employee Name: Supervisor Name: Number of sick/personal days requested: ______ Reason for request for donated sick/personal time: I authorize Anderson County to release information concerning my need to the employees in the company for the sole purpose of soliciting donations of sick/personal time. Date Signature of Employee Management (signature) Date Signature of Elected Official/Department Head Date Signature of Human Resources & Risk Management Director Date

Leave Donation Form

Employee Name:	
Date:	
Current personal leave balance:	
Current compensatory time balance:	
Current vacation leave balance:	- 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1
Current sick leave balance:	
	• 12 h
I am donatinghours of my current leave to department. I understand that the	of the
department. I directional traction	
New personal leave balance:	
New compensatory time balance:	· 호 - 및 A
New vacation leave balance:	
New sick leave balance:	
Signature of Employee	Date
Signature of Elected Official/Department Head	Date
Signature of Human Resources & Risk Management Director	n Date

Current Policy: 7.2 Vacation Time

Time away from work allows you to pursue personal interest, relax and enjoy outside activities. Anderson County Government encourages employees to take their vacation days each year. Your annual vacation time is based upon the length of continuous service (employment) you have with the County as of your anniversary (hire) date of each year. An employee is not eligible to use vacation time until the employee has completed six (6) months of continuous service, at which time five (5) days of vacation will be available. The remaining five (5) days will be available on the employee's anniversary date. Vacation hours will be pro-rated from your anniversary date through June 30th. From that point forward, vacation hours will be applied on or around July 1st as a lump sum. The following schedule is based upon a 40 hour work week. Employees who work less than forty (40) hours per week will have adjusted vacation leave (number of hours per week divided by five (5) days).

Years of Service	Days of Leave
0-3	10
4-7	12
8-11	15
12-15	18
16-19	21
20-23	23
24+	25

Vacation time may be accumulated and carried forward to the next year in an amount not to exceed one hundred sixty (160) hours. Any accumulated hours exceeding the one hundred sixty (160) hours limit will convert to sick time, for retirement purposes. Vacation leave may be used only at times approved in advance by the employer. All efforts will be made to accommodate your request; however, vacation leave is normally approved to meet the work requirements and needs of the County. Subject to your supervisor's approval, vacation leave may be taken at any time as long as you schedule in advance

Upon the termination of employment, you will be entitled to payment for any unused vacation time which has accrued as of the termination date.

<u>Suggested Language:</u> (original statement that allows payout of maximum limit of accumulated hours through 6/30 of prior FY, as well as, the pro-rated amount for the current FY based upon anniversary date)

Upon the termination of employment, you will be entitled to payment for any accumulated vacation time for prior fiscal year but not to exceed the maximum limit, and your unused vacation time for the current fiscal year based upon the pro-rated amount from your anniversary date.



Office of the Director of Schools

101 South Main Street, Suite 501 Clinton, Tennessee 37716 Office: (865) 463-2800 Fax: (865) 457-9157

Dr. Tim Parrott, Director

MEMORANDUM

TO: County Commission Members

Terry Frank, County Mayor

Robbie Holbrook, Finance Director

FROM: Dr. Tim Parrott, Director of Schools Q. & Par-

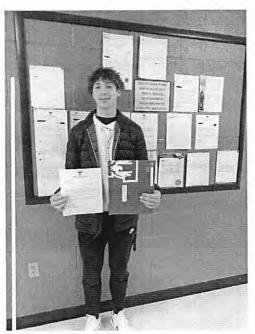
DATE: February 2022

RE: Report to County Commission

Attendance

Student attendance is at 6074 with 22 early graduates.

GEAR UP TN



Students bring in their acceptance letters daily to post and celebrate their accomplishments.

HIGH SCHOOLS

Clinton High School



Clinton High School Choir performed at Ritz Theater before Christmas Break

Anderson County High School

Congratulations to the Swim Team for their performance at the Knoxville Interscholastic Swim

League Championship Meet.



Naomi Lemanski-4th place in her heat for the 50 yard Freestyle.

Daniel Scruggs-Personal Best times in both the 50 Yard Freestyle and the 100 Yard Freestyle.

Conner Scruggs-Personal Best in the 50 Yard Freestyle and the 100 Yard

Breaststroke.

Corey Scruggs-Personal Best in the 100 Yard Backstroke.

Ila Coker-30th Place out of 140 swimmers in the 50 Yard Freestyle and 17th Place in the 100 Yard Butterfly. She has qualified to swim in the 200 Yard Individual Medley, 100 Yard Butterfly, and the 500 Yard Freestyle.

Avery Coker-20th Place out of 119 swimmers in the 50 Yard Freestyle and 7th Place in the 100 Yard Butterfly. He has qualified to swim in the 200 Yard Freestyle, 200 Yard Individual Medley, 50 Yard Freestyle, 100 Yard Butterfly, 100 Yard Freestyle, 100 Yard Backstroke, and the 500 Yard Freestyle.

Men's 200 Yard Freestyle Relay-16th Place.



ACCTC

Welding class at ACCTC is composed of three different classes; Welding Core, Welding 1, and Welding 2.

Welding Core is instituting the basic fundamentals for students to build a foundation for welding, but students have the opportunity to practice advanced forms of welding. Austin Riggs is a Welding Core student advanced enough to be the first sophomore at ACCTC to pass the AWS certification test.

Welding 1 students work toward more advanced theory and techniques in order to pass the Structural Steel welding test.

Welding 2 is an opportunity for students to advance in theory and technique. Zack Cooper is a Welding 2 student that has passed his 3G, 4G, 6G, and his 6G TIG Certification tests, all of which are industry ready.



Innovation Academy

Several students celebrated 60 credits earned in BRAC with hot chocolate and hot apple cider.



Another BRAC graduate was added to the list. Congratulations to Bethany Carroll! Bethany's family has had several rounds of quarantine and she persevered and finished despite all the setbacks.

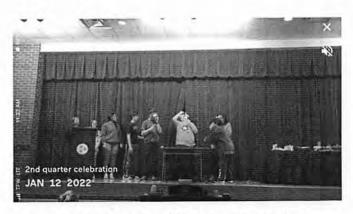
Two of our ACIA students are enrolled in AP courses through TN AP Access Online. Kayana and Lissy are both doing great in those classes.

We have 5 IA students currently enrolled in dual enrollment classes through RSCC.

MIDDLE SCHOOLS

Clinton

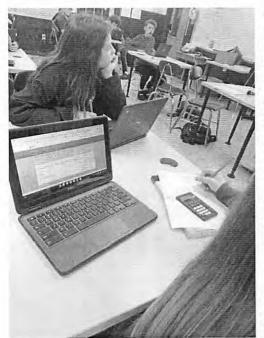
This month Clinton Middle recognized some of our most outstanding students with our quarterly celebration. Each quarter we come together to recognize students who show exemplary qualities in areas such as leadership, attendance, reading stamina, and exemplary grades, but this year we have chosen to make things just a little bit different. Each quarter a new group of students take on



leadership roles to help create, produce, and perform during the celebration. We have found that the student body looks forward to seeing their peers in these roles, and they are much more willing

to participate during the celebrations. These students have definitely risen to the challenge before them, and we appreciate the outcome.

Lake City



Lake City Middle School students and staff have taken full advantage of the iXL program provided to our school system this year! In the past, only Math and ELA material have been available, but this year we thankfully also have Science and Social Studies. Teachers can pinpoint specific trouble spots and areas that require re-teaching and review. The iXL program offers practice problems on those skills, and kids can earn points and ribbons when they get questions correct.

There is also a "Group Jam" option, which the students enjoy because they get to work together and make it a competition!

Students had a chance to tap into their creative

side during their Life Skills class. They were given yarn and other items with which to create whatever they envisioned. While most made animals, some generated robots, snowmen, and other random objects. Students then gave feedback about each other's creations and potential improvements and ideas. They enjoyed having time to be able to produce hands-on, original pieces, even with materials as simple as yarn and googly eyes!

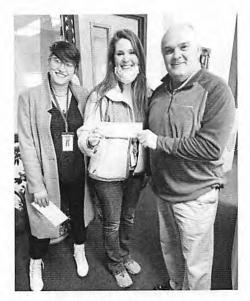






Norris

Norris Middle Literacy Committee members Marleah Thurman, Tallitha Job, and Amy Horak recently received a Literacy Grant from the Education Foundation. Funds were used to purchase class sets of novels for 6th-8th grade to support the school's literature goals. Bought for the NMS holiday unit, every student will now have access to classics such as Mr. Charles Dickens to build meaningful connections, engage in dramatic re-telling, participate in thoughtful discourse, and work on meeting personal reading goals.



Norwood



Mr. Byrge's 7th grade students have been working hard on mastering their standards. Students had the opportunity to review body systems by dissecting frogs and enjoyed the chance to apply their knowledge with hands-on experience and understanding.

8th graders have been working hard on their reading skills outside of the classroom. Students that read a book outside of their assigned reading were invited to join Ms. Bednar at her Elite Literary Luncheon. They enjoyed a delicious Italian lunch while their hard work was celebrated.



As basketball season came to an end, we were honored to celebrate our 8th grade Jag basketball players and cheerleaders. As a special end to the season, our athletes and spectators got to enjoy our brand new scoreboard thanks to donations from the local community. We are grateful for all the support for our Norwood athletes and coaches!



ELEMENTARY SCHOOLS

Andersonville

Below are pictures from our monthly Fantastic Friday incentive. Students played board games and enjoyed the reward of hard work.



Our students love participating in 4-H and competing against other schools in the county. This is a great experience for all involved.





AES is so proud of this 4th grader for winning her division tournament in wrestling for the AC team! Go Tigers!

Briceville

Look at all the amazing work these kiddos did this month in the Explore to Soar Engineering Club!







The BES January student of the month for Technology class is Kadee. She has received a 95% or higher on all her assignments, works really hard in class, and is always helpful and encouraging to her classmates. Kadee always catches on quickly when learning new skills and is always eager to help her classmates. Congrats Kadee!

We had great participation in our school store. These kids received their free Hugger for their participation. Some of the kids are already racking up the points to win prizes for themselves and our school.







Claxton

Claxton Elementary 4th graders participated in the 4-H County Speech contest. We are so proud of the extra hard work our students completed.

Claxton students also celebrated our cafeteria staff and lunch monitors this month with a Scooby

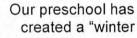


Doo theme. Our students made them a book full of thank you notes and they each received a gift bag. We appreciate the yummy food they cook and all of their hard work.





Our afternoon Explore to Soar clubs have been busy completing some great winter themed experiments and explorations.



wonderland" experience for student learning.







Finally, our Cougar Confetti Club continued to celebrate our staff by recognizing hard work and dedication.

Dutch Valley

WBIR stopped by to learn more about the DVES *Pioneer Men Program.* This program is for 5th grade boys and promotes character traits of good citizens. Just this week the Pioneer Men added 2 new "Pioneer Men". The group met to plan out ways to help the community and be good leaders in our school. Follow this <u>link</u> to see the WBIR story.



WBIR.COM

Dutch Valley Elemetary School program aims to help young men gain more confidence



very own Ms.

Callie Cox has been named the district Teacher of the Year!

We are so proud of Ms. Cox's hard work and dedication to

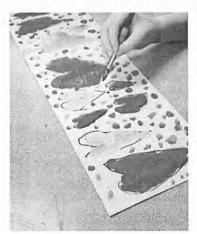
DVES students. This is her second year with Dutch Valley

Elementary School.

Fairview

Congratulations to our 5th graders who competed in the Anderson County 4-H Public Speaking Contest Saturday morning. We are so proud of all of our students who participated.

A big congratulations to two of our 5th graders for placing 1st

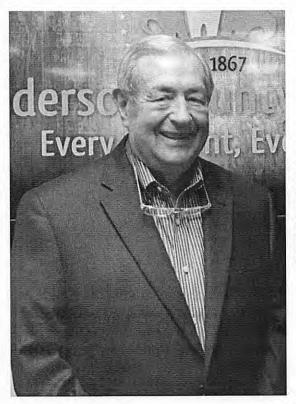


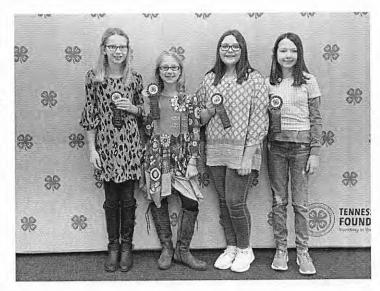
and 3rd place. They will move on to compete with different counties in the regional competition.

Our art classes are getting ready for Valentine's Day with "heart art." Mrs. Greenhouse is incorporating math and language arts standards with "pop art." Symmetry skills using the book "Seeing Symmetry" by Loreen Leedy are used in this activity in every grade level. Color mixing and properly using art materials are also reinforced in this lesson.

Lake City

LCES was well-represented at the Anderson County 4-H Public Speaking Contest this weekend along with other 5th graders from across the county. They did an amazing job, and we are so proud of them!





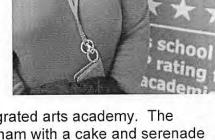
We recently celebrated Tennessee School Board Appreciation Week and took some time to show our appreciation to Dr. John Burrell. We are grateful for his years of service and dedication to the students, staff, and families of Lake City Elementary School. Thank you, Dr. Burrell!

Norris

Principal Renee Branham was named Principal of the Year for the district. Ms. Branham has been with the district for many years and has worked as a special education teacher, classroom teacher, vice principal and principal. She was also named Teacher of the Year when she was a third grade teacher at Norris. She has been



instrumental in bringing afterschool clubs to Norris and is working with art teacher, Alison Greenhouse, to make

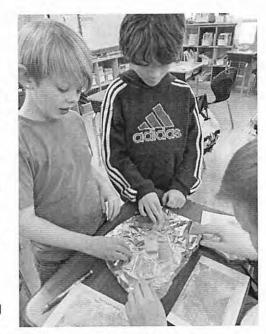


EVEFY SE

Norris known as an integrated arts academy. The staff surprised Ms. Branham with a cake and serenade to Simply the Best.



Fourth graders have been engaged in hands-on learning in science and reading. In science the students did an investigation on the difference between ice and glaciers. Students have also been reading about the American Revolution and colonial America. One lesson had students interact with objects that represented jobs from colonial times including bakers, tavern keepers, errand boys, milliners, silversmith, Dame school teacher, and midwives.



Fifth grade students are beginning a study of the Civil War in their

reading class. Fifth grade ELA teacher, Emily Daves, invited students to choose a book based on

the Civil War for independent reading outside class time. Miss Daves and parents generously provided these books for students. Miss Daves gave a brief summary of each book and allowed time for students to browse - just like a book shop experience.





Music has new units starting with sounds and rhythm. Second grade students are exploring with an old Appalachian musical instrument - spoons! Fifth grade is starting a rhythm unit on drums.







Norwood



All Corps tutoring has officially begun at Norwood Elementary. There are over 30 students and 10 staff that are taking part in their before and after school tutoring opportunities. We are thrilled to offer this to our students and are excited to see the growth they will make by the end of the semester.



Norwood would like to congratulate Mrs. Angie Cox and Mr. Zan Braden for winning a 2022 Health and Wellness Grant from the

Education Foundation. Thank you to each and every sponsor of the Clinton 5K for your support of our school.



Norwood student, CJ Vanderleek, did a wonderful job presenting at the Anderson

County 4-H speech contest. Congratulations to all students who participated and placed in this contest.

Norwood would like to congratulate third grade teacher Mrs. Kayla Baird for receiving the TSIN-TVA Stem Grant. Her grant, Third grade Stemtastic, received \$5,000. This money will be used to introduce STEM in the classroom. She will be using various sets of robots to enrich the curriculum across all subject areas. TVA awarded \$1 million in STEM grants to 253 schools in the Tennessee Valley. Special thanks to the retiree organization, BVI, for investing in education for kids across the TVA region!



MAINTENANCE

The following projects have transpired system-wide:

- 1. New entrance and exit gates in the parking lot at Briceville Elementary
- 2. Tile and epoxy removed upstairs in the lobby at the library and stairwell
- 3. Ongoing construction of softball field; irrigation installed and complete

ANDERSON COUNTY BOARD OF EDUCATION 101 S. Main Street Clinton, TN 37716 Board of Education Meeting January 13, 2022 6:00 PM

Board Members	Pres	sent	Absent
John Burrell, Chairman	√		
Don Bell	√		
Dail Cantrell	√		
Scott Gillenwaters	1		
Glenda Langenberg			√
Andy McKamey	1		
Teresa Portwood	1	via Zoom	
Jo Williams	1		
Dr. Tim Parrott, Director	1		
Student Board Members			
Scarlett Ayers	√		
Sully Sullivan	√		

OTHERS PRESENT

Paula Sellers, Anne Ford, Greg Deal, Tammy Turnbill, Rick Turnbill, Kelly Myers

I. CALL TO ORDER

Dr. Burrell called the meeting to order at 6:01 PM as a regular monthly meeting of the Board of Education. Andy McKamey led the pledge of allegiance.

Dr. Parrott read a resolution in honor of the system's School Nutrition Program staff.

Motion by Scott Gillenwaters and seconded by Andy McKamey to approve the resolution as read. **Motion carried**.

II. RECOGNITION OF GUESTS - none

III. PERSONS TO BE HEARD - none

IV. APPROVAL OF AGENDA

A. **Motion** by Don Bell and seconded by Scott Gillenwaters to approve the agenda. **Motion carried.**

V. APPROVAL OF CONSENT AGENDA

- A. Regular Meeting Minutes <u>December 9, 2021</u>
- B. Human Resources report
- C. Student Services report
- D. Collaborative Conferencing affirmative vote (79.8%)
- E. Preschool bylaws and self-assessments
 - a. Anderson County Schools Preschool bylaws
 - b. Oak Ridge Schools Preschool bylaws
 - c. Anderson County Schools Preschool self-assessment
 - d. Oak Ridge Schools Preschool self-assessment
- F. In-school ballgames:
 - a. CHS Wrestling January 21, 2022
 - b. ACHS Wrestling January 28, 2022
 - c. ACHS Baseball March 31, 2022

Motion by Andy McKamey and seconded by Jo Williams to approve the consent agenda. **Motion carried**.

VI. EXECUTIVE APPROVAL

None.

VII. COMMENTS FROM THE CHAIR

- A. The annual board retreat is scheduled February 18 19, 2022 at the Museum of Appalachia. The agenda is being finalized.
- B. The online board evaluation should be complete by each board member by January 28, 2022.

VIII. COMMENTS FROM STUDENT BOARD MEMBERS

A. ACHS – Sully Sexton said juniors are preparing for their ACT tests; baseball and wrestling is going well; homecoming is next week and events include spirit week; SGA

- is holding their winter formal with a red carpet and students are looking forward to attending.
- B. CHS Scarlett Ayers said approximately 65% of seniors are ready for financial aid; UT sent out honors placement information and three students received invitations; seniors have received over \$60k in scholarships so far; 13 new members are in 30+; highest rate of students in dual enrollment this year; all baseball juniors and seniors are in dual enrollment; Sara Burton is the leading scorer in basketball with 1681 points; two students placed in senior band clinic; HOSA placed in top five in their recent competition.

IX. DIRECTOR'S REPORT

A. A Claxton Elementary survey was shared today on social media to find out what they want to see (programs, building, etc.). That information will be shared at the board retreat; funding plans will be out soon; focus group formed with new teachers, seasoned teachers, custodians, staff, etc., to see what could be done better; the 5-year plan update will be shared at the retreat; ESG projects are scheduled to begin soon; meet with MBI regarding Norris Middle School pre-bids next week; the softball building at ACHS will be a great addition; mid-year reviews with principals are on-going this month; Greg Deal is holding safety meetings with principals and SRO's; our nurses are doing a great job with Covid testing and protocols.

X. COMMITTEE REPORTS

- A. Scott Gillenwaters presented the Budget Committee report.
- B. Dail Cantrell provided the Transportation Committee <u>report</u>. **Motion** by Dail Cantrell and seconded by Andy McKamey to approve Kristi Ilar, a new bus contractor taking over Parker Transportation due to David Parker's retirement. **Motion carried**.

XI. ACTION ITEMS

- A. **Motion** by Jo Williams and seconded by Dail Cantrell to approve <u>Tenure</u> as presented. **Motion carried.**
- B. **Motion** by Dail Cantrell and seconded by Scott Gillenwaters to approve an <u>easement</u> at Dutch Valley Elementary School. **Motion carried**.
- C. **Motion** by Scott Gillenwaters and seconded by Don Bell to approve an <u>updated</u> COVID-19 procedure for staff. **Motion carried.**

XII. APPROPRIATIONS

Financial Report

Motion by Scott Gillenwaters and seconded by Andy McKamey to approve budget appropriations 1 a – d and the <u>Addendum</u>. **Motion carried**.

Roll Call Vote

Don Bell	Yea
John Burrell	Yea
Dail Cantrell	Yea
Scott Gillenwaters	Yea
Glenda Langenberg	Absent
Andy McKamey	Yea
Teresa Portwood	Yea
Jo Williams	Yea

XIII. TRANSFERS

Adjourned at 6:35 PM.

Dr. John Burrell, Chairman

Motion by Scott Gillenwaters and seconded by Jo Williams to approve transfers 2 a - b. **Motion carried**.

Dr. Tim Parrott, Director of Schools



ANDERSON COUNTY GOVERNMENT

TERRY FRANK
COUNTY MAYOR

February 16, 2022

Commissioner Josh Anderson Chairman, Anderson County Board of Commissioners

RE: Agenda

Dear Chairman Anderson,

I wish to add the following items to the Agenda:

- Proclamation honoring our local President's Volunteer Service Award honorees with the Anderson County 4-H Extension Office. (request for 6 p.m. special presentation time slot)
- 2. Requesting motion to approve resolution allowing a Melton Hill Longbeards Chapter of the National Wild Turkey Federation managed Turkey Hunt under same terms of prior hunts, with Youth Hunt on March 26th and Veterans Hunt May 7th and May 14th.
- 3. Requesting motion to approve Resolution No. 22-02-913, a Resolution approving the adoption of the TDOT Local Version of TDOT Consultant Selection Policy for projects funded in whole or in part with funds provided by the Federal Highway Administration or TDOT. (Requirement of our 2 grants for Norwood Elementary & Middle School area sidewalks) See attached resolution and certification document and policy.
- Requesting motion to declare statement of support for Highland Communications
 Broadband grant application to further serve citizens unserved or underserved in
 Anderson County.

Sincerely,

Board of County Commissioners - Anderson County, Tennessee

Proclamation

WHEREAS, the President's Volunteer Service Award is a national volunteer awards program that encourages citizens to live a life of service; and

WHEREAS, this national award honors individuals whose service has made positive impacts on their communities around the country and inspires those around them to put words into action; and

WHEREAS, led by the AmeriCorps and managed in partnership with Points of Light, the President's Volunteer Service Award program allows certifying organizations to recognize their most exceptional volunteers; and

WHEREAS, the Anderson County 4-H Extension Office is a President's Volunteer Service Award Certifying Organization, and is now recognizing local 4-H participants – both youth and adults – who have given of their time, knowledge, and talents to serve their fellow citizens; and

WHEREAS, Baylee Brown, Bristol Brown, and Lillian Vandagriff, Lydia Calhoun, Riley Mozingo, EmmaGrace Bridges, Brilee Gray and Sadie Gray have each received Gold Awards for their volunteer efforts by completing between 80 and 265 hours of volunteer service in 2021 and have been honored as President's Volunteer Service Award recipients. Likewise, Shelley Vandagriff, Meredith Grant, Laura Gray and Skylar Mozingo each completed between 100 and 160 volunteer service hours last year and received Bronze Awards as 2021 President's Volunteer Service Award recipients.

NOW THEREFORE, in recognition of the outstanding accomplishments of our local President's Volunteer Service Award honorees and the positive examples they set for others in our community, and in acknowledgement of National Volunteer Week, April 17-23, 2022, we, Terry Frank, Mayor of Anderson County, Tennessee, and members of the Anderson County Board of Commissioners do hereby proclaim April 18, 2022 as

President's Volunteer Service Award Day

in Anderson County, and we wholeheartedly thank the honorees for their dedicated leadership, their voluntary contributions of time and labor, and their compassionate hearts for service to the community.

IN WITNESS WHEREOF, we have hereunto set our hands and caused the Seal of Anderson County, Tennessee, to be affixed this 22nd day of February, 2022.

