

RESOLUTION

No. 2010/07/01

To the HONORABLE CROCKETT LEE, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 26th day of July, 2010.

RESOLUTION IN REF: APPROVAL OF A MEDICAL INVESTIGATOR THAT IS AN ASSISTANT TO THE MEDICAL EXAMINER

WHEREAS, resolution number 2009/06/02 in Regular Session of the Hawkins County commission meeting on June 22, 2009 approval was given to establish the positions of Medical Investigators to assist the medical examiner; and

WHEREAS, the following name has been approved by the medical examiner as being qualified to serve as a medical investigator and upon confirmation will be added to the previous approved list of medical investigators. The following is a Tennessee Department of Health licensed Emergency Medical Paramedics.

- 1. Warren Bishop 343 Shipley Road Church Hill TN 37642

THEREFORE, BE IT RESOLVED THAT the aforementioned names be approved as medical investigators assistant's to the medical examiner.

Introduced By Esq. Virgil Mallet

Seconded By Esq. _____

Date Submitted 7/12/10

County Clerk A. Carroll Jenkins

By: _____

Chairman Crockett Lee

ACTION: AYE NAY PASSED

Roll Call _____

Voice Vote _____

Absent _____

COMMITTEE ACTION

RESOLUTION

No. 2010/ 07 / 02

To the HONORABLE CROCKETT LEE, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 26th day of July, 2010.

RESOLUTION IN REF: APPROVAL TO BE INCLUDED IN THE GRANT FIRST TENNESSEE DEVELOPMENT DISTRICT HAS RECEIVED FOR DEVELOPING GREEN INFRASTRUCTURE THAT WILL IDENTIFY SITES SUBJECT TO FLOODING IN HAWKINS COUNTY AT NO COST TO THE COUNTY.

Whereas, there are areas in Hawkins County that floods when heavy rains are received; and

Whereas, First Tennessee Development District has received a Green Infrastructure grant. The objectives of the grant is to identify storm water control needs for each city/county in the development district, that will (1) identify obstacles for meeting these needs, (2) determine a solution to the obstacles and (3) hire a qualified consultant to develop a specific list of recommended storm water control strategies, including a cost estimates for each community surveyed. The grant is being funded by the State of Tennessee as part of the American Reinvestment & Recovery Act; and

Whereas, Hawkins County has some areas that floods when heavy rains come. Mr. Vince Pishner is asking for approval to be included in the study that First Tennessee Development will be compiling. Attached is a memo to the commission from Mr. Pishner.

THEREFORE, BE IT RESOLVED THAT approval is given for Hawkins County to be included in the study First Tennessee Development District will be compiling, that will identify stormwater control areas in the county that is subject to flooding and develop a specific list of recommended storm water control strategies, including a cost estimate for the fix for each community.

Introduced By Esq. Ken Long
Seconded By Esq.
Date Submitted 7/12/10
County Clerk A. Carroll Jenkins
By:
Chairman

ACTION: AYE NAY PASSED
Roll Call
Voice Vote
Absent
COMMITTEE ACTION

RESOLUTION

No. 2010 / 07 / 03

To the HONORABLE CROCKETT LEE, Chairman, and Members of the Hawkins County Board of Commission in Regular Session, met this 26th day of July, 2010.

RESOLUTION IN REF: APPROVAL OF \$100 COMPENSATION PER DAY FOR THE ELECTION COMMISSION MEMBERS FOR COUNTY WIDE ELECTIONS DAYS ONLY THAT INCLUDES GENERAL, STATE AND NATIONAL ELECTION

WHEREAS, the Election Commission receives compensation for working any election day that is held in the county or a city, as well as regular business meetings, schools and seminars attended ; and

WHEREAS, at the March 23, 2010 meeting of the Election Commission a motion was made to raise the Election Commission pay rate per day from \$60.00 to \$100.00 to apply only to county wide election days. The elections held for city elections, regular business meetings, seminars or schools will not be included in the raise and the present compensation will still apply for these. Approval of this raise will bring the Election Commissioners, Election Days rate closer to all other Election Officials rate; and (Please see attached minutes.)

WHEREAS, at the May 17, 2010, Personnel Committee meeting a motion was made and passed that would approve the increase requested and that the funds for the increase are to come from the Election Commission budget. (see attached)

THEREFORE, BE IT RESOLVED that approval be given for the Election Commissioners, Election Day compensation rate be increased from \$60.00 to \$100.00 per member, per County Wide Election Day only, and will exclude city elections, regular business meetings, seminars or schools. The raise will become effective upon passage of this resolution and will not require any additional funding for the Election budget.

Introduced By Esq. Claude Parrott, Chrmn Budget Comm

ACTION: AYE NAY PASSED

Seconded By Esq. _____

Roll Call _____

Date Submitted 7/12/10

Voice Vote _____

A. Carroll Jenkins County Clerk

Absent _____

COMMITTEE ACTION

By: _____

Crockett Lee Chairman

Minutes of the Hawkins County Election Commission
March 23, 2010/Annex Conference Room/Hawkins County Court House
The following members and staff were present: Chairman Tommy Dykes, Secretary Tina Crownover,
Luke Lee, Carl Bailey, Teresa Greer {arrived late} and AOE Patricia Lumpkins

The Meeting was called to order @ 5:00 p.m. by Chairman Dykes

The Minutes from March 16, 2010 were read and accepted.

