

RESOLUTION

NO. 2020 / 01 / 01

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of Commissioners in Regular Session, met this 27th day of January 2020.

**RESOLUTION OF REF: HAWKINS COUNTY COMMISSION DECLARING SUPPORT OF
THE SECOND AMENDMENT OF THE UNITED STATES
CONSTITUTION**

WHEREAS, the 111th General Assembly in its 2019 session considered and referred to committees for further study SB0943/HB1049 that authorizes the issuance of extreme risk protection order, also known as a “red flag law”, “Extreme Risk Protection Orders” means an order, in writing, signed by the court, prohibiting and enjoining a named person from having in the person’s custody or control, owing, purchasing, possessing, or receiving, any firearm or ammunition.

WHEREAS, Article 1, Section 26 of the Tennessee Constitution states, “That the citizens of this state have a right to keep and to bear arms for their common defense; but the Legislature shall have power, by law, to regulate the wearing of arms with a view to prevent crime”; and

WHEREAS, the Second Amendment to the United States Constitution, adopted in 1791 as part of the Bill of Rights, protects the inalienable and individual right of the people to keep and bear arms; and

WHEREAS, the United States Supreme Court in *District of Columbia vs. Heller*, 554 U.S. 570 (2008), affirmed an individual’s right to possess firearms, unconnected with service in a militia, for traditionally lawful purposes, such as self-defense within the home; and

WHEREAS, the United States Supreme Court in *McDonald v. Chicago*, 561 U.S. 742 (2010), affirmed that the right of an individual to “keep and bear arms,” as protected under the Second Amendment, is incorporated by the Due Process Clause of the Fourteenth Amendment against the states; and

WHEREAS, the United States Supreme Court in *United States v. Miller*, 307 U.S. 174 (1939) opined that firearms that are part of ordinary military equipment, or with use that could contribute to the common defense, are protected by the Second Amendment; and

WHEREAS, it is the desire of the Hawkins County Commission to declare its support of the Second Amendment to the United States Constitution and to protect law abiding citizens right to keep and bear arms; and

WHEREAS, the Hawkins County Commission opposes the enactment of any federal or state law, including Red Flag laws, which infringe on a citizen’s Second Amendment right to bear arms.

NOW, THEREFORE BE IT RESOLVED that the Hawkins County Board of Commissioners hereby declares Hawkins County to be a “Second Amendment Sanctuary County”, meaning that Hawkins County will provide safe haven and protect the United States Constitution and the 2nd Amendment Rights of law-abiding Hawkins County citizens except for legally upheld statutes, laws, or final court Orders.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith shall be and the same are hereby rescinded insofar as such conflict exists.

(Please see attached for reference: Senate Bill 943 & House Bill 1049)

INTRODUCED BY: Michael Herrell

SECONDED BY: _____

DATE SUBMITTED: _____


HAWKINS COUNTY CLERK

BY: _____

COMMITTEE ACTION: _____

CHAIRMAN: RICK BREWER

MAYOR _____
JIM LEE, COUNTY MAYOR

MAYOR' ACTION: APPROVED _____

VETO _____

ACTION: YES NO ABSTAIN

ROLL CALL: _____

VOICE VOTE _____

ABSENT _____

SENATE BILL 943

By Kyle

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 17, Part 13, relative to Families Know
First Act.

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

SECTION 1. This act shall be known and may be cited as the "Families Know First Act."

SECTION 2. Tennessee Code Annotated, Title 39, Chapter 17, Part 13, is amended by
adding the following language as new sections:

39-17-1366.

For purposes of this section and §§ 39-17-1367 - 39-17-1371:

(1) "Ammunition" means cartridge cases, primers, bullets, or propellant
powder designed for use in any firearm;

(2) "Court" means any court with jurisdiction to issue an order of
protection pursuant to § 36-3-601, or order of an involuntary mental health
commitment pursuant to § 33-3-603;

(3) "Extreme Risk Protection Orders" means an order, in writing, signed
by the court, prohibiting and enjoining a named person from having in the
person's custody or control, owning, purchasing, possessing, or receiving, any
firearm or ammunition;

(4) "Law enforcement agency" means a governmental unit of one (1) or
more persons employed full-time or part-time by the state or federal government,
or political subdivision of the state or federal government, for the purpose of
preventing and detecting crime and enforcing laws or local ordinances, and the

employees of which are authorized to make arrests for crimes while acting within the scope of their authority; and

(5) "Restrained person" means a person who is the subject of an extreme risk protection order.

39-17-1367.

(a) The administrative office of the courts shall:

(1) Prescribe the form of any petitions, orders, or other documents necessary for extreme risk protection orders; and

(2) Promulgate any rules necessary to implement this section, § 39-17-1366, and §§ 39-17-1368 - 39-17-1371.

(b) A petition for an extreme risk protection order shall describe the number, types, and locations of any firearm and ammunition presently believed by the petitioner to be possessed or controlled by the subject of the petition.

(c) Nothing in this section shall require a law enforcement agency or a law enforcement officer to seek an extreme risk protection order in any case, including, but not limited to, a case in which the agency or officer concludes, after investigation, that the criteria for issuance of an extreme risk protection order, as provided in this section and §§ 39-17-1368 - 39-17-1371, are not satisfied.

(d) Prior to a hearing on the issuance, renewal, or termination of an order under § 39-17-1369 or § 39-17-1370, the court shall ensure that a national crime information center (NCIC) criminal history background check is conducted. The results of the background check shall remain confidential.

(e)

(1) The court shall notify the Tennessee bureau of investigation (TBI) when an extreme risk protection order has been issued or renewed under §§ 39-17-1368 - 39-17-1370 no later than one (1) business day after issuing or renewing the order.

(2) The court shall notify the TBI when an extreme risk protection order has been dissolved or terminated under §§ 39-17-1368 - 39-17-1370 no later than five (5) business days after dissolving or terminating the order. Upon receipt of either a notice of dissolution or a notice of termination of an extreme risk protection order, the TBI shall, within fifteen (15) days, document the updated status of any order issued under §§ 39-17-1368 - 39-17-1370, and enter the result into any affected database.

(3) The notices required to be submitted to the TBI pursuant to this subsection (e) shall be submitted in an electronic format, in a manner prescribed by the TBI.

(4) When notifying the TBI pursuant to subdivision (e)(1) or (e)(2), the court shall indicate in the notice whether the person subject to the extreme risk protection order was present in court to be informed of the contents of the order or if the person failed to appear. The person's presence in court shall constitute proof of service of notice of the terms of the order.

(5)

(A) Within one (1) business day of service, a law enforcement officer who served an extreme risk protection order shall enter the proof of service directly into the NCIC as provided in § 36-3-609(e), including the officer's name and law enforcement agency, and shall transmit the original proof of service form to the issuing court.

(B) Within one (1) business day of receipt of proof of service by a person other than a law enforcement officer, the clerk of the court shall submit the proof of service of an extreme risk protection order to the appropriate law enforcement agency that served the extreme risk

protection order, who shall submit it to the NCIC as provided in § 36-3-609(e), including the name of the person who served the order. If the court is unable to provide this notification to the NCIC by electronic transmission, the court shall, within one (1) business day of receipt, transmit a copy of the proof of service to a local law enforcement agency. The local law enforcement agency shall enter the proof of service directly into the NCIC within one (1) business day of receipt from the court.

(f)

(1) A person subject to an extreme risk protection order shall not have in the person's custody or control, own, purchase, possess, or receive any firearms or ammunition while that order is in effect.

(2) Upon issuance of an extreme risk protection order, the court shall order the restrained person to either surrender all firearms and ammunition in the restrained person's custody or control, or which the restrained person possesses or owns, to the law enforcement agency that served the extreme risk protection order in a safe manner, or sell all such firearms and ammunition to a licensed gun dealer.

(3)

(A)

(i) If a law enforcement officer serving an extreme risk protection order that indicates the restrained person possesses any firearms or ammunition requests that all firearms and ammunition be immediately surrendered to the control of the officer, the restrained person shall immediately comply.

(ii) If no request is made by the law enforcement officer, the surrender shall occur by the restrained person:

(a) Surrendering to the law enforcement agency that served the extreme risk protection order all firearms and ammunition within twenty-four (24) hours of being served with the order; or

(b) Selling all firearms and ammunition to a licensed gun dealer within twenty-four (24) hours of being served with the order.

(B) The law enforcement officer or licensed gun dealer taking possession of any firearm or ammunition pursuant to this subdivision (f)(3) shall issue a receipt to the person against whom the order was entered at the time of surrender or sale. Within forty-eight (48) hours after being served with the order, the person against whom the order was issued shall:

(i) File with the court that issued the extreme risk protection order the original receipt showing all firearms and ammunition have been surrendered to a local law enforcement agency or sold to a licensed gun dealer. Failure to timely file a receipt shall constitute a violation of the order of protection; and

(ii) File a copy of the receipt issued by the officer or licensed gun dealer with the law enforcement agency that served the extreme risk protection order. Failure to timely file a copy of the receipt shall constitute a violation of the order of protection.

(4)

(A) Any firearm or ammunition surrendered to a law enforcement officer or law enforcement agency pursuant to this section shall be retained by the law enforcement agency until the expiration of any extreme risk protection orders that has been issued against the restrained person. Upon expiration of the order, any firearm or ammunition shall be returned to the restrained person. Firearms or ammunition that are not claimed are subject to the requirements of § 39-17-1317(g)(2).

(B) A restrained person who owns any firearm or ammunition that is in the custody of a law enforcement agency pursuant to this section and who does not wish to have the firearm or ammunition returned is entitled to sell or transfer title of any firearm or ammunition to a licensed gun dealer; provided, that the firearm or ammunition is otherwise legal to own or possess and the restrained person otherwise has right to title of the firearm or ammunition.

(C) The local law enforcement agency holding the firearm or ammunition pursuant to an extreme risk protection order shall be liable in damages to the owner of the property in the event of damage or destruction caused by the law enforcement agency.

(5) If a person other than the restrained person claims title to any firearm or ammunition surrendered pursuant to this section, and the person making the claim is determined by the law enforcement agency to be the lawful owner of the firearm or ammunition, the firearm or ammunition shall be returned to the lawful owner.

39-17-1368.

(a)

(1) A temporary emergency extreme risk protection order may be issued on an ex parte basis only if a law enforcement officer asserts, and a judge or the court finds, that there is reasonable cause to believe:

(A) The subject of the petition poses an immediate and present danger of causing personal injury to the subject or to another by having in the subject's custody or control, owning, purchasing, possessing, or receiving a firearm; and

(B) A temporary emergency extreme risk protection order is necessary to prevent personal injury to the subject or to another because less-restrictive alternatives either have been tried and found to be ineffective, or have been determined to be inadequate or inappropriate for the circumstances of the subject.

(2) A temporary emergency extreme risk protection order issued pursuant to this section shall prohibit the subject of the petition from having in the subject's custody or control, owning, purchasing, possessing, or receiving, or attempting to purchase or receive, a firearm or ammunition, and shall expire twenty-one (21) days from the date the order is issued.

(b) A temporary emergency extreme risk protection order is valid only if it is issued by a judge after making the findings required by subsection (a) and pursuant to a specific request by a law enforcement officer.

(c) A temporary emergency extreme risk protection order issued under this section shall include:

- (1) A statement of the grounds supporting the issuance of the order;
- (2) The date and time the order expires;

(3) The address of the state trial court for the county in which the restrained party resides; and

(4) The following statement:

"To the restrained person: This order will last until the date and time noted above. You are required to surrender all firearms and ammunition that you own or possess in accordance with § 39-17-1367(f) and you may not have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive, a firearm or ammunition, while this order is in effect. However, a more permanent extreme risk protection order may be obtained from the court. You may seek the advice of an attorney as to any matter connected with the order. The attorney should be consulted promptly so that the attorney may assist you in any matter connected with the order".

(d) A law enforcement officer who requests a temporary emergency extreme risk protection order shall:

(1) If the order is obtained orally, memorialize the order of the court on the form approved by the administrative office of the courts;

(2) Serve the order on the restrained person, if the restrained person can reasonably be located;

(3) File a copy of the order with the issuing court as soon as practicable after issuance; and

(4) Have the order entered into the computer database system for protective and restraining orders maintained by the NCIC.

(e) The presiding judge of the court of each county shall designate at least one (1) judge, commissioner, or referee who shall be reasonably available to issue temporary emergency extreme risk protection orders when the court is not in session.

39-17-1369.

(a)

(1) A law enforcement officer may file a petition requesting that the court issue an ex parte extreme risk protection order enjoining the person from having in the person's custody or control, owning, purchasing, possessing, or receiving a firearm or ammunition.

(2) A court may issue an ex parte extreme risk protection order if the petition, supported by an affidavit made in writing and signed by the petitioner under oath, or an oral statement taken pursuant to subdivision (b)(1)(A), and any additional information provided to the court shows that there is a substantial likelihood that:

(A) The subject of the petition poses a significant danger, in the near future, of personal injury to the subject or to another by having in the subject's custody or control, owning, purchasing, possessing, or receiving a firearm as determined by considering the factors listed in subdivision (b)(2); and

(B) An ex parte extreme risk protection order is necessary to prevent personal injury to the subject or to another because less-restrictive alternatives either have been tried and found to be ineffective, or are inadequate or inappropriate for the circumstances of the subject.

(3) An affidavit supporting a petition for the issuance of an ex parte extreme risk protection order shall set forth the facts tending to establish the grounds of the petition, or the reason for believing that they exist.

(4) An ex parte order under this section shall be issued or denied on the same day that the petition is submitted to the court, unless the petition is filed too late in the day to permit effective review, in which case the order shall be issued or denied on the next day of judicial business in sufficient time for the order to be filed that day with the clerk of the court.

(b)

(1) Before issuing an ex parte extreme risk protection order, the court may:

(A) Examine, on oath, the petitioner and any witness the petitioner may produce; or

(B) Require the petitioner and any witness to submit a written affidavit signed under oath.