Terry Frank, County Mayor

Joshua Anderson, Commission Chairman

ATTEST:

Jeff Cole, County Clerk

Anderson County Board of Commissioners

RESOLUTION NO. 22-02-913

A RESOLUTION APPROVING THE ADOPTION OF THE TENNESSEE
DEPARTMENT OF TRANSPORTATION LOCAL VERSION OF TDOT CONSULTANT
SELECTION POLICY (FORM 1-2), RELATIVE TO THE CONSULTANT SELECTION
POLICY FOR PROJECTS FUNDED IN WHOLE OR PART WITH FUNDS PROVIDED
BY THE FEDERAL HIGHWAY ADMINISTRATION OR THE TENNESSEE
DEPARTMENT OF TRANSPORTATION

BE IT RESOLVED by the Anderson County Board of Commissioners, that the Board is adopting the Tennessee Department of Transportation Local Version of TDOT Consultant Selection Policy (Form 1-2), relative to the Consultant Selection Policy for projects funded in whole or in part with funds provided by the Federal Highway Administration or the Tennessee Department of Transportation.

ADOPTED this 22nd day of February 2022.

Josh Anderson, Commission Chairman	Mrs. Terry Frank, Anderson County Mayor
	Josh Anderson, Commission Chairman Cole, County Clerk



Certification of Compliance Regarding Third Party Contracts

FOR P	ROJECT PIN:	
DESCRIBED AS: alor	ng a portion of State Highway 62 i	n Oliver Springs, near
Norwood Elementary and Mic	ddle schools, located at 803 East	TriCounty
Boulevard.		
I, Terry Frank	, Mayor ofA	nderson County,
Tennessee	, (hereinafter referred to as	s "Agency") hereby certify
by my signature hereunder th	at:	
	nderstanding or contract with a the ject for which the Agency is req	
contracts with any third	sed and provided to the Departm d party that relate to this Project e Agency is requesting funding fro	or to any work related to
Project or to any wor	nter into any contract with a third k for which the Agency is requ or disclosure of such proposed co	esting funding from the
	ges and agrees that failure to pro ne denial of funding for this Projec	
Signed, this, the <u>16th</u>	day of <u>February</u>	, 20 <u>22</u> .
Signature of Mayor		
Printed Name of Signatory (a	bove)	



(Anderson County, Tennessee)

Consultant Selection Policy for Projects Funded in Whole or in Part with Funds Provided by the Federal Highway Administration or the Tennessee Department of Transportation

<u>AUTHORITY</u>: T.C.A. § 12-4-107. If any portion of this policy conflicts with applicable state or federal laws or regulations, that portion shall be considered void. The remainder of this policy shall not be affected thereby and shall remain in full force and effect.

<u>PURPOSE</u>: To prescribe the policy of the Anderson County, Tennessee, hereinafter referred to as the Agency, applicable to the procurement, management and administration of consultant services for architectural, engineering, and right-of-way services for projects.

APPLICATION:

- A. Engineering and Design Related Services This policy is to include all engineering and design related services described in T.C.A. §12-4-107, 40 U.S.C. Chapter 11, 23 U.S.C. §112 (b)(2), 23 CFR Part 172, and 2 CFR 200.317.
- B. Right-of-Way Acquisition Services
 This policy also includes right-of-way acquisition services for required projects.
 These services include contracts for appraisal, acquisition, or relocation services related to the acquisition of land entered into by the Agency for the purpose of acquiring right-of-way. Since compensation for these services is not paid pursuant to federal regulation, the terms of this policy regarding methodology of compensation are not applicable.

DEFINITIONS:

- A. Competitive Negotiation means a qualifications-based selection procurement procedure complying with 40 U.S.C. §§1101–1104, commonly referred to as the Brooks Act.
- B. Engineering and Design Related Services means -
 - Program management, construction management, feasibility studies, preliminary engineering, design engineering, surveying, mapping, or architectural related services with respect to a highway construction project or projects; and
 - Professional services of an architectural or engineering nature, as defined by Tennessee law, including T.C.A. §12-4-107, which are required to or



may logically or justifiably be performed or approved by a person licensed, registered, or certified to provide architectural or engineering services.

Examples of services within the scope of this policy include, without limitation, project planning, environmental studies, context sensitive solution/design services, cultural resources studies, geotechnical studies, historic studies, archeological studies, socio-economic and environmental justice analyses, drainage studies, inspection services, intelligent transportation system design and development, traffic control systems design and development, roadway design services, including surveying and mapping, structural design services, materials inspection and testing, value engineering, utility relocation/coordination, and utility analysis/design services with respect to a highway construction project or projects.

- C. Fixed fee means a dollar amount established to cover the consultant's profit and other business expenses not allowable or otherwise included as a direct or indirect cost.
- D. One-year applicable accounting period means the annual accounting period for which financial statements are regularly prepared by the consultant.
- E. Scope of work means all services, work activities, and actions required of the consultant by the obligations of the contract.
- F. Technical Services means specialized testing or other paraprofessional services that provide test results, data, or information in support of engineering services, including such services as laboratory testing, core borings, and material sampling.

PROCUREMENT METHODS:

- A. Competitive Negotiation Competitive negotiation is the preferred method of procurement for engineering related services. These contracts use qualifications-based selection procedures in the manner of a contract for architectural and engineering services under the "Brooks Act" provisions contained in Title 40 U.S.C. Chapter 11. The proposal solicitation process is by public announcement and provides qualified in-state and out-of-state consultants a fair opportunity to be considered for award of the contract. Price is not used as a factor in the evaluation and selection phases.
- B. Small Purchases Small purchase procedures are relatively simple and informal procurement methods where an adequate number of qualified sources are reviewed and the total contract costs do not exceed the simplified acquisition threshold as defined in 48 CFR §2.101 (currently \$150,000). Competitive negotiation in the manner of a "Brooks Act" qualifications-based selection procedure is not required.



C. Noncompetitive Negotiation – Noncompetitive negotiation is used to procure engineering and design related services when it is not feasible to award the contract using competitive negotiation or small purchase procedures. Circumstances which may justify a noncompetitive negotiation include when the service is available only from a single source, there is an emergency which will not permit the time necessary to conduct competitive negotiations, or after solicitation of a number of sources competition is determined to be inadequate.

TYPES OF CONTRACTS:

- A. Project Specific Contract A project specific contract provides for all the work associated with a specific project or projects that is to be performed by the consultant firm and requires a detailed scope of services. These contracts may provide for all work to be placed under contract at the same time depending on availability of funds. A project specific contract is the traditional type of consultant contract between the Agency and a consultant for the performance of a fixed scope of work related to a specific project or projects.
- B. Multiphase Contract A multiphase contract is similar to a project-specific contract except that the work is divided into phases such as survey, environmental or design. The consultant contract is based on a general scope of work with a maximum contract ceiling. Individual phases are negotiated and the work authorized while future phases may wait until later in the contract period before completing negotiation and authorization. Multiphase contracts are helpful for complex projects where the scope of a future phase is not well defined. Multiphase contracts may be terminated at the end of a phase. A multiphase contract incorporates the work order concept for a specific project.
- C. General Engineering Related Contract General engineering related contracts are for engineering and design related services related to transportation planning, design, or program management for use on multiple projects. Examples include the development of design standards and technical manuals, and the development of comprehensive transportation program management manuals. These services may be performed on a project specific or on-call basis.

POLICY:

1. CONSULTANT EVALUATION COMMITTEE

A. Establishment of a Consultant Evaluation Committee: The Agency's legally designated selection authority shall designate the members of the Consultant Evaluation Committee (CEC), which shall at a minimum be composed of professional employees of the Agency capable of providing a review of the technical qualifications of the consultant to perform the job(s) in question. The



Agency's legally designated selection authority must approve any substitutions. The CEC membership may vary depending on the type of service being procured.

- B. Role: The CEC shall have the responsibility of submitting to the Agency's legally designated selection authority a recommended list of at least three of the most highly qualified firms if one firm is to be selected. If more than one firm is to be selected from a single solicitation, the CEC's recommended list of the most highly qualified firms shall include at least two more firms than the number of selections to be made.
- C. Record of Proceedings: The CEC shall designate either a member or staff person to create and maintain a record of proceedings before the CEC, which shall include information submitted to the CEC for consideration, summary minutes of meetings, findings and/or recommendations to the Agency's legally designated selection authority.

II. PREQUALIFICATION OF CONSULTANTS

- A. All firms, including any public or private universities, shall have a current prequalification status which can be found on the Tennessee Department of Transportation's website.
- B. Firms and their employees must comply with the applicable state licensing law requirements including but not limited to Tennessee Code Annotated Title 62, Chapter 2 (Architects, Engineers, and Landscape Architects), Title 62, Chapter 39 (Real Estate Appraisers), Title 62, Chapter 18 (Land Surveyors), and Title 62, Chapter 36 (Geologists).
- C. Firms prequalified by the Tennessee Department of Transportation for engineering and design related services shall have either an "Unlimited" or "Limited" prequalification status as described below:
 - Unlimited Prequalification: This level of prequalification allows consulting firms
 to compete for any projects for which they are professionally and financially
 pre-qualified with the Tennessee Department of Transportation. Continued
 prequalification at this level requires submittal of the prequalification form
 every three years.
 - 2. Limited Prequalification: This level of prequalification allows firms seeking prequalification for engineering and design related services to:
 - a) Compete for projects with fees estimated to be less than the "Small Purchase Maximum Contract Value" per contract (see Section VI), or
 - b) Work as a sub-consultant or as contract labor with fees estimated to be less than the "Small Purchase Maximum Contract Value" per contract.



- C. Expiration or termination of a consultant's prequalification status may be cause for the Agency to terminate any contract with a consultant.
- D. A name change, merger, buy out or other similar change in status shall cause a termination of the existing prequalification and necessitate the submittal of a new prequalification form to the Tennessee Department of Transportation.
- E. A firm's prequalification status shall be terminated if the firm is included on the Federal Excluded Parties List or if it has been suspended or debarred by the Tennessee Department of Transportation or any other agency of the State of Tennessee.

III. COMPETITIVE NEGOTIATION PROCUREMENT PROCEDURE

- A. Confidentiality of Data and Records Retention
 - To the extent allowed by applicable State law, all documents relating to the evaluation and selection of consultants, and negotiations with selected consultants, shall remain confidential until selection is complete and a contract is awarded.
 - 2. Audit information shall not be provided to other consultants or any other government agency not sharing the cost data, or to any firm or government agency for purposes other than complying with the Agency's acceptance of a consultant's indirect cost rates pursuant to 23 U.S.C. § 112 and 23 CFR Part 172 without the written permission of the affected consultants. If prohibited by law, such cost and rate data shall not be disclosed under any circumstance; however, should a release be required by law or court order, such release shall make note of the confidential nature of the data.
 - 3. In accordance with 23 CFR 172.7 and the provisions of 2 CFR 200.333, financial records, supporting documents, statistical records, and all other non-Federal entity records pertinent to a Federal award must be retained for a period of three years from the date of submission of the final expenditure report. The only exceptions are the following:
 - a) If any litigation, claim, or audit is started before the expiration of the 3-year period, the records must be retained until all litigation, claims, or audit findings involving the records have been resolved and final action taken.
 - b) When the non-Federal entity is notified in writing by the Federal awarding agency, cognizant agency for audit, oversight agency for audit, cognizant agency for indirect costs, or pass-through entity to extend the retention period.



- Records for real property and equipment acquired with Federal funds must be retained for 3 years after final disposition.
- d) When records are transferred to or maintained by the Federal awarding agency or pass-through entity, the 3-year retention requirement is not applicable to the non-Federal entity

B. Solicitation

The Agency shall seek Letters of Interest from pre-qualified firms by public announcement through its internet website and by any other means of advertisement that may be required by law. Solicitations shall be reviewed and approved by the Local Programs Development Office before publishing.

- 1. For all contract types, the solicitation shall address:
 - a) Contact information at the Agency for project specific questions;
 - The specific location where the Letters of Interest should be mailed or emailed;
 - The deadline for submittals of Letter of Interest (not less than 14 days from the date of the solicitation);
 - d) A statement that all firms must be pre-qualified or have a completed prequalification form filed with the Tennessee Department of Transportation by the deadline for the Letters of Interest; and
 - e) Disadvantaged Business Enterprise (DBE) and Small Business encouragements.
- 2. The solicitation shall provide at a minimum, the following:
 - a) A detailed scope of work, including:
 - i. The purpose and description of the project;
 - ii. The services to be performed;
 - iii. The deliverables to be provided;
 - iv. The estimated schedule for performance of the work; and
 - The technical requirements of consultants required including the applicable standards, specifications, and policies;
 - c) The qualifications of consultants needed for the services to be rendered;



- Any requirements for interviews or other types of discussions that may be conducted with the most highly qualified firms in Phase II of the selection of process;
- e) The evaluation criteria to be used in Phases I and II of the selection process, including the relative weight of importance of the factors to be considered in evaluating the interested firms that submit proposals in Phase II of the selection process;
- f) Any approved non-qualifications based evaluation criteria to be considered in Phase II of the evaluation process;
- g) The contract type and method of payment; and
- Any special provisions or contract requirements associated with the solicited services.
- 3. For mid-range and large size projects, the CEI consultant shall not be associated with any other aspect of the project as described in Attachment A. The Agency must advertise separately for design and CEI services for midrange and large projects, OR the Agency must separate the project into phases on one advertisement and require the consultant to indicate to which phase they are responding.

C. Consultant Evaluation Criteria

- 1. The qualifications-based selection criteria used for evaluation, ranking, and selection of consultants to perform engineering and design related services may include, but are not limited to, technical approach (e.g., project understanding, innovative concepts or alternatives, quality control procedures), work experience, specialized expertise, professional licensure, staff capabilities, workload capacity, and past performance.
 - a) For Phase I evaluation, the qualifications-based evaluation criteria may include, but are not limited to, the following:
 - Work experience in the required disciplines with TDOT, the Agency, and/or other clients;
 - ii. Specialized expertise;
 - iii. Professional licensure;
 - iv. Staff capabilities of prime consultant;
 - v. Size of project and limited or unlimited pregualification status; and,



- b) For firms submitting proposals during Phase II evaluation, the following additional evaluation criteria may also be included:
 - Workload capacity; including amount of work under contract with the Agency, if applicable
 - ii. Past performance on Agency Projects;
 - iii. Technical approach (e.g., project understanding, innovative concepts or alternatives, quality control procedures);
 - iv. Other factors including interviews and demonstrations, as approved by the Agency; and
 - v. Any approved non-qualifications based evaluation criteria, as provided in paragraph C.2. below.
- If approved by the Agency's legally designated selection authority and the Department's Local Programs Office, the following non-qualifications based criteria are permitted, provided the combined total of these factors does not exceed a nominal value of ten percent (10%) of the total evaluation criteria:
 - a) For contracts with Federal-aid funding, participation of qualified and certified Disadvantaged Business Enterprise (DBE) sub-consultants; and/or
 - b) For any contracts a local presence may be used as a nominal evaluation factor where appropriate; provided, that this factor shall not be based on political or jurisdictional boundaries, and provided further that this factor may be applied only on a project-by-project basis for contracts where:
 - A need has been established for a consultant to provide a local presence;
 - ii. A local presence will add value to the quality and efficiency of the project; and
 - Application of this factor leaves an appropriate number of qualified consultants, given the nature and size of the project.
 - iv. If a consultant from outside of the locality area indicates as part of a proposal that it will satisfy the criteria in some manner, such as establishing a local project office, that commitment shall be considered to have satisfied the local presence criteria.
- For contracts or projects with Federal-aid funding, the Agency may set DBE goals, in which case the selected consultant must either meet the goal or show good faith efforts to meet the goal, consistent with the DBE program regulations at 49 CFR Part 26, to be considered for selection.



D. Evaluation, Ranking and Selection

1. Phase I Evaluation

- a) Using the evaluation criteria identified in the public solicitation, the Agency advertising for engineering related services shall evaluate current statements of qualification and performance data from those firms submitting Letters of Interest.
- Unless specifically stated otherwise in the solicitation, the evaluation of a firm's qualification during Phase I evaluation shall be limited to the prime consulting firm only.
- c) Evaluations shall be presented to the CEC for review. The CEC shall choose at least three of the most highly qualified consultants who would make viable candidates and who will be invited to submit a proposal.
- d) The Agency shall issue a list of firms chosen to submit proposals and notify the firms that were not selected. The firms selected in Phase I shall be requested to submit a proposal for the work. Proposal format requirements, delivery address and deadlines shall be included in the notification sent to the selected firms. Electronic delivery and receipt of the proposal may be permitted.

2. Phase II Evaluation

- a) The Agency shall evaluate the proposals of firms selected in Phase I using the Phase II evaluation criteria identified in the public solicitation.
- b) A consultant firm that has been short-listed for a project and asked to submit a proposal shall specifically identify any sub-consultant(s) required to complete the project team. Identified sub-consultants will be evaluated using the criteria identified in the public solicitation. All sub-consultants identified on the submittal must be pre-qualified by the Tennessee Department of Transportation to perform the required tasks or have an application pending prior to submittal of the proposal. It shall be the responsibility of the prime consultant to include a signed statement from each sub-consultant on their own letterhead confirming that they have the staff available and agree to provide the necessary services for the specific item/project listed in the prime consultant's proposal. Failure to meet these requirements will void the submittal.
- c) Separate formal interviews, if approved as an evaluation criteria, shall be structured and conducted with a specified time limit. Competing consultants may be asked to bring additional information or examples of their work to the interviews if such information will contribute to the



evaluation process. Specific questions may be asked of each consultant to clarify qualifications, written proposals, or oral presentations.

d) The Agency shall present the evaluation of proposals received from firms selected in Phase I to the CEC for review. The CEC shall rank the firms based on the established and published criteria, or the CEC shall submit to the legally designated selection authority a list of the firms deemed most highly qualified to provide the services required. The list shall contain no fewer than three firms. In instances where only two qualified consultants respond with proposals, the Agency may proceed with evaluation and selection if it is determined that the solicitation did not contain conditions or requirements that arbitrarily limited competition.

3. Phase III Evaluation, Ranking, Selection and Notification

- a) If the CEC does not make the final ranking of the most highly qualified firms, the Agency's legally designated selection authority shall rank the firms in order of preference.
- b) Notification must be provided to responding consultants of the final ranking of the three most highly qualified consultants.
- c) The Agency will negotiate with the three consultant firm(s) deemed to be most highly qualified in rank order.

E. Negotiation of Contract

The following shall apply to all negotiations of scope and cost for contracts, work orders, and supplemental agreements.

- 1. Determination of Contract Amount: The Agency shall prepare a detailed independent estimate with an appropriate breakdown of the work or labor hours, types or classifications of labor required, other direct costs, and consultant's fixed fee for the defined scope of work. The independent estimate, which shall serve as the basis for negotiation, will be based on the following:
 - Relative difficulty of the proposed assignment or project, size of project, details required, and the period of performance; and,
 - A comparison with the experience record for similar work performed both by Agency personnel and previously negotiated consultant contracts.

This estimate shall be done independently, prior to negotiation, and shall remain confidential to the extent allowed by applicable law.

2. Scope of Work Meeting with Selected Firm: The Agency will negotiate with the selected firm and may arrange a conference with the prospective



consultant where the parties must come to a mutual understanding of the scope of work and all technical and administrative requirements of the proposed undertaking. In lieu of a conference, this may be done by phone or correspondence. The prospective consulting firm may be represented as it wishes; however, a project manager and accounting representative are recommended.

3. Cost Proposal: The prospective consulting firm will be invited to submit a cost proposal for the project. This cost proposal is to be broken down by the various items of work as requested and supported by estimated labor requirements. Instructions shall be given regarding the method of compensation and the documentation needed to justify the proposed compensation.

In evaluating the consultant's cost proposal(s), the Agency shall judge the reasonableness of the proposed compensation and anticipated labor and equipment requirements by the following and other appropriate considerations:

- a) The proposed compensation should be comparable to that of other projects of similar nature and complexity, including as applicable salaries and man-hours to accomplish the work, and allocation of labor within the man-hour estimates.
- b) The Agency will assess the fairness of the proposed fixed fee based on the scope, complexity, contract duration, degree of risk borne by the consultant, amount of subcontracting, and professional nature of the services as well as the size and type of contract. Fixed fee is calculated using the following formula: Fixed Fee = 2.35 x Direct Salary x Allowed Fixed Fee Rate. Unless a higher fixed fee rate is expressly approved by the Agency, the maximum allowable fixed fee rate is 13% (See Appendix 1 for fixed fee rate determination).
- c) The proposed compensation shall be studied for reasonableness and to assure sufficient compensation to cover the professional quality of the work items desired.
- 4. Contract Negotiations: If the consultant's first cost proposal is rejected by the Agency, the negotiating parties shall hold a second conference to discuss those points of the cost proposal which are considered unsatisfactory. The consultant shall submit a second cost proposal based upon this second conference. If the Agency rejects the consultant's second cost proposal, negotiations shall be formally terminated and commence with the second most qualified firm. If like negotiations are unsuccessful with the second most qualified firm, the Agency will undertake negotiations with the third most qualified firm and any others on the selected list in sequential order. With the concurrence of the legally designated selection authority, the Agency may, at



any time, in lieu of continuing negotiations, elect to redefine the scope of the project and resolicit proposals pursuant to "POLICY", Section III, B, "Solicitation".

 The Agency shall maintain a record of the negotiations and all required approvals and shall retain these records for 36 months following final payment in accordance with Item A.3. of this section and as provided in 23 CFR § 172.7 and 2 CFR § 200.333.

F. Contract Development and Execution

- 1. In the event the parties reach agreement, the legally designated selection authority shall approve the preparation of a contract.
- The contract will include a clause requiring the consultant to perform such additional work as may be necessary to correct errors in the work required under the contract without undue delays and without additional cost to Agency.
- The contract shall contain a clause whereby the consultant must report at least quarterly all amounts paid to any DBE sub-consultants and to any Minority Business Enterprise (MBE) and/or Woman Owned Business Enterprise (WBE) sub-consultants.
- 4. Method of Payment: The method of payment to the consultant shall be set forth in the original solicitation, contract, and in any contract modification thereto. The methods of payment shall be: Lump sum, cost plus fixed fee, cost per unit of work, or specific rates of compensation. A single contract may contain different payment methods as appropriate for compensation of different elements of work.
- Suspension and Debarment: Prior to contract execution, the Agency shall verify suspension and debarment actions and eligibility status of consultants and sub-consultants in accordance with 2 CFR Part 1200 and 2 CFR Part 180.
- The Agency shall maintain a record of the negotiations and all required approvals.
- 7. Prior to approval of the contract, the Agency must have on file a contract specific Certificate of Insurance for the consultant. It shall confirm that the firm has professional liability insurance for errors and omissions in the amount of \$1,000,000, as a minimum, and the policy shall be maintained for the life of the contract. Consultants responsible for the disbursement of Agency funds shall be required to provide evidence of a Fidelity Bond in the amount of \$250,000 maintained for the life of the contract.



G. Contract Administration

- 1. Once a contract has been awarded, the consultant may negotiate directly with sub-consultants. A change in sub-consultants must be approved by the Agency. A written request must be submitted to the Agency to initiate the change. This request must include an explanation of the need to change sub-consultants and the impact on the project schedule and financial elements of the contract. The substitute sub-consultant must be pre-qualified at the appropriate level (unlimited or limited) by the Department of Transportation to perform the required tasks. After consideration of all factors of the request, the Agency will respond to the request in writing.
- 2. After the contract has been approved, a work order issued, and productive work on the consultant's assignment has begun, the Agency shall periodically review and document the consultant's progress. Said monitoring reviews shall be directed toward assurance that the consultant's assignment is being performed as specified in the agreement, that an adequate staff has been assigned to the work, that project development is commensurate with project billings, and that work does not deviate from the contracted assignment.
 - Should conditions warrant, these reviews may consist only of an appropriate exchange of correspondence. These reviews shall determine, among other matters, if any changes or supplemental agreements are required for the completion of the consultant's work.
- 3. A full-time employee of the Agency shall be responsible for each contract or project. Annually and/or at project close, the assigned employee will prepare a performance evaluation report covering such items as timely completion of work, conformance with contract cost, quality of work, and whether the consultant performed the work efficiently. A copy of this report will be furnished to the firm for its review and comments.

