

Anderson County Board of Commissioners
OPERATIONS COMMITTEE
AGENDA

Monday
October 13, 2025
6:00 p.m. Room 312

1. Call to Order

2. Prayer / Pledge of Allegiance

3. Approval of Agenda

4. Appearance of Citizens

5. Intergovernmental

- Support for recycling materials – Motion was made at the Solid Waste Board meeting to forward to Budget and full Commission.
- Tele-Health for Animals – Deferred from September Operations

6. Legislative

- Fireworks Private Act – Letter from Sheriff Barker

7. ASAP Quarterly Report – by Shayla Wilson, Ed.S CPS / Executive Director

8. Mayor – No Report

9. Law Director's Report

- A. Contract Approvals
- B. Zoning Violations
- C. Bankruptcies
- D. Other
 - Fireworks Private Act
 - Senior Center Copyright Claim (Pixsy) latest e-mail attached
 - Work Release Program Resolution No. 25-10-1233
 - Work Release Commission Resolution No. 25-10-1232
 - General Sessions II Update
 - EMT Tuition Contract (USERRA compliance)
- E. Litigation Updates

10. National Cemetery Act of 1867 – requested by Chairman Isbel

11. Rails to Trails in New River – requested by Chairman Isbel

12. Safe Way Program for Sidewalks in front of the Lake City Middle School – requested by Chairman Isbel

13. ACWA Minutes – August 19, 2025 Minutes/September 16, 2025 Agenda

14. Strategic Planning Update

Unfinished Business

1. CAAAC – Proposed Animal Shelter Advisory Board – Deferred from Operations September meeting.

New Business**Adjourn**



OFFICE OF THE SHERIFF
RUSSELL BARKER, SHERIFF
ANDERSON COUNTY, TN

October 7, 2025

Anderson County Sheriff's Office
Sheriff Russell Barker
Statement to the Anderson County Commission
Re: Private Act No. 34 – HB1631 (Fireworks Regulation)

Dear Commissioners,

The Anderson County Sheriff's Office respectfully submits the following comments regarding the potential amendment to Private Act No. 34 – HB1631, which would permit the sale and use of consumer fireworks during limited periods around Independence Day (June 20–July 5) and New Year's (December 10–January 2).

Our office does not have significant concerns with this proposed amendment. The approach aligns with standard practices in nearly every surrounding county and represents a reasonable balance between community celebration and public safety.

That said, we believe it is important to acknowledge concerns raised by residents, particularly veterans who may suffer from PTSD and individuals whose pets are negatively affected by fireworks noise. A large portion of the complaints we receive each year relate to these issues. With that in mind, we respectfully suggest the Commission consider including a curfew or specific allowable hours for discharging fireworks within the permitted holiday windows. This could help mitigate disruption while still allowing citizens to celebrate.

As long as vendors are properly permitted and compliant with county regulations—including the collection of applicable sales taxes—and individuals are using fireworks responsibly and safely, our office does not oppose an amendment. We believe this regulated and seasonal approach would bring consistency with surrounding counties while still maintaining the public safety standards expected by the citizens of Anderson County.



OFFICE OF THE SHERIFF
RUSSELL BARKER, SHERIFF
ANDERSON COUNTY, TN

Thank you for your consideration of these recommendations. The Anderson County Sheriff's Office remains committed to working with the Commission to serve and protect the residents of our community.

Respectfully,

A handwritten signature in blue ink, appearing to read "Russ Barker".

Sheriff Russell Barker
Anderson County Sheriff's Office

PRIVATE ACTS, 2021

Chapter No. _____

Senate Bill No. _____

By McNally

House Bill No. _____

By Ragan

AN ACT to Amend Chapter 291 of the Private Acts of 1947 and any other acts amendatory thereto, and to regulate the possession, storage, use, manufacturing, display or sales of pyrotechnics in Anderson County, Tennessee.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. GENERAL APPLICABILITY AND SCOPE

That from and after the effective date of this Act, it shall be unlawful for any person, firm or corporation to possess, store, use, manufacture, display or sell pyrotechnics, as hereinafter defined, in Anderson County, Tennessee subject to following exceptions, regulations, permitting requirements and prohibitions contained herein. This Act permits and allows the use, display, sales of fireworks, commonly identified as D.O.T. Class C Consumer Grade fireworks during seasonable sales periods and under reasonable regulations designed to protect the health, safety and welfare of the general public. The safe possession and storage of D.O.T. Class C Consumer Grade fireworks shall not be infringed upon and shall be lawful at any time within the boundaries of Anderson County. The manufacturing and transportation of pyrotechnics of any form or type shall be governed by federal, state and local law provided that all required local permits, including zoning classifications are obtained.

SECTION 2. LIMITATIONS ON EFFECT

Nothing contained herein is intended to limit, supersede or preempt the provisions of Tenn. Code Ann. §§ 68-104-101 *et seq.*, or any state or federal law regarding the possession, storage, use, manufacturing, display or sales of pyrotechnics. Nothing within the terms and provisions embodied in this Act shall be construed or interpreted to relieve any person from the provisions of licensing, permitting or taxation required under Tennessee law.

SECTION 3. DEFINITIONS

The following definitions of various operative words and phrases contained herein shall be interpreted, and held to mean, within the context of this Act, as follows:

(A) **Pyrotechnics:** Any device or composition containing combustible or explosive substances prepared for the purpose of visual or audible effect by combustion, explosion, deflagration or detonation by any means of ignition, to include but not limited to:

(1) **Permissible Fireworks:** Any device or composition identified as, "D.O.T. Class C Common Fireworks" or commonly referred to a Consumer Grade, including all articles of fireworks as are now or hereafter classified as D.O.T. Class C Common fireworks in the regulations of the United States Department of Transportation for transportation of explosive and other dangerous articles.

(2) **Restricted Special Fireworks:** Any device or composition held to mean by the terms of this Act, or be identified as:

(a) All articles of fireworks that are classified as D.O.T. Class B explosives in the regulations of the United States Department of Transportation; and

(b) All articles of fireworks commonly referred to as Display Grade other than those articles classified as D.O.T. Class C (Consumer Grade) Fireworks; and

(c) Any undefined, unclassified or homemade article or substance of pyrotechnics; including, but not limited to, unmanned free-floating devices such as sky lanterns or articles capable of producing an open flame, sparks, gas, smoke intended for audible or visual effect.