(2)

(A) In determining whether grounds for an ex parte extreme risk protection order exist, the court shall consider all evidence of the following:

(i) A recent threat of violence or act of violence by the subject of the petition directed toward another;

(ii) A recent threat of violence or act of violence by the subject of the petition directed toward the subject;

(iii) A violation of an ex parte order of protection issued pursuant to § 36-3-605 at the time the court is considering the petition;

(iv) A recent violation of an unexpired restraining order issued pursuant to § 20-14-102, § 20-14-104, § 36-3-606, § 36-3-612, § 37-1-152, § 39-13-113, or § 39-17-905;

(v) A conviction for any offense that prohibits the person from purchasing or possessing a firearm; and

(vi) A pattern of violent acts or violent threats within the past twelve (12) months, including, but not limited to, threats of violence or acts of violence by the subject of the petition directed toward the subject or to another.

(B) In determining whether grounds for an ex parte extreme risk protection order exist, the court may consider any other evidence of an increased risk for violence, including, but not limited to, evidence of the following:

(i) The unlawful and reckless use, display, or brandishing of a firearm by the subject of the petition;

(ii) The history of use, attempted use, or threatened use of physical force by the subject of the petition against another person;

(iii) Any prior arrest of the subject of the petition for a felony offense;

(iv) Any history of a violation by the subject of the petition of an ex parte order of protection issued pursuant to § 36-3-605;

(v) Any history of a violation by the subject of the petition of a protective or restraining order issued pursuant to § 20-14-102, § 20-14-104, § 36-3-606, § 36-3-612, § 37-1-152, § 39-13-113, or § 39-17-905;

(vi) Documentary evidence, including, but not limited to, police reports and records of convictions, of either recent criminal offenses by the subject of the petition that involve controlled substances or alcohol or ongoing abuse of controlled substances or alcohol by the subject of the petition; and

(vii) Evidence of recent acquisition of firearms, ammunition, or other deadly weapons.

(C) For the purposes of this subdivision (b)(2), "recent" means within the six (6) months prior to the date the petition was filed.

(3) If the court determines that grounds to issue an ex parte extreme risk protection order exist, the court shall issue an ex parte extreme risk protection order that prohibits the subject of the petition from having in the subject's custody or control, owning, purchasing, possessing, or receiving, or attempting to purchase or receive, a firearm or ammunition, and expires no later than twenty-one (21) days from the date of the order.

(c)

(1) An ex parte extreme risk protection order issued under this section shall include:

(A) A statement of the grounds supporting the issuance of the order;

(B) The date and time the order expires;

(C) The address of the court in which any responsive pleading should be filed;

(D) The date and time of the scheduled hearing; and

(E) The following statement:

"To the restrained person: This order is valid until the expiration date and time noted above. You are required to surrender all firearms and ammunition that you own or possess in accordance with §§ 36-3-625 and 39-17-1370 and you may not have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive, a firearm or ammunition, while this order is in effect. A hearing will be held on the date and at the time noted above to determine if a more permanent extreme risk protection order should be issued. Failure to appear at that hearing may result in a court making an order against you that is valid for one (1) year. You may seek the advice of an attorney as to any matter connected with the order. The attorney should be consulted promptly so that the attorney may assist you in any matter connected with the order".

(2)

(A) An ex parte extreme risk protection order shall be personally served on the restrained person by a law enforcement officer, or any person who is at least eighteen (18) years of age and not a party to the

action, as provided in Tennessee Rules of Civil Procedure 4.01(2), if the restrained person can reasonably be located.

(B) When serving an ex parte extreme risk protection order, a law enforcement officer shall inform the restrained person of the hearing scheduled pursuant to subsection (d).

(d) Within twenty-one (21) days after the date on the ex parte extreme risk protection order, the court that issued the order or another court in the same jurisdiction shall hold a hearing pursuant to § 39-17-1370(b) to determine if an extreme risk protection order should be issued under § 39-17-1370.

39-17-1370.

(a) A law enforcement officer may request that a court, after notice and a hearing, issue an extreme risk protection order enjoining the person from having in the person's custody or control, owning, purchasing, possessing, or receiving a firearm or ammunition for a period of one (1) year.

(b)

(1) In determining whether to issue an extreme risk protection order under this section, the court shall consider evidence of the facts identified in § 39-17-1369(b)(2)(A) and may consider any other evidence of an increased risk for violence, including, but not limited to, evidence of the facts identified in § 39-17-1369(b)(2)(B).

(2) At the hearing, the petitioner shall have the burden of proving, by clear and convincing evidence, that:

(A) The subject of the petition, or a person subject to an ex parte extreme risk protection order, as applicable, poses a significant danger of personal injury to the subject or to another by having in the subject's

custody or control, owning, purchasing, possessing, or receiving a firearm or ammunition; and

(B) An extreme risk protection order is necessary to prevent personal injury to the subject of the petition, or to the person subject to an ex parte extreme risk protection order, as applicable, or another because less-restrictive alternatives either have been tried and found to be ineffective, or are inadequate or inappropriate for the circumstances of the subject of the petition, or the person subject to an ex parte extreme risk protection order, as applicable.

(3)

(A) If the court finds that there is clear and convincing evidence to issue an extreme risk protection order, the court shall issue an extreme risk protection order that prohibits the subject of the petition from having in the subject's custody or control, owning, purchasing, possessing, or receiving, or attempting to purchase or receive, a firearm or ammunition.

(B) If the court finds that there is not clear and convincing evidence to support the issuance of an extreme risk protection order, the court shall dissolve any temporary emergency or ex parte extreme risk protection order then in effect.

(4) The extreme risk protection orders issued under this section shall have a duration of one (1) year, subject to termination by further order of the court at a hearing held pursuant to subsection (d) and renewal by further order of the court pursuant to subsection (e).

(c)

(1) An extreme risk protection order issued pursuant to this section shall include the following:

- (A) A statement of the grounds supporting the issuance of the order;
- (B) The date and time the order expires;
- (C) The address of the court for the county in which the restrained party resides; and
- (D) The following statement:

"To the restrained person: This order will last until the date and time noted above. If you have not done so already, you must surrender all firearms and ammunition that you own or possess in accordance with § 39-17-1367(f). You may not have in your custody or control, own, purchase, possess, or receive, or attempt to purchase or receive, a firearm or ammunition, while this order is in effect. Pursuant to § 39-17-1370(d), you have the right to request one (1) hearing to terminate this order at any time during its effective period. You may seek the advice of an attorney as to any matter connected with the order".

(2) When the court issues an extreme risk protection order under this section, the court shall inform the restrained person that the person is entitled to one (1) hearing to request a termination of the order, pursuant to subsection (d), and shall provide the restrained person with a form to request a hearing.

(d)

(1) A person subject to an extreme risk protection order issued under this section may submit one (1) written request at any time during the effective period of the order for a hearing to terminate the order.

(2) If the court finds after the hearing that there is no longer clear and convincing evidence to believe that the facts established in subdivision (b)(2) are true, the court shall terminate the order.

(e)

(1) A court may, after notice and a hearing, renew an extreme risk protection order issued under this section if the petitioner proves, by clear and convincing evidence, that the facts of subdivision (b)(2) continue to be true.

(2) In determining whether to renew an extreme risk protection order issued under this section, the court shall consider the facts and evidence of § 39-13-1369.

(3) At the hearing, the petitioner shall have the burden of proving, by clear and convincing evidence, that the facts of subdivision (b)(2) are true.

(4) If the renewal petition is supported by clear and convincing evidence, the court shall renew the extreme risk protection order issued under this section.

(5) The renewal of an extreme risk protection order issued pursuant to this section shall have a duration of one (1) year, subject to termination by further order of the court at a hearing held pursuant to this subsection (e) and further renewal by order of the court pursuant to this section.

(6) An extreme risk protection order renewed pursuant to this section shall include the information identified in subdivision (c)(1).

(f) Any hearing held pursuant to this section may be continued upon a showing of good cause. Any existing order issued pursuant to this subsection (e) shall remain in full force and effect during the period of continuance.

(g) If a person subject to an extreme risk protection order issued or renewed pursuant to this section was not present in court at the time the order was issued or renewed, the extreme risk protection order shall be personally served on the restrained person by a law enforcement officer, or any person who is at least eighteen (18) years of age and not a party to the action, as provided in Tennessee Rules of Civil Procedure 4.01(2), if the restrained person can reasonably be located.

39-17-1371.

(a) A person commits a Class A misdemeanor who files a petition for an ex parte extreme risk protection order pursuant to § 39-17-1369, or an extreme risk protection order issued after notice and a hearing pursuant to § 39-17-1370, knowing the information in the petition to be false or with the intent to harass.

(b)

(1) It is an offense for a person to own or possess a firearm or ammunition with knowledge that the person is prohibited from doing so by a temporary emergency extreme risk protection order issued pursuant to § 39-17-1368, an ex parte extreme risk protection order issued pursuant to § 39-17-1369, or an extreme risk protection order issued after notice and a hearing pursuant to § 39-17-1370.

(2) A violation of subdivision (b)(1) is a Class A misdemeanor, punishable by fine, imprisonment, and a five-year prohibition on having in the person's custody or control, owning, purchasing, possessing, receiving, or attempting to purchase or receive, a firearm or ammunition. The five-year

prohibition shall commence upon the expiration of the existing temporary emergency extreme risk protection order, the ex parte extreme risk protection order, or the extreme risk protection order.

SECTION 3. This act shall take effect July 1, 2019, the public welfare requiring it.

HB 1049

(Currently assigned to sub-committee Constitutional Protection and Sentencing)

This bill authorizes courts to issue an extreme risk protection order, which this bill defines as an order, in writing, signed by the court, prohibiting and enjoining a named person from having in the person's custody or control, owning, purchasing, possessing, or receiving any firearm or ammunition. This bill specifies that it does not require a law enforcement agency or officer to seek an extreme risk protection order in any case.

This bill establishes the following in regard to the petitioning for and granting of such an order, including emergency and ex parte orders:

- (1) A petition for an extreme risk protection order must describe the number, types, and locations of any firearm and ammunition presently believed by the petitioner to be possessed or controlled by the subject of the petition;
- (2) The court must notify the TBI when an extreme risk protection order has been issued, renewed, dissolved, or terminated. This bill also requires notice to the national crime information center regarding the issuance of an extreme risk protection order;
- (3) A person subject to an extreme risk protection order will be prohibited from having in the person's custody or control, owning, purchasing, possessing, or receiving any firearms or ammunition while that order is in effect. Upon issuance of an extreme risk protection order, the court will order the restrained person to either surrender all firearms and ammunition in the restrained person's custody or control, or which the restrained person possesses or owns, to the law enforcement agency that served the extreme risk protection order in a safe manner, or sell all such firearms and ammunition to a licensed gun dealer;
- (4) Any firearm or ammunition surrendered to a law enforcement officer or law enforcement agency will be retained by the law enforcement agency until the expiration of any extreme risk protection order that has been issued against the restrained person. Upon expiration of the order, any firearm or ammunition will be returned to the restrained person;
- (5) A temporary emergency extreme risk protection order may be issued on an ex parte basis only if a law enforcement officer asserts, and a judge or the court finds, that there is reasonable cause to believe:
 - (A) The subject of the petition poses an immediate and present danger of causing personal injury to the subject or to another by having in the subject's custody or control, owning, purchasing, possessing, or receiving a firearm; and
 - (B) A temporary emergency extreme risk protection order is necessary to prevent personal injury to the subject or to another because less restrictive alternatives have been tried and found to be ineffective, or have been determined to be inadequate or inappropriate for the circumstances of the subject;

(6) A temporary emergency extreme risk protection order will prohibit the subject of the petition from having in the subject's custody or control, owning, purchasing, possessing, or receiving, or attempting to purchase or receive, a firearm or ammunition, and will expire 21 days from the date the order is issued. Such a temporary order will be valid only if it is issued by a judge or court after making the findings required by this bill and pursuant to a specific request by a law enforcement officer;

(7) A law enforcement officer may file a petition requesting that the court issue an ex parte extreme risk protection order enjoining the person from having in the person's custody or control, owning, purchasing, possessing, or receiving a firearm or ammunition. A court may issue an ex parte extreme risk protection order if the petition and information show that the subject of the petition poses a significant danger, in the near future, of personal injury to the subject or to another by having in the subject's custody or control, owning, purchasing, possessing, or receiving a firearm; and an ex parte order is necessary to prevent personal injury to the subject or to another because less-restrictive alternatives either have been tried and found to be ineffective, or are inadequate or inappropriate for the circumstances of the subject;

(8) Generally, an ex parte order will be issued or denied on the same day that the petition is submitted to the court;

(9) In determining whether grounds for an extreme risk protection order exist, the court will consider specific evidence, such as: a recent threat of violence or act of violence by the subject of the petition directed toward another; a recent violation of an unexpired restraining order; a conviction for any offense that prohibits the person from purchasing or possessing a firearm; and a pattern of violent acts or violent threats within the past 12 months, including, but not limited to, threats of violence or acts of violence by the subject of the petition directed toward the subject or to another. The court may consider any other evidence of an increased risk for violence;

(10) If the court determines that grounds to issue an ex parte extreme risk protection order exist, the court will issue an ex parte extreme risk protection order that prohibits the subject of the petition from having in the subject's custody or control, owning, purchasing, possessing, or receiving, or attempting to purchase or receive, a firearm or ammunition, and expires no later than 21 days from the date of the order. Within 21 days after the date on the ex parte extreme risk protection order, the court that issued the order or another court in the same jurisdiction must hold a hearing to determine if an extreme risk protection order should be issued;

(11) A law enforcement officer may request that a court, after notice and a hearing, issue an extreme risk protection order enjoining the person from having in the person's custody or control, owning, purchasing, possessing, or receiving a firearm or ammunition for a period of one year. In determining whether to issue an extreme risk protection order, the court will consider the evidence described above;

(12) At the hearing, the petitioner will have the burden of proving, by clear and convincing evidence, that:

(A) The subject of the petition, or a person subject to an ex parte extreme risk protection order, as applicable, poses a significant danger of personal injury to the subject or to another by having in the subject's custody or control, owning, purchasing, possessing, or receiving a firearm or ammunition; and

(B) An extreme risk protection order is necessary to prevent personal injury to the subject of the petition, or to the person subject to an ex parte extreme risk protection order, as applicable, or another because less-restrictive alternatives either have been tried and found to be ineffective, or are inadequate or inappropriate for the circumstances of the subject of the petition, or the person subject to an ex parte extreme risk protection order, as applicable;

(13) If the court finds that there is clear and convincing evidence to issue an extreme risk protection order, the court will issue an extreme risk protection order that prohibits the subject of the petition from having in the subject's custody or control, owning, purchasing, possessing, or receiving, or attempting to purchase or receive, a firearm or ammunition. If the court finds that there is not clear and convincing evidence to support the issuance of an extreme risk protection order, the court will dissolve any temporary emergency or ex parte extreme risk protection order then in effect. The extreme risk protection order will have a duration of one year, subject to termination or renewal by further order of the court;

(14) A person subject to an extreme risk protection order may submit one written request at any time during the effective period of the order for a hearing to terminate the order;

(15) Under this bill, it will be a Class A misdemeanor to file a petition for an ex parte extreme risk protection order or an extreme risk protection order knowing the information in the petition to be false or with the intent to harass; and

(16) It will be an offense for a person to own or possess a firearm or ammunition with knowledge that the person is prohibited from doing so by a temporary emergency extreme risk protection order, an ex parte extreme risk protection order, or an extreme risk protection order. A violation will be a Class A misdemeanor, punishable by fine, imprisonment, and a five-year prohibition on having in the person's custody or control, owning, purchasing, possessing, receiving, or attempting to purchase or receive, a firearm or ammunition. The five-year prohibition will commence upon the expiration of the existing temporary emergency extreme risk protection order, the ex parte extreme risk protection order, or the extreme risk protection order.