H. Contract Modifications

- 1. A contract modification, in the form of an executed supplemental agreement or amendment, is required whenever there is a change in the terms of the existing contract, including a change in the cost of the contract; a significant change in the character, scope, complexity, or duration of the work; or a significant change in the conditions under which the work is required to be performed. Contract modifications shall be negotiated using the same procedures as the negotiation of the original contract. The executed supplemental agreement or amendment shall clearly define and document the changes made in the contract and establish the method of payment for any adjustment in contract costs.
- No contract may be supplemented to add work outside the scope of the project or the general scope of services the consultant was initially evaluated



to perform. For example, a roadway design contract may be supplemented to add work related to additional phases of project design (e.g. preliminary engineering with related technical services such as survey or geotechnical work, preparation of right-of-way plans, or preparation of final construction plans); however, a project specific or multiphase contract for roadway design shall not be supplemented to add a new project or to add a different type of service, such as construction engineering and inspection, beyond the type of services solicited in the original solicitation.

 Overruns in the costs of the work shall not automatically warrant an increase in the fixed fee portion of a cost plus fixed fee reimbursed contract. Permitted changes to the scope of work or duration may warrant consideration for adjustment of the fixed fee portion of cost plus fixed fee or lump sum reimbursed contracts.

Contract Accounting Policies

- 1. Indirect Cost Rate Basic Agreement or Contract
 - a) Federally funded projects: The indirect cost rate, effective for contracts advertised on or after December 1, 2005, shall be the actual rate as determined in compliance with Federal Acquisition Regulation Standards and approved by the cognizant agency as defined by 23 CFR § 172.3. The cognizant agency is the home state transportation department, a federal agency, or TDOT in the absence of any of the other. A Certified Public Accountant (CPA) may perform the audit, but the audit work papers may be reviewed by the governmental agency. Further;
 - The indirect cost rate for firms with multiple offices shall be a combined rate for all offices.
 - ii. The approved rate shall be utilized for the purposes of contract estimation, negotiation, administration, reporting, and contract payment for a twelve month period beginning the seventh month after the firm's Fiscal Year End.
 - iii. If the indirect cost rate expires during the contract period an extension may be considered on a case-by-case basis in accordance with 23 CFR § 172.11(b)(1)(vi). In any event, no new contracts will be considered for any firm without an approved indirect cost rate.
 - b) State funded projects: Pursuant to T.C.A. § 54-1-130, the indirect cost rate cannot exceed a maximum of 145%.
- Travel: Travel and subsistence charges shall be in conformance with the State of Tennessee Comprehensive Travel regulations. Air travel shall be preapproved by the Agency. Actual expenses, not to exceed the commercial



rate, for the use of company owned airplanes are allowable as a direct charge.

3. Fixed Fee Payment:

- a) For cost plus fixed fee contracts, payments of fixed fee shall be based on the actual labor costs not to exceed the total approved fixed fee.
- b) The fixed fee for each progress billing shall be determined using the consultant's actual direct labor for the specific billing period multiplied by 2.35 times the negotiated fixed fee percent.
- c) With the exception of Construction Engineering and Inspection Contracts, the firm may invoice for the balance of any unbilled fixed fee upon successful completion of the contract.
- 4. Contract and Project Closing: The Agency is responsible for keeping up with contract costs and knowing when a contract is complete. The Agency is also responsible for closing the contract in a timely manner. By letter to the consultant, the Agency shall affirm that the contract or work order has been satisfactorily completed. In the event that additional services are required within the original scope of the project, the contract or work order may be reopened. All terms and conditions of the contract shall remain the same.
- Retainage shall not be required for new Engineering and Technical Services Contracts.

Audit Requirements:

- a) Pre-award audits consist of a review of a proposed indirect cost rate based upon historical data, review of the consultant's job cost accounting system, and review of project man-day or unit price proposals.
- b) Awarded contracts are subject to interim and final audits. The audits consist of determining the accuracy of invoice charges by reviewing time sheets, payroll registers, travel documents, etc. Charges that cannot be supported will be billed back to the consultant. Firms will be selected for contract compliance audits using a risk analysis utilizing primarily the firm's total contract exposure with the Agency and the time elapsed since the last compliance audit.
- c) Annual approval of the indirect cost rate for non-fixed indirect cost rate contracts will be required and adjustments to the invoiced billing rate may be necessary based on audit results. The determination of whether to perform a desk review or full field audit of the indirect cost schedule is made utilizing a risk analysis created in accordance with the guidelines proscribed in the AASHTO Uniform Audit & Accounting Guide.



- Computer Aided Drafting and Design (CADD) Expenditures: All CADD equipment and software expenditures are to be treated as part of indirect cost. CADD expense will not be allowed as a direct expenditure based on an allocation rate.
- Facilities Capital Cost of Money (FCCM) Rate: FCCM referenced in 48 CFR § 31.205-10 shall be allowed as part of indirect cost and applied to direct labor.

9. Direct Costs

- a) Include job related expenses that are required directly in the performance of project services such as travel, subsistence, long distance telephone, reproduction, printing, etc. These should be itemized as to quantities and unit costs in arriving at the total cost for the expense.
- b) The proposed direct cost shall not exceed the Tennessee Department of Transportation's maximum allowable rate when a rate for such cost is specified. All direct costs must show supporting documentation for auditing purposes. Documentation for proposed rates should show how they were developed including historical in-house cost data or names and phone numbers of vendors that supplied price quotes along with receipts, invoices, etc., if available.
- c) Electronic equipment, such as personal computers, cameras, and cellular phones, shall be included in the consultant's indirect cost.
- d) The cost of the use of the consultant's vehicle(s) to the Agency's project shall be paid for according to Attachment B, Schedule of Vehicle Reimbursements.
- 10. Collection of Funds Due as Result of Contract Audit: Once an audit is completed and the consultant is found to owe the Agency, the Auditor will notify the Agency's Finance Director in writing, with a copy to the Department's Local Programs Office. The Agency will contact the consultant in writing about the indebtedness and request payment within 30 days from the date of the letter. If after 30 days payment is not received, the consultant will then be notified that any funds owed to the consultant under other agreements will be used to satisfy the indebtedness. If funds or payables to the consultant in the Agency's possession are in excess of the indebtedness, anything owed the consultant will be remitted under normal payment procedures. If the funds in the Agency's possession are not sufficient to satisfy the indebtedness, the Agency will take appropriate action.



J. Geotechnical Contracts

Contracts for geotechnical services are considered separately because they may involve a mixture of two types of services, i.e., geotechnical studies (engineering services) and subsurface exploration/drilling and/or laboratory testing (technical services). Additionally, some firms offer one or the other of these services, others offer both, and others offer some combination as well as other services, e.g., design. Firms offering both services must, for accounting purposes, separate the two operations. Cost of equipment, supplies, etc., used in technical services may not be applied towards indirect cost computations for engineering services.

Geotechnical Studies and/or Subsurface Exploration/Drilling and/or Laboratory Testing services shall be procured as noted in "POLICY", Section III, Competitive Negotiation Procurement Procedure. The technical services costs shall be negotiated by the Agency based on usual industry standards.

K. Sub-consultants for Engineering Services

 Geotechnical Studies and/or Subsurface Exploration/Drilling and/or Laboratory Testing within another Engineering Services Firm: These services may be procured as part of the larger contract, e.g., roadway design. Payment for subsurface exploration/drilling shall be invoiced as a direct cost. Geotechnical studies shall be invoiced as other engineering services.

2. Geotechnical Studies Firms as Sub-Consultants

- a) Geotechnical Studies Only: The services of these firms may be procured by negotiation with the prime consultant as described previously herein.
- b) Geotechnical Studies and/or Subsurface Exploration/Drilling and/or Laboratory Testing Firms as Sub-Consultants: The services of these firms shall be procured by negotiation with the prime consultant. However, costs associated with subsurface exploration/drilling and/or laboratory testing shall be negotiated by the Agency.

L. Sub-consultants Not Covered Under Engineering Services

In the event a sub-consultant is required whose hiring process, as a prime, would not be governed by Competitive Negotiation under this Policy, that sub-consultant shall be retained by the same method as the Agency would use to procure the same type of services under the Agency's local law or other applicable state law.

 Example: Design consultants are occasionally asked to provide laboratory testing services under their design contract. The design consultant shall use, and document, the applicable procedures identified by the Agency.



The Agency should monitor the hiring and documentation of sub-consultants by the prime. Documentation should detail the method used and should be satisfactory for a final project audit.

IV. NONCOMPETITIVE NEGOTIATION PROCUREMENT PROCEDURE

The following procedures shall be used by the Agency, subject to the Tennessee Department of Transportation's prior approval, in those circumstances where there exists only one viable source for the desired services, when competition among available sources is determined to be inadequate after solicitation of a number of sources, or in emergencies when adherence to normal competitive negotiation procedures will entail undue delays for projects requiring urgent completion.

Upon determination of a need for this type of procurement, the Agency shall request an estimate from the qualified firm for the accomplishment of the desired assignment. The request for an estimate shall define the full scope of the desired services, together with minimum performance specifications and standards, the date materials and services are to be provided by the consultant to the Agency, and the required assignment completion schedule. Response to the request for an estimate shall be evaluated, giving due consideration to such matters as a firm's professional integrity, compliance with public policies, records or past performances, financial and technical resources, and requested compensation for the assignment. Before using this form of contracting, the Agency shall submit justification to and obtain approval from the Department; provided, however, that for Federal-aid contracts, the Department shall also submit the request to FHWA for approval in accordance with 23 CFR § 172.7(a)(3)(ii).

V. SMALL PURCHASE PROCUREMENT PROCEDURE

When the contract cost of the services does not exceed the simplified acquisition threshold as defined in 48 CFR § 2.101 of the Federal Acquisition Regulations (FAR), which is currently \$150,000, small purchase procedures may be used. The scope of work, project phases and contract requirements shall not be broken down into smaller components merely to permit the use of small purchase procedures. Further, a contract obtained under small purchase procedures shall not be modified to exceed the simplified acquisition threshold.

Proposals will be obtained from an adequate number of qualified sources with a minimum of three. In instances where only two qualified consultants respond to the solicitation, the Agency may proceed with evaluation, ranking and selection if it is determined that the solicitation did not contain conditions or requirements which arbitrarily limited competition. Awards will be made to the responsible firm whose proposal is most advantageous to the program.



VI. TECHNICAL SERVICE PROCUREMENT PROCEDURE

The Agency shall use the procurement process it would use for the same type of service under applicable state or local law; provided, that on Federal-aid projects the procurement process shall be consistent with competitive procurement requirements under 2 CFR Part 200.



ATTACHMENT A - Consultant Selection for Locally Managed Projects

Size of Project	Type of Project	Procurement Requirements
 Must have a full-time employee on staff with experience managing transportation projects. Must hire consultants for all phases of the project from TDOT's approved list if the Local Government has not been approved by TDOT to use their own forces. The consultants must be qualified in the required area of expertise. 	 Transportation Alternatives intersection improvements without significant ROW (under one acre of disturbance) Safe Routes to School resurfacing striping signing guardrail installation signalization some bridge replacement projects (under one acre of disturbance) non-construction/service contracts (as listed in Chapter 10 of the LGG) low-risk and exempt ITS 	Local Government can use the same consultant for the entire project (planning, preliminary engineering and CEI)
 MID-RANGE projects Must have a qualified, full-time professional engineer on staff. Must hire consultants for all phases of the project from TDOT's approved list. The consultants must be qualified in the required area of expertise. 	 roadway widening realignment of existing roadway signalization projects with the addition of turn lanes intersection improvements with significant ROW (over one acre of disturbance) bridge replacement projects requiring significant land acquisition (over one acre of disturbance) projects with environmental requirements greater than a categorical exclusion but lesser than an EIS high-risk ITS 	The selected CEI consultant shall not be associated with any other aspect of the project.
 Must have a qualified, full-time professional engineer on staff with extensive experience working with federally-funded transportation projects. Must hire consultants for all phases of the project from TDOT's approved list. The consultants must be qualified in the required area of expertise. 	 construction of new facilities widening of existing roadways realignment of existing roadways that require significant land acquisition (over 10 acres) environmental clearances that require an EIS 	The selected CEI consultant shall not be associated with any other aspect of the project.



ATTACHMENT B – Policy for Standard Procurement of Engineering and Technical Services

Vehicle Reimbursement Schedule

For all projects except Construction Engineering and Inspection (CEI), the consultant shall be reimbursed at the rate specified in the State of Tennessee Comprehensive Travel Regulations in effect at the time the cost was incurred.

For CEI projects, the consultant shall be reimbursed at the rate of \$27.00 per day for compact pick-up trucks used on the Agency's projects. For full size pick-up trucks used on the Agency projects, the consultant shall be reimbursed at the rate of \$30.25 per day

Rate changes are approved:		
=	AGENCY HEAD	DATE

OFFICE OF THE COUNTY LAW DIRECTOR ANDERSON COUNTY, TENNESSEE

101 South Main Street, Suite 310 CLINTON, TENNESSEE 37716

N. JAY YEAGER Law Director

TELEPHONE: (865) 457-6290 FACSIMILE: (865) 457-3775 Email: jyeager@aclawdirector.com

MEMORANDUM

TO:

Ms. Annette Prewitt, Chief Deputy to the County Commission

CC:

County Commission

FROM:

N. Jay Yeager

DATE:

February 16, 2022

RE:

Law Director's Report - February 22, 2022 - County Commission Meeting

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

A. Contract Approvals:

- 1. Local Government Corp. -Schools
- 2. Hensley Holdings (Lease Extension) -Schools
- 3. TDOT- Railroad Crossing Improvements -Highway Dept.
- 4. City of Oak Ridge -7th Crime Task Force
- 5. Parker Transport (Route 5) Addendum #3 -Schools
- 6. Claxton Bus Lines (Route 5) Addendum #2 -Schools
- 7. State of TN Safe Baby (Amendment #2) Juvenile Court
- 8. Anderson County Family Justice Center MOU Renewal
- 9. Amplify-Schools
- 10. International Wholesale (Addendum) -Schools
- 11. Zoom- Sheriff's Department
- 12. WeVideo-Schools
- 13. Robert G. Campbell-Highway Department

B. Anderson County Zoning Violations:

Resolved Violations:

- 1. 128 Johnson Gap, Kizzie Phillips;
- 2. 589 Cane Creek Road, Samuel McMahan;
- 3. 3058 Lake City Highway, Phillip Holmes;
- 4. 135 King Street, Robert and Beverly Ballard;

Newly Opened:

- 1. 1721 Briceville Highway, Ronnie Trail, Jr.;
- 2. 177 Scott Brogan Lane, Marianne and Gregory Gremillion;
- 3. 135 Cedar Circle, Jeffrey and Rebecca Manning;
- 4. 484 Clear Branch Road, David Foust;

Newly Filed:

- 1. 148 Duke Street, Candy Raines;
- 2. 639 Mountain Road, Ronnie Foust;
- 3. 120 Mountainside Road, Chris Haynes;

C. Tax Assessment Change Order Correction:

Pending:

- 1. 139 Arkansas Ave, Gena Littrell Requested by the Oak Ridge Business Office;
- 2. 246 S. Illinois Ave, Hart & Associates Requested by the Oak Ridge Business Office;
- 3. 106 Tennessee Hollow, Melford and Lucretia Lawson -Requested by the Anderson County Property Assessor:
- 4. 219 Butler Road, Chad and Megan Brocious Requested by the Oak Ridge Business Office;
- 5. 102 Henderson Lane, Jade Nichole Shephard Requested by the Oak Ridge Business Office;
- 6. 126 Indian Lane, Anna Emert Requested by the Oak Ridge Business Office;
- 7. 101 S. Illinois Ave., Lane Family Trust Requested by the Oak Ridge Business Office;
- 8. 108 S. Illinois Ave., Walter E. Culbreth, III Requested by the Oak Ridge Business Office;

Completed:

- 1. 103 Spelman Avenue, Benny Goodman Requested by the Oak Ridge Business Office;
- 2. 210 Duncan Road, Ralph Ray Requested by Leeann Tupper;

- 3. 0 Badger Avenue, T.N. Oak Ridge, Illinois, LLC Requested by the Oak Ridge Business Office;
- 4. 39 E. Norris Rd., Lambert's Enterprises Requested by Anderson County Property Assessor;
- 5. 0 Tuskegee Drive, Mark and Jerrold Wagner Requested by Anderson County Property Assessor.

D. Lawsuit Updates

- 1. Accord, Gary v. AC Dismissed No liability to County
- 2. Talen, Nancy v. AC-Dismissed No liability to County
- 3. Kennedy, Charles Edward v. AC Dismissed No liability to County
- 4. Lane, Kevin Lee v. AC No liability to County
- 5. Jett, Christopher v. AC Dismissed No liability to County
- 6. Johnson, Michelle v. AC No Liability to County
- E. Road Dedication Village Way Arcadian Springs S/D * Needs Commission Approval
- F. American Nuclear
 - 1. Letter to EPA Director Region 4 (Attached)
 - 2. Letter to Congressman Chuck Fleishmann (Attached)
- G. Turkey Hunt Resolution Youth and Veteran Hunts * Needs Commission Approval
- H. Letter in Support of Legislation allowing Off-Road Vehicles on Oliver Springs City Streets
- I. Honorary Resolution John Rice Irwin Requested by Chairman Anderson

Property Identifier: Map 32; Parcel 30 (A portion of, and not the entirety)

This Instrument Prepared by: N. Jay Yeager Anderson County Law Director 101 S. Main Street, Suite 310 Clinton, TN 37716 865-457-6290

Responsible Taxpayer: Tax Exempt (Exempt after date of recording)

COUNTY ROADWAY DEED OF DEDICATION AND ACCEPTANCE

"Village Way" - Arcadian Springs Subdivision

THIS DEED OF DEDICATION for a proposed county roadway, executed and delivered by Asset Protection Management, Inc., a business organized and operated under the laws of the the Commonwealth of Kentucky, with its principal place of business located at 1810 Cumberland Avenue, Middlesboro, Kentucky 40965, hereinafter referred to as the "Grantor," does hereby dedicate, grant, transfer and covey to Anderson County, Tennessee, a governmental entity and political subdivision of the State of Tennessee, with its principal place of business located at 100 N. Main Street, Clinton, TN 37716, hereinafter referred to as "County/Grantee," a certain improved private road, commonly referred to as "Village Way" and described below, for the express purpose of construction of a county road, with all rights and obligations commonly given to county roads under the laws of the State of Tennessee.

WITNESSETH:

THAT, FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00), cash in hand paid, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the said Grantor does hereby dedicate, grant, transfer and convey unto the County/Grantee, and its successors in interest and assigns, to have and to hold as long as said

property is used for a public purpose and maintained as a *county road*, all of the following real property to be used and held by the County/Grantee solely and specifically for the purpose of construction and future designation as a *county road* or street and including all right-of-ways, bound and described as follows, to wit:

Situated in the First (1st) Civil District of Anderson County, Tennessee and being more specifically described as follows:

Beginning at an iron pin in the south right-of-way of Highway 61-Andersonville Highway in the north line of the Asset Protection Management, Inc. property located 540' approximately from the intersection of Mountain Road. Thence going with the right-of-way of Highway 61- Andersonville Highway N 57º01'42" B a distance of 3.55' to an iron pin; thence S 23º46'19" E a distance of 10.13' to an iron pin; thence N 57°01'42" E a distance of 47.11' to an iron pin. Thence leaving the right-of-way of Highway 61-Andersonville Highway and crossing the Asset Protection Management, Inc. property S 23°46'19" E a distance of 682.26' to an iron pin; thence with a curve turning to the left with an arc length of 39.11', a radius of 24.72', a chord bearing of S 69005'50" E and a chord length of 35.15' to an iron pin in the north right-of-way of Arcadian Springs Drive. Thence leaving the line of Asset Protection Management, Inc. and going with the right-of-way of Arcadian Springs Drive S 65°34'40" W a distance of 100,00' to an iron pin. Thence leaving the right-of-way of Arcadian Springs Drive and crossing the Asset Protection Management, Inc. property with a curve turning to the left with an arc length of 39.43', a radius of 25.29', a chord bearing of N 20°54'10" E and a chord length of 35.56' to an iron pin; thence N 23°46'19" W a distance of 684.86' to the point of beginning containing 0.81 acres more less as shown by a survey prepared by McGrew Engineering & Surveying dated 11-23-21, drawing number 4995A. (Exhibit 1 - Survey) A portion of and not the entirety of Map: 032; Control Map: 032; Parcel: 030.00. (Exhibit 2 - Tennessee Real Estate Assessment Data)

MAP 032 PARCEL 030.00 (A PORTION OF, AND NOT THE ENTIRETY)

Being the same property conveyed to Asset Protection Management, Inc. by a Trustee's and Substitute Trustee's Deed from Joseph G. Coker, Trustee and Substitute Trustee, dated August 1, 2013 and recorded August 16, 2013 in Book 158, pages 1-19 in the register's Office for Anderson County, Tennessee. (Exhibit 3 – Deed)

County specifically excludes the Arcadian Springs Subdivision mail center and has no obligation or duty to maintain said mail center, or the improved area around the mail center, or any other property outside the above legal description other than those surrounding roadways previously dedicated and determined to have *county road* status.

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

GRANTOR COVENANTS to and with the County/Grantee, and its representatives, successors in interest and assigns that Grantor: (1) is lawfully seized in fee simple of the above named premises; (2) it has good and valid title to the property; (3) it has a lawful and perfect right to make this dedication; (4) property is free from all encumbrances; (5) shall warrant and forever defend such title to said property against the lawful or unlawful claims and demands of all persons whomsoever claiming by and through, or under the Grantor.

This conveyance is subject to property taxes for the current year which are to be prorated between the parties. Property will be tax exempt and not subject to property tax as of the date of transfer.

COUNTY/GRANTEE COVENANTS to and with the Grantor, and its representatives, successors in interest and assigns that; (1) it will construct a roadway on said property in compliance with all regulations for construction of a *county road*; (2) construction of the road will be at no cost to Grantor; (3) when completed to the satisfaction of the County Road Superintendent that he will recommend *county road status* to the Anderson County Board of Commissioners; (4)

upon such recommendation, the Board of Commissioners will designate the roadway as a county
road; (5) henceforth the new county road will be entitled to all the rights lawfully given to county
roads under Tennessee law, including open and unobstructed public passage and perpetual
maintenance,
POSSESSION of the premises shall be dedicated to County/Grantee with delivery of this
conveyance.
IN WITNESS WHEREOF, the Grantor has executed this instrument day of
, 2022.
DEDICATED BY ASSET PROTECTION MANAGEMENT, INC. (GRANTOR):
Janine Thomas Title .
Brad Hodge, Esq.
Attorney for Asset Protection Management, Inc.

COMMONWEALTH OF KENTUCKY)
COUNTY OF BELL)

Before me, a Notary Public of the State and County aforesaid, personally appeared Janine Thomas, Asset Protection Management, Inc., a representative and agent of the within named Grantor, who declares she is authorized to execute and bind the corporation, with whom I

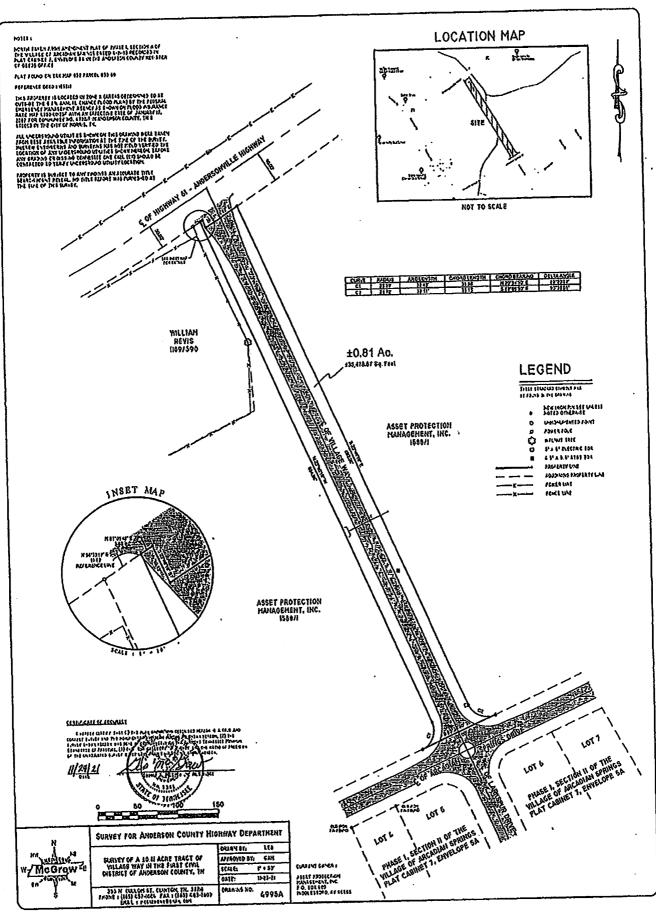
am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that such person executed the within instrument for the purposes therein contained. Witness my hand and official seal, this the ______ day of ______, 2022. . Notary Public My Commission Expires: ACCEPTED BY ANDERSON COUNTY, TENNESSEE (GRANTEE): Terry Frank, County Mayor Joshua N. Anderson, Chair, County Commission Gary Long, Highway Superintendent APPROVED AS TO FORM: N. Jay Yeager, Esq.