(B) **Display:**

(1) **Display for Use:** the knowing and intentional show, exhibition or use of Pyrotechnics causing either visual or audible effect;

(2) **Display for Sale:** the intentional display for sale of any item identified as Permissible Fireworks.

(C) **Manufacture:** Any person engaged in the process of making, manufacturing or construction of pyrotechnics and/or fireworks of any kind within this state.

(D) **Permit:** The written authority of the State Fire Marshal issued under the authority of Tennessee Law and additional local permits expressly authorized by this Act including: permits, licenses, fees, taxes and zoning regulations adopted by local authority.

(E) **Person:** Any individual, firm, partnership, company, business entity or corporation.

(F) **Possess:** Any person that knowingly has actual physical control of any substance or item defined herein as Pyrotechnics, Fireworks or Restricted Special Fireworks.

(G) **Sale:** An exchange of articles of fireworks for money or trade including, but not limited to: barter, exchange, gift or offer thereof, and each such individual transaction made by one or more persons, whether as principal, proprietor, salesperson, employee, agent, association, co-partnership.

(H) **Seasonal Retailer:** Any person engaged in the business of making retail sales of D.O.T. Class C, Consumer Grade Fireworks within this state from June 20 through July 5 and December 10 through January 2 of each year; provided such person has obtained the proper permit(s).

(I) **Seasonal Sales Period:** Any properly permitted person may engage in the sale of D.O.T. Class C Consumer Fireworks from June 20 through July 5 and December 10 through January 2 of each year.

(J) **Use:** To intentionally and knowingly ignite or discharge causing any item or substance to produce a visual or audible effect by combustion, explosion, deflagration or detonation.

(K) **Store:** To keep or retain any item defined herein as Permissible Fireworks in a safe and secure container or place.

SECTION 2. LAWFUL CONDUCT; PERMISSIBLE USES

(A) **Possession:** It shall be lawful for any person to possess D.O.T. Class C Consumer Grade Fireworks at any time within the geographic boundaries of Anderson County.

(B) **Store:** It shall be lawful for any person to safely store D.O.T. Class C Consumer Grade Fireworks at any time during the calendar year.

(C) **Use and Display:** It shall be lawful for any person to use and display D.O.T. Class C Consumer Grade Fireworks during the Seasonal Sales Period subject to state law and the Anderson County Noise Resolution.

(D) **Sale:** It shall be lawful for any person to sell D.O.T. Class C Consumer Grade Fireworks during the seasonable sales period, provided required state and local permits are obtained.

SECTION 3. UNLAWFUL CONDUCT; IMPERMISSIBLE USES

(A) **Manufacture:** No person may manufacture pyrotechnics within the boundaries of Anderson County without first obtaining the proper state and local permits, including zoning approval.

(B) **Use and Display:** No person shall use or display D.O.T. Class C. Consumer Grade Fireworks except during the seasonal sales period. No person shall use or display any item or substance defined as Restricted Special Fireworks without first obtaining approval of the State Fire Marshal and any other permit required under federal, state or local law.

(C) **Sale:** No person shall sell D.O.T. Class C Consumer Grade Fireworks except during the seasonal sales period, provided proper state and local permits are obtained. Sales of Restricted Special Fireworks shall not be sold by seasonal retailers.

(D) **Possession:** No Person shall possess any item or substance defined as Restricted Special Fireworks without first obtaining the approval of the State Marshal and any other permit required under federal, state or local law.

(E) **Storage:** No person shall store any item or substance defined as Restricted Special Fireworks without first obtaining the approval of the State Fire Marshal and any other permit required under federal, local or state law.

SECTION 4. That any person guilty of violating any provision(s) of this Act shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than Fifty (\$50.00) Dollars and not more than Four Hundred (\$400.00) Dollars, or by confinement in the County jail for not less than thirty (30) days and not more than eleven (11) months and twenty-nine (29) days, or by both such fine and imprisonment in the discretion of the Court.

SECTION 5. That nothing in this Act shall be construed as applying to governmental entities conducting or sponsoring public displays of pyrotechnics by contract or arrangement with any State Fair, patriotic assembly, legal holiday or similar public functions, who acquire all articles used in such pyrotechnic displays from points outside Anderson County, and further keep such pyrotechnic articles in their possession at all times during the public gathering, and transport the same out of this County upon the conclusion of the arrangement or contract under which such pyrotechnics are displayed for public entertainment.

SECTION 6. Notwithstanding any provision of this Act to the contrary, it shall be lawful for Seasonal Retailers including companies, firms, not-for-profit entities, including volunteer fire departments, and corporations, recognized by the Secretary of State and properly permitted by the State Fire Marshal and local authority to offer for sale, use, display, store and otherwise possess D.O.T. Class C. Consumer Grade Fireworks during and throughout June 20 to July 5 and December 10 to January 2 of each year subject to reasonable regulations, permits, licenses, taxes, fees and zoning regulations lawfully adopted by the Anderson County Legislative Body. Persons or individual purchasers from properly permitted Seasonal Retailers may lawfully use and display D.O.T. Class C. Consumer Grade Fireworks during and throughout June 20 to July 5 and December 10 to January 2 of each year. Furthermore, persons may possess and safely store all articles and substances classified as D.O.T. Class C Consumer Grade Fireworks at all times.

SECTION 7. The provisions of this Act are hereby declared to be severable, and if any of its sections, provisions, clauses, or parts be held unconstitutional or void, then the remainder of this Act shall continue in full force and effect, it being the legislative intent now hereby declared, that this Act would have been adopted even if such unconstitutional or void matter had not been included therein.

SECTION 8. That this Act shall take effect from and after its passage upon two-thirds (2/3) vote of the Anderson County Legislative Body, the public health, safety and welfare requiring same.

Passed: _____, 2021.

Section 6. (Proposed replacement for discussion)

The Anderson County Fire Marshall or designee or individual appointed by the county legislative body shall be designated as the responsible authority for regulating seasonal retail sales of fireworks and compliance with this product and the County's adopted fire cuts.

The responsible authority shall have discretion to revise or amend regulations related to the seasonal sales of fireworks so as to ensure compliance with applicable state and local laws.