RESOLUTION

No. 2020101102

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 27th day of January, 2020.

**RESOLUTION IN REF: APPROVAL AND ADOPTION OF A COMPENSATION AND CLASSIFICATION
PAYSACLE FOR HAWKINS COUNTY HEALTH DEPARTMENT EMPLOYEE NOT
CURRENTLY ON PREVIOUSLY APPROVED SCALE**

WHEREAS, the current pay scale for Hawkins County General and Solid Waste Fund Employees was adopted in July, 2019 via Resolution 2019/08/06 by the County Commission, and

WHEREAS, the current pay scale did not allow for employees that were working 30 hours per week as prescribed by state requirements, and the Hawkins County Health Department has such an employee with the title "Breastfeeding Peer Counselor." The funding for that position comes from the state WIC/USDA Program to the county, which in turn pays the employee, but the position has not been previously placed in a pay grade or on any current pay scale, and

WHEREAS, the Personnel Committee voted previously to have all county employees on the current scale and directed the chairman of the committee, along with the director of the Hawkins & Hancock County Health Department and the Director of Accounts and Budgets in the Hawkins County Mayor's Office to place the above position in a pay grade on the current scale, and

WHEREAS, it has been determined by the above parties that the position of "Breastfeeding Peer Counselor" should be rated at Pay Grade 4 on the current scale, and

WHEREAS, the Personnel Committee voted to utilize the salary for the selected grade but multiplied by .8 to account for the difference in hours worked, now

THEREFORE, BE IT RESOLVED, that approval be given, beginning retroactively to the beginning of the 2019-2020 Fiscal Year Budget, to add the above-named position to the list of Hawkins County employees at Pay Grade 4 and pay reduced to .8 of the salary for that range and time in position, and

BE IT FURTHER RESOLVED, that if the state of Tennessee determines that position to require a full-time employee and likewise funds that position, the .8 multiplier be removed and the employee paid on the appropriate scale.

Introduced By Esq. Mark DeWitte

Seconded By Esq. _____

Date Submitted 01-08-2020

County Clerk [Signature]

By: _____

Chairman _____

Mayor _____
Jim Lee, County Mayor

ACTION: AYE NAY PASSED

Roll Call _____

Voice Vote _____

Absent _____

COMMITTEE ACTION

Mayor's Action: Approved _____ Veto _____

RESOLUTION

No. 20201 01 1 03

To the HONORABLE Rick Brewer, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 27th day of January 2020.

RESOLUTION IN REFERENCE: COMMITTEE MEETING COMPENSATION FOR MULTIPLE MEETINGS HELD ON THE SAME DAY.

WHEREAS, currently, Hawkins County Commissioners that have two or more committee meetings on the same day are compensated for only one of those meetings, and

WHEREAS, on certain occasions lengthy travel and idle time between meetings can create a significant loss of income for commissioners who have multiple meetings on one day, and

WHEREAS, the time commissioners spend in preparation for committee meetings is no less if the meetings are held on the same day or different days, and

WHEREAS, the budget is set based on committees having a sufficient number of meetings to handle business put before them, now

THEREFORE, BE IT RESOLVED, that commissioners attending a committee meeting be compensated for each meeting, regardless of its proximity to any prior or subsequent meeting.

Introduced by Esq. Mark DeWitte

Seconded by Esq. _____

Date Submitted 01-08-2020

Mark DeWitte
County Clerk

By: _____

Chairman _____

ACTION: AYE NAY PASSED

Roll Call _____

Voice Vote _____

Absent _____

Committee Action

X

Mayers Action:

Approved _____ veto _____

RESOLUTION

No. 2020 01 104

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 27th day of January, 2020.

RESOLUTION IN REF: CLARIFICATION OF EFFECTIVE DATE OF TECHNICIAN II RECYCLE CENTER JOB DESCRIPTION CHANGES.

WHEREAS, on November 25th, 2019, the Hawkins County Commission passed resolution 2019/11/03 removing the "P" endorsement from the Technician II job description for the recycling center, and

WHEREAS, the wording of that resolution did not include an effective date for pay rates affected by that resolution, and

WHEREAS, the intent of the Personnel Committee was to make any changes retroactive to the beginning of the 2019-2020 fiscal year, and

WHEREAS, clarification of this intent was deemed necessary by the county attorney, now

THEREFORE, BE IT RESOLVED, that changes in pay for those employees ranked as Recycle Center Technician II be effective as of July 1, 2019.

Introduced By Esq. Mark DeWitte

Seconded By Esq. _____

Date Submitted 01-08-2020

County Clerk Nancy D. Davis

By: _____

Chairman _____

Mayor _____
Jim Lee, County Mayor

ACTION: AYE NAY PASSED

Roll Call _____

Voice Vote _____

Absent _____

COMMITTEE ACTION

Mayor's Action: Approved _____ Veto _____

RESOLUTION

No 20201 01 105

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 27th day of January 2020.

RESOLUTION IN REF: REQUEST FOR PRIVATE ACT FROM THE STATE OF TENNESSEE REGARDING MAKING JUVENILE JUDGE POSITION FULL TIME

WHEREAS, currently the position of Hawkins County Juvenile Judge is required to hold court a minimum of two days per week with a salary fixed at forty percent of that of the General Sessions Judge, which in itself is a salary fixed by the state, and

WHEREAS, the current case load and proper follow up of each case is consuming more than the prescribed two days, typically as much as three to four days, and

WHEREAS, an attorney who would be required to devote more than two days per week to the position would by necessity give up their private law practice, losing income from that position, and

WHEREAS, changes to the required number of court days and amount of time devoted to this position would require the Tennessee legislature to introduce a Private Act making those changes, and

WHEREAS, the Personnel Committee voted to begin the process of making the position of Hawkins County Juvenile Judge full-time with the first step of that process being passage of such Private Act and secondly upon such Act being passed would be voted on by the full Hawkins County Commission requiring two-thirds vote for passage, now

THEREFORE, BE IT RESOLVED, the Hawkins County Commission requests that the legislature of the state of Tennessee consider passing such Act, and

BE IT FURTHER RESOLVED, that State Representative Gary Hicks will be informed of the passage of this resolution by the County Mayor.

Introduced By Esq. Mark DeWitte, Personnel Committee Chair

Seconded By Esq. _____

Date Submitted 01/08/2020

County Clerk Nancy J. Davis

By: _____

Chairman _____

Mayor _____

Jim Lee, County Mayor

ACTION: AYE NAY PASSED

Roll Call _____

Voice Vote _____

Absent _____

COMMITTEE ACTION

Mayor's Action: Approved _____ Veto _____

RESOLUTION

NO. 2020 / 01 / 06

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of Commissioners in Regular Session, met this 27th day of January 2020.

**RESOLUTION OF REF: TENNESSEE COMMUNITY DEVELOPMENT BLOCK GRANT
FOR EMERGENCY COMMUNICATION EQUIPMENT PROJECT**

WHEREAS, the Tennessee Community Development Block Grant Program has been established to assist local governments in meeting community development and housing needs consistent with the objectives as set forth in Title I of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, Hawkins County acting by and through its County Commission proposes to apply for 2020 Community Development Block Grant (CDBG) funds for the purpose of performing eligible community development activities that will benefit residents in Hawkins County.

WHEREAS, Hawkins County will provide local financial support in conjunction with the CDBG funds to complete the above project(s); and

WHEREAS, under the terms and provisions of Title I of the Housing and Community Development Act of 1974, as amended, Hawkins County as a recipient is required to designate and appoint a Financial Officer to perform certain duties in the administration of said grant.

NOW, THEREFORE, BE IT RESOLVED by the County Commission of Hawkins County as follows:

THAT, Jim R. Lee, County Mayor, is hereby authorized to execute and submit an application with appropriate assurances to the State of Tennessee, Department of Economic and Community Development, Office of Program Management, requesting Fiscal Year 2020 Community Development Block Grant funds in the amount not to exceed \$400,000, plus any eligible Three-Star bonus allowance, for a Emergency Communication Equipment Project; and

THAT, Hawkins County will be responsible for the local cash/match to be provided in full by the general account; and

THAT, Jim R. Lee, County Mayor, be and is hereby designated and appointed as Financial Officer under the terms and pursuant to the provisions of Title I of the Housing and Community Development Act of 1974, as amended, and to perform on behalf of Hawkins County, Tennessee, those acts and assume such duties as are consistent with said position.

INTRODUCED BY: Dawson Fields

ACTION: YES NO ABSTAIN

SECONDED BY: _____

ROLL CALL: _____

DATE SUBMITTED: 01-13-2020

VOICE VOTE _____

NANCY A. DAVIS
HAWKINS COUNTY CLERK 

ABSENT _____

BY: _____

CHAIRMAN: _____

COMMITTEE ACTION: _____

MAYOR: _____

MAYOR ACTION: APPROVED _____ VETO _____

RESOLUTION

NO. 2020 / 01 / 07

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of Commissioners in Regular Session, met this 27th day of January 2020.

RESOLUTION OF REF: APPROVAL FOR ADMINISTRATIVE MANAGEMENT SERVICES TO ASSIST IN PREPARING AND ADMINISTERING 2020 COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION/GRANT

WHEREAS, Hawkins County, Tennessee desires to apply for financial grant assistance as provided under the State of Tennessee's FY 2020 Small Cities Community Development Block Grant (CDBG) Program; and

WHEREAS, the County Commission of Hawkins County finds it in the County's best interest to secure the assistance of an experienced and qualified administrative management services firm to assist in preparing and administering the County's 2020 Community Development Block Grant Application; and

WHEREAS, in compliance with pertinent State regulations, the County has solicited and evaluated statements of qualifications of interested professional CDBG administrative assistance firms; and

WHEREAS, the County Commission of Hawkins County has determined that Community Development Partners, LLC has the most appropriate experience, background and qualifications to provide said services; and

WHEREAS, Community Development Partners, LLC will conduct the work necessary to complete the CDBG application on a no-cost basis, and in the event the project is successfully funded, Community Development Partners, LLC will assist in the administration of the project.

NOW, THEREFORE BE IT RESOLVED that the County Commission of Hawkins County hereby selects Community Development Partners, LLC to provide assistance in the preparation and administration of the County's 2020 CDBG grant application.

INTRODUCED BY: Dawson Fields

ACTION: YES NO ABSTAIN

SECONDED BY: _____

ROLL CALL: _____

DATE SUBMITTED: 01-13-2020

VOICE VOTE _____

NANCY A. DAVIS
HAWKINS COUNTY CLERK 

ABSENT _____

BY: _____

CHAIRMAN: _____

COMMITTEE ACTION: _____

MAYOR: _____

MAYOR ACTION: APPROVED _____ VETO _____

RESOLUTION

No. 2020 01 1 08

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of

Commission in Regular Session, met this 27th day of January, 2020.

**RESOLUTION IN REF: APPROVAL TO TRANSFER TITLE OF OWNERSHIP OF THE TRAIN DEPOT
TO ROGERSVILLE CITY ALONG WITH LEASE AGREEMENT TO THE
ROGERSVILLE HERITAGE ASSOCIATION**

WHEREAS, in 1986 Southern Railway company donated to Hawkins County, Tn, the Train Depot property at the corner of Depot Street & Broadway. Please see the attached timeline and documents of ownership recorded in the Hawkins County Register of Deeds office; and

WHEREAS, on May 12, 1987, Hawkins County entered into a Lease Agreement with the Rogersville Heritage Association, leasing the Train Depot property for a period of "99 Years", beginning May 12, 1987 and ending at midnight on May 11, 2086. (attached) and

WHEREAS, on October 9, 2019 the Public Buildings committee voted unanimously to recommend to the full Commission the transfer of the Train Depot property to the Town of Rogersville; and

WHEREAS, November 12, 2019 at the Rogersville Board of Mayor and Alderman Regular Meeting, the Board agreed to accept title to the Train Depot property subject to the lease currently in effect with the Heritage Association of Rogersville. (Letter of Acceptance attached)

NOW, THEREFORE BE IT RESOLVED that approval be given to quitclaim the Train Depot property at the corner of Depot Street and Broadway, Rogersville, TN, to the Town of Rogersville, along with the 99 Year lease to the Heritage Association of Rogersville.