Anderson County Law Director

COUNTY OF ANDERSON)	
Frank, Anderson County Mayor, a repres Grantee, with whom I am personally acquai	tate and County aforesaid, personally appeared Terry sentative and principal agent of the within named inted (or proved to me on the basis of satisfactory h person executed the within instrument for the
Witness my hand and official seal, the	his the day of, 2022.
	Notary Public
My Commission Expires:	

STATE OF TENNESSEE)	
COUNTY OF ANDERSON)	
Joshua N. Anderson, Chair, Board of Connamed Grantee, with whom I am person	e State and County aforesaid, personally appeared immissioners, a representative and agent of the within nally acquainted (or proved to me on the basis of alged that such person executed the within instrument
for the purposes contained purposes	
for the purposes contained purposes Witness my hand and official seal, to	this the day of, 2022.
	this the day of, 2022.
	this the day of, 2022. Notary Public
Witness my hand and official seal, t	
Witness my hand and official seal, t	

********	*******	*******	********
STATE OF TENNESSEE)	•	
COUNTY OF ANDERSON)		·
Before me, a Notary Pul Long, Highway Superintende whom I am personally acquainte acknowledged that such person	ent, a representative as ed (or proved to me on	nd agent of the wit the basis of satisfa	hin named Grantee, wi ctory evidence), and wh
Witness my hand and of	fficial seal, this the	day of	, 2022.
			•
	·		**************
	<u></u>	***********	**************
I, or we, hereby swear of the property or interest in proper with the promise to construct a samount which the property or	Affidavit of Cons. or affirm, that the actuarty transferred, which public road with coun	deration al consideration for ever is greater, is greater, is ex- ty road status, is ex- transferred would	r this transfer, or value of \$10.00, which, alor qual to or greater than the command at a fair ar
I, or we, hereby swear of the property or interest in proper with the promise to construct a samount which the property or	Affidavit of Cons. or affirm, that the actuarty transferred, which public road with coun	deration al consideration for ever is greater, is ty road status, is ex	r this transfer, or value of \$10.00, which, alor qual to or greater than the command at a fair ar
	Affidavit of Constructions affirm, that the actual transferred, which public road with countries in property Affiant	deration al consideration for ever is greater, is ty road status, is ed transferred would	r this transfer, or value of \$10.00, which, alor qual to or greater than the command at a fair ar
I, or we, hereby swear of the property or interest in proper with the promise to construct a amount which the property or voluntary sale.	Affidavit of Constructions affirm, that the actual transferred, which public road with countries in property Affiant	deration al consideration for ever is greater, is ty road status, is ed transferred would	r this transfer, or value of \$10.00, which, alor qual to or greater than the command at a fair ar



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Exhibit 1

State of Tennessee Comptroller of the Treasury Real Estate Assessment Data

Home About New Search Return to List

County Number: 001

County Name: ANDERSON

Tax Year: 2022

Property Owner and Mailing Address

Jan 1 Owner: ASSET PROTECTION MANAGEMENT, INC P O BOX 400 MIDDLESBORO, KY 40966

Property Location

Address: ANDERSONVILLE HWY 61

Map: 032 Grp: Ctrl Map: 032 Parcel: 030.00 Pl: Sil: 000

Value Information

Reappraisal Year: 2020

Land Mkt Value: \$175,100

Improvement Value: \$0

Total Market Appraisal: \$175,100

Assessment %:

...

Assessment:

\$43,775

General Information

Class: 00 - RESIDENTIAL

City #:

000 City:

..., ...

000 \$\$D2:

SSD1; District;

01 Mkl Area:

A01

000

Bldgs:

0 # Mobile Homes:

0

Utilities - Water / Sewor:

11 - INDIVIDUAL / INDIVIDUAL

Utilities - Electricity:

01 - PUBLIC

Utilities - Gas / Gas Type:

00 - NONE Zoning:

Subdivision Data

Subdivision:

Plat 8k:

Plat Pg:

Block:

Lol:

Additional Description

01 032 032 03000 000

Building Information

Extra Features

Sale Information

Sale Date	Price	Book	Page	Vac/Imp	Type Instrument	Qualification
08/01/2013	\$1,091,439	1588	1	IMPROVED	TR	
08/13/2001	\$960,000	1215	479	IMPROVED	WD	P
04/12/1995	\$1	N-19	91	IMPROVED	WD	K
12/04/1990	\$0	Z-17	811			
05/13/1977	\$0	Y-13	83			

Land Information

Doed Acres: 0.00

Calc Acros: 0.00

Total Land Units: 9.00

Land Typo: 03 - SMALL TRACT

Soll Class:

Units: 9.00

View GIS Map for this Parcel

Glossary of Terms

How to Search

Fact Sheet

Division of Property Assessments

Homa Page

Comptroller of the Treasury Home Page

State of Tennessae Home Page

Exhibit 2

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RECORDING J'	1 7 1 7 1 7 1 7 1	
	BK/PG: 1588/1-19	
	13008071 19 POS: AL-TRUSTEES DEED KOMBATCH: 69935 19 JULE 11:30 AM VALUE 11:000 MORTGAGE TAX TRANSFER TAX 407 RECORDORA FEE 9 DPFEE	080 080 080 080 080 080 080 080 080 080

TRUSTEE'S AND SUBSTITUTE TRUSTEE'S DEED

This Instrument, Made and Entered Into on this the 1st day of August, 2013, by and between JOSEPH G. COKER, Trustee and Substitute Trustee, as applicable, party of the Pirst Part, and ASSET PROTECTION MANAGEMENT, INC. of Middlesbore, Kentucky, party of the Second Part,

WHEREAS, on the 28th day of December, 2010, Anderson Development Group, Inc., conveyed to Joe Coker, Trustee, by Deed of Trust recorded in Book 1534, Page 1495, in the Office of the Register of Deeds for Anderson County, Tennessee, on January 3, 2011, the Increlnafter described real estate to secure payment of a Promissory Note dated December 28, 2011, in the amount of Three Hundred Eighty Two Thousand Five Hundred (\$382,500.00) Dollars, all as set forth in said Deed of Trust and Promissory Note as modified by a Modification Agreement dated December 28, 2011 and recorded in Book 1154, Page 727, in the Register's Office for Anderson County, Tennessee; and

WHEREAS, by Deed of Trust recorded in the Register's Office for Anderson County, Tennessee, on Book 1535, Page 179, on January 11, 2011, Anderson Development Group, Inc. conveyed Tract One (1) of the hereinafter described real property to John C. Davenport, Trustee, to secure the payment of one Promissory Note dated December 29, 2010, in the original amount of Two Hundred Twelve Thousand Sovon Hundred Seventy Pive Dollars and Twelve Cents (\$212,775.12) to First State Financial, Inc., all as fully set forth in said Deed of Trust and Promissory Note, as modified by a Modification Agreement dated December 29, 2011, and

Exhibit 3

recorded in Book 1552, Page 1417, in the Register's Office for Anderson County, Tennessee, on December 30, 2011; and

16 .4 10

WHEREAS, by Deed of Trust recorded in the Register's Office for Anderson County, Tennessee, on Book 1549, Page 1513, on November 4, 2011, Anderson Development Group, Inc. conveyed Tract Two (2) of the hereinafter described real property to Joe Coker, Trustee, to secure the payment of one Promissory Note dated November 1, 2011, in the original amount of One Hundred Pifty Nine Thousand Pive Hundred Ninety Three Dollars and Thirty Nine Cents (\$159,593,39) to First State Pinancial, Inc. all as fully set forth in said Deed of Trust and Promissory Note; and

WHEREAS, by Deed of Trust, Security Agreement and Assignment of Leases recorded in the Register's Office for Anderson County, Tennesseo, in Book 1281, Page 382, on July 22, 2002, Anderson Development Group, Inc., conveyed Tract (1) of Tract (3), and Tract (2) of Tract (3) including Parcels A, B, C, D, and B, of the hereinafter described real property to Raymond B. Laoy, Trustee, to secure the payment of one Promissory Note dated July 11, 2002, in the amount of original amount of One Million Seven Hundred Pifty Thousand (\$1,750,000.00) Dollars, to Town and County Bank, now known as First State Financial, all as fully set forth in said Trust Deed, Security Agreement and Assignment of Leases and Promissory Note, as modified by a Modification Agreement recorded in Book 1461, Page 551, and Book 1489, Page 2047, and Book 1492, Page 975, and Book 1494, Page 1953, and Book 1507, Page 1777, and Book 1513, Page 303, and Book 1515, Page 2036, and Book 1534, Page 1490, and Book 1537, Page 967, and Book 1546, Page 388, and Book 1554, Page 1265, in the Register's Office for Anderson County, Tennessee, some of which Modification Agreements increased the amount of indebtedness to Three Million (\$3,000,000.00) Dollars; and

WHEREAS, by Amended and Restated Deed of Trust recorded in the Register's Office for Anderson County, Tennessee, in Book 1351, Page 4690, on August 25, 2003, Anderson Development Group, Inc., Tract (4) of the hereinafter described real property conveyed to Raymond B. Laoy, Trustee to secure the payment of one Promissory Note August 8, 2003, in the amount of original amount of Two Million (\$2,000,000.00) Dollars, to Town and County Bank, now known as First State Pinancial, all as fully set forth in said Amended and Restated Deed of Trust, as modified by Modification Agreements recorded in Book 1461, Page 551, and Book 1487, Page 806, and Book 1489, Page 2047, and Book 1492, Page 975, and Book 1494, Page 1953, and Book 1507, Page 1777, and Book 1513, Page 303, and Book 1515, Page 2036, and Book 1534, Page 1490, and Book 1537, Page 967, and Book 1546, Page 388, and Book 1554, Page 1265, in the Register's Office for Anderson County, Tennessee, and the amount of

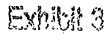
indebtedness secured by said Deed of Trust was increased to Three Million (\$3,000,000.00)

WHEREAS, by Deed of Trust, Security Agreement and Financing Statement recorded in the Register's Office for Anderson County, Tennessee, in Book 1359, Page 158, on December 23, 2004, Anderson Development Group, Inc., Tract (4) of the hereinafter described real property conveyed to Raymond E. Lacy, Trustee, to secure the payment of one Promissory Note dated January 31, 2004, in the amount of original amount of One Million (\$1,000,000.00) Dollars, to Town and County Bank, now known as First State Financial, all as fully set forth in said Tennessee Deed of Trust, Security Agreement & Financing Statement, as modified by Modification Agreements recorded in Book 1461, Page 551, and Book 1487, Page 806, and Book 1489, Page 2047, and Book 1492, Page 975, and Book 1494, Page 1953, and Book 1507, Page 1777, and Book 1513, Page303, and Book 1515, Page 2036, and Book 1534, Page 1490, and Book 1537, Page 967, and Book 1546, Page 388, and Book 1554, Page 1265, in the Register's Office for Anderson County, Tennessee, and the amount of indebtedness secured by sald Deed of Trust was increased to Three Million (\$3,000,000,000) Dollars; and

WHEREAS, by Deed of Trust recorded in the Register's Office for Anderson County, Tennessee, in Book 1552, Page 777, on December 27, 2011, Anderson Development Group, Inc., Tract (1) of Tract (3) and Tract (2) including Parcels A, B, C, D, and B, of Tract (3) of the hereinafter described real property conveyed to Jos Coker, Trustee, to secure the payment of one Promissory Note dated December 19, 2011, in the amount of original amount of Seventy Nine Thousand (\$79,000.00) Dollars to Pirst State Financial, Inc., all as fully set forth in said Promissory Note and Deed of Trust; and

WHEREAS, by an Appointment of Substitute Trustee dated January 11, 2013 and recorded in Book 1574, Page 1406, in the Register's Office for Anderson County, Tennessee, on January 15, 2013, Joseph G. Coker was appointed Substitute Trustee of said Deeds of Trust and related Modification Agreements in the place and stead of Gregory D. Shanks, Trustee, Raymond E. Lacy, and John C. Davenport and/or any other Successor Trustees or Trustees appointed thereto; and

WHEREAS, default was made in the payment of all of the above referenced Promissory Notes, and the holder thereof having directed the Trustee and Substitute Trustee to soil said



Dank 4860 Dana 9

property, as provided by said Trust Deeds, the Trustee/Substitute Trustee did, on June 1, 2013, and June 8, 2013, and June 15, 2013, by three (3) consecutive notices in the Clinton Courter, a nowspaper of general circulation in Anderson County, Tennessee, advertise said property to be sold on July 3, 2013, at which time an announcement was made and posted in the Anderson County Courthouse that the subject Trustee's and Substitute Trustee's Sale of Real Bstate was continued until August 1, 2013 at 10:00 A.M., and pursuant to said notice and announcement of postponement, on this date, during legal hours, the Trustee and Substitute Trustee offered said property for sale on the front steps of the Courthouse in Clinton, Anderson County, Tennessee, and after receiving bids, sold said property to Second Party, for the following prices: Tract (1) — Two Hundred Thousand (\$200,000.00) Dollars; Tract 2 — One Hundred Thousand (\$100,000.00) Dollars; Tract 3 — Five Hundred Thousand (\$500,000.00) Dollars; Tract 4 — Three Hundred Thousand (\$300,000.00) Dollars, the total accumulative price of One Million One Hundred Thousand (\$1,100,000.00) Dollars, these being the highest, last and best bids, respectively, for the tracts conveyed below.

NOW, THEREFORE, this deed witnesseth: That for and in consideration of the total accumulative sum of One Million One Hundred Thousand (\$1,100,000.00) Dollars the Pirst Party has this day bargained and sold and does hereby sell, transfer, and convey unto the Second Party, and its successors and assigns, all of the right, title, and interest of Pirst Party in the following described real estato:

TRACT (1):

Situate in District One (1) of Anderson County, Tennessee, and being more particularly described as follows:

Being a certain tract or parcel of land lying in the community of Andersonville, Anderson County, Tennessee, and more particularly described as follows:

Beginning on a set iron pin and cap at the Northeast corner of this Phase and a corner common to Phase II, Section II, Garden Cottages; thence with lines common to said Garden Cottages, South 61 deg. 36 min. 11 sec. West 231.58 feet to a set iron pin and cap; thence running along an old fence line near a small creek, South 19 deg. 19 min. 00 sec. Bast 38.41 feet to an iron pin (TBS); thence South 23 deg. 03 min. 31 sec. Bast 61.42 feet to an iron pin and cap (TBS); thence South 23 deg. 03 min. 31 sec. Bast 59.32 feet to an iron pin and cap (TBS); thence South 23 deg. 19 min. 03 sec. Bast 92.63 feet to an iron pin and cap (TBS); thence South 24 deg. 33 min. 41 sec. Bast 105.41 feet to a set iron pin and cap (TBS); thence South 23 deg. 16 min. 56 sec. Bast 103.92 feet to an iron pin and cap (TBS); thence South 40 deg. 52 min. 46 sec. Bast 35.70 feet to an iron pin and cap (TBS); thence South 30 deg. 09 min. 30 sec. Bast 10.57 feet to an iron pin and cap (TBS); thence South 30 deg. 09 min. 30 sec. Bast 68.77 feet to an iron pin and cap (TBS); thence South 57 deg. 39 min. 56 sec. Bast 26.63 feet to an iron pin and cap

(TBS); thence South 67 dog. 05 min. 55 sco. Bast 57.10 feet to an iron pin and cap (TBS); thence South 54 deg. 08 min. 13 sec. East 97.31 feet to an iron pin and cap (TBS); thence South 54 deg. 05 min. 05 sec. East 208.89 feet to an iron pin and cap (TBS); thence South 89 deg. 42 min. 34 sec. East 100.85 feet to an Iron pin and cap (TBS); thence North 00 deg. 14 min. 45 sec. East 50.00 feet to an iron pin and cap (TBS); thence North 20 deg. 40 min. 02 sec. Bast 145.53 feet to a set iron pln and cap, a comer common to Lot 74 of Phase IV of the Villago of Arcadian Springs; thence with lines common to Phase IV, North 74 deg. 55 min. 27 sec. West 140.39 feet to a set iron pin and cap; thence North 49 deg. 25 min. 20 sec. West 125.36 feet to a set Iron pln and cap; thence North 22 deg. 26 min. 19 sec. West 299.33 feet to a set from pin and cap; thence North 28 deg. 27 min. 03 sec. West 50.07 feet to a set iron pin and cap; thence North 33 deg. 55 min. 21 sec. West 254.86 feet to a set iron pin and cap; thence North 30 deg. 19 min. 08 sec. West 11.13 feet to the point of Beginning. Containing 5.35 acres, more or less, according to survey of Richard A. Reeco, Registered Land Surveyor Number 1825, dated December 20, 2010.

Being a portion of those lands set forth in Warranty Deed Book 1215, Page 479, in the Register's Office for Anderson County, Tennessee.

Records in the Property Assessor's Office for Anderson County, Tennessee, identify the above described property as follows: <u>Tax Map</u>: 032, <u>Group</u>: N/A, <u>Control Map</u>: 032, <u>Parcol</u>: 030.00 and 030.01.

Subject property is located at 5.35 acres, more or less, The Village of Arcadian Springs, Phase II, Section Three, Andersonville, Tennessee 37705.

TRACT (2):

Being known and designated as all of Lot 6, Phase 2, of The Village Green of Arcadian Springs, Gardon Cottages, PUD, as shown by map of same of record in Plat Cabinet 6, Slide 183-A in the Register's Office for Anderson County, Tennessee, to which map specific reference is made for a more particular description.

For further reference see Warranty Deed from Bradley Hardesty and wife, Sheila Hardesty to Anderson Development Group, Inc. dated November 12, 2011 and recorded in Deed Book 1549, Page 1511, in the Register's Office for Anderson County, Tennessee.

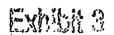
Records in the Property Assessor's Office for Anderson County, Tennessee, identify the above described property as follows: <u>Tax Map</u>: 032C, <u>Group</u>: B, <u>Control Map</u>: 032B, <u>Parcel</u>: 006.00.

Subject property is located at Lot 6, Phase 2 of The Village Green of Arcadian Springs Garden Cottages, PUD located at 106 Jasmine Drive, Andersonville, Tennessee 37705.

TRACT (3):

Situate in the First (1st) Civil District of Anderson County, Tennessee, and consisting of three (3) tracts of real property and being more particularly described as follows:

TRACT (1) OF TRACT (3): Beginning at an Iron pin which is the Southwest corner of the property, and being the corner of the tract herein described and the Hammer property; thence South 18 deg. 30 min. Bast 982 feet to an iron pin; thence South 30 deg. 00 min. Bast 1795.05 feet to an iron pin; thence South 62 deg. 06 min. Bast 414.95 feet; thence South 34 deg. 24 min. East 340 feet; thence South 27 deg. 48 min. Bast 680.1 feet to the top of Lone Mountain; thence with the top of Lone Mountain the following courses and distances: North 46 deg. 43 min. Bast 159 feet; North 35 deg. 48 min. Bast 95 feet; North 22 deg. 18 min. Bast



BANK 1588 PARA 5

72 feet; North 12 deg. 00 min. 86 feet; North 32 deg. 30 min. East 133 feet; North 24 deg. 48 min. East 175 feet; North 53 deg. 36 min. East 103 feet; North 28 deg. 00 min. Bast 109 feet; North 76 deg. 36 min. East 100 feet; North 62 deg. 18 min. East 183 feet; North 42 deg. 06 min. East 186 feet; North 87 deg. 30 min. East 135 feet; South 75 deg. 12 min. Bast 156 feet; North 81 deg. 54 min. Bast 230 feet; North 56 deg. 48 min. Bast 100 feet; North 28 deg. 06 min. Bast 188 feet; North 22 dog, 06 mln, East 264 feet; North 59 deg, 30 min. East 327 feet; North 36 deg, 00 min. East 57 feet; North 11 deg. 00 min. East 75 feet; North 16 deg. 30 min. East 100 feet to an iron pin at the Sharp's property (the calls and distances along the top of Lone Mountain are meanders of the watershed reduced to a straight line); thence with the Sharp property line, North 41 deg. 42 min. West 1774 feet to an iron pin; thence South 50 deg. 12 min. West with the Sharp and Wallace property line and passing an Iron pin at the corner of the Sharp and Wallace property line at 287 feet, a total distance of 841 feet to an iron pin in the Wallace properly line; thence North 40 deg. 00 min. West 1674.02 feet to an Iron pin; thence South 57 deg. 06 min. West 352.5 feet to an iron pin in the Dunning property line; thence with the Dunning property line South 31 deg. 48 min. Bast 141 feet to an iron plu; thence South 57 deg. 30 min. West 175 feet; thence North 30 deg. 18 min. West 325 feet to an iron pin; thence North 39 deg. 18 min. West 31 feet to the center of the creek; thence with the meanders of the creek the following courses and distances: South 67 deg. 30 min. West 95.4 feet; South 19 deg. 54 min. Bast 53 feet; South 85 deg. 54 min. West 81 feet; South 67 deg. 36 min. West 125 feet; South 32 deg. 30 min. West 60 feet; North 49 deg. 00 mln. West 82 feet; South 69 deg. 00 min. West 187 feet; thence leaving the creek South 64 deg. 30 min. West 92 feet to the point of Beginning.

No boundary survey having been made at the time of this conveyance; description is the same as the provious deed.

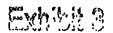
It is understood and agreed that there is also convoyed herewith a 25 foot right of way over the present existing right of way for the purpose of ingress and egress to and from the subject property to Highway 61.

This conveyance is made subject to the easement set forth in that certain Basement Agreement between Gary Selber and wife, Pamela J, Selber and Benny Mullins, dated September 31, 1993, and recorded in Book "U", Vol. 18, Page 268, in the Register's Office for Anderson County, Tennessee.

TRACT (2) OF TRACT (3): Consisting of five (5) parcels being more particularly described as follows:

Parcel At Beginning on a stone, West corner and M.B. South corner; thence Southeast with the parsonage lot 308 feet to a stone in Longmire's line; thence Northeast with Longmire and Irwin's line 363 feet to T.A. Sharp's corner on Olbbs Branch; thence with T.A. Sharp line Northwest 290 feet to the gate post, T.A. Sharp's corner at the Valley Road; thence Southwest with the road 153 feet to the corner of C.N. Rutherford's Post Office lot; thence Southeast 40 feet to a stake; thence Southwest 20 feet to a stake; thence Northwest 40 feet to a stake, giving 20 feet front to the Post Office lot; thence Southwest with the road 209 feet to the beginning. Containing 2.5 acres, more or less.

Parcel B: Beginning on a persimmon tree on Mark Rutherford's line (now R.B. Longmire's line); thence Southwest with said line to S. Methodist parsonage line; thence with said line to the Andersonville Institute's line; thence with said line to corner of grave yard fence; thence with grave yard fence to the public road; thence with said road Southeast to a boxwood tree; thence Northeast to a stone at forks of branch; thence an Easterly course with said branch (middle of branch being line) to F.M. Irwin line; thence Northwest with F.M. Irwin line; thence Northwest with F.M. Irwin line to the beginning. Containing 7 acres, more or less.



<u>Parcel Ci</u> Beginning at edge of the Valley Road; thence Southeast 40 feet to a stake; thence Northwest 20 feet to a stake; thence Northwest 40 feet to Valley Road; thence Southwest 20 feet to the beginning, same being lot on which Andersonville Post Office is built.

Parcol D: Beginning at an olm tree; thence running a Southwest course with Mrs. R.B. Longmire line and tract herein described to J. Shields Waliace's line; thence running a Southeast course with J. Shields Wallace line to a stone in Myrtic Stooksbury's corner; thence running an Bast course with Myrtle Stooksbury's line and tract herein described to South corner of the barn; thence running a North course with Myrtle Stooksbury's line and tract herein described to the beginning corner at an elm tree, containing .50 acres, more or less.

No boundary survey having been made at the time of this conveyance; description is the same as the provious deed.

There is excepted from the above and not conveyed herein that portion heretofore conveyed to Andersonville Cemetery Association by deed recorded in Book of Deeds "O", Vol. 7, Page 185, and the property conveyed to Arthur L. Kiser and wife, Janet L. Kiser, by deed recorded in Book of Deeds "I", Vol. 13, Page 390, both in the Rogister's Office for Anderson County, Tennessee.