Should the responsible authority receive a complaint regarding a violation of Section 5 or a fire code violation at a seasonal fireworks location come the vendor shall be assessed a two-hundred, fifty-dollar (\$250) reinspection if a violation is found at the retail location. Further, the responsible authority may issue a citation fining the vendor fifty dollars (\$50) per violation discovered upon reinspection. Revenue generated from fines and fees shall be used for fire education, inspection or prevention.

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

101 South Main Street, Suite 310
CLINTON, TENNESSEE 37716

TELEPHONE: (865) 457-6290
FACSIMILE: (865) 457-3775

MEMORANDUM

TO: Ms. Annette Prewitt
CC: Operations Committee
FROM: Law Director's Office
DATE: October 8, 2025
RE: Law Director's Report –October 13, 2025 – Operations

Please add the following to the Operations Committee Agenda under the Law Director's Report.

A. Contract Approvals:

1. Community Traffic Safety Enforcement & Education Grant-ACSO
2. Statewide SRO Grant- ACSO
3. MBI Lake City Middle Fire Alarm Renovation
4. MBI Clinton High Fire Alarm Renovation
5. TN Educational Cooperative
6. Jennifer Batchellor- Schools
7. MBI Lake City Elementary Door Addition
8. Ridgeview MOU- EMS
9. Allard Consulting Grant- Recovery Court
10. BRAG Grant MOU (Amendment)
11. Pro Playground- Andersonville Elementary
12. LOA Direct Appropriation Grant for Governmental Entities (Transport of Mental Health Patients)
13. SRO MOU- ACSO
14. Design Innovation (CHS Locker Building)- Schools
15. Design Innovation (Grand Oak Elementary)- Schools
16. Design Innovation (Norris Elementary)- Schools
17. DRMS Software- Clerk's Office
18. Mental Health Transport Grant- Mayor's Office
19. Family Justice Center MOU (Renewal)

20. JAG Grant
21. Canon (Circuit Court)
22. Skilled Services (renovations at Health Department)

B. Anderson County Zoning Violations:

Closed:

1. 774 Hillvale Road
2. 550 Cane Creek Road
3. 1410 Hidden Hills Road
4. 222 Tacora Hills Road

Newly Filed:

1. 2913 Hinds Creek Road- Filed
2. 482 Old Lake City Highway
3. 309 Foley Hill Road

Motion for Default Judgment:

1. 1820 Lake City Highway- Hearing scheduled for October 27, 2025.
2. 1036 Byrams Fork Road- Hearing scheduled for October 20, 2025.

Contempt:

1. 438 Old Fratersville Hollow Lane- show cause hearing scheduled for October 20, 2025.
If contempt is granted will allow us to record a lien on the property until it is brought into compliance.

Liens:

1. 230 Haney Hollow Road- daily fine of \$100 beginning August 26, 2024
2. 177 Scott Brogan Lane- daily fine of \$50 beginning December 9, 2024
3. 1824 Lake City Highway- daily fine of \$20 beginning August 8, 2025

C. Bankruptcies:

1. Newman- Order for Dismissal
2. Justice- Order for Dismissal
3. McClane & McClane- Order Confirming Chapter 13
4. Genesis Healthcare- Notice of Date which Parties Must File Proof of Claims
5. Shipley- Order of Discharge
6. Sewell- Order to Shorten Time for Motion to Dismiss
7. Chitwood- Notice of Chapter 13
8. Potter- Notice of Chapter 7
9. Rainey- Order of Discharge
10. Baird & Baird- Order Granting Motion to Modify Chapter 13
11. Hooks- Order of Discharge
12. Johnson- Notice of Chapter 7

D. Other:

1. Fireworks Private Act
2. Senior Center Copyright Claim (Pixsy) – Latest email attached
3. Assisted ACSO w/ resolution of FirstTwo contract dispute
4. Work Release Program Resolution prepared – copy attached
5. Work Release Commission Resolution prepared – copy attached
6. Assisted ACSO with procedure to dispose of unclaimed evidence
7. General Sessions II update – List of expenses sent to Mayor Frank & Commissioners
8. Reviewed proposed outline for Anderson County Animal Shelter Advocacy Board
9. EMT Tuition Contract (USERRA compliance)

F. Litigation Updates:

1. Pro-Vision- Pending Discovery – Meeting scheduled with Attorney Morris Kizer to discuss potential of bringing him on as co-counsel authorized by full commission on June 20, 2022. – minutes attached.
2. Rick Schubert v. Terry Frank- Motion to Dismiss heard on August 18, 2025. Chancellor Forrester did not rule on our Motion to Dismiss. He directed the Plaintiffs to make their request in the delinquent taxpayer case instead. We have to await the ruling in that case.
3. Zayo v. AC Commission, ACS, & AC Purchasing- 10/2/2025 hearing to be rescheduled pending the appointment of a special judge.
4. Samuel Marra v. ACSO et. al- Awaiting Order of Dismissal.
5. Shane Dietlin v. Kirk, et al.– Insurance Defense counsel is Knoxville attorney, Alix Michel. We will continue to monitor status.
6. Nathan Partin v. ACSO, et al. – Insurance defense counsel is Knoxville Attorney, Reid Spaulding –Trial date has been set for 3/2/27. We will continue to monitor status
7. Michael Harber et.al. v. A.C. and the Estate of Jay Yeager. Answer filed by attorney Ron Attanasio on behalf of Estate of Jay Yeager – Pending Discovery.

James Brooks

From: Pixsy Case Management Team <resolution@pixsy.com>
Sent: Thursday, September 25, 2025 3:07 AM
To: James Brooks
Subject: External: RE: Overdue license fee payment: Marco Verch / Anderson County Tennessee (Case 002-257218) [Email] [ref:!00D240Jcz7.!500bO0WTmRy:ref]
Attachments: Agent_Authorization_Completed (1).pdf; Marco Verch - License History Statement 1 (1).pdf

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear James,

Thank you for your letter. Please see attached a copy of our agent authorization document, confirming that Pixsy serves as Mr. Verch's authorized licensing and copyright agent in handling matters of unauthorized use of their work.

In determining license fees, we use fotoQuote: The industry standard software for stock and assignment photography. This figure is configured upon a number of matrices, including: the size of the published image, usage, the length of time posted, as well as Mr. Verch's own licensing history which I have attached.