Further, Be It Resolved that County Attorney, Jim Phillips prepare said quitclaim and request that when recorded in the Registers of Deeds office, the Town of Rogersville returned a copy of said title to the Hawkins County Mayor's office.

Introduced By Esq. Charles Thacker, V.Chmn. Public Bldg. Comm

Seconded By Esq. _____

Date Submitted 01-13-2020

County Clerk _____

By: _____

Chairman _____

Mayor _____

Jim Lee, County Mayor

ACTION: AYE NAY PASSED

Roll Call _____ _____ _____

Voice Vote _____ _____ _____

Absent _____ _____ _____

COMMITTEE ACTION

Mayor's Action: Approved _____ Veto _____

Time Line of Ownership of Train Depot and list of attachments.

June 4, 1861 - the original deed for the train depot...recorded in Deed Book 27, page 22 & 23, conveyed by James Parks to Rogersville Jefferson Railroad Company. Deed identifies a lot size of 155' x 90' at the corner of Washington Street & College Avenue, now Depot Street and Broadway.

July 8, 1886 - donation of Southern Railway Company Train Depot to Hawkins County, TN

A Deed Of Donation, between Southern Railway Company and Hawkins County
Deed Book 298, page 775,

A Deed of Release, from Manufactures Hanover Trust Company to Southern Railway Company
Release Book 36, page 435,

An Indenture, by Chase Manhattan Bank (National Association)
Release Book 36, page 439

May 12, 1987 - Lease Agreement with Rogersville Heritage Association.

Nov. 27, 2019 - Letter from Rogersville -agreeing to accept title of Train Depot property subject to the lease with The Heritage Association.

to have and to hold the before described undivided one
 fourth part of the aforesaid tracts of land with all
 the hereditaments and appertinances thereunto belonging
 or in anywise appertaining thereunto to the said John
 Robertson for self, my heirs Executors &c unto the said
 William the aforesaid tract of land in my undivided inte-
 rest in said tract of land do hereby warrant & forever
 defend by these presents against the Lawful title claim
 and demands of all and every person or persons whatso-
 ever in witness whereof I have hereunto set my hand and
 seal the day and date above written

Test

John Robertson Seal

S. McBray

Nehemiah Robertson

William N. Clarkson Jan 24/44 known by
 S. McBray & Wm N. ClarksonState of Tennessee
 Hawkins County

Personally appeared before me James
 C. Stephenson deputy Clerk of the County
 Court of said County Gabriel McBray and Wm
 N. Clarkson subscribing witnesses to the foregoing
 deed of conveyance who first being duly sworn depose
 and say that they are personally acquainted with John
 Robertson the bargainer to the within and he acknow-
 ledged the same in their to be his act and deed for
 the purposes therein contained Witness my hand at office
 in Rogersville this 27th day of January 1846.

Robert Johnson Clerk
 By J. C. Stephenson D. ClerkDepot
 ↓

And James Park & Co Rpt & J. R. R. Co
 Registered on the 4th day of June 1867 at 10 A.M.
 Offered in consideration of the sum of three hundred dollars
 in hand paid the receipt whereof is hereby acknowledged
 I have this day bargained & sold & hereby convey to the Presi-
 dent & Directors of the Rogersville & Jefferson Rail Road
 Company a certain lot of ground in the town of
 Rogersville Hawkins County Tennessee bounded as follo-
 ws Beginning at a stake corner of Washington street &
 College square & running running with the line of
 said square East one hundred & fifty five feet
 then north along the line of a ten foot alley ninety
 feet to a stake corner to lot no 2 owned by Jas

Champaign then went with the line of said lot no 2
 hundred & fifty five feet to a stake in the edge
 of Washington Street thence south with the line of
 lot no 3 - feet to the Beginning of line by agreement
 that I own duly seized & possessed of said lot & have
 the right to convey the same & warrant the title there to
 Witness my hand & seal this 28th May 1867

Witness
 John A. McKimney
 J. W. Caldwell

James Park

State of Tennessee Personally appeared before me James Luck
 Justice of the Peace of the county of Clark for said
 County James Park the named being one
 with whom I am personally acquainted and acknowledged
 that he executed the within deed for the purposes therein
 contained.

Witness my hand & office in Rogersville
 this 27th day of May 1867 James Luck, Clerk

~~Deed from C. Kyle & A. Rice to H. K. Davis
 Registered on the 4th day of June 1867 at 10 A.M.
 The said C. Kyle and A. Rice have this day bargained
 and sold and do hereby transfer and convey
 to H. K. Davis and his heirs forever for the con-
 sideration of twenty nine hundred dollars (Twenty Nine
 hundred & no part of land in the State of Tennessee Hawkins County
 and district No 11 containing seven hundred
 acres by estimation to the same more or less and bounded
 as follows to wit~~

~~Beginning on a red or Spanish oak in George Price
 line the north said line N 47 1/2 W 22 1/2 poles to a dog
 stone his corner then with his line N 24 1/2 W 42 1/2
 poles to a walnut and oak his corner then with
 line N 81 W 29 poles to a stake then a white oak
 about 10 feet high on the top of a ridge corner
 then with his line N 3 1/2 E 138 1/2 poles to a
 corner his corner then with his line N 87 E 13 poles
 to a walnut and Hickies his corner then with his
 line 60 poles to a stake then East 80 poles to a stake
 then North 14 1/2 poles to a white oak near a branch the
 then North 130 poles to a chestnut~~

DEED JAMES PARK TO ROG & JEFF RR CO

Registered on the 4th day of June 1861 at 10 AM

It as & in consideration of the sum of three hundred dollars in hand paid the receipt whereof is hereby acknowledges. I have this day bargained & sold & hereby convey to the President & Director of the Rogersville & Jefferson Railroad Company a certain lot of ground in the town of Rogersville Hawkins County Tennessee bounded as follows.

Beginning at a stake **corner** of Washington Street & College Avenue & running with the line of said avenue **East** one hundred & fifty feet, then **North** along the line of a ten foot alley ninety feet to a stake corner to Lot 2 owned by Jas Thompson then **West** with the line of said lot 2 one hundred & fifty feet to a stake in the edge of Washington street thence **South** with the line of street ninety feet to the beginning

I hereby covenant that I am duly seizer & possessor of said lot & have the right to convey the same & warrant the title these in.

Witness my hand & seal this the 25th May 1861

Witness

James Park

John A McKinney

T W Caldwell

State of Tennessee §

Hawkins County §

Personally appeared before me, James Lacky *eg* Clerk of the county court for said County James Park the named bargainer with whom I am personally acquainted and acknowledge that he executed the within deed for the purpose therein contained.

Notarys my hand at office in Rogersville this 27th day of May 1861

James Lacky, Clerk

Note: This is the typed language of the Deed for the Depot (Jefferson Railroad) recorded in the Hawkins County Registers office in Deed Book 27, Page 22 & 23 (copy of original attached)

**NORFOLK
SOUTHERN**

Norfolk Southern Corporation
Contracts & Conveyancing
185 Spring Street, S.W.
Atlanta, Georgia 30303
Tel: 404 529-2342

August 11, 1986
74-BAD-918


Mr. Phillip L. Boyd
Hawkins County Attorney
P. O. Box 289
Rogersville, TN 37857-0289

RE: Donation by Southern Railway Company to Hawkins County of property in
Rogersville, Hawkins County, Tennessee, having a fair market value of
\$23,000.00

Dear Phillip:

Enclosed please find the original Deed of Donation for your permanent
keeping. I only require the original mortgage releases for our permanent file.

Sincerely,


Bruce A. Dean
Assistant Manager

BAD:cm

Enclosure

STATE OF TENNESSEE
COUNTY OF HAWKINS

THIS DEED OF DONATION, made and entered into
on this 25th day of June, 1986, by
and between SOUTHERN RAILWAY COMPANY, a

corporation organized under the laws of the Commonwealth of Virginia,
hereinafter referred to as Grantor, and HAWKINS COUNTY, an instrumentality of
government pursuant to the laws of the State of Tennessee, hereinafter
referred to as Grantee,

WITNESSETH: That for and in consideration of the public interest and
in order to promote the public welfare for Hawkins County, Tennessee, GRANTOR,
does hereby donate and quitclaim unto GRANTEE, its successors and assigns, the
following described parcel of land situated in the Town of Rogersville,
Hawkins County, Tennessee, more particularly described as follows:

All that piece or parcel of land situate, lying and being
in the Town of Rogersville, Hawkins County, Tennessee, and
being more particularly described as follows:

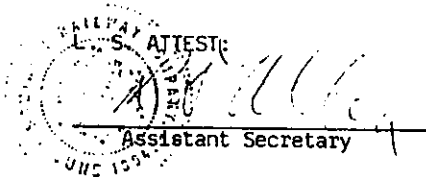
BEGINNING at the northeasterly corner of the intersection
of Broadway Street and Depot Street, said point being the
TRUE POINT OF BEGINNING; and go thence, Northwardly along
the easterly right-of-way line of Depot Street a distance
of 124 feet, more or less, to the Southern Railway Company
northerly right-of-way line; thence, Eastwardly along
Southern Railway Company's northerly right-of-way line
(said right-of-way line being 100 feet Northwardly from, as
measured normal to, the center line of the abandoned track)
a distance of 350 feet, more or less, to a point on the
westerly right-of-way line of Church Street; thence,
Southwardly along the westerly right-of-way line of Church
Street a distance of 135 feet, more or less, to a point on
the northerly right-of-way line of Broadway Street; thence,
Westwardly along the northerly right-of-way line of
Broadway Street a distance of 363 feet, more or less, to
the point of beginning. Said piece or parcel of land
containing 1.59 acres, more or less, and being located
substantially as shown on print of Drawing TA-85-0158-R1,
dated May 10, 1985, revised July 23, 1985, attached hereto
and made a part hereof.

SUBJECT, however, to such easements and restrictions as may appear of
record or as may be apparent from an examination of the premises.

GRANTOR, further donates all improvements on the above described
parcel, including but not limited to the depot building located thereon;
however, Grantor makes no warranty as to the habitability or condition of said
improvements - all such improvements being donated in "as is" condition.

TO HAVE AND TO HOLD unto the said Grantee, its successors and
assigns, together with all and singular the tenements, hereditaments and
appurtenances thereunto belonging or in anywise appertaining, forever.

IN WITNESS WHEREOF, Southern Railway Company has caused these presents to be executed, and its corporate seal to be hereunto affixed and attested by its officers thereunto duly authorized the day and year first hereinabove written.



Went
SOUTHERN RAILWAY COMPANY
By [Signature]
Vice President

STATE OF Georgia
COUNTY OF Fulton

Before me, Lester J. Powell, a Notary Public of the state and county aforesaid, personally appeared P. R. Budder, with whom I am personally acquainted, and who, upon oath, acknowledged himself to be vice president of Southern Railway Co., the within named bargainor, a corporation and that he, as such vice president, being authorized so to do, executed the foregoing instrument for the purpose therein contained, by signing the name of the corporation by himself as vice president.

WITNESS my hand and seal, at office in Atlanta, Georgia, this 25th day of June, 1986.

Lester J. Powell
Notary Public

Notary Public, Georgia, State at Large
My Commission Expires Feb. 19, 1988

Deed Prepared by:

Bruce A. Dean
Attorney at Law
Norfolk Southern Corporation
185 Spring Street
Atlanta, Georgia 30303

BAD:cm
6/16/86
73918
7862b

HAWKINS COUNTY, TENN.
VAL. SEC. 576 MAP 4
PARCEL 16

STATE OF TENNESSEE - HAWKINS COUNTY

RECEIVED FOR RECORD THE 8th DAY OF July A.D. 1986

AT 11:45 AM INDEXED IN BOOK 332

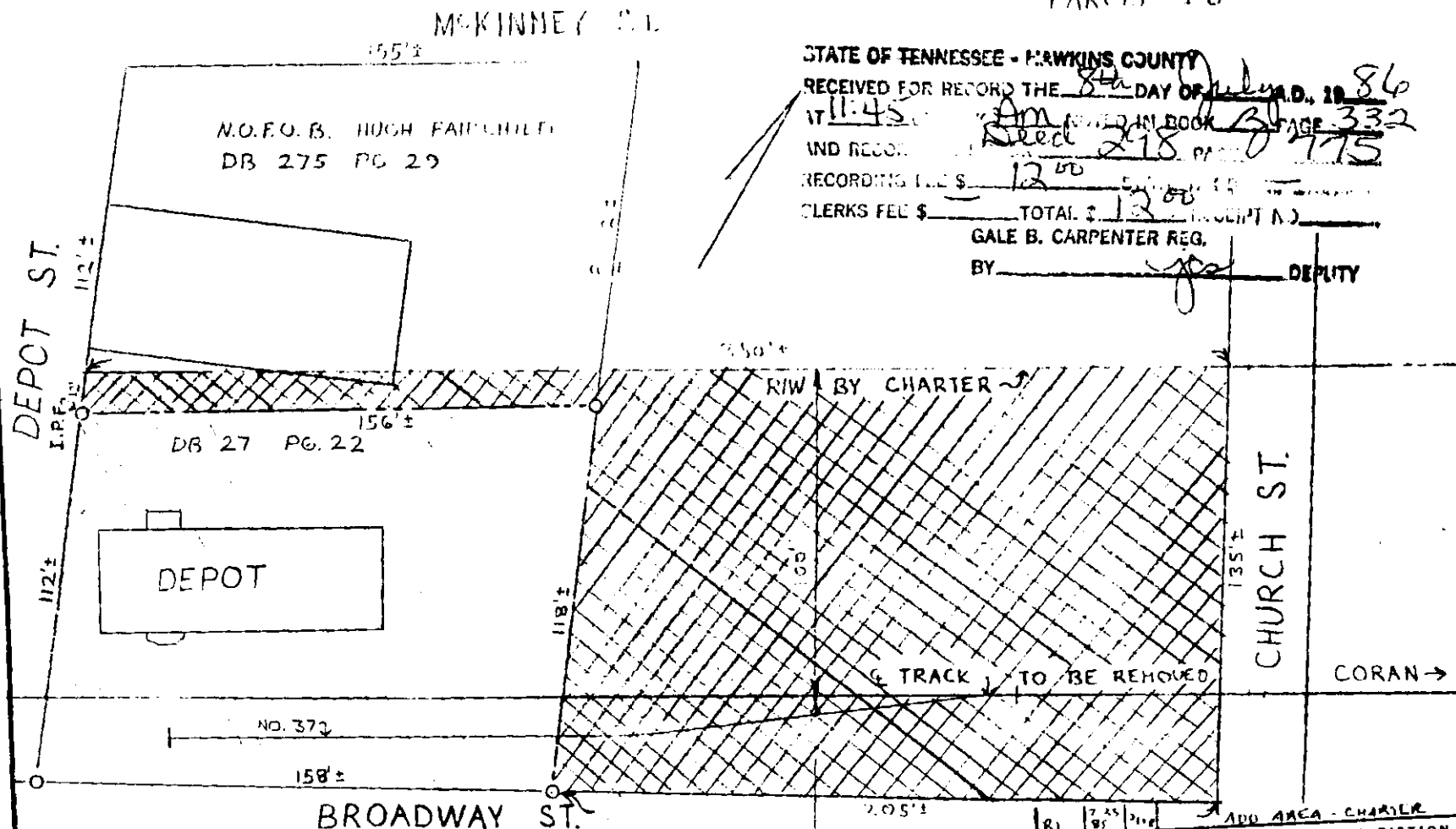
AND RECORD 218 PAGE 775

RECORDING FEE \$ 12.00

CLERKS FEE \$ TOTAL \$ 13.00

GALE B. CARPENTER REG.