Parcels A, B, C, and D being a portion of the premises conveyed to Ben Mullins and wife, J. Ruth Mullins by Substitute Trustee's Deed from Mack A. Gentry, Substitute Trustee, dated Pebruary 28, 2000, of record in the Register's Office for Anderson County, Tennessee, in Book 1141, Page 928.

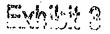
Parcel Et Beginning at an iron pin set in the Bastern right of way line of Mountain road, said iron pin being further located Southeasterly 785 feet from the point of intersection of Hwy. 61 and Mountain Road, being a common corner of the Cary Selber property and the property herein described; thence along the Cary Selber property line, seven (7) calls and distances as follows:

North 60 deg. 06 min. Bast 101.45 feet to an Iron pln; North 74 deg. 47 min. Bast 48.08 feet to an Iron pln; South 87 deg. 46 min. Bast 150.18 feet to an Iron pln; South 69 deg. 42 min. Bast 123.58 feet to an Iron pin; South 55 deg. 53 min. Bast 207.51 feet to an Iron pin; South 76 deg. 10 min. Bast 105.88 feet to an Iron pln; South 33 deg. 06 min. Bast 686.77 feet to an Iron pln in the Mullins property line (fence line); thence with the Mullins property line, South 56 deg. 54 min. West 50 feet to an Iron pin in the Tommy Irwin property line; thence with the Irwin property line, seven (7) calls and distances as follows: North 33 deg. 06 min. West 667.04 feet to an Iron pin; North 76 deg. 10 min. West 95.09 feet to an Iron pin; North 55 deg. 53 min. West 210.39 feet to an Iron pin; North 69 deg. 42 min. West 109.56 feet to an Iron pin; North 87 deg. 46 min. West 134.56 feet to an Iron pin; South 74 deg. 47 min. West 33.98 feet to an Iron pin; South 60 deg. 06 min. West 95.14 feet to a 48" boxwood at the Mountain Road right of way line; thence with sald right of way line, North 29 deg. 45 min. West 50 feet to the point of Beginning.

No boundary survey having been made at the time of this conveyance; description is the same as the previous deed.

Parcel E being the same premises conveyed to Ben Mullins from Gary Selber and wife, Pamela J. Selber, dated April 12, 1995, of record in Book of Deeds "N", Vol. 19, Page 91, in the Register's Office for Anderson County, Tennessee.

There is further excepted from Tract Two of Tract(2) of Tract (3), Parcel (E) above and not conveyed herein that portion of the same heretofore conveyed to



Dan R. King, Jr. and wife, Gertle L. King, by Warranty Deed form Gary Seiber and wife, Pamela J. Seiber dated April 11, 1995, of record in the Register's Office for Anderson County, Tennessee, Book of Deed "F", Volume 19, Page 657.

There is excepted from the above described property and not conveyed herein that portion of the same being known and designated as all of Lot 10 of The Village of Arcadian Springs, Phase I, as shown by map of same of record in Plat Cabinet 6, Slide 147-D, in the Register's Office for Anderson County, Tennessee, to which map specific reference is hereby made for a more particular description, said portion having been heretofore conveyed by Anderson Development Group, Inc. to Joe Snodderly and Kenneth Anderson by Quitolaim Deed dated April 16, 2002, of record in said Register's Office in Book 1263, Page 53.

TRACT (4):

Being Lot Nos. 1-38, Section I, The Village of Arcadian Springs, and Lot Nos. 1-10, Section II, The Village of Arcadian Springs, and all common areas, as shown on plat of record in Plat Cabinet 6, Slide 147-D, in the Register's Office for Auderson County, Tennessee.

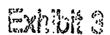
Being Lot Nos. 1-7, Section III, The Village of Arcadian Springs, and all common areas, as shown on plat of record in Plat Cabinet 6, Silde 182-A in the Register's Office for Anderson County, Tennessee

Less and excepted any proviously off-conveyed lots in said development.

Being a portion of the property convoyed to Anderson Development Group, Inc. by deed dated August 13, 2001 of record in Book 1215, Page 479, in the Register's Office for Anderson County, Tennessec.

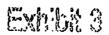
The following are released and excepted from the above referenced property descriptions:

- 1. Joe Snodderly and Kenneth Anderson Lot 10, Plat Cabinet 6, Slide 147D, Deed Book 1263, Page 53, recorded April 16, 2002.
- 2. Lewis Aaron Madron, and wife, Rachel Foster Madron Lot 24, Section 1, Plat Cabinet 6, Slide 147D, Deed Book 1282, Page 800, recorded July 30, 2002.
- 3. Sherce L. Long, unmarried Lot 1, Scotion 1, Plat Cabinet 6, Silde 147D, Deed Book 1286, Pago 433, recorded August 20, 2002.
- 4. Ken Anderson and Joe Snodderly Lot 12, Plat Cabinet 6, Silde 147D, Deed Book 1292, Pago 553, recorded September 17, 2002.
- 5. Prances B. Purkey, unmarried Lot 15, Scotion 1, Plat Cabinet 6, Silde 147D, Deed Book 1312, Page 787 recorded December 10, 2002.
- 6. Michael M. Crider, and wife, Virginia L. Crider Lot 3, Phase III, Plat Cabinet 6, Slide 182A, Deed Book 1314, Page 205, recorded December 18, 2002.
- 7. Sondra K. Jamleson and S. Russell Manning Lot 38, Section 1, Plat Cabinet 6, Slide 147D, Deed Book 1325, Page 116, recorded Pebruary 7, 2003.
- 8. Gayle Bryant, unmarried and Clarence Tracy Brown, III, unmarried Lot 19, Scotion 1, Plat Cabinet 6, Slide 147D, Deed Book 1345, Page 3166, recorded May 12, 2003.
- 9. Ken Anderson and Joe Snodderly -- Unit 4, Phase II, The Garden Cottages, Plat Cabinet 6, Slide 183A, Deed Book 1345, Page 4828, recorded May 19, 2003., and corrected deed to

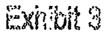


Mountain Lake Homes, Inc., Lot 4, Section II, Phase I, Plat Cabinet 7, Slide 5A, recorded in Deed Book 1393, Page 788, on May 24, 2005.

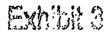
- 10. Ken Anderson and Ab Card Lot 16, Phase I, Plat Cabinet 6, Slide 147D, Deed Book 1346, Page 3457, recorded June 2, 2003.
- 11. John Michael Reynolds and Linda S. Reynolds Lot 23, Phase 1, Plat Cabinet 6, Slide 147D, Deed Book 1347, Page 792, recorded June 9, 2003.
- 12. Cardinal Capital Corporation Lot 13, Phase 1, Plat Cabinet 6, Silde 147D, Deed Book 1348, Page 3729, recorded July 7, 2003.
- 13. Ken Anderson and Joe Snodderly Lot 3, Phase II, (SHOULD BE SECTION II) Plat Cabinet 6, Slide 147D, and amended Plat 7, Slide 5A, Deed Book 1348, Page 3731, recorded July 7, 2003.
- 14. Alice J. Williams, unmarried Unit 8, Phase II, Garden Cottages, Plat Cabinet 6, Slide 183A, Deed Book 1349, Page 2137, recorded July 17, 2003.
- 15. Linda Anderson Unit 4, Phase II, Garden Cottages, Plat Cabinet 6, Slide 183A, Deed Book 1349, Page 4265, recorded July 24, 2003.
- 16. Carl Allred and wife, Judith Allred Lot 27, Phase I, Plat Cabinet 6, Slide 147D, Deed Book 1349, Page 4905, recorded July 28, 2003.
- 17. Harold Robbins Lot 3, Phase I, Plat Cabinet 6, Slide 147D, Deed Book 1350, Page 2379, recorded August 4, 2003.
- 18. Frances Bovorloy C. Baggett, unmarried Unit 9, Pluse II, Gardon Cottages, Plat Cabinet 6, Slide 183A, Deed Book 1354, Page 1965, recorded October 13, 2003.
- 19. Gene Boeknok and Judith Boeknek Unit 12, Phase II, Garden Cottages, Plat Cabinet 6, Silde 183A, Decd Book 1354, Page 2302, recorded October 15, 2003.
- 20. Richard B. Stretch and Portla Faye Stretch Lot 6, Section 1, Plat Cabinet 6, Silde 147D, Deed Book 1355, Page 332, recorded on October 29, 2003, and re-recorded in Deed Book 1361, Page 4143, on April 26, 2004.
- 21. John M. Reynolds and Linda S. Reynolds Lot 25, Section I, Plat Cabinet 6, Slide 147D, Deed Book 1355, Page 338, recorded October 29, 2003.
- 22. Cardinal Capital Corporation, d/b/a ACS Builders Lot 14, Phaso I, Plat Cabinet 6, Slide 147D, Deed Book 1356, Page 4544, recorded December 17, 2003.
- 23. Mason A. Leonard and wife, Elleen S. Leonard Lot 32, Scotlon 1, Plat Cabinet 6, Slide 147D, Deed Book 1357, Page 1131, recorded December 26, 2003.
- 24. Timothy A. Viles and wife, Dana S. Viles Lot 22, Section 1, Plat Cabinet 6, Silde 147D, Deed Book 1358, Page 20, recorded January 21, 2004.
- 25. Stephen A. Barlow and wife, Saily D. Barlow Unit 11, Phase II, Garden Cottages, Plat Cabinet 6, Silde 183A, Deed Book 1358, Page 2791, recorded February 6, 2004.
- 26. Lynn Leach and Timeka Leach Lot 2, Section 1, Plat Cabinet 6, Slide 147D, Deed Book 1358, Page 3814, recorded on February 12, 2004.
- 27. Rudy Panelli and wife, Lora L. Panelli Lot 20, Scotion 1, Plat Cabinet 6, Silde 147D, Deed Book 1360, Page 45, recorded on March 17, 2004.



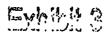
- 28. ACS Quality Builders, Inc. Lot 7, Section 1, Plat Cabinet 6, Silde 147D, Deed Book 1361, Page 4137, recorded April 26, 2004.
- 29. ACS Quality Builders, Inc. Lot 1, Phase III, Plat Cabinet 6, Slide 182A, Deed Book 1367, Page 1906, recorded June 29, 2004.
- 30. Derick Nance, unmarried Lot 18, Phase I, Plat Cabinet 6, Slide 147D, Deed Book 1368, Page 2304, recorded July 13, 2004.
- 31. Charles Justice and wife, Wilma Justice -- Unit 5, Phase II, Garden Cottages, Plat Cabinet 6, Slide 183A, Deed Book 1369, Page 462, recorded July 15, 2004.
- 32. Francis B, Carter, III and wife, Penny R. Carter Lot 21, Scotlon 1, Phase I, Plat Cabinet 6, Silde 147D, Deed Book 1382, Page 284, recorded January 3, 2005.
- 33. Jacob Hoguo and wife, Patriola Hoguo Lot 57, Section 1, Phase IV, Plat Cabinet 7, Slide 78B, Deed Book 1382, Page 1540, recorded January 10, 2005.
- 34. Linda Anderson, married Lot 4, Phase III, Plat Cabinot 6, Silde 182A, Deed Book 1390, Page 657, recorded April 20, 2005.
- 35. Michael D. Kitts and wife, Amy L. Kitts Unit 13, Garden Cottages, Plat Cabinet 6, Slide 183A, Deed Book 1391, Page 1654, recorded May 5, 2005 and corrected in Deed Book 1405, Page 1091, correcting address, recorded October 5, 2005.
- 36. Ronald D. Spurlock and wife, Monica L. Spurlock Lot 33, Section I, Plat Cabinet 6, Slide 147D, Deed Book 1394, Page 1812, recorded June 8, 2005.
- 37. Daniel J. Watson and wife, Patricia G. Watson Let 31, Section 1, Phase I, Plat Cabinet 6, Slide 147D, Deed Book 1396, Page 2445, recorded July 6, 2005.
- 38. Mary L. Brown Lot 17, Section 1, Phase I, Plat Cabinet 6, Slide 147D, Phase I, Deed Book 1399, Page 1355, recorded August 2, 2005.
- 39. Leisure Life Style Housing, Inc. unspecified acreage (Anderson Pointe Condominiums), Deed Book 1400, Page 1964, recorded August 16, 2005.
- 40. James W. Pisher and wife, Susan D. Fisher Lot 7, Phase III, Plat Cabinet 6, Slide 182A, Deed Book 1403, Page 1440, recorded Soptember 19, 2005.
- 41. James D. Millar and wife, Linda G. Millar -- Lot 2, Phase II, Plat Cabinet 7, Slide 5A, Deed Book 1408, Page 625, recorded November 7, 2005 and corrected in Deed Book 1409, Page 526, (not on list) recorded November 16, 2005, Plat Cabinet 6, Slide 183A.
- 42. Dona S. Marlovy, unmarried Unit 3, Phase II, Garden Cottages, Plat Cabinet 6, Silde 183A, Deed Book 1411, Page 2299, recorded December 21, 2005.
- 43. Tonia M. Tindell, a single woman and Myron Starrett, a single man Lot 9, Section II, Phase I, Plat Cabinet 7, Side 5A, Deed Book 1412, Page 317, recorded December 27, 2005.
- 44. James Pisher, Sr. and wife, Ruby L. Pisher Lots 5 and 6, Phase III, Plat Cabinet 6, Silde 182A, Deed Book 1413, Page 552, recorded January 9, 2006.
- 45. Timothy M. Adkins, and R. Don Adkins and wife, Janice L. Adkins Lot I, Phase II, Garden Cottages, Plat Cabinet 6, Slide 183A, Deed Book 1424, Page 428, recorded May 22, 2006.



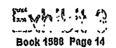
- 46. Rebecca B. Myers Lot 35, Section 1, Phase 1, Plat Cabinet 6, Slide 147D, Deed Book 1426, Page 1392, recorded June 19, 2006. This lot is released from Trust Deed 1359, Page 158, Trust Deed 1281, Page 382, and Trust Deed 1351, Page 4690, in Book 1402, Page 1572.
- 47. Roger Lanc and wife, Suzanne Lane Lot 59, Section 1, Phase IV, Plat Cabinet 7, Slide 78B, Deed Book 1435, Page 1973, recorded October 3, 2006.
- 48. Sandra Branam Unit 7, Phase II, Garden Cottages, Plat Cabinet 6, Slide 183A, Deed Book 1437, Page 1209, recorded Ootober 23, 2006.
- 49. Wilma Justice and husband Charles Justice Lot 36, Phase I, Plat Cabinet 6, Slide 147D, Deed Book 1443, Page 828, recorded January 3, 2007.
- 50. Cardinal Capital Corporation Lot 71, Phase IV, Plat Cabinet 7, Slide 78B, Deed Book 1446, Page 56, recorded Pebruary 6, 2007.
- 51. Theodore A. Scroback and wife, JoAnn M. Scroback Lot 11, Section 1, Phase 1, Plat Cabinet 6, Slide 147D, Deed Book 1446, Page 2390, recorded February 20, 2007.
- 52. Andrew Rohlfs a/k/a Andrew T. Rohlfs, Unmarried Unit 18, Garden Cottages, Phase II, Plat Cabinet 6, Slide 183A, Deed Book 1456, Page 1174, recorded June 18, 2007.
- 53. Gold Leaf Homes, LLC Lot 29, Section 1, Phase 1, Plat Cabinet 6, Slide 147D, Deed Book 1457, Page 860, recorded June 29, 2007.
- 54. Sharon K. Wilcox and husband, Roger H. Wilcox, Unit 22, Phase II, Section II, Garden Cottages, Plat Cabinet 7, Slide 72C, Book 1462, Page 2257, recorded September 10, 2007.
- 55. Cleddle L. Vanderveer and wife, Carol L. Vanderveer, Lot 5, Section 1, Plat Cabinet 6, Slide 147D, Book 1466, Page 1116, recorded November 1, 2007.
- 56. Georgie Ball, Lot 30, Section 1, Plat Cabinet 6, Silde 147D, Book 1468, Page 122, recorded November 29, 2007.
- 57. Bradley Hardesty and wife, Shelia Hardesty, Lot 6, Phase II, Garden Cottages, Plat Cabinet 6, Slide 183A, Book 1468, Page 2115, recorded December 10, 2007.
- 58. Gold Leaf Homes, LLC, Unit 19, Garden Cottages Phase II, Section II, Plat Cabinet 7, Slide 72C, Book 1472, Page 880, recorded February 4, 2008.
- 59. Stephan L. Allan and wife, Susan M. Allan, Lot 9, Phase I, Section I, Plat Cabinet 6, Silde 147D, Book 1479, Page 999, recorded May 6, 2008.
- 60. Matthew C. Stolte and wife, Tami L. Stolte, Lot 8, Phase I, Scotion I, Plat Cabinet 6, Slide 147D, Book 1480, Page 1519, recorded May 23, 2008.
- 61. Gold Leaf Homes, LLC, Unit 20, Garden Cottages, Phase II, Section II, Plat Cabinet 7, Silde 72C, Book 1480, Page 1629, recorded May 23, 2008.
- 62. Justin Tray Hardin, unmarried and Holly Jacobs, unmarried, Unit 17, Garden Cottages, Phase II, Plat Cabinet 6, Slide 183A, Book 1480, Page 2433, recorded May 28, 2008.
- 63. Brenda G. Fox, Lots 1 and 2, Phase I, Section II, Plat Cabinet 7, Slide 5A, Book 1486, Page 34, recorded August 18, 2008.
- 64. Conley Lewis Sharp, Jr. and wife, Sandra Sharp, Lot 6, Phase I, Section II, Plat Cabinet 7, Slide 5A, Book 1491, Page 471, recorded November 19, 2008.



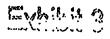
- 65. Stephen L. Allan and wife, Susan M. Allan, Lot 37, Section I, Plat Cabinet 6, slide 147D, Book 1492, Page 2008, recorded December 22, 2008.
- 66. Charles Stainaker and wife, Beth Stainaker, Lot 28, Phase I, Section I, Plat Cabinet 6, Silde 147D, Book 1511, Page 1821, recorded October 15, 2009.
- 67. Anthony Hill and wife, Carman V.-Hill, Unit 21, Garden Cottages, Phase II, Section II, Plat Cabinet 7, Silde 72C, Book 1512, Page 336, recorded October 23, 2009.
- 68. Arcadian Group, LLC, Lot 53, Phase IV, Plat Cabinet 7, Slide 78B, Book 1514, Page 2231, recorded December 16, 2009.
- 69. Arcadian Group, LLC, Lot 54, Phase IV, Plat Cabinet 7, Slide 78B, Book 1514, Page 2241, recorded December 15, 2009.
- 70. Easement and private right of way to James Pisher, Sr. and wife, Ruby L. Pisher, as tenants by the entireties, Book 1518, Page 2365, recorded March 15, 2010.
- 71. Stephen L. Allan and wife, Susan Allan, Lot 67, Phase IV, Plat Cabinet 7, Slide 78B, Book 1523, Page 485, recorded June 7, 2010.
- 72. Earl T. Lunsford and wife, Pamela C. Lunsford, Lot 66, Phase IV, Plat Cabinet 7, Slide 78B, Book 1524, Page 1177, recorded July 1, 2010.
- 73. David T. Hanson and wife, Mary Anne Hanson, Lot 34, Plat Cabinet 6, Silde 147D, Book 1528, Page 395, recorded September 8, 2010.
- 74. Joe M. Olbson and wife, April D. Gibson, Lot 72, Phase IV, Plat Cabinet 7, Slide 78B, Book 1535, Page 408, recorded January 13, 2011.
- 75. Bert Culbertson and wife, Sommerville Harris, Lot 26, Plat Cabinet 6, Slide 147D, Book 1539, Page 1804, recorded April 12, 2011.
- 76. Holly S. Sapp, Unit 16, Garden Collages, Plat Cabinet 6, Slide 183A, Book 1541, Page 934, recorded May 16, 2011.
- 77. Joseph B. Youakim, Lot 76, Phase IV, Plat Cabinet 7, Slide 78B, Book 1542, Page 1815, recorded June 15, 2011.
- 78. Joel K. Albenze, single, Lot 14, Phase I, Plat Cabinet 6, Slide 147D, Book 1552, Page 1848, recorded January 4, 2012.
- 79. William Dunkel and wife, Sara Dunkel, Basement and private right of way, Book 1556, Page 1383, recorded March 16, 2012.
- 80. Justin T. Hardin and wife, Holly M. Hardin, Lot 64, Phase IV, Section I, Plat Cabinet 7, Slide 78B, Book 1560, Page 932, recorded May 18, 2012.
- 81. Lot 33, 203 Morning Glory Drive, Arcadian Springs Subdivision, Andersonville, Tennessee, Phase II, Section (3) Plat Cabinet 8, Slide 131A and being collatoral shown on a separate deed of trust from Anderson Davelopment Group, Inc. to Pirst State Pinancial, Inc. dated June 30, 2011, and recorded in Book 1543, Page 1548, in the Register's Office for Anderson County, Tennessee, on July 7, 2011, securing payment of one promissory note in the original amount of \$134,300.00, which said deed of trust secured separate indebtedness by Anderson Development Group, Inc. to Pirst State Pinancial, Inc. which remains due and owing and is not released and is in the process of forcelosure.



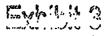
- 19. Unit 4, Phase II, The Garden Cottages, Plat Cabinet 7, Slide 183-A, Book 1350, Page 517, recorded July 29, 2003.
- Lot 27, Section I, Plat Cabinet 6, Slide 147D, Book 1350, Page 518, recorded July 29, 2003.
- Lot 22, Section 1, Plat Cabinet 6, Slide 147D, Book 1358, Page 838, recorded January 27, 2004.
- 22. Lot 2, Scotion 1, Plat Cabinet 6, Slide 147D, Book 1359, Page 168, recorded on February 23, 2004.
- 23. Lot 4, Section II, Phase II, Plat Cabinet 6, Slide 147D as amended in Plat Cabinet 7, Slide 7-5A, Book 1360, Page 2724, recorded on March 30, 2004.
- Lot 32, Section 1, Phase I, Plat Cabinet 6, Slide 147D, Book 1360, Page 2726, recorded March 30, 2004.
- 25, Lot 25, Section I, Phase I, Plat Cabinet 6, Silde 147D, Book 1360, Page 2727, recorded March 30, 2004.
- Lot 18, Section I, Phase I, Plat Cabinet 6, Stide 147D, Book 1360, Page 2728, recorded March 30, 2004.
- 27. Lot 14, Section I, Phase I, Plat Cabinet 6, Slide 147D, Book 1360, Page 2730, recorded March.
- 28. Lot 16, Phase I, Plat Cabinet 6, Slide 147-D, Book 1360, Page 2729, recorded March 30, 2004.
- 29. Lot 3, Section, Phase I, Plat Cabinet 6, Silde 147D, Book 1360, Page 2731, recorded March 30, 2004.
- 30. Lot 10, Section I, Phase I, Plat Cabinet 6, Slide 147D, Book 1360, Page 2732, recorded March 30, 2004.
- 31. Lot 6, Section I, Phase I, Plat Cabinet 6, Slide 147D, Book 1360, Page 2733, recorded on March 30, 2004.
- 32. Lot 7, Section 1, Plase I, Plat Cabinet 6, Slide 147D, Book 1361, Page 4228, recorded April 26, 2004.
- 33. Lot 33, Section 1, Phase I, Plat Cabinet 6, Slide 147D, Book 1365, Page 2229, recorded June 8, 2004.
- 34. Lot 1, Phase III, Plat Cabinet 6, Slide 182A, Book 1369, Page 372, recorded July 15, 2004.
- 35. Lot 7, Phase III, Plat Cabinet 6, Slide 182A, Book 1369, Page 2029, recorded July 23, 2004.
- 36. Lot 5, Phase II, Garden Cottages, Plat Cabinet 6, Slide 183A, Book 1369, Page 2030, recorded July 23, 2004.
- 37. Loi 21, Section 1, Phase I, Plat Cabinet 6, Silde 147D, Book 1382, Page 1749, recorded January 11, 2005.
- 38. Lot 57, Section 1, Place IV, Plat Cabinet 7, Slide 78B, Book 1383, Page 500, recorded January 19, 2005.