My client's image is registered with the US Copyright Office. The US Copyright Registration for this image is VA0002248842 and can be verified on their website as it is a matter of public record.

Robin Gillham

----- Original Message -----

From: Pixsy Case Management Team [resolution@pixsy.com]
Sent: 25/08/2025 15:04
To: acec@andersoncountyttn.gov
Cc: acec@andersoncountyttn.gov; svandagriff@andersoncountyttn.gov; pyager@andersoncountyttn.gov; jcole@andersoncountyttn.gov; rholbrook@andersoncountyttn.gov; dphillips@andersoncountyttn.gov; tfrank@andersoncountyttn.gov; ljaquet@andersoncountyttn.gov; hcousins@andersoncountyttn.gov
Subject: Overdue license fee payment: Marco Verch / Anderson County Tennessee (Case 002-257218) [Email]

Anderson County Tennessee
100 North Main Street
Clinton Tennessee 37716
United States

By email: acec@andersoncountyttn.gov

Overdue license fee payment: Marco Verch / Anderson County Tennessee (002-257218)

August 25, 2025

To Whom It May Concern:

Our client Marco Verch's imagery has been used on your organization's website without a valid license or permission, resulting in an infringement of our client's copyright.

36. Commissioner Meredith made a motion to approve the Industrial Development Board's request to amend the threshold for TIF policies and procedures from \$3,000,000 to \$500,000. Seconded by Commissioner Jameson. Voting AYE: Jameson, Meredith, McKamey, White and Scott. Voting NO: Fritts, Wandell, Anderson, Vowell, Isabel, Mead, Yager and Smallridge.. Absent: Waddell, Denenberg and Creasey. Motion failed.

37. Commissioner Scott made a motion to go into executive session after Nominating Committee Report. Seconded by Commissioner Isabel. Voting AYE: Jameson, Vowell, Isabel, Mead, Scott, Yager and Smallridge. Voting NO: Fritts, Wandell, Meredith, Anderson, McKamey and White. Absent: Waddell, Denenberg and Creasey. Motion failed.

38. Commissioner Mead made a motion to give the Law Director authority to engage Co-Counsel in provision case. Seconded by Commissioner Smallridge. Voting AYE: Fritts, Wandell, Jameson, Meredith, Anderson, Vowell, Isabel, McKamey, White, Mead, Smallridge, Scott and Yager, Voting NO: None. Absent: Waddell, Denenberg and Creasey. Motion passed.

39. Commissioner Mead made a motion for the Law Director to engage outside counsel for the Harber vs. Anderson County case. Seconded by Commissioner Fritts. Voting AYE: Fritts, Wandell, Jameson, Meredith, Anderson, Vowell, McKamey, White, Mead, Smallridge, Scott and Yager, Voting NO: Isabel. Absent: Waddell, Denenberg and Creasey. Motion passed.

40. Commissioner Mead made a motion to allow the Law Director to contact Tennessee Risk Management Trust and ask them to assign another law firm to represent the County other than Taylor & Knight during the pendency of our 2 law cases. On existing cases Tennessee Risk Management Trust or Law Firm needs to get a conflict waiver from all defendants. Seconded by Commissioner Fritts. Voting AYE: Fritts, Wandell, Jameson, Meredith, Anderson, Vowell, Isabel, McKamey, White, Mead, Smallridge, Scott and Yager, Voting NO: None. Absent: Waddell, Denenberg and Creasey. Motion passed.

41. Commissioner Meredith Made a motion to refer the IDB Tiff amendment back to Industrial Development Board. Seconded by Commissioner McKamey. Voting AYE: Fritts, Wandell, Jameson, Meredith, Anderson, Vowell, Isabel, McKamey, White, Mead, Smallridge, Scott and Yager, Voting NO: None. Absent: Waddell, Denenberg and Creasey. Motion passed.

42. Commissioner Wandell made a motion to have the Law Director when he has time to get information on any contracts with PSI if available and make them available to this body. Seconded by Commissioner Scott. Voting AYE: Fritts, Wandell, Jameson, Meredith, Anderson, Vowell, Isabel, McKamey, White, Mead, Smallridge, Scott and Yager, Voting NO: None. Absent: Waddell, Denenberg and Creasey. Motion passed.

Nominating

43. Commissioner Mead made a motion to approve nominating the following commissioners to the Anderson County Animal Shelter Advisory Committee. Denenberg, McKamey and Wandell. Seconded by Commissioner Scott. Voting AYE: Fritts, Wandell, Jameson, Meredith, Anderson, Vowell, Isabel, McKamey, White, Mead, Smallridge, Scott and Yager, Voting NO: None. Absent: Waddell, Denenberg and Creasey. Motion passed.

Anderson County, Tennessee
Board of Commissioners
RESOLUTION No: 25-10-1232

**A RESOLUTION OF THE ANDERSON COUNTY BOARD OF COMMISSIONERS OF
ANDERSON COUNTY, STATE OF TENNESSEE, ESTABLISHING THE ANDERSON
COUNTY DETENTION FACILITY WORK RELEASE COMMISSION PURSUANT TO
T.C.A. § 41-2-134**

WHEREAS, *Tennessee Code Annotated*, Section 41-2-134, provides for a commission to authorize prisoners to come under a work release program whenever any person has been committed to the workhouse or similar place of confinement.

WHEREAS, The Anderson County Detention Facility requires a commission to provide oversight and to make determinations regarding work release eligibility and conditions in support of the Work Release Program.

WHEREAS, the state's share of the cost imposed by the work release program shall be funded by the increase in state taxes apportioned by law to cities and counties that are not specifically earmarked for a particular purpose as authorized by *Tennessee Code Annotated*, Section 41-2-133.

WHEREAS, Anderson County recognizes the value of such a program:

NOW, THEREFORE, BE IT RESOLVED by the Anderson County Board of Commissioners meeting in session, this 20th day of October, 2025. that:

Section 1. There is hereby established a Work Release Commission for Anderson County, as authorized by *Tennessee Code Annotated*, Section 41-2-134 which is empowered to authorize prisoners to come under a work release program whenever any person has been committed to the workhouse or similar place of confinement and to approve educational programs established pursuant to *Tennessee Code Annotated*, Section 41-2-145.