BY DEPUTY



PROPERTY TO BE CONVEYED
SHOWN 0.41 ACRE

R/W BY CHARTER

PROPERTY TO BE CONVEYED
SHOWN 1.18 ACRE

TOTAL 1.59 ACRE

SCALE 1"=50'

DO NOT SCALE THIS DRAWING FOR DIMENSIONS NOT GIVEN

REV.	DATE	BY	ADD AREA - CHARTER
7.25.85			REVISION DESCRIPTION
SOUTHERN RAILWAY SYSTEM			
OFFICE OF A.P. MWBS ATLANTA, GA.			
ROGERSVILLE, TENN.			
DEPOT PROPERTY TO BE CONVEYED TO TOWN OF ROGERSVILLE, TENN.			
FILE NO. 155-753	DWG. NO. TA-85-0158-1	DATE 5-10-85	

STATE OF NEW YORK,)
)
County of New York.)

THIS DEED OF RELEASE, made this 2 day of June, 1986,
from

MANUFACTURERS HANOVER TRUST COMPANY, a New York corporation,
hereinafter styled TRUSTEE, to

SOUTHERN RAILWAY COMPANY, a Virginia corporation, hereinafter styled
RAILWAY COMPANY.

W I T N E S S E I H That

WHEREAS, by Indenture dated October 2, 1894, the Railway Company made, executed, and delivered to Central Trust Company of New York (now Manufacturers Hanover Trust Company) a mortgage or deed of trust known as FIRST CONSOLIDATED MORTGAGE DEED, recorded among other places in the Hawkins County Registry Record Book 4, Page 1 on November 5, 1894; and

WHEREAS, the Railway Company has conveyed or contracted to convey the property hereinafter described and has requested the Trustee, after complying with all the applicable provisions of said mortgage, to release the said property from the lien of said mortgage.

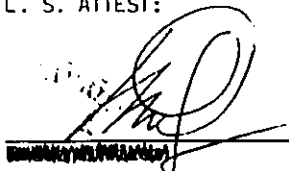
NOW, THEREFORE, in consideration of the premises and other good and valuable considerations, receipt whereof is hereby acknowledged, the Trustee does hereby release from the lien of said mortgage and convey to the RAILWAY COMPANY, its successors and assigns, forever,


All of the real property described on the attached Exhibit A consisting of one (1) page and identified by the signature on each such page of the officer executing this Deed of Release on behalf of the Trustee. The lien of said mortgage shall remain unimpaired as to all land or property not herein conveyed or heretofore released.

IN WITNESS WHEREOF, the Trustee has caused this Deed of Release to be executed in its behalf, and its corporate seal to be hereunto affixed and attested by its officers thereunto duly authorized, as of the day and year first above written.

L. S. ATTEST:

MANUFACTURERS HANOVER TRUST COMPANY,
By


ASSISTANT VICE PRESIDENT


Vice President.

This instrument was prepared by
Bruce Dean

STATE OF New York)
COUNTY OF New York)

Before me, Kathy A. Murphy, a Notary Public of the state and county aforesaid, personally appeared D.A. Ursatti, Jr., with whom I am personally acquainted, and who, upon oath, acknowledged himself to be vice president of Manufacturers Hanover Trust Company, the within named bargainor, a corporation and that he, as such Vice President, being authorized so to do, executed the foregoing instrument for the purpose therein contained, by signing the name of the corporation by himself as Vice President.

WITNESS my hand and seal, at office in New York, New York,
this 2 day of June, 1986.

Kathy A. Murphy
Notary Public

KATHY A. MURPHY
Notary Public, State of New York
No. 604825140
Qualified in Westchester County
Certificate filed in New York County
Commission Expires July 31, 1988

EXHIBIT A

All that piece or parcel of land situate, lying and being in the Town of Rogersville, Hawkins County, Tennessee, and being more particularly described as follows:

BEGINNING at the northeasterly corner of the intersection of Broadway Street and Depot Street, said point being the TRUE POINT OF BEGINNING; and go thence, Northwardly along the easterly right of way line of Depot Street a distance of 124 feet, more or less, to the Southern Railway Company northerly right of way line; thence, Eastwardly along Southern Railway Company's northerly right of way line (said right of way line being 100 feet Northwardly from, as measured normal to, the center line of the abandoned track) a distance of 350 feet, more or less, to a point on the westerly right of way line of Church Street; thence, Southwardly along the westerly right of way line of Church Street a distance of 135 feet, more or less, to a point on the northerly right of way line of Broadway Street; thence, Westwardly along the northerly right of way line of Broadway Street a distance of 363 feet, more or less, to the point of beginning. Said piece or parcel of land containing 1.59 acres, more or less.

MANUFACTURERS HANOVER TRUST COMPANY,

By [Signature]
Vice President

7-5-11 4:30 PM
1208

STATE OF TENNESSEE - LAW OFFICE
RECEIVED FOR RECORDING THE 8th JULY 1986
AT 11:45 AM RELEASE 36 PAGE 235
AND RECORDED IN BOOK 1200 PAGE 443
RECORDING FEE \$ 12.00 STATE TAX \$ -
CLERKS FEE \$ - TOTAL \$ 12.00 RECEIPT NO. -
CALE D. CARPENTER REG.
BY [Signature] DEPUTY

STATE OF NEW YORK,)
)
County of New York.)

THIS INDENTURE, made this 22nd day of May, 1986, by
and between

THE CHASE MANHATTAN BANK (National Association), a national banking
association, created and existing under and by virtue of the laws of the
UNITED STATES OF AMERICA, herein acting as Trustee under First and General
Mortgage of Southern Railway Company, The Atlanta and Charlotte Air Line
Railway Company, Georgia Southern and Florida Railway Company, and Southern
Railway-Carolina Division to The Chase Manhattan Bank, Trustee, dated June 1,
1963, (recorded among other places in Hawkins County Registry Trust Book 75,
Page 223 on June 26, 1963); hereinafter for convenience styled TRUSTEE, party
of the first part, and

SOUTHERN RAILWAY COMPANY, a corporation organized and existing under
and by virtue of the laws of the State of Virginia, hereinafter for
convenience styled RAILWAY COMPANY, party of the second part,

W I T N E S S E I H: That

WHEREAS, on or about the 1st day of June, 1963, Southern Railway
Company, together with The Atlanta and Charlotte Air Line Railway Company,
Georgia Southern and Florida Railway Company, and Southern Railway-Carolina
Division did make, execute, and deliver to The Chase Manhattan Bank, as
Trustee, a mortgage or deed of trust known as FIRST AND GENERAL MORTGAGE,
bearing date on that day, whereby certain lines of railway and other property
then owned and thereafter to be acquired, including the property hereinafter
specifically described, were conveyed to said Trustee, in trust, to secure the
payment of the principal and interest of and upon bonds issued and to be
issued under said mortgage; and

WHEREAS, The Chase Manhattan Bank was converted into a national
banking association under the name The Chase Manhattan Bank (National
Association), effective September 23, 1965, which conversion was without
effect on the continuity of the business, including the business of acting as
corporate trustee, and the corporate existence of The Chase Manhattan Bank; and

WHEREAS, the Railway Company has agreed to donate the property
hereinafter described, and in order that good title thereto, free of
encumbrances, may be vested in the donee thereof, has requested the

This instrument was prepared by
Bruce Dean

Trustee, pursuant to the provisions of Section 6.08 (page 72) of said mortgage hereinbefore mentioned, to release the said property from the lien of said mortgage, having complied with the conditions in and by said mortgage imposed upon the release of property from the lien thereof;

NOW, THEREFORE, in consideration of the premises, of the sum of ONE DOLLAR to the Trustee paid by said Railway Company, and of other good and valuable considerations, receipt whereof is hereby acknowledged, the Trustee, in accordance with the provisions to that end contained in said mortgage, does hereby release from the lien of said mortgage, to wit, the First and General Mortgage, dated June 1, 1963, as supplemented or as may be supplemented, and of the bonds issued and to be issued under and secured by said mortgage, unto the said

SOUTHERN RAILWAY COMPANY, its successors and assigns, forever;

ALL of the real property described on the attached Exhibit A consisting of one (1) page and identified by the signature of the officer executing this deed of release on behalf of the Trustee.

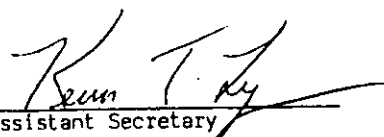
No other and no more land or property than that hereinbefore described is hereby released. The recitals herein contained are based upon representations made by the Railway Company in its application to the Trustee for the release from the above mentioned mortgage of the premises herein described, and the Trustee assumes no responsibility therefor.


This instrument is executed by the Trustee and is accepted by the Railway Company without any covenants of title or representations or warranties of title by the Trustee express or implied, in law or in equity.

IN WITNESS WHEREOF, The Chase Manhattan Bank (National Association), Trustee, has caused this indenture to be executed in its behalf, and its corporate seal to be hereunto affixed and attested by its officers thereunto duly authorized, the day and year first above written.

L. S. ATTEST:

THE CHASE MANHATTAN BANK
(National Association),


Assistant Secretary

By 
Second Vice President.



STATE OF New York)
COUNTY OF New York)

Before me, Della K. Benjamin, a Notary Public of the state and county aforesaid, personally appeared Ronald A DeSorbo, with whom I am personally acquainted, and who, upon oath, acknowledged himself to be Second Vice president of Chase Manhattan Bank, the within named bargainer, a corporation and that he, as such _____, being authorized so to do, executed the foregoing instrument for the purpose therein contained, by signing the name of the corporation by himself as Second Vice President.

WITNESS my hand and seal, at office in New York,
this 22nd day of May, 1986.

Della K. Benjamin
Notary Public

DELLA K. BENJAMIN
Notary Public, State of New York
No. 24-665217
Qualified in Kings County
Certificate Filed in New York County
Commission Expires March 30, 1987



EXHIBIT A

All that piece or parcel of land situate, lying and being in the Town of Rogersville, Hawkins County, Tennessee, and being more particularly described as follows:

BEGINNING at the northeasterly corner of the intersection of Broadway Street and Depot Street, said point being the TRUE POINT OF BEGINNING; and go thence, Northwardly along the easterly right of way line of Depot Street a distance of 124 feet, more or less, to the Southern Railway Company northerly right of way line; thence, Eastwardly along Southern Railway Company's northerly right of way line (said right of way line being 100 feet Northwardly from, as measured normal to, the center line of the abandoned track) a distance of 350 feet, more or less, to a point on the westerly right of way line of Church Street; thence, Southwardly along the westerly right of way line of Church Street a distance of 135 feet, more or less, to a point on the northerly right of way line of Broadway Street; thence, Westwardly along the northerly right of way line of Broadway Street a distance of 363 feet, more or less, to the point of beginning. Said piece or parcel of land containing 1.59 acres, more or less.

THE CHASE MANHATTAN BANK
(National Association)

By R. L. S. S. S.
Second Vice President

STATE OF TENNESSEE - HAWKINS COUNTY
RECEIVED FOR RECORD THE 8th DAY OF JULY 1986
AT 11:45 AM NOTED IN BOOK PAGE
AND RECORDED IN BOOK 36 PAGE 439
RECORDING FEE \$ 10.00 STATE TAX \$
CLERKS FEE \$ TOTAL \$ RECEIPT NO.
GALE B. CARPENTER REG.
BY gbs DEPUTY

This Instrument Prepared by
PHILLIPS & HALE, Attorneys
ROGERSVILLE, TENNESSEE

LEASE AGREEMENT

THIS AGREEMENT, made and entered into on this the 12th day of May, 1987, by and between HAWKINS COUNTY, TENNESSEE, a political subdivision of the State of Tennessee, the party of the first part, hereinafter referred to as "Lessor", and the ROGERSVILLE HERITAGE ASSOCIATION, a charitable, non-profit corporation, the party of the second part, hereinafter referred to as "Lessee";

WITNESSETH:

WHEREAS, Lessor is the owner of a certain tract of parcel of land situate in the Fourth Civil District of Hawkins County, Tennessee, and in the Town of Rogersville, and lying at the northeast corner of the intersection of Depot Street and Broadway, and extending eastwardly from Depot Street to Church Street, and which tract or parcel is presently improved with a structure formerly used as a railway depot by the Southern Railway Company; and

WHEREAS, Lessor desires to let or lease said property to Lessee, and Lessee desires to rent and lease said property from Lessor, upon the terms and conditions hereinafter set forth.