- Lot 9, Scotion II, Phase I, Plat Cabinet 6, Slide 147-D, as corrected in Plat Cabinet 7, Slide 5A, Book 1385, Page 1848, recorded Pebruary 23, 2005.
- 40. Unit 13, Phase II, Garden Cottages, Plat Cabinet 6, Slide 183A, Book 1393, Page 1950, recorded May 31 2005.
- 41. Lot 33, Section I, Phase I, Plat Cabinet 6, Slide 147D, Book 1396, Page 1035, recorded June 30, 2005.
- Lot 17, Section 1, Phase I, Plat Cabinet 6, Slide 147D, Phase I, Book 1400, Page 1409, recorded August 15, 2005.
- 43. 6.32 acres, more or less, Book 1401, Page 830, recorded August 23, 2005.
- 44. Lot 35, Section 1, Phase 1, Plat Cabinet 6, Slide 147D, Book 1402, Page 1572, recorded September 6, 2005.
- 45. Lot 31, Section 1, Phase I, Plat Cabinet 6, Slide 147D, Book 1403, Page 2404, recorded September 22, 2005.
- 46. Lot 2, Phase II, Plat Cabinet 7, Slide 5A, corrected to Plat Cabinet 6, Slide 183A, Book 1409, Page 1408, recorded November 22, 2005.
- 47. Lot 18, Garden Cottages, Phase II, Plat Cabinet 6, Slide 183A, Book 1412, Page 725, recorded December 28, 2005.
- 48. Lot 1, Phase II, Garden Cottages, Plat Cabinet 6, Slide 183A, Book 1412, Page 726, recorded December 28, 2005.
- Unit 3, Phase II, Garden Cottages, Plat Cabinet 6, Slide 183A, Book 1413, Page 2332, recorded January 19, 2006.
- 50. Unit 7, Phase II, Garden Cottages, Plat Cabinet 6, Silde 183A, Book 1421, Page 994, recorded April 19, 2006.
- 51. Lot 36, Section I, Phase I, Plat Cabinot 6, Slide 147D, Book 1424, Page 2132, recorded May 30, 2006.
- 52. Lot 71, Phase IV, Plat Cabinet 7, Silde 78B, Book 1446, Page 1213, recorded February 13, 2007.
- Lot 11, Section 1, Section I, Phase 1, Plat Cabinet 6, Slide 147D, Deed Book 1448, Page 791, recorded March 7, 2007.
- 54. Lot 6, Phase I, Section II, Phase I, Plat Cabinet 6, Slide 147-D (new amended Plat Cabinet 7, Slide 5-A), Book 1448, Page 1730, recorded March 12, 2007.
- 55. Lot 29, Section 1, Phase I, Plat Cabinet 6, Slide 147-D, Book 1457, Page 539, recorded June 28, 2007.
- 56. Lot 17, Plat Cabinet 7, Slide 72-C, Book 1460, Page 1077, recorded August 8, 2007.
- 57. Unit 22, Phase II, Section II, Garden Cottages, Plat Cabinet 7, Slide 72C, Book 1462, Page 2369, recorded September 11, 2007.
- 58. Lot 30, Section 1, Plat Cabinet 6, Slide 147D, Book 1465, Page 2214, recorded October 24, 2007.



- Lot 5, Section 1, Plat Cabinet 6, Slide 147D, Book 1466, Page 2007, recorded November 6, 2007.
- Lot 35, Section 1, Phase 1, Plat Cabinet 6, Slide 147D, Book 1470, Page 1, recorded December 27, 2007.
- Unit 19, Garden Cottages Phase II, Section II, Plat Cabinet 7, Slide 72C, Book 1472, Page 1524, recorded February 6, 2008.
- 62. Lot 64, Phase IV, Section IV, Section I, Plat Cabinet 7, Slide 78B, Book 1473, Page 2459, recorded Pebruary 27, 2008.
- Lot 9, Phase I, Section I, Plat Cabinet 6, Slide 147D, Book 1479, Page 998, recorded May 6, 2008.
- 64. Lot 8, Phase I, Section I, Plat Cabinet 6, Slide 147D, Book 1481, Page 1522, recorded June 5, 2008.
- Unit 20, Garden Cottages, Phase II, Section II, Plat Cabinet 7, Slide 72C, Book 1481, Page 1524, recorded June 5, 2008.
- Unit 16, Oarden Cottages, Plat Cabinot 6, Slide 183A, Book 1483, Page 261, recorded June 30, 2011.
- Lots 1 and 2, Phase I, Scotion II, Plat Cabinet 7, Stide 5A, Book 1488, Page 1464, recorded August 18, 2008.
- 68. Lot 37.
- 69. Plat Cabinet 6, slide 147D, Book 1492, Page 973, recorded December 12, 2008.
- Lot 1, Phase III, Plat Cabinet 6, Slide 182A, Deed Book 1496, Page 589, recorded Pebruary 17, 2009.
- Unit 21, Garden Cottages, Phase II, Section II, Plat Cabinet 7, Slide 72C, Book 1500, Page 188, recorded April 14, 2009.
- 72. Lot 28, Plat Cabinet 6, Slide 147D, Book 1504, Page 1847, recorded June 19, 2009.
- Unit 21, Gardon Cottages, Phase II, Section II, Plat Cabinet 7, Slide 72C, Book 1512, Page 152, recorded October 22, 2009.
- 74. Lot 9, Piat Cabinet 6, Slide 147D, Book 1513, Page 1456, recorded November 19, 2009.
- 75. Lots 53 and 54, Phase IV Plat Book 7, Slide 78B, Book 1514, Page 2375, recorded December 16, 2009.
- Loi 66, Phase IV, Plat Cabinet 7, Slide 78B, Book 1516, Page 484, recorded January 11, 2010.
- 77. Lot 14, Phase I, Plat Cabinet 6, Slide 147D, Book 1523, Page 69, recorded June 3, 2010.
- Lot 67, Phase IV, Plat Cabinet 7, Silde 78B, Book 1523, Page 1673, recorded May 15, 2010.
- Lot 72, Phase IV, Plat Cabinet 7, Slide 78B, Book 1536, Page 1105, recorded February 4, 2011.
- Lot 76, Phase IV, Plat Cabinet 7, Slide 78B, and 5.35 acres, more or less, Book 1539, Page 1060, recorded May 5, 2011.



- 80. Lot 34, Plat Cabinet 6, Slide 147D, Book 1537, Page 1640, recorded March 2, 2011.
- Loi 76, Phase IV, Plat Cabinet 7, Slide 78B, Book 1543, Page 908, recorded June 30, 2011.
- 82. Lot 26, Plat Cabinet 6, Slide 147D, Book 1544, Page 1600, recorded July 29, 2011.
- 83. Lot 64, Phase IV, Section I, Plat Cabinet 7, Slide 78-B, Book 1560, Page 954, recorded May 15, 2012.
- 84. Unit 17, Garden Cottages, Phase II, Plat Cabinet 6, Slide 183A, Book 1560, Page 1333, recorded May 23, 2012.
- 85. Unit 17, Garden Cottages, Phase II, Plat Cabinet 6, Slide 183A, Book 1560, Page 1334, recorded May 23, 2008.
- 86. Lot 20, Section 1, Plat Cabinet 6, Slide 147D, Deed Book 1576, Page 780, recorded on March 14, 2013.
- 87. Reference is made to two (2) Partial Releases from both dated May 9, 2013, and being recorded in Book 1582, Page 772, and Book 1582, Page 774, in the Register's Office for Anderson County, Tennessee, on May 20, 2013.

The said Trustee and Substitute Trustee has applied the consideration as follows:

Trustee and Substitute Trustee Fee	\$ 5,000.00
Certified Mail	\$ 109.05
Publication Fee	\$ 3,451.31
TOTAL	\$ 8,560.36

The balance in the amount of One Millon Ninety One Thousand Pour Hundred Thirty Nine Dollars and Sixty Pour Cents (\$1,091,439.64) is to be credited against the indebtedness in the order of priority as listed above, as applicable.

Records in the office of the Property Assessor for Anderson County, Tennessee show the following tax maps and parcel numbers relating to the above property as of January 1, 2013:

Map Number 032-032-030.00 Map Number 032-032-030.01 Map Number 032B-D-032B-004.00 Map Number 032B-D-032B-041.00 Map Number 032B-D-032D-042.00 Map Number 032B-D-032B-044.00 Map Number 032B-D-032B-049.00 Map Number 032F-E-032B-010.00 Map Number 032G-E-032B-014.00 Map Number 032G-E-032B-015.00 Map Number 032B-E-032B-019.00 Map Number 032B-E-032B-020.00 Map Number 032C-E-032B-026.00 Map Number 032E-E-032B-028.00 Map Number 032F-E-032B-033.00 Map Number 032F-E-032B-035.00 Map Number 032F-E-032D-036.00

Map Number 032F-E-032B-037.00
Map Number 032F-E-032B-039.00
Map Number 032F-E-032B-042.00
Map Number 032F-E-032B-043.00
Map Number 032F-E-032B-045.00
Map Number 032C-E-032B-050.00
Map Number 032C-E-032B-051.00
Map Number 032C-E-032B-055.00
Map Number 032F-E-032B-055.00
Map Number 032F-E-032B-055.00
Map Number 032F-E-032B-056.00
Map Number 032F-E-032B-057.00
Map Number 032F-E-032B-057.00
Map Number 032F-E-032B-057.00

And the First Party, as Trustee and Substitute Trustee, does hereby transfer and assign and set over unto the Second Party all of the covenants and warranties contained in the aforesaid Deeds of Trust, and does hereby warrant the title as fully as he is authorized to do as Trustee/Substitute Trustee, but no further or otherwise.

WITNESS the signature of the First Party on this the 1st day of August, 2013.

JOSEPH G. COKER,

Trustee and Substitute Trustee

OATH

STATE OF TENNESSEE COUNTY OF CAMPBELL

Personally appeared before me, a Notary Public for the aforesald State and County, the within named party, JOSBPH G. COKER, the Trustee and Substitute Trustee named in the instruments set forth above, with whom I am personally acquainted, and who, after being duly sworn according to law, makes oath that he has read the foregoing TRUSTEE'S AND SUBSTITUTE TRUSTEE'S DEED, and is familiar with and understands the contents thereof, and executed same for the purposes therein contained by signing his name thereto in his official capacity as Trustee and Substitute Trustee, as applicable.

WITNESS my hand and seal at office this 1st of August, 2013.

Young b. Wiggs

My Commission Expires: 10/9/13

I hereby swear or affirm that the actual consideration of this transfer is \$1,100,000,00.

Exhibit 3

Book 1588 Page 18

Subscribed and swom to before me this ____ & day of <u>August</u>, 2013.

(Asaly Manual NOTARY PUBLIC

immission expires: Let 23 2016

Responsible Taxpaver and Property Owner is

NAME:

ASSET PROTECTION MANAGEMENT, INC.

ADDRESS: Post Office Box 400

Middlesboro, Kentucky 40965

Fereeloure/fsVAnderson development/trustes's deed/bw

This instrument was prepared by Joseph O. Coker, Attorney at Law, 160 Valley Street, Post Office Box 134, Jacksboro, Tennessee 37757. (A)

Book 1688 Page 19

OFFICE OF THE COUNTY LAW DIRECTOR ANDERSON COUNTY, TENNESSEE

101 South Main Street, Suite 310 CLINTON, TENNESSEE 37716

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

January 21, 2022

VIA U.S. MAIL

Mr. Daniel Blackman Regional Administrator Environmental Protection Agency, Region 4 61 Forsyth Street, S.W. Atlanta, GA 30303-3104

RE: American Nuclear Site

Dear Mr. Blackman:

Congratulations on your appointment to the EPA, Region 4, Administrator position. I'm sure this job will be very rewarding considering your past experience and obvious passion for our environment.

My office has been requested to write to you by the Anderson County Board of Commissioners and share the American Nuclear story. Last July, we drafted a letter to John Blevins requesting remediation assistance for the former American Nuclear Superfund site and we have yet to receive a response. (See attached letter) American Nuclear was a private company that processed cobalt and cesium for medical treatment purposes in the late 1960s and early 1970s with much of the raw materials coming from the Oak Ridge National Laboratories. The site has been abandoned since 1974 when the company became insolvent, but to date, nothing has been done to clean-up the site and the property still produces significant measurable levels of nuclear contamination which continues to impose safety and health issues for area residents.

Our county is in the process of building a 290 acre wildlife refuge, nature preserve and recreational area on property immediately adjacent to the American Nuclear site. This new park will contain an outdoor classroom for area students where they can observe and be a part of continued research sponsored by the Smithsonian Institute related to rare species of reptiles, birds and other wildlife, and hopefully learn the story of a successful remediation of a former landfill; however, the American Nuclear site lies at the entrance to the park and is an insurmountable obstacle to the successful completion of the proposed nature preserve.

We are respectfully requesting your assistance in the clean-up and remediation of this nuclear waste site that has contaminated the land, water and environment that our citizens are exposed to on a daily basis. Please understand, this location was not connected to Anderson County Government in any way, and our county was never involved in this business, but Anderson County citizens have been left with this harmful legacy issue for almost fifty (50) years that continues to be a substantial threat to their health.

We welcome any assistance you can provide us and appreciate the opportunity to share the volumes of information we have collected on this site. We think you would be amazed and concerned with the lack of attention this Superfund site has been given and would share our concerns that a plan of action needs to be created with input from all stakeholders.

We look forward to hearing from you in the near future and if we can provide any additional information, please let us know.

With kindest regards,

N. Jay/Yeager

cc: Leif Palmer, Esq.

Enclosure: Letter to John Blevins, dated 07/19/2021

OFFICE OF THE COUNTY LAW DIRECTOR ANDERSON COUNTY, TENNESSEE

101 South Main Street, Suite 310 CLINTON, TENNESSEE 37716

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

July 19, 2021

VIA U.S. MAIL

Mr. John Blevins
Acting Regional Director
Environmental Protection Agency, Region 4
61 Forsyth Street, S.W.
Atlanta, GA
30303-3104

RE: American Nuclear

Dear Mr. Blevins:

I'm writing on behalf of Anderson County Government to enlist your assistance with gathering needed information and possible opportunities for clean-up and remediation related to the former American Nuclear site located in the Claxton community of our county. The site is currently under the control and ownership of the Tennessee Department of Environment and Conservation (TDEC). TDEC is willing to partner with Anderson County and we are asking for EPA support as well.

Leaving the property in its current state is unacceptable to Anderson County, since the true long-term health risks to our citizens are unknown. Furthermore, the American Nuclear property lies precariously at the entrance to the new Blockhouse Valley Nature Preserve and Outdoor Research Center.

Prior to the abandonment and insolvency of the business in the early 1970's, the company processed cobalt and cesium for medical treatment purposes and received the majority of these highly enriched materials from the Oak Ridge National Laboratories and various subcontractors, including Union Carbide. To date the site contains significant measurable amounts of toxic nuclear waste and the unknown dangers to the health, safety and welfare of the surrounding residents are of paramount importance to the Anderson County Board of Commissioners.

We are hoping the EPA can provide us with additional information on this site and the possible application of the Resource Conservation and Recovery Act (RCRA) codified at 42 USC § 6901 et seq. Our understanding of RCRA is that EPA has legal jurisdiction over hazardous waste including the generation, transportation, treatment, storage and disposal from cradle to grave. If our understanding is correct, could EPA assist us in identifying the original generator of the waste and take legal action to ensure the original generator is held responsible for the Clean-up and remediation of the site?

Page 2 of 2 Director Blevins July 19, 2021

We are anxious to hear your thoughts and look forward to learning more from EPA about the American Nuclear site and who, or what entity is ultimately responsible for the abandoned waste.

With kindest regards,

N. Jay Yeager

cc:

Mayor Terry Frank County Commission

Enclosure: County Commission Resolution 21-07-876

Anderson County, Tennessee **Board of Commissioners**

RESOLUTION NO: 21-07-876

ASSISTANCE THE FOR FEDERAL AND STATE RESOLUTION REQUESTING REMEDIATION AND CLEAN-UP OF THE FORMER AMERICAN NUCLEAR SITE.

WHEREAS, the former American Nuclear site is located in the Claxton community of Anderson County, Tennessee and is currently under the control and ownership of the Tennessee Department of Environment and Conservation (TDEC), and

WHEREAS, prior to the abandonment and insolvency of the business in the early 1970's, the company processed cobalt and cesium for medical treatment facilities and received the majority of these highly enriched materials from the Oak Ridge National Laboratories and various subcontractors servicing Department of Energy facilities, and

WHEREAS, to date the site contains measurable amounts of toxic nuclear waste, thus the long-term dangers to the surrounding community are unknown.

NOW THEREFORE BE IT RESOLVED by the Anderson County Board of Commissioners meeting in regular session this 19th day of July 2021 that we pledge our support and cooperation in the remediation of the American Nuclear site and we are ready and willing to accept ownership and control of the land, once completely safe and acceptable for public use as determined by TDBC, with the intended stated public use as parking facility for the future Blockhouse Valley public recreational complex, nature preserve and outdoor research center.

BE IT FURTHER RESOLVED that we respectfully request:

1) Our Congressional delegation to the United States Congress request and appropriate federal stimulus or infrastructure money to diagnosis the extend of clean-up, remediate and support Anderson County efforts dedicated to the American Nuclear site, and

2) Our state representatives to the Tennessee General Assembly assist with this endeavor by requesting state stimulus monies be appropriated to the project initially for scoping and characterization studies and urge TDEC to remediate the site for the public safety of surrounding residents, and

3) The Department of Energy (DOE) to partner with Anderson County and TDEC to facilitate the successful olean-up and remediation of the former American Nuclear site, and

4) Authorize the Anderson County Environmental Coordinator to immediately apply for federal Environmental Protection Agency - Brownfields Environmental Assessment and Remediation Grants, and

5) That TDEC authorize Anderson County to commence with the Scoping and Characterization Study and

financially contribute money necessary to cover the costs associated with said Study, and

6) That the Anderson County Clerk be directed to send a copy of this approved resolution to our federal delegation to the United States Congress, representatives to the Tennessee General Assembly, Secretary to the Department of Energy, Environmental Protection Agency and Commissioner for the Tennessee Department of Environment and Conservation.

RESOLVED DULY PASSED AND APPROVED this 19th day of July 2021.

Joshua N. Anderson, Chair, AC Commission

Terry Frank, Anderson County Mayor

ATTEST:

Jeff Cole, Anderson County Clerk

OFFICE OF THE COUNTY LAW DIRECTOR ANDERSON COUNTY, TENNESSEE

101 South Main Street, Suite 310 CLINTON, TENNESSEE 37716

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

January 20, 2022

Congressman Chuck Fleischmann 462 Cannon House Office Building Washington, DC 20515-0001

RE: American Nuclear Site Remediation

Dear Congressman Fleischmann:

On behalf of Anderson County Government, we want to thank you for your continued support of Anderson County and our citizens. About ten years ago, I briefed you in my office regarding the continuing saga of the former American Nuclear Superfund site. We have not heard from you on this matter since our initial conversation, but we are still hoping you are willing to help our county with this concerning environmental issue.

Recently, the Anderson County Board of Commissioners requested that I write to you and see if you can find a way to get this old Superfund site cleaned-up and fully remediated.

You may remember the history of this business, but to refresh your memory, the former American Nuclear company privately processed cobalt and cesium for medical treatment purposes in the late 1960s and early 1970s with much of the raw materials coming from the Oak Ridge National Laboratories. The site has been abandoned since 1974 when the company became insolvent, and the location was subsequently deeded to the state for monitoring. To date, nothing has been done to clean-up the site and the property still produces significant measurable levels of nuclear contamination which continues to impose safety and health issues for area residents.

Anderson County needs your assistance in acquiring federal funds to clean-up and remediate this property. If Anderson County is successful in these efforts, we would like to use this property for a parking lot adjacent to the new Blockhouse Valley public recreational complex, nature preserve and outdoor research center.

We hope you understand our concerns and will assist Anderson County with securing federal funding for the clean-up of this site. A copy of the County Commission resolution has been attached for your review. If you have questions or need additional information, please feel free to call or write at your earliest convenience.

With kindest regards,

N. Jay Yeager

Mayor Terry Frank
County Commission

Enclosure: Commission Resolution 21-07-876

Anderson County, Tennessee Board of Commissioners

RESOLUTION NO. 22-02-912

RESOLUTION TO ALLOW A LIMITED VETERAN AND YOUTH TURKEY HUNT ON THE BLOCKHOUSE VALLEY FORMER LANDFILL SITE AND TO ADOPT RESTRICTIONS AND PROCEDURES FOR PERMITS RELATED THERETO.

WHEREAS, on August 17, 2009, the Anderson County Board of Commissioners passed Resolution No. 09-321 declaring the Blockhouse Valley Landfill site as a nature preserve, recreational park and outdoor classroom. This same Resolution prohibited hunting on the property; and

WHEREAS, the Anderson County Board of Commissioners now desires to allow limited and restricted hunting permits on this property and to adopt regulations and procedures designed to properly reduce the turkey population to healthy levels through controlled management hunting and safe hunting practices.

NOW THEREFORE BE IT RESOLVED, by the Anderson County Board of Commissioners meeting in regular session this 22nd day of February 2022, that we authorize limited and restricted hunting on the former Blockhouse Valley Landfill site to better control the turkey population in effort to reduce the turkey population to a healthy limits, protect TDEC remediation efforts underway at the Blockhouse Valley site, and protect the health, safety and welfare of area citizens, subject to the following restrictions, limitations and procedures:

SECTION 1. Hunting on the subject property will only be permissible to valid permit holders. Hunting is limited to the turkey population only. Other species hunting shall be allowed only by approval of the Board of Commissioners. Hunters must agree to comply with all hunting regulations set forth and adopted by the Tennessee Wildlife Resources Agency (TWRA) including but not limited to: licensing, Hunter Safety Course requirements, safety regulations, hunting seasons, and bag limits.

SECTION 2. Only Youth hunters, as defined by TWRA regulations (persons ages six (6) to sixteen (16) years of age) and Veterans that are able to provide either a Military Identification Card or DD Form 214 or a Certificate of Release or Discharge from Active Duty, are eligible for these hunts.

SECTION 3. All permitted hunters shall agree to sign the waiver and release of liability document and shall also agree to the terms and restrictions set forth. Permitted hunters shall display the permit in a clear and conspicuous manner while hunting on the subject property.

SECTION 4. TWRA shall monitor and enforce hunting restrictions on subject property and report violations to the Anderson County District Attorney General for future legal actions and prosecution of unlawful activities. Anderson County reserves the right to cancel any permits due to non-compliance reported to, and by the TWRA.

SECTION 5. Permits shall be issued through a random lottery drawings held and conducted by the County Mayor. All applications and requests for the 2022 turkey hunting season must be submitted by email application by noon on Monday, March 21st, 2022, by emailing turkeyhunt@andersoncountytn.gov. Lottery drawing will be conducted by the County Mayor in Room 118A at 2:00 pm on Monday, March 21st, 2022. Any Veteran permits not picked-up by Friday, April 1st, 2022 at 12:00 noon will be cancelled and a Second Draw will be conducted at 2:00 pm on that same day with all previous unsuccessful applicants eligible for the Second Draw. All Youth permits must be picked up by 5:00 pm on Friday, March 25th, 2022 and are not subject to a Second Draw.

SECTION 6. Youth Hunt shall take place on Saturday, March 26th, and Sunday, March 27th, 2022. Veterans Hunt shall take place on Saturday, April 2nd, Wednesday, April 6th, Saturday, April 9th, Friday, April 15th, Monday, April 18th, Friday, April 22nd, Tuesday, April 26th, Saturday, April 30th, Saturday, May 7th, and Saturday, May 14th, 2022. No Sunday hunting except for the Youth Hunt on March 27, 2022.

SECTION 7. Archery, crossbows, longbows, recurve bows, compound bows, shotguns using ammunition with No. 4 shot or smaller, are allowable at the Blockhouse Valley site. All hunting apparatus and weapons shall conform to TWRA regulations and permitted seasonal hunting requirements.

SECTION 8. No more than two (2) permits shall be issued for each day with the exception of the Youth Hunt. Each youth hunter must be accompanied by one (1) non-hunting adult of at least eighteen (18) years of age. There will be a total of four (4) Youth permits and a total of twenty (20) Veteran permits issued.

SECTION 9. Hunting is prohibited within two-hundred (200) yards from adjacent landowners contiguous to the Blockhouse Valley site. Property maps are reviewable in advance online at the Anderson County Register of Deeds and Assessor of Property websites. Maps, permits and parking passes will be provided to each successful permitted hunter.

SECTION 10. County employees and family members are expressly allowed to participate provided that they are selected by the random lottery drawing conducted by the County Mayor.

SECTION 11. Any previous Resolution in conflict with this Resolution is expressly repealed as limited to existing conflicted provisions contained therein.