Section 2. The commission shall be composed of three (3) members in accordance with *Tennessee Code Annotated* Section 41-2-134(c)(1) and (c)(2); and

1. The sheriff or workhouse superintendent shall appoint the members of the commission subject to the approval of the county legislative body; and
2. Each member shall serve a four-year term; and
3. A person appointed to fill a vacancy shall serve for the remainder of the unexpired term; and
4. The commission shall meet weekly or at the call of the sheriff at the sheriff's office.

Section 3. The Work Release Commission established pursuant to *Tennessee Code Annotated*, Section 41-2-134 membership shall be as follows:

1. A representative of county government nominated by the sheriff or workhouse superintendent and approved by the county legislative body. The member so appointed is the Anderson County Sheriff.

2. A representative of county government nominated by the sheriff or workhouse superintendent and approved by the county legislative body. The member so appointed is the Anderson County Mayor.
3. A representative of county government nominated by the sheriff or workhouse superintendent and approved by the county legislative body. The member so appointed is the Anderson County Workhouse Administrator.

Section 4. The Commission established by this Resolution shall have all powers, duties, and responsibilities established in *Tennessee Code Annotated*, Section 41-2-134 and 41-2-145. The Commission is further authorized to appoint a sub-committee "Work Release Committee" to enforce rules and regulations for the orderly operation of the work release program that are established by the sheriff, work release coordinator and warden of the workhouse and approved by the Anderson County Board of Commission established in *Tennessee Code Annotated* Section 41-2-141 as follows:

1. Administer and oversee the daily operations of the work release program;
2. Enforce rules and regulations for the orderly operation of the work release program
3. Review and approve or deny preliminary petitions to come under the program regarding offenders' eligibility to participate in work release prior to submission to the board;
4. Establish additional policies, conditions, and monitoring requirements for participants as necessary to protect public safety;
5. Coordinate with the Anderson County Sheriff's Office, Law Director, and other county departments and community partners regarding program operations and compliance with law and policy;
6. Provide periodic reports to the Board of Commissioners regarding program activity, participant outcomes, fiscal impacts, and any recommended changes to policy or practice.;
7. Coordinate with the Warden of the workhouse to file monthly report to sentencing judge in accordance with *Tennessee Code Annotated* Section 41-2-138.
8. Oversee the collection and disbursement of program costs, fines, and fees, in accordance with *Tennessee Code Annotated* Section 41-2-139.

Section 5. This Resolution shall become effective upon its passage and shall be made a part of the official record of this meeting.

Denise Palmer, Chair A.C. Comm.

Terry Frank, Mayor

ATTEST:

Jeff Cole, County Clerk

Anderson County, Tennessee
Board of Commissioners
RESOLUTION No: 25-10-1233

**A RESOLUTION RELATIVE TO THE MOTION AUTHORIZING A WORK RELEASE
PROGRAM FOR ANDERSON COUNTY, TENNESSEE APPROVED ON AUGUST 18, 2025**

WHEREAS, the Anderson County Board of Commissioners (hereinafter referred to as County Commission) recognizes that a work release program can reduce recidivism, conserve public resources, support offender reintegration and help participants meet financial obligations;

WHEREAS, during its regular meeting on August 18, 2025, County Commission passed a motion to start the Anderson County Detention Facility Work Release Program (hereinafter the Program);

WHEREAS, the Program shall operate in compliance with all applicable Federal, State, and local laws; the applicable local court orders; and the requirements of any grant. Specifically the Program shall comply with Tennessee Code Annotated including, but not limited to, the following statutes:

- **Cost:** The state's share of the cost imposed on local governments by the work release program, as instituted by T.C.A. § 41-2-132, is funded by increases in state taxes apportioned by law to cities and counties that are not specifically earmarked for a particular purpose (T.C.A. § 41-2-133(c)).
- **Jurisdiction of Sentencing Court:** The sentencing court has no authority to grant a furlough to a defendant under T.C.A. § 40-35-316(a) for the purpose of allowing a defendant to work unless the defendant meets all eligibility and supervision requirements, testing standards, and other criteria imposed by or pursuant to state law (T.C.A. § 40-35-316(b)).
- **Petition to Come Under the Work Release Program:** Prisoner desiring to participate in the Program must file a petition with the work release coordinator of the correctional/rehabilitation division. The petition must be joined in by the Sheriff, concurred with by the superintendent, and approved by the Commission (T.C.A. § 41-2-136).
- **Grounds for Removal from Program:** Any prisoner placed under the Program may be removed for just cause by the commission. If removed, the prisoner must remain in the workhouse and complete his or her sentence (T.C.A. § 41-2-136).
- **Penalty for Failure to Return from Work on Time:** Failure of a prisoner to return to the workhouse at the time specified by the superintendent or the work release coordinator constitutes a prima facie evidence of intent to escape; the prisoner shall be subject to penalties provided under state law for persons charged with escape (T.C.A. § 41-2-137).
- **Monthly Report to Sentencing Judge:** The superintendent of the workhouse must file a monthly report for each prisoner placed under the Program with the judge who sentenced the prisoner, advising the judge regarding the prisoner's conduct and financial achievement (T.C.A. § 41-2-138).
- **Liability of Participating Prisoners for Program Costs:** Any prisoner placed under the Program who has been convicted of a misdemeanor must pay to the workhouse, for housing, board, and administration of the Program, an amount determined by the board of workhouse commissioners not less than six dollars nor more than twenty-eight dollars per day the prisoner works away from

the workhouse, in addition to any fine imposed by the court, and in accordance with T.C.A. § 41-2-129(b)(1), T.C.A. § 41-2-139.

- **Rules and Regulations Governing the Program:** The sheriff, the Work Release Coordinator, and the Superintendent of the workhouse must establish rules and regulation for the orderly operation of the Program; such rules and regulations must be approved by the Commission. Violation of the rules and regulations constitutes cause for removal under T.C.A. § 41-2-136, T.C.A. § 41-2-141.