NOW THEREFORE, in consideration of the sum of TEN DOLLARS (\$10.00) DOLLARS, cash in hand paid, and the matters hereinafter recited, the receipt and sufficiency of which are hereby acknowledged, Lessor hereby rents and leases unto Lessee, and Lessee hereby takes and leases from Lessor, the above described property and premises, upon the following terms and conditions, to-wit:

1. This lease shall extend for a period of 99 years, beginning with the date hereof and ending at 12:00 midnight on the 11th day of May, 2086.

2. Lessor covenants that it is legally seized and possessed of said property and premises; has a good and lawful right to let and lease the same and that it will put Lessee in open, quiet and peaceful possession of said property from the first day of the term hereof and will warrant and defend said property and premises and the title thereto against the lawful claims of all persons whomsoever during the term of the lease.

3. It is mutually agreed that the leased premises shall be used only for projects and purposes sponsored by or sanctioned by the Lessee, including but not limited to: a museum, art, handicraft, farm, business and industrial displays and exhibits, plays, concerts, tourism and patriotic promotions, public tours and meetings, community activities, seasonal festivals and such other functions as may be reasonably deemed by Lessee to be of general community interest, subject to objection by Lessor as to any such other functions.

4. In the event Lessee should cease to exist or the leased premises should not be used in the manner aforesaid in paragraph three (3) or Lessee should violate any material provisions of this lease without correction of same after 30 days notification of Lessor to do so, then this lease shall, at such time, be deemed null and void, and possession of the premises shall immediately revert to Lessor or its assigns.

5. Lessee acknowledges that it has examined the leased premises, accepts the same as they now stand in their present condition and covenants to return the same to Lessor at the termination of this lease in as good a condition as when received, ordinary wear and tear excepted.

6. It is mutually agreed that the outside architectural style of the depot building located on the premises shall be maintained during the term of this lease. Lessee may, however, modify the interior of said building to accommodate the purposes set forth in paragraph three (3) above.

7. Lessee shall, at its own expense, insure all personal property owned by Lessee and stored or placed on the leased premises, hereby releasing Lessor from any and all liability from damage which may arise from fire or other casualties. Lessor shall be responsible for maintaining fire and casualty and liability insurance on the real property, including the improvements located thereon.

8. Lessee covenants that it will maintain said premises within the regulations of the Historical Zoning Board of the Town of

Rogersville and will not do or permit to be done any noxious or offensive activities so as to damage the premises or be in violation of any state law or city ordinance.

9. Lessee covenants that it will not allow any commercial operations on the premises, except such operations as may be necessary or desirable to further the purposes set forth in paragraph three (3) above.

10. Lessor and its representatives may enter the leased property at any time reasonably convenient with Lessee, for the purpose of inspecting and making repairs and alterations as necessary for the safety and preservation of the property.

11. Lessee hereby agrees and binds itself and its assigns to hold Lessor harmless and/or fully indemnify same from any and all damages or causes of action which occur on said leased premises, which are caused by, either directly or indirectly, Lessee's possession of said leased premises (or its assigns) during the period of this agreement; unless such damages are paid thru Lessor's liability fire and casualty insurance coverage.

12. Lessee may not assign or sublet this lease without the express written consent of Lessor.

13. The covenants, terms and conditions of this lease, or any renewals thereof, shall extend to and be binding upon the assigns and legal successors of the parties hereto, as if they were in every case named and expressed.

IN WITNESS WHEREOF, the parties have caused these presents to be duly executed, as of the day and year first above written.

HAWKINS COUNTY, TENNESSEE

By: 

G. Douglas Price,
County Executive

ROGERSVILLE HERITAGE ASSOCIATION

By: 

Torrey V. Young,
President

STATE OF TENNESSEE
COUNTY OF HAWKINS

Personally appeared before me, G. DOUGLAS PRICE, COUNTY EXECUTIVE OF HAWKINS COUNTY, TENNESSEE, with whom I am personally acquainted, and who acknowledged that he executed the within instrument for the purposes therein contained, and who further acknowledged that he is the County Executive of the maker or a constituent of the maker and is authorized by the maker or by its constituent, the constituent being authorized by the maker, to execute this instrument on behalf of the maker.

WITNESS my hand, at office, this 12 day of May, 1987.

My Commission Expires:
1-38-90

G. Douglas Price
Notary Public

STATE OF TENNESSEE
COUNTY OF HAWKINS

Personally appeared before me, Tommy M. Young, PRESIDENT OF ROGERSVILLE HERITAGE ASSOCIATION, with whom I am personally acquainted, and who acknowledged that he executed the within instrument for the purposes therein contained, and who further acknowledged that he is the President of the maker or a constituent of the maker and is authorized by the maker or by its constituent, the constituent being authorized by the maker, to execute this instrument on behalf of the maker.

WITNESS my hand, at office, this 12 day of May, 1987.

My Commission Expires:
1-25-90

Tommy M. Young
Notary Public

TOWN OF ROGERSVILLE

CITY COUNCIL
MARK DeWITTE
ELOISE EDWARDS
BRIAN HARTNESS
BILL HENDERSON
CRAIG KIRKPATRICK
SONDA PRICE

P.O. Box 788
106 East Kyle Street
Rogersville, Tennessee 37857
(423) 272-7497
Fax: (423) 272-9451

WATER COMMISSION
EDWIN PACE, CHAIRMAN
JACKIE CHARLES
MARK DeWITTE
ELOISE EDWARDS
CRAIG KIRKPATRICK
BILL SHARP

November 27, 2019

Martha Wallace
Office of Hawkins County Mayor
150 East Washington Street
Rogersville, TN 37857


Re: Depot Property

Dear Ms. Wallace:

Please be advised that at the regular meeting of the Board of Mayor and Aldermen of the Town of Rogersville, held on November 12, 2019, the Board agreed to accept title to the Train Depot property subject to the lease currently in effect with The Heritage Association of Rogersville.

Should you require additional information please feel free to contact me.

Sincerely yours,


William E. Phillips

JWR:WEP

xc: Glenn D. Hutchens, Jr., City Recorder
Jim Sells, Mayor

WILLIAM E. PHILLIPS
City Attorney

JIM SELLS
Mayor

GLENN D. HUTCHENS, JR.
City Recorder

WILLIAM PEARSON
Water Dept.

RESOLUTION

No 2020-01-109

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of
Commission in Regular Session, met this 27th day of January, 2020.

**RESOLUTION IN REF: APPROVAL OF PERMIT FEE SCHEDULE FOR URBANIZED MS4
STORMWATER AREAS IN HAWKINS COUNTY, TN BEGINNING
JANUARY 28, 2020**

WHEREAS, the Environmental Committee met on December 9, 2019 and was addressed by Mr. Vince Pishner, Stormwater Manager for Hawkins County. He stated that Hawkins County needs to update the Fee Schedule approved via Res. 2012/12/07 that helps to cover the costs incurred in reviewing stormwater plans and inspecting the sites. These reviews and inspections are a requirement of the Tennessee Department of Environment and Conservation (TDEC). The costs associated with stormwater plan review are for licensed engineer review and lab testing where needed, and travel to and from the site. The stormwater manager is paid the same each month and would get no compensation from these fees except for travel reimbursement. An engineer's review is not always required, however if required the fee is the developer's cost not the taxpayers .

WHEREAS, fees will only affect the Hawkins County urbanized area, non-agriculture and only if one (1) acre or more is involved;

WHEREAS, the Fee Schedule is attached.

THEREFORE, BE IT RESOLVED that the attached Fee Schedule/Application/Permit form be approved and that collection of said fees and issuance of permits begins January 28, 2020 with the Stormwater Manager collecting the fee and issuing the permits.

Introduced By Esq. Danny Alvis, Chrmn Environmental Comm

Seconded By Esq.

Date Submitted 01-13-2020

[Signature]
County Clerk

By: _____

Chairman _____

Mayor _____
Jim Lee, County Mayor

ACTION: AYE NAY PASSED

Roll Call _____

Voice Vote _____

Absent _____

COMMITTEE ACTION

Mayor's Action: Approved _____ Veto _____

**PROPOSED STORMWATER FEE SCHEDULE
FOR HAWKINS COUNTY, TN
January 27, 2020**

A. Basic Fee

DESCRIPTION	SIZE	FEE
1. Subdivisions each phase (Does not include below Permanent Structures)	5 Lots or Less 6 – 20 Lots 21 – 40 Lots Over 40 Lots	\$ 500 \$ 500 plus \$75 per lot over 5 \$ 1,625 plus \$50 per lot over 20 \$ 2,625 plus \$25 per lot over 40
2. Multi-family Units		\$ 500 minimum, then \$50 per unit over 5
3. Commercial, Industrial or Institutional Sites	Up to 1 Acre > 1 Acre < 6 Acres 6 – 20 Acres 21 – 40 Acres Over 40 acres	\$ 500 \$ 500 plus \$100/acre up to 5 acres \$ 900 plus \$75/acre up to 20 acres \$ 2,025 plus \$50/acre up to 40 acres \$ 3,035 plus \$25/acre

**B. Stormwater Basins (temp or permanent)
and Other Permanent Structures**
(Swales, Pipelines, etc)

\$ 100 each plus \$100 per
inspection (minimum of 1
per structure)

C. Grading Permit

1. Restricted (Permits installation of runoff control devices only)	\$ 150
2. Unrestricted (Control Devices Approved)	\$ 50

Note: The applicant will be required to pay the difference if the county engineering review fees exceed the above stated fees.

RESOLUTION

No 20201 01 1 10

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 27th day of January, 2020.

RESOLUTION IN REF: APPROVAL TO RELEASE/CLOSE A PORTION OF BALL ROAD AS A COUNTY ROAD AND WILL BECOME A PRIVATE DRIVE TO BE MAINTAINED BY SOMEONE OTHER THAN THE COUNTY.

WHEREAS, Ball Road intersecting with Richards Road and being One and Four Tenths (1.04) of a mile in length to a dead-end, with a 30 ft right of way, in the Fourth Commissioner District, became a county road via a deed recording December 5, 1969 and was added to the road list; and

WHEREAS, the property owner at the dead end of the road has requested that Hawkins County release/close the last four tenths (.04) of a mile with that portion of the road to become a private drive; and

WHEREAS, the Road Committee met on December 10, 2019, and was presented a notarized closure request from the property owner. The committee agreed unanimously to ask the county commission to approve the release/closure of the requested portion of Ball Road. The portion of road effected will be as follows:

Ball Road - Beginning at the One (1) mile mark from the intersection of Richards Road and extending Four Tenths (.04) of a mile to the end of Ball Road.

WHEREAS, upon passage of this resolution said portion of Ball Road will become a private drive and Hawkins County will be release, relinquished and discharged from maintaining this portion of the road.

THEREFORE BE IT RESOLVED that approval be given to release/close the aforementioned portion of Ball Road as a public road and remove from the road list.

Introduced By Esq. Dawson Fields Chrmn Road Comm

Seconded By Esq. _

Date Submitted 01-13-2020

Barry L. Coates
County Clerk

By: _____

Chairman _____

Mayor _____

Jim Lee, County Mayor

ACTION: AYE NAY PASSED

Roll Call _____

Voice Vote _____

Absent _____

COMMITTEE ACTION

Mayor's Action: Approved _____ Veto _____

RESOLUTION

No. 20201 01 1 11

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 27th day of January, 2020.

RESOLUTION IN REF: APPROVAL TO PROPERLY DISPOSE OF SURPLUS PROPERTY (Specifically 4 tables) FROM THE HAWKINS COUNTY HEALTH DEPARTMENT

WHEREAS, office furniture and equipment that has been purchased with county funds by Hawkins County Health Department and that is being taken out of service by the Hawkins County Health Department is considered surplus property and must be disposed of properly; and

WHEREAS, in the past, when an office or department has furniture or equipment that is no longer needed, but is still usable, the item has been taken off the office or department inventory and stored at the Hawkins County Health Department. Often, items have been redistributed to other offices or departments in need of the item;

WHEREAS, there is furniture and equipment, of various monetary value, in storage at the Hawkins County Health Department that will not be suitable for another county office or department, as well as, items that only have a recycle value; and

WHEREAS, the four (4) tables would be more beneficial to the Boys and Girls Club of Hawkins County than to sit in storage.

NOW, THEREFORE BE IT RESOLVED that approval be given to properly dispose of the chairs by donating same to the Boys and Girls Club of Hawkins County. A disposal list of the items will be kept in the Mayor's office.

Introduced By Esq. Nancy Barker

Seconded By Esq. _____

Date Submitted 01-13-2020

County Clerk

By: _____

Chairman _____

Mayor _____

Jim Lee, County Mayor

ACTION: AYE NAY PASSED

Roll Call _____

Voice Vote _____

Absent _____

COMMITTEE ACTION

Mayor's Action: Approved Veto _____

RESOLUTION

No 20201 01 112

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 27th day of January, 2020.

RESOLUTION IN REF: **APPROVAL TO PROPERLY DISPOSE OF SURPLUS PROPERTY and DISPOSITION OF GMC Jimmy (1998)**

WHEREAS, a vehicle that has been purchased with county funds by Hawkins County and that is being taken out of service by various Hawkins County offices is considered surplus property and must be disposed of properly; and

WHEREAS, in the past, when an office or department has a vehicle that is no longer needed or usable, the item has been taken off the office or department inventory and stored at the Hawkins County office or department. The 1998 GMC Jimmy (Currently belonging to the Assessor of Property's Office if no longer of useful value to that department, and needs to be declared surplus and disposed of properly; and

WHEREAS, there is a vehicle, that will not be suitable for another county office or department, as well as, and only has a recycle or minimal resale value; and

WHEREAS, the 1998 GMC Jimmy, VIN 1GKDTI3W2516041, shall be declared to be surplus property; and

NOW, THEREFORE BE IT RESOLVED that approval be given to properly surplus and dispose the 1998 GMC Jimmy (VIN 1GKDTI3W2516041) that approval be given for this item to be transferred to other county departments if needed, or sold by sealed bid or public auction.