SECTION 12. This Resolution shall take effect immediately, the public welfare requiring same.

RESOLVED, DULY ADOPTED AND EFFECTIVE this 22nd day of February 2022.

Terry Frank, Anderson County Mayor	Joshua N. Anderson, Chair, AC Commission
	ATTEST:
	Jeff Cole, Anderson County Clerk

LICENSE TO HUNT ON BLOCKHOUSE VALLEY LANDFILL PROPERTY AND RELEASE

Anderson County (hereinafter, "County"), owner of the property known as the Old County Poor Farm also containing the Blockhouse Valley Landfill and the Sheriff's Department Firing Range, and other areas noted on the attached map as 'No Hunting' (hereinaster, "Property"), in an effort to accommodate the hunting desires of citizens, does hereby grant a non exclusive and revocable license to (hereinaster, "Hunter") to hunt on the Property under the following conditions: 1. The license will expire on the date given on the appropriate license or permit. However, the license may be revoked by the County without notice at any time with or without cause. 2. The Hunter will be allowed to hunt, kill and possess game taken in the appropriate season and in compliance with all applicable laws and regulations. 3. Hunter agrees to obey all applicable laws regarding hunting in this area, including, but not limited to, the maintenance of all appropriate hunting licenses as issued by the State of Tennessee, while hunting on the Property. 4. Hunter agrees to take reasonable precautions to avoid the destruction, injuries to others, or damage to the Property itself as well as any fixtures or County personal property located on the Property. Hunter shall be liable to County for any damage to the Property caused by the Hunter. 5. Hunter agrees not to operate any motorized vehicle on the property and inside the fenced area. 6. It is understood and agreed that this license is for hunting privileges only and that the County will have the right to use Property for any purposes it deems fit, as well as timely inspections and compliance monitoring. 7. It is understood and agreed that this license is not transferable. 8. Hunter agrees to waive liability with regards to the County for any personal injury or personal property damage to the Hunter resulting from unsafe conditions that may exist on the property, actions or inactions of the County or any agent thereof, as well as for any hunting or hunting-related accidents. That the Undersigned, being of lawful age, does hereby and for his/her heirs, executors, administrators, successors, and assigns, release, acquit, indemnify and forever discharge Anderson County, Tennessee and/or its agents, partners, officers, servants, successors, administrators, third party and independent contractors, licensees, and all other persons, firms, corporations, associations, or partnerships of and from any and all claims, actions, causes of action, demands, rights, damages, costs, loss of service, expenses and compensation whatsoever, which the Undersigned now has or may hereafter accrue on account of or in any way growing out of any and all known and unknown, bodily and personal injuries and property damage and the consequences thereof resulting or to result from unsafe conditions or accidents, and injuries and the like that may exist on the Property, actions or inactions of the County or any agent thereof, as well as for any hunting or hunting-related accidents on the Property. The undersigned further declare(s) and represent(s) that no promise, inducement, or agreement not herein expressed has been made to the undersigned, and this document contains the entire agreement between the parties hereto, and that the terms of this document are contractual and not a mere recital. 9. It is understood that the County will not be responsible for any wrongful or negligent acts committed by the Hunter affecting persons or property on or outside of the Property. Hunter agrees to indemnify and hold County and its agents harmless from any claims, suits or the like that arise from Hunter's actions or failure to act associated with this license. 10. Hunter acknowledges reviewing a map of the Property, Arcadis Fact Sheet, Hunter Regulations, as attached, and being familiar with the location of the treated landfill sites and the Sheriff's firing range and all non-hunting property. Hunter agrees to stay off these areas and to not discharge a weapon into these areas. Hunter is advised that people are on or about the Property from time to time and agrees to be mindful of their potential presence and to employ safe hunting practices. I, the Hunter, agree to the conditions stated above this _____ day of ______; Print Name: Anderson County Terry Frank, Anderson County Mayor Signature of Hunter

Address

Phone Number



BLOCKHOUSE VALLEY Nature Preserve ANDERSON COUNTY, TENNESSEE

Blockhouse Valley Nature Preserve Tennessee Wildlife Resources Agency (TWRA) Managed Hunt Fact Sheet

The Anderson County Blockhouse Valley Landfill is the site of a former operational landfill and is an approximate 30-acre portion of the 300-Acre Nature Preserve. The site is now a closed landfill with restricted access. Groundwater/surface water on the property may contain concentrations of organics, manganese, and other inorganic elements, in excess of those safe for human consumption and routine repetitive contact. In addition, portions of the landfill's closed cells contain waste consistent with a municipal landfill. A low-permeability cap and alternative vegetative cover has been constructed over the capped cells. Care should be taken while hunting on the property to avoid coming into contact with groundwater/surface water and/or to avoid disturbing the capped areas and hybrid poplar tree plots of the landfill. Below you will find a list of "do's and do not's" to follow while hunting at the site.

Do

- Hunt only in approved areas during the specified managed hunt time periods;
- Avoid contact with ground and surface water (streams, seeps, springs, etc.) at the landfill;
- Wash any clothing or other items that may come into contact as soon as possible with soap and water, rinsing well; and
- Follow all standard TWRA rules and regulations while hunting at the site.

Do Not

- Hunt on the capped landfill cells (identified on the attached map) or near the free water surface wetland area;
- Disturb, damage or otherwise impact the hybrid poplar tree plots, grass cover or wet areas (seeps) in the landfill area;
- Come into contact with ground or surface water at the site, including the use of ground or surface water as drinking water or water for cleaning your kill or hunting equipment; or
- Disturb the ground surface on the capped portions of the site.

2021-22 Tennessee Hunting Seasons Summary

Please refer to the Tennessee Hunting and Trapping Guide for detailed hunting dates, bag limits, zones, units, and required licenses and/or permits.

G≡Gun -: M≡Muzzleloader -: A≡Archery -: S≡Shotgun

Statewide bag limit: 2 antiered deer. No more than 1 per day. See the Tennessee Hunting and Trapping Guide for deer units and county listings.

Aug. 27-29

Units A, B, C, D, L

Private land, antiered deer only.

Aug. 27-29 G/M/A

Unit CWD

Antiered deer only. Private lands and select public lands (see

hunting guide). Sep. 25-Oct. 29, Nov. 1-5

Statewide

Antierless bag: Units A, B, C, D=4; Units L, CW/D=3/day, no

season limit

G/M/A Oct. 30 -Oct. 31, Jan. 8-9, 2022 Statewide

Young Sportsman (ages 6-16). Antierless bag: Units A, B, C, D-2;

Units L, CWD=3/day

M/A Nov. 6-19 Units A, B, C, D, L

Antierless bag: Units A, B=2; Units C, D=1; Unit L=3/day

G/M/A Nov. 6-Jan. 2, 2022

Antlerless bag: 3/day

Unit CWD

Nov. 20-Jan. 2, 2022

Units A, B, C, D, L

Antierless bag: Unit A=2; Unit B=1; Unit L=3/day; Unit C=1

(Nov. 20-Dec. 5 only); Unit D=1 (Nov. 20-26 only)

G/M/A Jan. 3-7, 2022 Units L, CWD

Antierless bag: 3/day. No antiered deer in Unit L. Autiered deer

may be harvested in Unit CWD (statewide limit applies).

BLACK BEAR

Bag limit:	1 per license year. Cubs under 75 lbs. are pr	rohibited.
A T	No dogs: Sep. 25 - Oct. 22	•
	Zones 1, 2, 3, 4, Transitional	
G/M/A	Dogs allowed: Oct. 9-12, 15-17	Zone 2
G/M/A	Dogs allowed: Oct. 2-3, 9-15	Zone 3
G/M/A	Dogs allowed: Oct. 2-4, 9-10	Zone 1
G/M/A	No dogs, Young Sportsman	
	(ages 6-16): Oct. 30-31	Zones 1, 2, 3
G/M/A	Dogs allowed: Nov. 1-5	Zones 2, 3
G/M/A	Dogs allowed: Nov. 8-15 .	Zone 1
G/M/A	No dogs: Nov. 20-23	Zones 1, 2, 3
G/M/A	Dogs allowed: Nov. 29 - Dec. 12	Zone 3
G/M/A	Dogs allowed: Nov. 29' - Dec. 15	Zone 1
G/M/A	. Dogs allowed: Nov. 29 - Dec. 23	Zone 2
G/M/A	Dogs allowed: Dec. 30 - Jan 2	Zone 3

ELK (QUOTA HUNT)

A	Sep. 25 - Oct. 1:7 permits, 1 antiered elk/permi
G/M/A	Young Sportsman (resident only, ages 13-16)

Oct. 2-8: 1 permit for 1 antiered elk

G/M/A Oct. 9-15: 7 permits, 1 antiered elk/permit

FALL TURKEY

Bag Limit: 1 bearded turkey, per county, only in counties open to fall turkey hunting. See the Tennessee Hunting and Trapping Guide for listing.

Sep. 25 - Oct. 29, Nov. 1 - Nov. 5

Oct. 16-29

To learn more about Tennessee's many outdoors opportunities, visit our website at www.tnwildlife.org and join us on Facebook, Twitter, and our weekly podcast, Tennessee WildCast.

SPRING TURKEY

		
S/A	Young Sportsman (ages 6-16)	Mur. 26-27, 2022*
	Daily bag: 1 bearded turkey per day, Co	unts toward soring

season bag of three (3)

General Season April 2 - May 15, 2022*

Bag limit: 3 bearded turkeys, no more than 1 per day.

*Some west and southern middle Tennessee counties have shortened seasons and reduced bag limits. See the Tennessee Hunting and Trapping Guide for more information.

GAME BIRDS

Woodcock

S/A

Grouse Oct. 9- Feb. 28, 2022: Daily bag 3 Ouall Nov. 6 - Feb. 28, 2022: Daily bag 6

MIGRATORY BIRDS

Mourning Dove	Sep. 1-28: Dally bag 15

Oct. 9-31: Dally bag 15

Dec. 8 - Jan. 15, 2022: Daily bag 15

Nov. 13 - Dec. 5: Daily bag 3

Jan. 10 - Jan. 31, 2022: Dally bag 3 Nov. 14 - Feb. 28, 2022; Daily bag 8

Snipe Canada Goose* Sep..1-19: Daily bag 5

Wood Duck/Teal Sep. 11-15: Daily bag 6, not to exceed 2

wood ducks/day

Teal-only Sep. 16-19; Daily bag 6

Ducks, Coots, and Mergansers - Bag limit is 6 ducks per day. Reelfoot Zone

Nov. 13-14, Dec. 4 - Jan. 30, 2022 Statewide Zone Nov. 27-28, Dec. 4 - Jan. 30, 2022

Young Sportsman Feb. 5 and Feb. 12, 2022; All zones, ages 16 and under

Veteran, Active Military Peb. 6 and Feb. 13, 2022: All zones

'See the Tennessee Hunting and Trapping Guide for more information on these seasons, as well as sandhill crune and other goose seasons.

SMALL GAME

Squirrel Aug. 28 - Feb. 28: Daily bag 10 May 8 - June 13, 2021: Dally bag 10 Spring Squirrel Rabbit

Nov. 6 - Feb. 28: Dally bag 5

Bullfrog Year around (except on TWRA Managed Lakes 20 per person per night

FURBEARERS

Fox, Mink, Muskrat, Otter, Spotted Skunk, Wessel

Nov. 19 - Eeb. 28, 2022

No limit 1 per day

Nov. 19 - Feb. 28, 2022 Armadillo, Beaver, Coyote, Groundhog, Striped Skunk

Year around

No limit

RACCOON

See.the Tennessee Hunting and Trapping Guide for more information.

Private Land

Sunset July 1 - Sunrise Sep. 17: Nightly bag 1. Closed in Scott, Morgan, Roane, Rhea, Hamilton, and all other counties

east of those countles.

Statewide Season Sunset Sep. 17 - Sunrise Feb. 28, 2022:

Nightly bag: 2

Training Season Year-round, except where prohibited by

local ordinances. No take permitted.



Anderson County Board of Commissioners OPERATIONS COMMITTEE MINUTES February 14, 2022

February 14, 2022 6:00 PM Room 312

Members Present:

Tim Isbel, Joshua Anderson, Robert McKamey, Tracy Wandell and

Steve Mead

t

Members Absent:

Phil Yager, Theresa Scott and Rick Meredith

Call to Order:

Chairman Isbel called the meeting to order.

Commissioner Vowell said the prayer.

Commissioner Wandell led the Pledge of Allegiance.

Commissioner McKamey made a motion to add to the agenda under Tourism, some opposition to a State Bill and House Bill that was submitted. Seconded by Commissioner Mead. Motion passed to approve the agenda as amended.

No citizens addressed the Committee.

Highway Department - Discussion. No Action Taken.

- Commissioner Wandell made a motion to allow Stephanie to move forward with the appraisal on the facility. Commissioner McKamey seconded the motion. Motion passed to forward to full commission for approval.
- Commissioner McKamey made a motion to have the Law Director draft a letter to the Safety Committee and Legislators in support of ROHVA (HB 2041/SB 2083) and bring to full commission meeting for approval. Seconded by Commissioner Mead. Motion passed.

Air BnB and VRBO - Discussion. No Action Taken.

- Commissioner McKamey made a motion to approve to extend the Emergency Sick Leave (ESL)

 March 1 June 30th for full and regular part-time employees receiving a positive COVID-19 test and to update the required documentation form. Seconded by Commissioner Mead. Motion passed to forward to full commission for approval.
- Commissioner Wandell made a motion to authorize installation of historic courthouse signs contingent upon finalization of the wording on the signs. Seconded by Commissioner McKamey. Motion passed to forward to full commission for approval.
- Commissioner McKamey made a motion to accept the City of Clinton's offer to acquire property from Anderson County and authorize the Mayor to execute associated paperwork. Seconded by Commissioner Mead. Motion passed to forward to full commission for approval.

Law Director pulled the resolution authorizing Comcast to apply for Federal Funds from the agenda. A workshop to be set to discuss Broadband.

Village Way Road Deed - Discussion. No Action Taken.

New Business: None.

Old Business: None

Meeting adjourned.



February 11, 2022

The Honorable Becky Duncan Massey Chair Senate Committee on Transportation and Safety 425 Rep. John Lewis Way North Cordell Hull Building, Suite 776 Nashville, TN 37243

The Honorable Mark A. Pody Vice-Chair Senate Committee on Transportation and Safety 425 Rep. John Lewis Way North Cordell Hull Building, Suite 754 Nashville, TN 37243

The Honorable Bill Powers Vice-Chair Senate Committee on Transportation and Safety 425 Rep. John Lewis Way North Cordell Hull Building, Suite 772 Nashville, TN 37243 The Honorable Dan Howell Chair House Committee on Transportation 425 Rep. John Lewis Way North Cordell Hull Building, Suite 556 Nashville, TN 37243

The Honorable Mark Hall Vice-Chair House Committee on Transportation 425 Rep. John Lewis Way North Cordell Hull Building, Suite 550 Nashville, TN 37243

Re: ROHVA opposes on-road ROV use (HB 2041/SB 2083)

Dear Chairwoman Massey, Chairman Howell, and Vice-Chairmen Pody, Powers, and Hall:

The Recreational Off-Highway Vehicle Association (ROHVA) is a national, not-for-profit trade association formed to promote the safe and responsible use of recreational off-highway vehicles (ROVs – sometimes referred to as side-by-sides or UTVs) manufactured or distributed in North America. ROHVA is also accredited by the American National Standards Institute (ANSI) to serve as the Standards Developing Organization for ROVs. 1

HB 2041/SB 2083 authorizes off-highway vehicles (this includes ROVs by definition) to operate on certain segments of state highways located in Anderson County. ROHVA opposes the legislation if these road segments are not limited to trail connectors as part of a designated trail system.

ROHVA opposes ROV use on roads, except for roads that are part of a designated trail system or unimproved ways (including logging roads and woodland trails).

¹ An ROV is a motorized off-highway vehicle that is compliant with the ANSI/ROIIVA 1 standard. More information on the standard can be found at https://rohva.org/ansi-standard/. ROVs are designed to travel on four or more tires, intended by the manufacturer for use by one or more persons and having the following characteristics: a steering wheel for steering control; a Roll Over Protective Structure complying with ANSI/ROHVA-1; an Occupant Retention System complying with ANSI/ROHVA-1; non-straddle seating; maximum speed capability greater than 30 mph; less than 80 inches in overall width, exclusive of accessories; and engine displacement of less than 1,000cc. Current models are designed with seats for a driver and one or more passengers.

ROVs are designed, manufactured, and sold for <u>off-highway use only</u>. The application of any <u>on-road</u> requirements to ROVs would falsely signal to consumers that on-road use of ROVs is somehow safe. It is not. ROHVA is opposed to on-road use of ROVs regardless of equipment requirements. Riding on public roads introduces the possibility of the ROV colliding with a car or truck, an obviously dangerous situation which would be compounded by faster moving automobiles coming upon slower moving ROVs. Automobiles and other on-highway vehicles are manufactured and certified to meet Federal Motor Vehicle Safety Standards (FMVSS), which consist of detailed compliance requirements based on extensive safety testing specific to on-road use. In contrast, ROVs are not intended to be used on-highway, and are not designed, equipped or tested to meet FMVSS. Permitting street use of ROVs —including modified vehicles — runs contrary to manufacturers' intended proper use and contrary to federal safety requirements. ROHVA urges that on-highway use of ROVs be prohibited and that law enforcement efforts be strengthened to eliminate this dangerous practice.

Thank you for your consideration of these comments. Should you have any questions, please contact me at 703-416-0444 ext. 3202.

Sincerely,

.

Scott P. Schloegel

get P. Schloegel

Senior Vice President, Government Relations

Cc: Senate Committee on Transportation and Safety Members

House Committee on Transportation Members

The Honorable Ken Yager

The Honorable John D. Ragan Jr.

AN ACT to amend Tennessee Code Annotated, Section 55-8-185, relative to operation of off-highway vehicles on certain highways.

Sponsors

Rep. John Ragan [R]

History

Date	Chamber	Action
2022-02-01	Houşe	Assigned to s/c Transportation Subcommittee
2022-01-31	House	P2C, ref. to Transportation Committee
2022-01-27	House	Intro., P1C.
2022-01-26	House	Filed for introduction

AN ACT to amend Tennessee Code Annotated, Section 55-8-185, relative to operation of off-highway vehicles on certain highways.

Sponsors

Sen. Ken Yager [R]

History

Date	Chamber	Action
2022-02-10	Senate	Placed on Senate Transportation and Safety Committee calendar for 2/16/2022
2022-02-02	Senate	Passed on Second Consideration, refer to Senate Transportation and Safety Committee
2022-01-31	Senate	Introduced, Passed on First Consideration
2022-01-27	Senate	Filed for introduction

Tenn. Code Ann. § 55-8-185

Copy Citation

Current through the 2021 Regular and First, Second, and Third Extraordinary Sessions of the 112th General Assembly.

- TN Tennessee Code Annotated
- Title 55 Motor and Other Vehicles
- Chapter 8 Operation of Vehicles Rules of the Road
- Part 1 Operation of Vehicles Rules of the Road

55-8-185. Use of off-highway motor vehicles on highways.

- (a) 55-8-203; is operated or driven pursuant to subsection (c) or (e); or is operated or driven for the purpose of crossing a highway as follows: 55-8-101 and 55-4-136; is registered as a Class I or Class II off-highway vehicle pursuant to chapter 4, part 7 of this title, and operated on county roads pursuant to § 55-3-101(c)(2) shall be operated or driven upon a highway unless the vehicle is registered as a medium speed vehicle pursuant to §§ No off-highway motor vehicle as defined in § (1) On a two-lane highway, only to cross the highway at an angle of approximately ninety degrees (90°) to the direction of the roadway and at a place where a quick and safe crossing may be made; (2) With respect to the crossing of a highway having more than two (2) lanes, or a highway having limited access, off-highway motor vehicles may cross these highways, but only at a place designated by the department of transportation or local government authorities with respect to highways under their respective jurisdictions as a place where such motor vehicles, or specified types of such motor vehicles, may cross the highways, and these vehicles shall cross these highways only at those designated places and only in a quick and safe manner; and
- (3) The department and local government authorities with respect to highways under their respective jurisdictions may designate, by the erection of appropriate signs of a type approved by the department, places where these motor vehicles, or specified types of these motor vehicles, may cross any highway having more than two (2) lanes or having limited access.
- (b) 55-3-101(c)(2) may be moved, by nonmechanical means only, adjacent to a roadway, in a manner so as to not interfere with traffic upon the highway, only for the purpose of gaining access to, or returning from, areas designed for the operation of off-highway vehicles, when no other route is available. The department or local government authority may designate access routes leading to off-highway parks as suitable for the operation of off-highway vehicles, if such access routes are available

to the general public only for pedestrian and off-highway motor vehicle travel. Off-highway motor-driven cycles defined in §

(c)

- (1) Notwithstanding any law to the contrary, three- or four-wheel all-terrain vehicles or three- or four-wheel off-highway vehicles may be operated on:
- (A) Oneida & Western (O&W) Railroad Road from its intersection with Verdun Road southwestward to its terminus, within the jurisdiction of Scott County;
- (B) State Route 63 between U.S. Highway 27 and Annadell Road within the jurisdiction of the Town of Huntsville in Scott County on any two (2) weekends per year during the hours of daylight, which includes the thirty (30) minutes before dawn and the thirty (30) minutes after dusk; except, that during one (1) day on each weekend, the off-highway vehicles may be operated during the hours of daylight or nighttime until twelve o'clock (12:00) midnight. The operation pursuant to this subdivision (c)(1)(B) shall be approved by a two-thirds (¾) vote of the local legislative body of the municipality and monitored by a local law enforcement agency. Any local legislative body that has approved the operation of the vehicles pursuant to this subdivision (c)(1)(B) as it existed prior to April 28, 2017, shall not be required to resubmit and reapprove the operation pursuant to this subdivision (c)(1)(B) on or after April 28, 2017;
- (C) State Route 62 from its intersection with Wind Rock Road westward to its intersection with Winter Gap Road, then southeastward on Winter Gap Road to its intersection with State Route 61 (Railroad Avenue), then eastward on State Route 61 (Railroad Avenue) to its intersection with State Route 62, within the jurisdiction of Oliver Springs in Anderson County on any two (2) weekends per year during the hours of daylight, which includes the thirty (30) minutes before dawn and the thirty (30) minutes after dusk; provided, that the operation is approved by a two-thirds (36) vote of the local legislative body of the municipality and monitored by a local law enforcement agency;
- (D) State Route 330 from its intersection with State Route 62 westward to its intersection with State Route 61, then southwestward on West Spring Street to its intersection with Winter Gap Road, within the jurisdiction of Oliver Springs in Anderson County on any two (2) weekends per year during the hours of daylight, which includes the thirty (30) minutes before dawn and the thirty (30) minutes after dusk; provided, that the operation is approved by a two-thirds (%) vote of the local legislative body of the municipality and monitored by a local law enforcement agency;
- (E) State Route 63 from its intersection with Ershell Collins Road West to its intersection with Titus Hollow Road in Campbell County;
- (F) State Route 63 from its intersection with Old Stinking Creek Road West to its intersection with Old Highway 63 in Campbell County;

- (C) Mountainside Lane from 120 Mountainside Lane to its intersection with Colonial Lane, and then southeastward on Colonial Lane to its intersection with State Route 116 (U.S. Highway 25W);
- (D) Boling Road from 167 Boling Road to its intersection with Railroad Avenue, then southward on Railroad Avenue to its intersection with Norris Freeway (U.S. Highway 441), and then eastward on Norris Freeway (U.S. Highway 441) to its intersection with State Route 116 (U.S. Highway 25W);
- (E) State Route 116 (U.S. Highway 25W) from its intersection with Fork Mountain Road to its intersection with Windrock Trail, which is designated by the wildlife resources agency as G-71;
- (F) State Route 116 (U.S. Highway 25W) from its intersection with Colonial Lane to its intersection with Better Chance Road;
- (G) U.S. Highway 441 (Norris Freeway) from its intersection with State Route 116 (U.S. Highway 25W) to 709 Norris Freeway;
- (H) State Route 116 from its intersection with State Route 330 to its intersection with Windrock Park Trail 74; and
- (I) State Route 116 from its intersection with State Route 330 to its intersection with Windrock Park Trail 75.
- (5) 55-8-203(c) and (d) are satisfied: 55-8-101 that is registered pursuant to chapter 4, part 7 of this title, may be operated on the following state routes that are within the jurisdiction of Hickman County, if the requirements in § Notwithstanding any law to the contrary, any Class I or Class II off-highway vehicle as defined in §
- (A) State Route 48 North from its intersection with State Route 100 to its intersection with Piney River Road, which is approximately eight and seven-tenths miles (8.7 miles), within the jurisdiction of Hickman County;
- (B) State Route 100 from its intersection with North Tidwell Road to its intersection with Wrigley Road, which is approximately four and one-tenth miles (4.1 miles), within the jurisdiction of Hickman County; and
- (C) State Route 230 West from its intersection with Dodd Hollow Road to its intersection with East Sugar Creek Road, which is approximately one and nine-tenths (1.9 miles), within the jurisdiction of Hickman County.
- (d) A violation of this section is a Class C misdemeanor punishable by a fine only of not more than fifty dollars (\$50.00).
- (e) 55-8-101 may be operated or driven upon any unpaved streets, roads, or highways, as designated specifically for such purpose upon two-thirds (%) vote by the local governing body, and included within the boundaries of an adventure tourism district established pursuant to title 11, chapter 11, part 2, if