WHEREAS, the Anderson County Sheriff, Work Release Coordinator, and Warden of the Detention Facility, in coordination with the County Mayor, County Law Director, County Finance Director, and community partners have developed rules and procedures to ensure the Program's safe, effective, and fiscally responsible operation; and

WHEREAS, the Board finds it in the public interest to establish the Program and set an official rollout date of August 19, 2025 as staffing, training, facilities, transportation, community outreach, and interagency coordination is in place and ready for full operation;

NOW, THEREFORE, BE IT RESOLVED by the Anderson County Board of Commissioners as follows:

1. **Establishment:** The County hereby establishes the Anderson County Detention Facility Work Release Program to provide eligible incarcerated persons with supervised community employment opportunities that advance public safety and rehabilitation.
2. **Compliance with the Law:** The Program shall be implemented and operated in compliance with all applicable federal and state laws and regulations, county ordinances, departmental policies, and any contract or grant requirements. In particular, the Program shall conform to the statutory provisions cited above (T.C.A. § 40-35-316; 41-2-129 through 41-2-141), and any subsequent amendments or related authorities.
3. **Administration and Oversight:** The Program shall be administered by the Anderson County Work Release Committee under the oversight of the Anderson County Work Release Commission Established in Anderson County Resolution No.: 25-10-1232, on October 20th, 2025. The Anderson County Sheriff, Work Release Coordinator, and Detention Facility Chief shall adopt, publish and enforce Rules and Procedures for the Program consistent with applicable law and county policy. Such Rules and Procedures shall reflect the statutory requirements regarding petitions for participation, fees, reporting, removal, penalties for failure to return and any other statutorily mandated processes.
4. **Implementation and Rollout:** Implementation and rollout of the Program are authorized for August 19, 2025, as completion of the required staffing, training, facility, and transportation arrangements, interdepartmental coordination, and formal adoption of the Rules and Procedures referenced in Section 3 have been approved by the Anderson County Board of Commissioners by 2/3 majority vote on August 19, 2025.
5. **Petition and Approval Process:** Consistent with T.C.A. § 41-2-135, a prisoner desiring to participate in the Program must file a petition with the Program's work release coordinator. Petitions shall be reviewed and acted upon in accordance with the established Rules and Procedures

and applicable statutes, including the requirement that petitions be joined in by the sheriff, concurred with by the superintendent and approved by the commission where required.

6. **Fees and Financial Accountability:** The County Finance Director shall ensure that fee's charged to participating prisoners (including daily housing/board/administration fees for misdemeanants as authorized by T.C.A. § 41-2-139) are set and collected in accordance with applicable law and the determinations of the board of workhouse commissioners, and that Program revenues and costs are reported and accounted for consistent with county financial policies and any state reporting requirements.
7. **Reports to Sentencing Court:** The superintendent shall file monthly reports to the sentencing judge concerning each prisoner placed under the Program, advising the judge of the prisoner's conduct and financial achievement, as required by T.C.A. § 41-2-138.
8. **Removal, Penalties, and Enforcement:** Removal of participants from the Program, penalties for failures to return and enforcement actions shall be handled in accordance with the Rules and Procedures and applicable statutes, including T.C.A. § 41-2-136 and 41-2-137.
9. **Rulemaking and Approval:** The Rules and Procedures adopted by the sheriff, work release coordinator, and superintendent shall be submitted to the commission for approval as required by T.C.A § 41-2-141 prior to Program rollout.

BE IT FURTHER RESOLVED that the Anderson County Sheriff, Work Release Coordinator, and Detention Facility Chief hereby confirm that they have adopted rules and procedures for the Program consistent with the foregoing and with applicable Tennessee law, and that they shall provide the Board, County Mayor, County Law Director, and County Finance Director with copies of the final Rules and Procedures.

Adopted this ____ day of _____, 2025

Denise Palmer, Chair A.C. Comm.

Terry Frank, Mayor

ATTEST:

Jeff Cole, County Clerk

National Cemetery Act

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◆ AI Overview

The National Cemetery Act of 1867 was the first legislation to provide substantial federal funding and development for national cemeteries, allocating \$750,000 to purchase land and build infrastructure like superintendent's lodges and perimeter walls, and to acquire headstones for deceased soldiers after the Civil War. This act marked the initial step in formally establishing and maintaining the national cemetery system as we know it today.

Key Aspects of the Act:

- **Purpose:** To establish and fund a system of national cemeteries for the burial of soldiers and to honor their service and sacrifice.
- **Funding:** The Act appropriated \$750,000 for the purchase of land and the development of cemetery infrastructure.
- **Infrastructure Development:** Funds were allocated for constructing superintendents' lodges, perimeter walls, and fencing.
- **Headstones:** The Act also provided for the acquisition of headstones to mark the graves of the deceased.

Historical Context:

- **Post-Civil War:** The legislation was enacted in the wake of the Civil War, a time when the need to properly bury and memorialize the vast number of fallen soldiers became a national priority.
- **Foundational Legislation:** The 1867 Act was the foundational step in the creation and expansion of a nationwide network of national cemeteries overseen by the government.

NCA History and Development (1 of 3) - National Cemetery Administration

After the war, the National Cemetery Act of February 22, 1867, was the first legislation to substantively finance and develop nati...

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National Cemetery Administration (.gov)

<https://www.cem.va.gov/cem/history/timeline-1867>

Timeline: (1867) - National Cemetery Administration

This law authorized the Secretary of War to mark the burials in **national** cemeteries with permanent headstones, and to construct permanent buildings and ...



National Cemetery Administration (.gov)

https://www.cem.va.gov/facts/NCA_History_and_De...

Facts: NCA History and Development (1 of 3)

After the war, the National Cemetery Act of February 22, 1867, **was the first legislation to substantively finance and develop national cemeteries**. The law ...



National Park Service (.gov)

<https://www.nps.gov/subjects/about>

About - National Cemeteries (U.S. ...

Jul 20, 2023 — Following the Civil War, the United States Congress passed the **National Cemetery Act of 1867**, requiring the Secretary of War to provide a ...

People also ask

What was the national cemetery Act of 1867?



What happens to cemeteries after hundreds of years?



Who was not eligible to be buried in a national cemetery?



Can a wife be buried with her husband at a national cemetery?

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Wikipedia

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United States National Cemetery System

Congress passed additional laws to establish and protect national cemeteries in **1867**. The **National Cemetery Administration** lists a total of 73 Civil War-Era ...

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https://www.nps.gov/Proclamations_and_Orders

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—An **Act** to establish and to protect **National** Cemeteries. Feb. 22, **1867**. Be it enacted by the Senate and House of Representatives of the. United States ...
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Congress.gov

<https://www.congress.gov/PDF/R46813.5.pdf>

Burial Benefits and the National Cemetery Administration

PDF

Jun 7, 2021 — The National Cemetery Act of 1867, **enacted on February 22, 1867**, was the first major piece of legislation to provide funds and directives for ...
37 pages



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<https://www.facebook.com/NationalCemeteries/posts>

National Cemetery Administration (...