Introduced By Esq. Nancy Barker

Seconded By Esq.

Date Submitted 01-13-2020

County Clerk *Nancy Barker*

By:

Chairman

Mayor

Jim Lee, County Mayor

ACTION: AYE NAY PASSED

Roll Call

Voice Vote

Absent

COMMITTEE ACTION

Mayor's Action: Approved Veto

RESOLUTION

No 20201 01 113

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 27th day of January, 2020.

RESOLUTION IN REF: APPROVAL TO PROPERLY DISPOSE OF SURPLUS PROPERTY (Specifically 9 tables and 15 fabric chairs) FROM THE HAWKINS COUNTY EMERGENCY MANAGEMENT AGENCY

WHEREAS, office furniture and equipment that has been purchased with county funds by Hawkins County Emergency Management Agency and that is being taken out of service by the Hawkins County Emergency Management Agency is considered surplus property and must be disposed of properly; and

WHEREAS, in the past, when an office or department has furniture or equipment that is no longer needed, but is still usable, the item has been taken off the office or department inventory and stored at the Hawkins County Emergency Management Agency. Often, items have been redistributed to other offices or departments in need of the item;

WHEREAS, there is furniture and equipment, of various monetary value, in storage at the Hawkins County Emergency Management Agency that will not be suitable for another county office or department, as well as, items that only have a recycle value; and

WHEREAS, the nine (9) 4-foot wood grain tables would be more beneficial to the Boys and Girls Club of Hawkins County than to sit in storage.

NOW, THEREFORE BE IT RESOLVED that approval be given to properly dispose of the chairs by donating same to the Boys and Girls Club of Hawkins County. A disposal list of the items will be kept in the Mayor's office.

Introduced By Esq. Nancy Barker

Seconded By Esq. _____

Date Submitted 01-13-2020

County Clerk Nancy Barker

By: _____

Chairman _____

Mayor _____
Jim Lee, County Mayor

ACTION: AYE NAY PASSED

Roll Call _____

Voice Vote _____

Absent _____

COMMITTEE ACTION

Mayor's Action: Approved _____ Veto _____

RESOLUTION

No. 2020/ 01 / 14

To the HONORABLE RICK BREWER, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 27th day of January, 2020.

RESOLUTION IN REF: APPROVAL TO PROPERLY DISPOSE OF SURPLUS PROPERTY (Specifically electronics) FOR Electronic Recycling

WHEREAS, electronic office equipment that has been purchased with county funds by Hawkins County and that is being taken out of service by various Hawkins County offices is considered surplus property and must be disposed of properly; and

WHEREAS, in the past, when an office or department has electronic equipment that is no longer needed or usable, the item has been taken off the office or department inventory and stored at the Hawkins County office or department; and

WHEREAS, there is electronic equipment, of various monetary value, in storage at the various Hawkins County offices or departments, that will not be suitable for another county office or department, as well as, items that only have a recycle value; and

WHEREAS, the electronic equipment, which is listed as an attachment, is most appropriate to be disposed of by a professional electronic recycling company; and

NOW, THEREFORE BE IT RESOLVED that approval be given to properly dispose of the electronic equipment thru an electronic recycling program. A disposal list of the items will be kept in the Mayor's office.

Introduced By Esq. Nancy Barker

Seconded By Esq. _____

Date Submitted 01-13-2020

County Clerk Nancy Barker

By: _____

Chairman _____

Mayor _____

Jim Lee, County Mayor

ACTION: AYE NAY PASSED

Roll Call _____

Voice Vote _____

Absent _____

COMMITTEE ACTION

Mayor's Action: Approved _____ Veto _____

Office	Item Description	Identifying Number	County Tag	Purchase Price
Senior Citizens	Avaya Phones (x3)	SN A31662041528		
Senior Citizens	Brother Fax Machine (Fax 2820)	U61325MNJ480658		
Senior Citizens	HP Pavilion Slimline Computer Model S5503W	4CE02613TM		
Senior Citizens	HP Keyboard (SK2023)			
Property Assessor	Battery Backup APC UPS 550 VA		6772 \$	65.00
Property Assessor	Hard Drive Pocket 6GB Seagate	4ME07XWS	\$	109.00
Property Assessor	Dell Latitude Model ES400			
Property Assessor	HP Compaq NC8430 Laptop Model 8510P			
Property Assessor	Dell Keyboard			
Property Assessor	HP Keyboard			
Property Assessor	HP EliteDesk 705G1SFF Model 705G1	MXL613CKL	7467 \$	396.78
Property Assessor	Lenovo	ISIOAS002JUSPB0IYI9Y	6736 \$	533.01
Property Assessor	Lenovo	ISIOAS002JUSPB0IYIA2	6733 \$	533.01
Industrial Board	Dell Monitor, E198FPB	CN-OCN084-46633-76R-08PU	7143	
Industrial Board	HP Deskjet 95C Printer Model C6428B	MY11T15187	3845	
Industrial Board	Dell Printer Model: 69F6021/A940	CN-07Y643-48730-35T-1210	4605	
Industrial Board	HP 1040 Fax SDGOB-0403-01	CN-67QAJZGX	7203	
Industrial Board	Dell P1500 Laser Printer Model 4500-ODZ	KR-07y599-356-91KR	4612	
Industrial Board	Athlon Computer Hard Drive	MJDHV-3JQKZ-HGV2-C4FGPY8KF8	4467	
Industrial Board	Dell Computer Hard Drive	BD3BF-XC1KD-W767X-84KJV-QKW8G	3847	
Industrial Board	ASUS Computer Hard Drive	CBJD8-PJRRM-VWQWD-8FBZJ-HJHTRB	5679	
Industrial Board	HP OfficeJet 6310 All-in-one Printer	CN6CGCH2YB	5678	
Industrial Board	Adding Machine (Sharp) Model: EL-1197P	ID241650	4728	
Industrial Board	Dell Monitor	CN-OM1619-64180-42Q-09Ch	7208	

Industrial Board	Dell Monitor Model E171FPB	CN-05W540-4633-36H-IZMUT	4613
Industrial Board	Small Table	Trash/broken	7202
Industrial Board	HP Deskjet 695C Printer Model C4562B	MX93P110W4	3462
Industrial Board	HP Computer Hard Drive	MX75500CCM	5659
Industrial Board	HP Keyboard	BF53630898	5660
Industrial Board	Dell Computer Hard Drive Model 9JGC531	WMYBV G6JW7 WJ9D TCJDB	4614
Industrial Board	Dell Monitor	CN OM500F-74261-94B-ZH6U	No Tag
Industrial Board	RCA TV	B\$16DB088	5680
Industrial Board	Dell Hard Drive Model R744C	C2XDT-FY674-Y8JRM-V79K6-BC7PR	
Industrial Board	Dell Monitor	CN-OM500F-74261-94A-199U	7166
Industrial Board	Dell Hard Drive	CN-0U0314-42940-35R-000I	4606
County Mayor	HP Printer	CNDYB22925	6896
EMA	ID Badge Printer	CP60 Plus	5895
EMA	HP Printer 8500	CN131BR66C	7287
Chancery	HP Pro Desk 400 GIMT	MCL4211454	6792
Chancery	Dell Monitor	CN-0524N3-7421-45H-AT7U	
Chancery	HP Keyboard KU-1156	BDMGH0C5Y6KSGJ	
Chancery	HP Keyboard	BDMGH0CCP6K2D1	
Chancery	HP Tower Pro Desk 400 GIMT	MXL4211TY2	6853
Chancery	HP Pro Desk 400 GIMT	MXL4211TY0	6802
Chancery	HP Pro Desk 400 GIMT	MXL421153	6807
Chancery	HP Pro Desk 400 GIMT	MXL4211455	6886
Chancery	HP Keyboard	BDMGH0C5Y6M774	
Chancery	HP Keyboard	BDMGH0CCP6K265	
Chancery	HP Keyboard	BDMGH0C5Y6K55J	
Chancery	Box containing 2 mouse and various electronic Cords		
Misc Office	Mouse	05O004712	
Misc Office	Metrocall Pager	031-0809919	
Misc Office	Metrocall Pager	SF031209668	
Misc Office	Metrocall Pager	SF031209654	

Misc Office	Metrocall Pager	031-1891835	
Misc Office	Metrocall Pager	E1159809	
Misc Office	Metrocall Pager	SF031209643	
Misc Office	Metrocall Pager	SF031209652	
Park	Gateway Monitro	M635770PO9019	7603

TO THE HONORABLE RICK BREWER, CHAIRMAN, AND MEMBERS OF
THE HAWKINS COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION, MET THIS
27TH DAY OF JANUARY, 2020.

RESOLUTION IN REFERENCE: BUDGET AMENDMENT - GENERAL FUND

The following budget amendments are being requested as listed below:

Account Number	Description				
	COURTROOM SECURITY	Current Budget			Amended Budget
	Increase Expenditure		Increase		
53920-207	Medical Insurance	16,000.00	15,000.00		31,000.00
	Sub-total Expenditures	\$ 16,000.00	\$ 15,000.00	\$ 0.00	\$ 31,000.00
	Decrease Reserve			Decrease	
34520	Restricted/Administration of Justice	608,787.00		(15,000.00)	593,787.00
	Sub-total Reserve	608,787.00	0.00	(15,000.00)	593,787.00
The above increase is needed to cover increased cost of medical coverage from change in staffing in this department. Funding will come from litigation taxes and/or reserves for Courtroom Security.					
	CIRCUIT COURT	Current Budget			Amended Budget
	Increase Expenditure		Increase		
53120-709	Data Processing Equipment	5,000.00	13,500.00		18,500.00
	Sub-total Expenditures	\$ 5,000.00	\$ 13,500.00	\$ 0.00	\$ 18,500.00
	Decrease Reserve			Decrease	
34520	Restricted/Administration of Justice	593,787.00		(13,500.00)	580,287.00
	Sub-total Reserve	593,787.00	0.00	(13,500.00)	580,287.00
The above increase is needed to cover the cost of adding scanners, software, and installation charges for the Circuit Court staff. This will help in digitalizing records and aid in efficiency for this office. Funding will come out of reserves for Circuit Court Clerk.					
		Current Budget	Increase	Decrease	Amended Budget
	Page Totals- Expenditures & Reserves	\$ 1,223,574.00	\$ 28,500.00	\$ (28,500.00)	\$ 1,223,574.00

INTRODUCED BY: John Metz

ESTIMATED COST _____

SECONDED BY: _____

PAID FROM GENERAL FUND

ACTION: AYE NAY

DATE SUBMITTED 01-13-2020

ROLL CALL _____

COUNTY CLERK: NANCY A. DAVIS

VOICE VOTE _____

BY: Nancy A. Davis

ABSENT _____

APPROVED _____ DISAPPROVED _____

COMMITTEE ACTION: _____

CHAIRMAN: _____

Mayor Jim Lee

Mayor's Action: Approved _____ Veto _____

Budget Amendment: General Fund
County Commission Meeting
Date: January 27, 2020

Page 2

Account Number	Description				
	JUVENILE COURT	Current Budget			Amended Budget
	Increase Expenditure		Increase		
53500-162	Clerical Personnel	23,450.00	100.00		23,550.00
	Sub-total Expenditures	\$ 23,450.00	\$ 100.00	\$ 0.00	\$ 23,550.00
	Decrease Expenditure			Decrease	
53500-201	Social Security	9,434.00		(100.00)	9,334.00
	Sub-total Expenditures	\$ 9,434.00	\$ 0.00	\$ (100.00)	\$ 9,334.00
The above increase is to correct a keying error in the original budget. Funds will come from a transfer within Juvenile Court budget.					
	OTHER EMERGENCY MANAGEMENT/EMPLOYEE BENEFITS	Current Budget			Amended Budget
	Increase Expenditure		Increase		
54490-187	Overtime Pay	0.00	15,981.00		15,981.00
54490-189	Other Salaries & Wages	6,000.00	6,107.00		12,107.00
54490-201	Social Security	4,832.00	1,690.00		6,522.00
54490-204	State Retirement	3,792.00	1,119.00		4,911.00
54490-513	Worker's Comp Insurance	10,959.00	3,826.00		14,785.00
	Sub-total Expenditures	\$ 25,583.00	\$ 28,723.00	\$ 0.00	\$ 54,306.00
	Decrease Expenditure, Reserves & Fund Balance			Decrease	
34710	Reserved for Vacation Pay	25,000.00		(7,633.00)	17,367.00
58600-201	Social Security	1,500.00		(1,222.00)	278.00
58600-204	State Retirement	1,500.00		(1,119.00)	381.00
39000	Undesignated Fund Balance	5,807,914.00		(18,749.00)	5,789,165.00
	Sub-total Expenditures, Reserve & Fund Balance	\$ 5,835,914.00	\$ 0.00	\$ (28,723.00)	\$ 5,807,191.00
The above increase is needed to cover the cost of an employee retiring and being paid out his annual and comp time earned. The funding for this will come from a reserve for annual leave, Employee Benefits, and Undesignated Fund Balance.					
	DRUG COURT	Current Budget			Amended Budget
	Increase Expenditure		Increase		
53330-399	Other Contracted Services	11,500.00	12,500.00		24,000.00
	Sub-total Expenditures	\$ 11,500.00	\$ 12,500.00	\$ 0.00	\$ 24,000.00
	Decrease Reserve			Decrease	
34520	Restricted/ Administration of Justice	580,287.00		(12,500.00)	567,787.00
	Sub-total Reserve	580,287.00	0.00	(12,500.00)	567,787.00
The above increase is needed to cover the increased cost in Other Contracted Services for drug screening since the drug patch is no longer funded by the state. The funds will come from a transfer from reserves for drug and alcohol treatment.					
		Current Budget	Increase	Decrease	Amended Budget
	Page Totals- Expenditures, Reserves, & Fund Balance	\$ 6,486,168.00	\$ 41,323.00	\$ (41,323.00)	\$ 6,486,168.00

TO THE HONORABLE RICK BREWER, CHAIRMAN, AND MEMBERS OF
THE HAWKINS COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION, MET THIS
27TH DAY OF JANUARY, 2020.