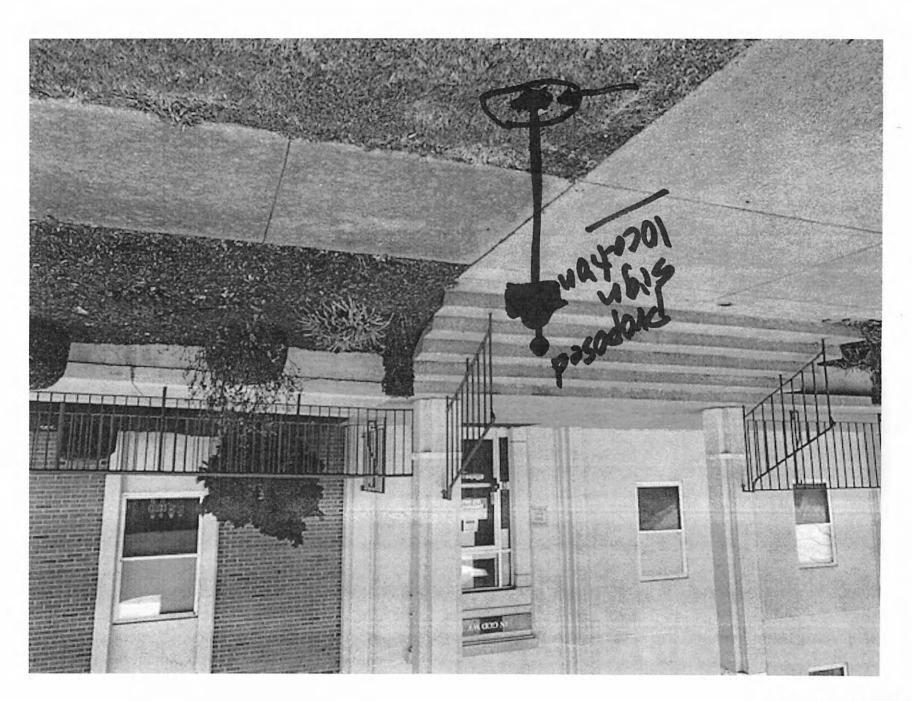
such all-terrain vehicle complies with the following: In addition to subsections (a)-(d), notwithstanding any law to the contrary, an all-terrain vehicle as defined in \S

- (1) The governing body of a municipality or metropolitan government may regulate in any manner, by lawfully enacted ordinance, the operation of any all-terrain vehicle crossing of a street, road or highway solely under the municipality's jurisdiction; provided, that such municipality provides written notification to the department of safety prior to the effective date of the ordinance and posts appropriate signage designating such all-terrain vehicle crossing on such street, road or highway;

 (2) The governing body of any county may by lawfully enacted resolution regulate the operation of all-terrain vehicles on any street, road or highway solely under the county's jurisdiction; provided, that such county provides written notification to the department of safety prior to such resolution becoming effective and posts appropriate signage designating such street, road or highway for all-terrain vehicle use;
- (3) An all-terrain vehicle is specifically restricted to only between one-half (½) hour after sunrise and one-half (½) hour before sunset, and the headlight and taillight shall be illuminated during such operation;
- (4) The operator and all passengers of an all-terrain vehicle shall wear a helmet while driving or operating such vehicle on a street, road or highway;
- (5) Any additional safety requirements imposed by the local governing body for all-terrain vehicle operation on streets, roads or highways in such municipality, metropolitan government or county; and (6) No all-terrain vehicles shall be operated on any state highway or any highway that is a part of the interstate and defense highway system.
- (f) Operation of the following all-terrain vehicles shall be exempt from subsection (e):
- (1) All-terrain vehicles operated for agricultural purposes; and
- (2) Publicly-owned and operated all-terrain vehicles that are used for management, law enforcement, emergency services and other such purposes.

- (G) State Route 116 from its intersection with U.S. Highway 25W (State Route 9) West to its intersection with Better Chance Road in Campbell County;
- (H) U.S. Highway 25W (State Route 9) from its intersection with State Route 116 to its intersection with Dogwood Road in Campbell County;
- (I) U.S. Highway 25W (State Route 9) from its intersection with North Tennessee Avenue to its intersection with Ivy Dale Road in Campbell County;
- (J) U.S. Highway 25W (State Route 9) from its intersection with McClouds Trail to 4267 U.S. Highway 25W South, which segment is approximately two and one-half (2.5) miles long, in Campbell County; (K) U.S. Highway 25W (State Route 9) from its intersection with Elk Tower on Austin Powder Road to the Peabody Convenience Center in Campbell County;
- (L) U.S. Highway 25W (State Route 9) from its intersection with Highcliff Road to its intersection with the Kentucky state line at State Street in Campbell County;
- (M) State Route 297 from its intersection with U.S. Highway 25W to its intersection with London Avenue in Campbell County;
- (N) State Route 297 from its intersection with Woolridge Pike to its intersection with Whistle Creek Road in Campbell County;
- (O) U.S. Highway 25W from TN Exit 160 to Crouches Creek Hollow Road in Campbell County;
- (P) State Route 116 from its intersection with Rattlesnake Ridge Road, which is approximately one and two-tenths (1.2) miles north of State Route 62, then northward on State Route 116 for approximately three and four-tenths (3.4) miles to its intersection with the walking trails of Frozen Head State Park and Trail 27 of Wind Rock Park, within Morgan County between the hours of eight o'clock a.m. (8:00 a.m.) and eight o'clock p.m. (8:00 p.m.);
- (Q) State Route 53 beginning from the Granville Marina and Resort and ending at the Sutton Homestead in the Town of Granville;
- (R) State Route 167 from mile marker 10 to mile marker 13, within the jurisdiction of Johnson County;
- (S) State Route 133 from its intersection with U.S. Highway 421 to the Tennessee-Virginia state line, within the jurisdiction of Johnson County;
- (T) U.S. Highway 421 from the Mountain City limits to its intersection with Corner Road, within the jurisdiction of Johnson County;
- (U) State Route 13 from the Wayne County Perry County boundary to its intersection with Turnbo Lane, within the jurisdiction of Perry County;
- (V) State Route 329 from its intersection with U.S. Highway 27 to 849 Deer Lodge Highway, within the jurisdiction of the City of Sunbright in Morgan County;

- (W) U.S. Highway 27 from its junction with Mill Road northward to its junction with State Route 62, within the jurisdiction of Morgan County;
- (X) State Route 167 from its intersection with Rainbow Road to its intersection with Dotson Lane, within the jurisdiction of Mountain City in Johnson County, which segment is approximately one-half (.5) mile;
- (Y) Old Burrville Road, which is approximately one-half (.5) mile in length, within the jurisdiction of the City of Sunbright in Morgan County;
- (Z) Dyna Tex Road, which is approximately one (1) mile in length, within the jurisdiction of the City of Sunbright in Morgan County;
- (AA) Mill Creek Road, the portion of which is within the jurisdiction of the City of Sunbright in Morgan County;
- (BB) State Route 173 (Simerly Creek Road) from its intersection with State Route 107 to its intersection with Old Iron Mountain Road within the jurisdiction of Unicoi County;
- (CC) State Route 107 from its intersection with State Route 173 (Simerly Creek Road) eastward to its intersection with Lower Stone Mountain Road, which is near Deer Haven Road, within the jurisdiction of Unicoi County; and
- (DD) State Route 107 from its intersection with Cross Road to its intersection with Red Fork Road within the jurisdiction of Unicoi County.
- (2) 55-9-302. While on the authorized portion of the highways designated in subdivisions (c)(1) and (3)-(5), the vehicles shall display tail lamps and headlights. Headlights on the vehicles shall, under normal atmospheric conditions and on a level road, produce a driving light sufficient to render clearly discernible a person two hundred feet (200') ahead. Drivers operating vehicles pursuant to subdivisions (c)(1) and (3)-(5) shall obey the rules of the road, operate with due care, and the operator and each passenger shall wear a helmet in accordance with §
- (3) 55-3-101(c)(2) may be operated within the jurisdiction of Johnson County on the segment of State Route 167 from the entrance of the Roan Creek Campground to Doe Mountain, which segment is approximately one-half mile (0.5 mi.). Notwithstanding any law to the contrary, any off-highway motor vehicle as defined in §
- (4) Notwithstanding any law to the contrary, any all-terrain vehicles may be operated on the following portions of highways within the jurisdiction of Anderson County:
- (A) State Route 116 from its intersection with Beech Grove Lane to its intersection with U.S. Highway 25W;
- (B) State Route 116 (U.S. Highway 25W) from its intersection with Colonial Lane southward to its intersection with Jacksboro Avenue;



2 +1914/3



ACADEMY HILL





ACADEMY HILL

PROOF NOT FINAL



TOWN SPRINGS

One of the natural springs that provided water to the settlers of the newly established county seat of Anderson County, Town Springs was a source of drinking water for the earliest settlers and for Native American inhabitants before that, Students from the nearby academy as well as workers at the courthouse would come down daily to fill their drinking containers. The city used the springs as a water supply until the mid-20th century when it began to pull water from the Clinch River.



ANDERSON COUNTY COURTHOUSE

Anderson County was formed in 1801 from a portion of Knox and Grainger Counties. There have been four courthouses on or near this courthouse square since 1803. The original being a log structure, a stone structure and jail built in 1824, the brick courthouse adorned with a central clock tower built in 1890, and the current courthouse, completed in 1967.

Historical Signage

Date

Anderson County, TN

OFFICE USE ONLY

CITY OF CLINTON, TENNESSEE SELLER'S ACKNOWLEDGMENT OF SALE PRICE AND CONDITIONS

REC'D: 01LPLM-F3-054 STATE PROJECT INV#: FEDERAL PROJECT TAP-9(109) RG #: COUNTY/S **ANDERSON** DEPT: TRACT# TX#: Pin #128165.00 Approve: A. The Seller hereby offers and agrees to convey to the Department the interest(s) in the lands identified as TRACT 8 on the rightof-way plans for the above referenced project upon the Department tendering the price of \$575 said tract being further described on the attached legal description. In the event of subsequent plans revisions, this sale price may be adjusted and shall be evidenced by a new ROW Form 30A. B. The Department shall pay for the expenses of title examination, preparation of instrument of conveyance, and recording of deed. The Department will reimburse the Seller for reasonable and customary fees charged by lienholders to obtain necessary releases of any liens upon the property acquired by the Department. Real estate taxes will be prorated pursuant to TCA § 67-5-203. The following terms and conditions will also apply unless otherwise indicated: C. Retention of Improvements ☐ Does Not Retain Improvements Not Applicable If applicable, Seller agrees to retain improvements under the terms and conditions stated in ROW Form-32A attached to this document and made a part of this acknowledgment. D. Utility Adjustment If applicable, Seller agrees to make at his expense the below listed repair, relocation or adjustment of utilities owned by him/her. The price offered includes ______ to reimburse the Seller for such expenses. E. Other: F. The Seller states in the following space the name of any Lessee of any part of the property to be used and the name of any other parties having any interest of any kind in said property. G. The Seller agrees not to change the condition of the property being conveyed between the date of signature and the date the property is conveyed to the Department and understands that any costs incurred by the Department due to non-compliance are the responsibility of the Seller. SELLER(S):

City of Clinton, Tennessee Offer to Acquire Real Property

ROW FORM-17B Revision 11-26-2013

STATE PROJ. #: 01LPLM-F3-054

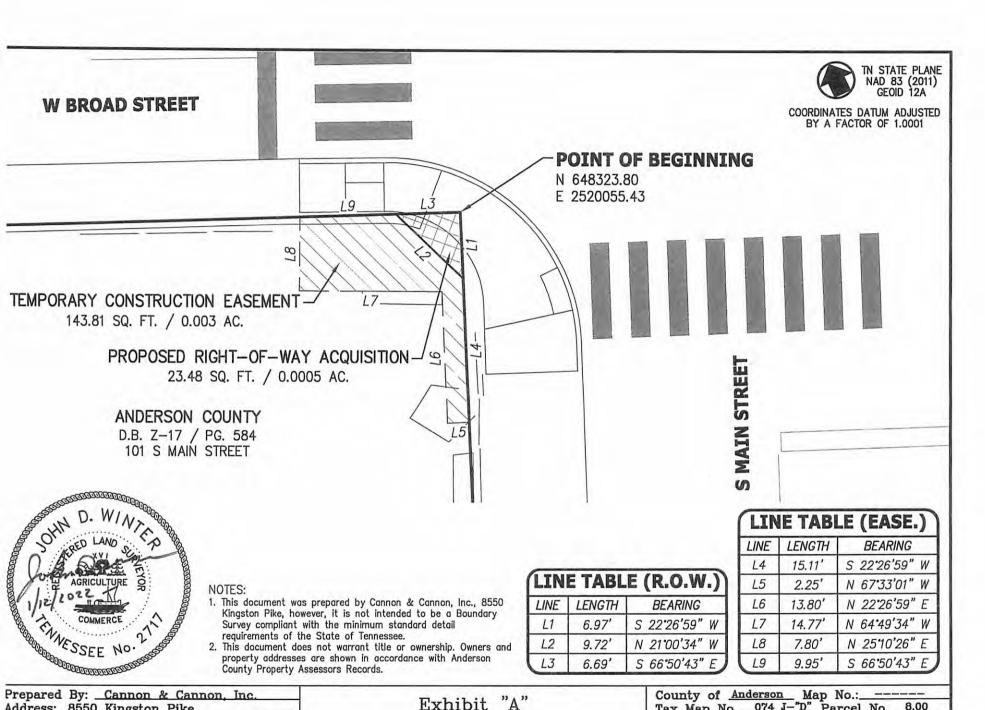
COUNTY/S Anderson

FED PROJ. #: TAP-9(109)

TRACT #: 8

PIN #: 128165.00 OWNER: Anderson County, TN	NEGOTIATOR: Tina Newman	
The following offer is not less	than the approved appraisal of	the fair market value of the
This offer does does not remainders.	licable, damages to the remain include payment for the pure	der. chase of one or more uneconomi
	Α	В
	IMPROVEMENTS ACQUIRED	IMPROVEMENTS RETAINED
LAND (FEE SIMPLE)	\$205.00	SAME AS A
PDE	\$0.00	SAME AS A
AIR RIGHTS	\$0.00	SAME AS A
AVIGATION EASEMENT	\$0.00	SAME AS A
ACCESS CONTROL	\$0.00	SAME AS A
IMPROVEMENTS	\$0.00	\$0.00
DAMAGES SPECIAL REVIEWS	\$0.00	SAME AS A
SPECIAL BENEFITS	\$0.00	\$0.00
SLOPE EASEMENT TCE	\$0.00	SAME AS A
- -	\$370.00	SAME AS A
APPROVED COMPENSATION UTILITY ADJUSTMENT	\$0.00	\$0.00
OTHER	\$0.00	SAME AS A
GRAND TOTAL	\$0.00 \$575.00	SAME AS A
CIVARD TOTAL	\$575.00	\$0.00
RESIDENTIAL RELOCATION	(See RA Form 109)	
BUSINESS RELOCATION	(See RA Form 116)	
This offer includes payment for	or the following improvements: I	N/A
		the of
The existed of this factor was a late		Hand
an Tupper wh	ered to Anderson County, TN via o had or were furnished a copy of th	Sellyery on e Acquisition Brochure.
• •	2-7-27	Ling L. Neuman
	Date Neg	gotiator Signature

Clinton 17B Tract# 8.Docx



Prepared By: Cannon & Cannon, Inc.	
Address: 8550 Kingston Pike	
Knoxville, Tennessee 37919	
Date: 1/12/2022 W.O. No:	
Appd. By: RGL Chkd. By: RGL	

Exhibit "A"
TRACT 8
Scale: 1"=10'

County of	nderson	Map No .:		
Tax Map No	074 J	-"D" Parcel	No	8.00
Deed Book:_	Z-17	Page: 5	584	
District 11	_Ward_	N/A_City	Block.	N/A
Field Book:_				

EXHIBIT "B"

LEGAL DESCRIPTION ANDERSON COUNTY – TRACT 8

Situated in the Eleventh (11th) Civil District of Anderson County, Tennessee, within the corporate limits of the City of Clinton and being a Proposed Right-of-Way Acquisition with a Temporary Construction Easement crossing a portion of Tax Parcel 8.00 on Tax Map 74-J "D" (Deed Book Z-17, Page 584), more particularly described as follows:

RIGHT-OF-WAY ACQUISITION

BEGINNING on a point at the intersection of the southwestern right-of-way line of West Broad Street with the northwestern right-of-way line of South Main Street, said point bearing Tennessee State Plane, NAD 83 (2011) datum adjusted coordinates (1.0001) of Northing 648,323.80, Easting 2,520,055.43;

Thence leaving the southwestern right-of-way line of West Broad Street and with the northwestern right-of-way line of South Main Street, S 22° 26' 59" W, 6.97 feet to a point;

Thence leaving the northwestern right-of-way line of South Main Street and with the remaining lands of the subject tract, N 21° 00' 34" W, 9.72 feet to a point at the southwestern right-of-way line of West Broad Street;

Thence with the southwestern right-of-way line of West Broad Street, S 66° 50' 43" E, 6.69 feet to the Point of **BEGINNING**.

Containing 23.48 square feet or 0.0005 acres, more or less.

The above-described property is hereby conveyed in fee simple.

TEMPORARY CONSTRUCTION EASEMENT

Commencing on a point at the intersection of the southwestern right-of-way line of West Broad Street with the northwestern right-of-way line of South Main Street, said point bearing Tennessee State Plane, NAD 83 (2011) datum adjusted coordinates (1.0001) of Northing 648,323.80, Easting 2,520,055.43;

Thence leaving the southwestern right-of-way line of West Broad Street and with the northwestern right-of-way line of South Main Street, S 22° 26′ 59" W, 6.97 feet to a point, said point being the Point of **BEGINNING**;

Thence continuing with the northwestern right-of-way line of South Main Street, S 22° 26' 59" W, 15.11 feet to a point;

Thence leaving the northwestern right-of-way line of South Main Street and with the remaining lands of the subject tract, the following four (4) calls:

- 1. N 67° 33' 01" W, 2.25 feet to a point;
- 2. N 22° 26' 59" E, 13.80 feet to a point;
- 3. N 64° 49' 34" W, 14.77 feet to a point;
- 4. N 25° 10′ 26" E, 7.80 feet to a point in the southwestern right-of-way line of West Broad Street;

Thence with the southwestern right-of-way line of West Broad Street, S 66° 50' 43" E, 9.95 feet to a point;

Thence leaving the southwestern right-of-way line of West Broad Street and with the remaining lands of the subject tract, S 21° 00' 34" E, 9.72 feet to the Point of **BEGINNING**.

Containing 143.81 square feet or 0.003 acres, more or less.

These descriptions were prepared January 12, 2022, by Cannon & Cannon, Inc., 8550 Kingston Pike, Knoxville, Tennessee 37919. Reference CCI project number 00231-0051.

The above-described property is hereby conveyed as an easement for the construction of a working area and erosion control outside of the proposed right of way line. The title to the above-described land remains vested in the Grantor, and is to be used by the City of Clinton, its contractors or assigns for a period of three (3) years, from and after the commencement of construction.



CITY OF CLINTON

100 North Bowling Street Clinton, Tennessee 37716 Phone: (865) 457-0424

Fax: (865) 457-4651 www.clintontn.net Roger Houck City Manager

December 16, 2021

Anderson County, TN

Tract #8

Tax Notice Address: 100 North Main Street Room 212 Clinton, TN 37716-3739

Via: Certified Mail

Re: Notice of Intent - Clinton Streetscapes Phase 1 and 2

State Project Number – 01LPLM-F3-054 Federal Project Number – TAP-9(109)

PIN Number: 128165.00

Affected Property - 101 S. Main Street Clinton, TN 37716-3739

Tax Map #074-J "D", Parcel # 008.00

Dear Property Owner:

The Anderson County tax records and a recent title examination show that you own property in the area of the upcoming Clinton Streetscapes Phase 1 and 2 Project, which is planned for construction July 2022.

In order to complete this project, it will be necessary for the City of Clinton to acquire Right of way to construct and upgrade the proposed sidewalks. Tina Newman & Doyle Dukes from D&D Easement Services have been hired as a subcontractor for the City of Clinton. They will be contacting you in the next 60 days to discuss the plans and coordinate the right of way acquisition phase for this project.

At some point, it may be necessary to have a survey crew stake the proposed right of way and easements for the benefit of the appraiser and the property owner. Please be advised that we may need to cross your property on several occasions during this period of time to perform property boundary staking.

It may also be necessary for the City of Clinton to hire an Appraisal firm to conduct appraisals of the affected portion of each property. If your property is affected by this project an appraiser or the City of Clinton will also be in contact with you to make an appointment to inspect your property, at that time you will be afforded the opportunity to accompany them during the inspection of your property in order to enable the completion of the valuation process.

For your information, I am enclosing a copy of the City of Clinton's Property Acquisition Process.

The current plans for this project are available for your inspection. If you would like to review these plans prior to meeting with a representative acquisition agent, or you have any questions, you may contact me at my office, telephone number (888) 987-5422, Monday through Friday between the hours of 8:00 AM – 4:30 PM, EST.

With kindest regards,

Tina Newman
Tina Newman
D&D Real Estate Acquisition Agent

City of Clinton, Tennessee Approved Offer Compensation

ROW FORM-2 Revision 11-05-2014

STATE PROJ. #: 01LPLM-F3-054

FED PROJ. #: TAP-9 (109)

COUNTY/S Anderson FIELD OFFICE: Region 1

PIN #: 128165.00

TAX MAP/PARCEL NO:074-J "D"008.00

FORM 2 DATE: 1/20/2022

OWNERS: Anderson County, TN

TRACT #:8

SUMMARY OF NOMINAL PAYMENT PARCEL

COMPLETED BY	APPROVER NAME	AMOUNT	EFFECTIVE DATE	TYPE REPORT
Doyle Dukes	Roger Houck	\$575	1/20/2022	NPP

APPROVED ACQUISITION AREAS/COMPENSATION

INTERESTS ACQUIRED	ORIGINAL ACQUISITION AREAS	ORIGINAL APPROVED COMP.	REVISED ACQUISITION AREAS	REVISED APPROVED COMPENSATION
LAND (FEE SIMPLE)	23.48 S.F.	\$205		
PDE				
SLOPE EASEMENT				
TCE	143.81 S.F.	\$370		
AIR RIGHTS				
ACCESS CONTROL			-	
AVIGATION				
OTHER				4
(LAND OWNER) IMPRO	VEMENTS	N/A		
(OWNER) DAMAGES/BI	ENEFITS			1
APPROVED OFFER AM	OUNT			
UTILITY ADJUSTMENT				
(OWNER) TOTAL				
TENANT IMPROVEMEN	TS TOTAL			
FORM 2 GRAND TOTAL		\$575		

ORIGINAL AREA SUMMARY			
ORIGINAL AREA BEFORE	ORIGINAL AREA ACQUIRED	ORIGINAL AREA AFTER	
0.96 Acres	0.0005 Acres	0.9595 Acres	

COMMENTS TO NEGOTIATOR
\$371,542 price per acre / 43,560 square feet per acre = \$8.53 per square foot
Fee Simple 23.48 S.F. x \$8.53 = \$200.28 = \$205 (Rounded)
Temporary Construction Easement calculated at 10% of Fee Value \$8.53 x 10% = .85
143.81 S.F. x .85 TCE = \$122.24 x 3 years = \$366.72 = \$370 (Rounded)

Agency Staff Approval