Feb 22, 2023 — Today in 1867 the Congress passes **Public Law 37, An Act to Establish and Protect National Cemeteries** It establishes standards for national ...



U.S. Army Quartermaster Museum (.mil)

<https://qmmuseum.lee.army.mil/mortuary-affairs/Exp...>

Expansion of the National Cemetery System 1880-1900

Jul 17, 2025 — The original **act**, as pointed out in the first paper of this series, was intended to afford a decent resting place for those who died in the ...

 Knoxville History Project
<https://knoxvillehistoryproject.org/national-cemetery-2>

National Cemetery

But it was not until the **National Cemetery Act** of February 22, **1867**, that it was all official. That **legislation** offered funding for perimeter walls, fencing ...

 American Battlefield Trust
<https://www.battlefields.org/learn/articles/bivouac-d...>

The Bivouac of the Dead

Apr 20, 2023 — He was promoted to brevet major the following month and ordered to the "duty of locating, purchasing, and establishing **National** Cemeteries, and ...

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Anderson County Water Authority

MINUTES **AUGUST 19, 2025**

MEMBERS PRESENT

GEORGE HORTON
JACK SHELTON
RICKEY ROSE
DUSTY IRWIN
ERNIE BOWLES

OTHERS PRESENT

JEFF ELROD
JOHN MITCHELL
JEREMIAH SWEAT
HOUSTON DAUGHERTY

On August 19, 2025, Chairman Horton called the ACWA Board Meeting to order at 5: 00 p.m.

- I. Motion by Commissioner Bowles to approve June 17, 2025, Minutes
Seconded by Commissioner Irwin, 5 ayes, motion carried.
- II. Motion by Commissioner Shelton to approve the August 19, 2025, Agenda,
Seconded by Commissioner Rose, 5 ayes, motion carried.
- III. Motion by Commissioner Irwin to approve June Invoice History Report, Second by Commissioner Bowles, 5 ayes, motion carried. Motion by Commissioner Irwin to approve the July Invoice History Report, Second by Commissioner Rose, 5 ayes, motion carried.
- IIII. Motion by Commissioner Rose to approve the June 2025 Revenue Report, Second by Commissioner Bowles, 5 ayes, motion carried. Motion by Commissioner Rose to approve the July 2025 Revenue Report, Second by Commissioner Shelton, 5 ayes, motion carried.
- IV. Motion by Commissioner Shelton to approve June 2025 Expenditure Report, Seconded by Commissioner Irwin, 5 ayes, motion carried. Motion by Commissioner Irwin to approve the July 2025 Expenditure Report, Second by Commissioner Shelton, 5 ayes, motion carried.
- V. Motion by Commissioner Bowles to approve June 2025 Profit and Loss Report, Seconded by Commissioner Shelton, 5 ayes, motion carried. Motion by Commissioner Bowles to approve the July 2025 Profit and Loss Report, Second by Commissioner Shelton, 5 ayes, motion carried.
- VI. Public comments-
- VII. Old Business-
- VIII. New Business -



A. MANAGER'S REPORT

1. **ACTION REPORT-** Manager Elrod reviewed the attached action report with the Board. Manager Elrod discussed that the Industrial tank bid quoted of \$ 350,000.00 was over ACWA's budgeted amount. Motion by Commissioner Rose to reject the bid, Second by Commissioner Shelton, 5 ayes, motion carried. Commissioner Bowles motioned to direct the manager and the engineer to seek a second opinion and present the information and recommendations at the September meeting. Second by Commissioner Rose, 5 ayes, motion carried.
2. **BEECH GROVE-** Manager Elrod reported to the Board that the project is completed. Gary Long is satisfied with the cleanup, and the retainer is being kept until the Longmire job is completed.
2. **HPUD TIE-IN—**Manager Elrod informed the board that the bid openings for the Booster Station are set for 2:00 pm on August 18, 2025. The only bid received is for \$ 97,813.00 from Brann & Whittmore. CCI is finalizing the review and specifications. Manager Elrod requested a motion for approval, pending financing. Motion by Commissioner Shelton to approve the bid from Brann & Whittmore for \$ 97,813.00 for the recommended supplier contingent upon funding, Second by Commissioner Irwin, 5 ayes, motion carried.
4. **AIRBASE SEWER PROJECT-** Manager Elrod requested a motion from the board to provide funding to install videoing camera on the Airbase community gravity sewer mains. Motion by Commissioner Bowles made a motion to authorize the manager funding to do videoing per the ARP agreement in the amount of \$ 20,000.00. Second by Commissioner Irwin, 5 ayes, motion carried.
5. **LONGMIRE ROAD -** Manager Elrod updated the board on the line that is installed, and the contractor is performing flushing and pressure testing. They are changing services over to the new main the week of August 18th, with completion expected the first week of September.



Anderson County Water Authority

6. **PAVING REQUEST-** Manager Elrod reviewed information from his action report with the Board.
7. **E-ONE INSTALLATION POLICY** - Manager Elrod presented to the board a policy update request on the attached E-ONE policy. After much discussion, Commissioner Rose made a motion to accept the attached E-ONE policy. Second by Commissioner Bowles, 5 ayes, motion carried.
8. **F-150 TRUCK PURCHASES/-** Manager Elrod recommended ACWA trade in 2 trucks and purchase two new Ford Maverick AWD under the State contract to replace existing trucks declared surplus property. Motion by Commissioner Irwin to approve the recommendation at an acceptable amount, Second by Commissioner Rose, 5 ayes, motion carried.
9. **F-350 UTILITY TRUCK PURCHASE-** Manager Elrod requested acceptance of the best bid for a service truck. Motion by Commissioner Bowles made a motion to purchase, based on the recommendation of the manager, of an F-350 for \$ 126,630.00. Second by Commissioner Irwin, 5 ayes, motion carried.
10. **GRANT REQUEST-** Manager Elrod requests that the board approve that ACWA apply for an Asset Management Grant request for approval to proceed. Motion by Commissioner Bowles to approve, Second by Commissioner Rose, 5 ayes, motion carried. Manager Elrod requests that ACWA apply for an SRF grant. Commissioner Irwin made a motion to approve the SRF grant pursued by the manager. Second by Commissioner Bowles, 5 ayes, motion carried.
11. **COST OF SERVICE STUDY-** Manager Elrod and the board discussed action to be taken using the results of the rate study. Manager Elrod discussed WTP/Clearbranch options. Commissioner Irwin made a motion to authorize Manager Elrod to enter continuous engineering studies on the water plant and bring forward recommendations to the board so that the planning could be examined. Second by Commissioner Bowles, 5 ayes, motion carried. Manager Elrod requested to have a definitive date for December 1st to be a deadline for a rate increase and a decision to be made before the 1st of the year. Motion by Commissioner Bowles to approve, Second by Commissioner Rose, 5 ayes, motion carried.