RESOLUTION IN REFERENCE: BUDGET AMENDMENT - GENERAL CAPITAL PROJECTS FUND

The following budget amendments are being requested as listed below:

Account Number	Description				
	GENERAL ADMINISTRATION PROJECTS	Current Budget			Amended Budget
	Increase Expenditure		Increase		
91110-321	Engineering Services	40,000.00	42,000.00		82,000.00
	Sub-total Expenditures	\$ 40,000.00	\$ 42,000.00	\$ 0.00	\$ 82,000.00
	Decrease Fund Balance			Decrease	
39000	Undesignated Fund Balance	457,356.00		(42,000.00)	415,356.00
	Sub-total Fund Balance	457,356.00	0.00	(42,000.00)	415,356.00
	The above increase is needed to cover the engineering cost associated with the jail sewer project. Funding will come from Undesignated fund balance.				
		Current Budget	Increase	Decrease	Amended Budget
	Page Totals- Expenditure & Fund Balance	\$ 497,356.00	\$ 42,000.00	\$ (42,000.00)	\$ 497,356.00

INTRODUCED BY: John Metz

ESTIMATED COST _____

SECONDED BY: _____

PAID FROM GENERAL CAPITAL PROJECTS FUND

ACTION: AYE NAY

DATE SUBMITTED _____

ROLL CALL _____

COUNTY CLERK: NANCY A. DAVIS

VOICE VOTE _____

BY: _____

ABSENT _____

COMMITTEE ACTION: _____

APPROVED _____

DISAPPROVED _____

CHAIRMAN: _____

Mayor Jim Lee

Mayor's Action: Approved _____ Veto _____

RESOLUTION NO. 2020/01/17

TO THE HONORABLE RICK BREWER, CHAIRMAN, AND MEMBERS OF THE HAWKINS COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION, MET THIS 27th DAY OF JANUARY 2020.

RESOLUTION IN REF: GENERAL PURPOSE SCHOOL FUND BUDGET AMENDMENT

WHEREAS, the Hawkins County Board of Education has approved the attached budget amendment to the General Purpose School Fund, and now requests approval of said amendment by the Hawkins County Board of Commissioners.

NOW THEREFORE BE IT RESOLVED THAT the Hawkins County Board of Commissioners, meeting in regular session, January 27, 2020, go on record as passing this resolution.

Introduced by Esq. John Metz

Estimated Cost: _____

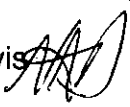
Seconded by Esq. _____

Paid From _____ Fund

ACTION: Aye Nay

Date Submitted 01-13-2020

Roll Call _____ _____

County Clerk: Nancy A. Davis 

Voice Vote _____ _____

By: _____

Absent _____ _____

COMMITTEE ACTION:

APPROVED

DISAPPROVED

CHAIRMAN: Rick Brewer

By: _____

Mayor: _____

Jim Lee

Mayor's Action: Approved _____ Veto _____

FUND: 141 GENERAL PURPOSE SCHOOL FUND
 AMENDMENT NUMBER: 3
 DATE: January 27, 2020

ORIGINAL BUDGET AMOUNT	55,511,152.00
PREVIOUS AMENDMENTS	469,747.73
TOTAL	55,980,899.73
REQUESTED AMENDMENT	69,344.04
TOTAL	56,050,243.77

Desc Code	ACCOUNT NO	DESCRIPTION	CURRENT BUDGET	INCREASE	DECREASE	AMENDED BUDGET
		EXPENDITURES				
		71300 CAREER AND TECHNICAL EDUCATION PROGRAM				
1	71300-730-CTEGR	Vocational Instruction Equipment	3,000.00	25,485.14		28,485.14
1	71300-499-CTEGR	Other Supplies and Materials	8,350.00	6,514.86		14,864.86
		Subtotal	11,350.00	32,000.00	-	43,350.00
		72230 CAREER AND TECHNICAL EDUCATION PROGRAM				
1	72230-499-CTEGR	Other Supplies and Materials	-	4,000.00		4,000.00
		Subtotal	-	4,000.00	-	4,000.00
		72110 ATTENDANCE				
2	72110-471	Software	38,000.00	9,958.75		47,958.75
		Subtotal	38,000.00	9,958.75	-	47,958.75
		72130 OTHER STUDENT SUPPORT				
3	72130-599-CAFCH	Other Charges	13,334.00	1,265.00		14,599.00
		Subtotal	13,334.00	1,265.00	-	14,599.00
		72210 REGULAR INSTRUCTION PROGRAM				
4	72210-399	Other Contracted Services	-	3,000.00		3,000.00
		Subtotal	-	3,000.00	-	3,000.00
		72250 EDUCATION TECHNOLOGY				
5	72250-599-HCVA	Other Charges	2,390.00	60.00		2,450.00
		Subtotal	2,390.00	60.00	-	2,450.00
		72510 FISCAL SERVICES				
6	72510-105	Supervisor/Director	65,734.00	1,221.36		66,955.36
6	72510-201	Social Security	14,006.00	75.72		14,081.72
6	72510-204	State Retirement	15,813.00	85.50		15,898.50
6	72510-212	Employer Medicare	3,276.00	17.71		3,293.71
		Subtotal	98,829.00	1,400.29	-	100,229.29
		72520 HUMAN SERVICES/PERSONNEL				
7	72520-599	Other Charges	-	17,260.00		17,260.00
		Subtotal	-	17,260.00	-	17,260.00
		73300 COMMUNITY SERVICES				
8	73300-499-FRC	Other Supplies and Materials	7,229.00	400.00		7,629.00
		Subtotal	7,229.00	400.00	-	7,629.00
		73400 Early Childhood Education				
9	73400-116	Teachers	184,559.00		9,000.00	175,559.00
9	73400-429	Instructional Supplies and Materials	15,146.00		1,000.00	14,146.00
9	73400-524	Inservice/Staff Development	6,501.00	10,000.00		16,501.00
		Subtotal	206,206.00	10,000.00	10,000.00	206,206.00
		FUND BALANCE				
7	39000	Unassigned Fund Balance	11,590,257.00		17,260.00	11,572,997.00
		Subtotal	11,590,257.00	-	17,260.00	11,572,997.00

		REVENUES				
1	46640	Vocational Equipment	-	36,000.00		36,000.00
2	46595	Statewide Student Management System	-	9,958.75	-	9,958.75
3	44570-CAFCH	Contributions and Gifts	-	1,265.00	-	1,265.00
4	46980	Other State Grants	-	3,000.00	-	3,000.00
5	43990	Other Charges for Services	10,390.00	60.00		10,450.00
6	46690	Other State Revenues	596,507.00	1,400.29		597,907.29
8	44570-FRC	Contributions and Gifts	100.00	400.00		500.00
		Subtotal	606,997.00	52,084.04	-	659,081.04
		TOTAL EXPENDITURES & FUND BALANCE	11,967,595.00	79,344.04	27,260.00	12,019,679.04
		TOTAL REVENUES	606,997.00	52,084.04	-	659,081.04
	This budget amendment is to budget for the following:					
1	To budget a CTE SPARC grant received from the State of Tennessee for Cherokee High School.					
2	To budget a reimbursement from the State for Skyward - the student management system software.					
3	To budget a donation from Lemonade for Lunches to be used for uncollected cafeteria charges.					
4	To budget a TN Arts Commission grant for Joseph Rogers Primary.					
5	To budget additional Chromebook fees to cover insurance on the devices for Hawkins County Virtual Academy.					
6	To budget a stipend received from the State for Melissa Farmer for completing the Certified County Finance Officer Program.					
7	To make appropriations for the reimbursement of the required 5 year background check.					
8	To budget donations received for Family Resource Center.					
9	To make appropriations to attend the ECERS-R reliability training at the ERSI institute.					

RESOLUTION NO. 2020 / 01 / 18

TO THE HONORABLE RICK BREWER, CHAIRMAN, AND MEMBERS OF THE HAWKINS COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION, MET THIS 27th DAY OF JANUARY 2020.

**RESOLUTION IN REF: CENTRAL CAFETERIA FUND BUDGET
AMENDMENT**

WHEREAS, the Hawkins County Board of Education has approved the attached budget amendment to the Central Cafeteria Fund, and now requests approval of said amendment by the Hawkins County Board of Commissioners.

NOW THEREFORE BE IT RESOLVED THAT the Hawkins County Board of Commissioners, meeting in regular session, January 27, 2020, go on record as passing this resolution.

Introduced by Esq. John Metz

Estimated Cost: _____

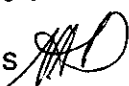
Seconded by Esq. _____

Paid From _____ Fund

ACTION: Aye Nay

Date Submitted 01-13-2020

Roll Call _____ _____

County Clerk: Nancy A. Davis 

Voice Vote _____ _____

By: _____

Absent _____ _____

COMMITTEE ACTION:

APPROVED

DISAPPROVED

CHAIRMAN: Rick Brewer

By: _____

Mayor: _____

Jim Lee

Mayor's Action: Approved _____ Veto _____

FUND: 143 CENTRAL CAFETERIA FUND
 AMENDMENT NUMBER: 1
 DATE: January 27, 2020

ORIGINAL BUDGET AMOUNT	4,241,839.00
PREVIOUS AMENDMENTS	-
TOTAL	4,241,839.00
REQUESTED AMENDMENT	-
TOTAL	4,241,839.00

Desc Code	ACCOUNT NO	DESCRIPTION	CURRENT BUDGET	INCREASE	DECREASE	AMENDED BUDGET
		EXPENDITURES				
		FUND BALANCE				
1	39000	Unassigned Fund Balance	2,785,227.00	13,000.00	-	2,798,227.00
		Subtotal	2,785,227.00	13,000.00	-	2,798,227.00
		REVENUES				
1	44570	Contributions and Gifts	-	13,000.00	-	13,000.00
		Subtotal	-	13,000.00	-	13,000.00
		TOTAL FUND BALANCE	2,785,227.00	13,000.00	-	2,798,227.00
		TOTAL REVENUES	-	13,000.00	-	13,000.00
		This budget amendment is to budget for the following:				
1		To budget a donation received for uncollected cafeteria charges.				

RESOLUTION NO. 2020/01/19

TO THE HONORABLE RICK BREWER, CHAIRMAN, AND MEMBERS OF THE HAWKINS COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION, MET THIS 27th DAY OF JANUARY 2020.

RESOLUTION IN REF: SCHOOL TRANSPORTATION FUND BUDGET AMENDMENT

WHEREAS, the Hawkins County Board of Education has approved the attached budget amendment to the School Transportation Fund, and now requests approval of said amendment by the Hawkins County Board of Commissioners.

NOW THEREFORE BE IT RESOLVED THAT the Hawkins County Board of Commissioners, meeting in regular session, January 27, 2020, go on record as passing this resolution.

Introduced by Esq. John Metz

Estimated Cost: _____

Seconded by Esq. _____

Paid From _____ Fund

ACTION: Aye Nay

Date Submitted 01-13-2020

Roll Call _____

County Clerk: Nancy A. Davis ND

Voice Vote _____

By: _____

Absent _____

COMMITTEE ACTION:

APPROVED

DISAPPROVED

CHAIRMAN: Rick Brewer

By: _____

Mayor: _____

Jim Lee

Mayor's Action: Approved _____ Veto _____

FUND: 144 SCHOOL TRANSPORTATION FUND
 AMENDMENT NUMBER: 2
 DATE: January 27, 2020

ORIGINAL BUDGET AMOUNT	3,670,021.00
PREVIOUS AMENDMENTS	
TOTAL	3,707,420.00
REQUESTED AMENDMENT	20,562.90
TOTAL	3,727,982.90

Desc Code	ACCOUNT NO	DESCRIPTION	CURRENT BUDGET	INCREASE	DECREASE	AMENDED BUDGET
		EXPENDITURES				
		72710 TRANSPORTATION				
1	72710-146	Bus Drivers	1,330,028.00	16,551.00		1,346,579.00
1	72710-212	Employer Medicare	25,392.00	240.00		25,632.00
		Subtotal	1,355,420.00	16,791.00	-	1,372,211.00
		72710 TRANSPORTATION				
2	72710-338	Maintenance and Repair Services-Vehicles	30,000.00	3,771.90		33,771.90
		Subtotal	30,000.00	3,771.90	-	33,771.90
		FUND BALANCE				
1	39000	Unassigned Fund Balance	1,128,750.40		16,791.00	1,111,959.40
		Subtotal	1,128,750.40	-	16,791.00	1,111,959.40
		REVENUES				
2	49700	Insurance Recovery	-	3,771.90	-	3,771.90
		Subtotal	-	3,771.90	-	3,771.90
		TOTAL EXPENDITURES and FUND BALANCE	2,514,170.40	20,562.90	16,791.00	2,517,942.30
		TOTAL REVENUES	-	3,771.90	-	3,771.90
		This budget amendment is to budget for the following:				
1	To make appropriations for the additional pay for the retired dual employees returning as sub bus drivers.					
2	To budget insurance reimbursement for bus # 103.					

Resolution No. 2020/01/ 20

I HEREBY CERTIFY THAT THE FOLLOWING WERE ELECTED TO THE OFFICE OF:

NAME	HOME ADDRESS	BUSINESS ADDRESS
------	--------------	------------------

(Seal)

Date