Anderson County Water Authority

B. OTHER REPORTS

1. ENGINEERS REPORT

A. OFFICE MANAGERS REPORT

B. HR REPORT

C. ASSISTANT MANAGER REPORT (JEREMIAH) –

D. ASSISTANT MANAGERS REPORT (JOHN)

- A. **OVERTIME**- Assistant Manager John Mitchell briefly discussed June & July 2025
- B. **WATER LOSS**- Assistant Manager John Mitchell reviewed the June & July water loss with the Board. He reported a water loss of 30.3% for June 2025 and 29.1% for July 2025.

MOTION TO ADJOURN BY COMMISSIONER SHELTON AT 7:00 PM.

Jack Shelton

Rickey Rose

George Horton

Dusty Irwin

Ernest Bowles



Anderson County Water Authority

AGENDA

SEPTEMBER 16, 2025

@ 5:00 PM

- I. APPROVE AUGUST 19, 2025, MINUTES
- II. APPROVE SEPTEMBER 16, 2025, AGENDA
- III. APPROVE THE AUGUST 2025 INVOICE HISTORY REPORT
- IV. APPROVE THE AUGUST 2025 REVENUE REPORT
- V. APPROVED AUGUST 2025 EXPENDITURE REPORT
- VI. APPROVE THE AUGUST 2025 PROFIT AND LOSS REPORT
- VII. PUBLIC COMMENT
- VIII. OLD BUSINESS
- IX. NEW BUSINESS

A. MANAGER'S REPORT

- 1. ACTION REPORT
- 2. AIRBASE SEWER PROJECT
- 3. LONGMIRE ROAD
- 4. INDUSTRIAL TANK
- 5. CAPITAL BUDGET GIS PROJECT UPDATE
- 6. GRANT REQUEST
- 7. WATER TREATMENT PLANT RELOCATION REQUEST FOR CONTINUED RESEARCH
- 8. TDEC/AML GRANTS
- 9. ACWA POLICIES
- 10. NEW RIVER DISCUSSION

B. OTHER REPORTS

- 1. ENGINEERS REPORT
 - 2. OFFICE MANAGERS REPORT-
 - 3. HR REPORT
 - 4. ASSISTANT MANAGERS REPORT (JEREMIAH)
 - 5. ASSISTANT MANAGERS REPORT (JOHN) WATERLOSS & OVERTIME
-

Proposed Anderson County Animal Shelter Advisory Board

This proposal outlines the structure, purpose, and impact of a formal advisory board for the Anderson County Animal Shelter. The board will meet monthly, monitor shelter performance, and provide public accountability on matters of animal welfare and taxpayer-funded services.

Board Overview

- **9 voting members, appointed by the County Commission**
- **Composition:**
 - **2 County Commissioners (preferably those with prior service on the former animal advisory committee)**
 - **1 Veterinarian or animal welfare professional with an advanced degree**
 - **1 Representative from a 501(c)(3) animal welfare organization**
 - **1 Member with experience in public health, law enforcement, or emergency services**
 - **4 At-large citizen advocates with demonstrated commitment to animal welfare or shelter reform**
- **Monthly public meetings**
- **Member shall serve a term of 1 year and may be reappointed to successive terms**
- **Scope: Advisory only—no direct operational control**
- **Non-voting Ex Officio Members: County Mayor, Director of Animal Control, County Veterinarian, Law Director or office representative**

Key Duties

- **Timely Recommendations: County Mayor to respond to all written board recommendations within 15 business days; unresolved matters automatically move to the full Commission**
- **Review shelter policies, procedures, performance data, and public complaints**
- **Serve as a liaison for public feedback and community concerns**
- **Promote best practices in animal sheltering, humane treatment, and transparency**
- **Submit an annual report to the full Commission detailing board activity, findings, and recommendations**

First-Year Mandates

- Conduct a comprehensive review of all shelter policies within 90 days
- Host a public shelter forum within 3 months to gather public input
- Propose strategies for volunteer reengagement, transparency, and community outreach

Why This Matters

The creation of this advisory board marks the first structured, consistent mechanism for community partnership, policy oversight, and humane reform at the Anderson County Animal Shelter. It is designed to ensure that taxpayer-funded services align with public values and recognized standards of animal care.

Explanation & Intent Behind the Proposal and Resolution

The creation of the Anderson County Animal Shelter Advisory Board is rooted in a need for structure, transparency, and strategic reform. For nearly a decade, shelter operations have remained stagnant, despite increasing concerns from citizens and volunteers. Significant taxpayer dollars have been spent, yet the only public conversation centers around vague plans for something “new” in the future—while real and pressing problems in the present are ignored. The shelter continues to operate without clear evaluation and accountability, consistent review, or meaningful community input.

When issues were finally brought forward during a recent County Commission workshop, it was the first time any visible movement occurred. That workshop, in fact, should serve as a model for what this advisory board is designed to do on a regular basis: review conditions, gather feedback, engage with the public, analyze data, and make informed recommendations. Commissioners should not be expected to troubleshoot the operational complexities of a shelter—this is not their area of expertise. Rather than absorbing more control, a conservative approach would be to release control to a qualified advisory body, bringing transparency and expertise into the conversation without expanding government bureaucracy.

We are calling for a new era of governance: one that reflects “limited government” values by delegating appropriately, respecting public resources, and inviting citizen participation. This board is a foundational step toward accountability and meaningful improvement—for the people, the animals, and the integrity of Anderson County’s public services.