Unfinished Business: Crownover moved to rescind her previous motion for Election Commissioners pay rate on Election Day. Seconded by Lee, with Dykes, Crownover, Lee and Bailey voting Aye. Greer was not present at this time.

Crownover then made the motion to refer the same said pay rate to go before the County Commission and to receive proper approval. No second. Lumpkins had previously given an estimated cost of a new computer to be \$1700.00. She reported the actual cost to be \$818.74.

New Business: Motion was made by Lee to hold Early Voting in the Annex Conference Room of the Hawkins County Courthouse. Motion was seconded by Greer. All voted Aye. Motion carried.

Motion was made by Lee to purchase a new computer due to the requirement to open the second Early Voting site off premises and due to the fact that \$1700.00 was previously approved. Motion was seconded by Greer. All voted Aye. Motion carried.

Motion was made by Lee to use approved substitute worker list for filling vacant positions for the May 4, 2010 Election. Motion was seconded by Greer. All voted Aye. Motion carried.

Due to her earlier absence during the discussion of Election Commissioners pay rate, Motion to reconsider was made by Greer. Motion was seconded by Crownover. With Bailey, Dykes Greer, and Crownover, voting Aye and Lee voting Nay. Motion Carried.

This Motion is meant to raise Election Commissioners pay rate to \$100.00, to apply only to County wide Election Day. This rate is not apply to City Elections, Regular Business Meetings, Seminars or Schools, with the intent to bring Election Commissioners, Election Day pay rate closer to all other Election Officials for this day, and as Election Commissioners serve as many and/or more hours of service on this date as all other Election Officials. The Election Commission requests this become effective immediately upon approval from County Commissioners.

Motion made by Lee to accept proposed 2010-2011 Budget.

Motion was seconded by Greer. All voted Aye. Motion carried.

The Hawkins County Election Commission will meet April 13, 2010 @ 4:30 in the Election office to Canvas Early Voting Machines, then @ 6:00 p.m. Early Voting Training will be held in the Election Office. Early Voting Machines will then be taken to Church Hill Satellite Office for Early Voting to be held at the Masonic Clay Lodge beginning April 14, 2010.

Minutes by Tina Crownover, Secretary

MINUTES**PERSONNEL COMMITTEE****HAWKINS COUNTY BOARD OF COMMISSIONERS**

May 17, 2010

MEMBERS PRESENT: Larry Frost, Boyd Goodson, Virgil Mallett,
Fred Montgomery, Bob Palmer, Claude Parrott
And charlie Thacker

MEMBERS ABSENT: None

OTHERS PRESENT: Crockett Lee, County Mayor; Evelyn Gladson and Alana
M. Roberts, County Mayor Staff; Administrator of
Elections Patricia Lumpkins; County Clerk Carroll
Jenkins; Bill Grubb, Rogersville Review; Eddie Frost.

CALL TO ORDER:

Chairman Claude Parrott called the meeting to order at 3:33 p.m. After roll call it was noted that all members were present.

APPROVAL OF CONSENTED AGENDA:

A MOTION was made by Commissioner Frost and seconded by Commissioner Palmer to approve the Consented Agenda for the May 17, 2010 Personnel Committee meeting. Motion passed unanimously.

APPROVAL OF MINUTES:

A MOTION was made by Commissioner Goodson and seconded by Commissioner Mallett to approve the minutes of the ~~J~~uly 2, 2009 Personnel Committee meeting. Motion passed unanimously.

ORDER OF BUSINESS:**ELECTION COMMISSION MEMBERS – SALARY INCREASE**

The Election Commission members receive compensation at the rate of \$60 per day for working any election day that is held in the county or a city, as well as regular business

meetings, schools and seminars attended. The Election Commission is requesting a salary increase from \$60 per day to \$100 per day to apply only to countywide election days. The elections held for city elections, regular business meetings, seminars or schools will not be included in the salary increase and the present \$60 per day compensation will continue to apply for these days.

Lumpkins agreed that although it is not a state law or requirement that the Election Commission members attend elections, it is a requirement established by the Hawkins County Election Commission that all members be in attendance for all elections. She also noted that the increase in salary would bring the Election Commission members more in line with the salary of the election workers.

Lumpkins advised that it would take \$200 to increase the salaries through FY 2009-2010 and that she has enough money in her budget to pay the increase.

A MOTION was made by Commissioner Goodson and seconded by Commissioner Frost to increase the Election Commission members pay rate from \$60 per day to \$100 per day to apply only to countywide election days and that the funds for the increase come from the Election Commission budget. Motion passed by roll call vote as follows:

YES

Fred Montgomery
Larry Frost
Boyd Goodson
Charlie Thacker

NO

Virgil Mallett
Bob Palmer
Claude Parrott

ADJOURN:

There being no further business, a MOTION was made by Commissioner Frost to adjourn. The meeting adjourned at 3:40 p.m.

Alana M. Robert, Recording Secretary

RESOLUTION

No. 20101 07 1 04

To the HONORABLE CROCKETT LEE, Chairman, and Members of the Hawkins County Board of Commissioners in Regular Session, met this 26th day of July, 2010.

RESOLUTION IN REF: Authorization of issuance of capital outlay notes for the purchase of vehicle for Property Assessor's Office not to exceed Twenty-three Thousand Dollars (\$23,000)

WHEREAS, the Hawkins County Board of Commissioners approved the purchase of a vehicle for the Property Assessor's Office at its June 2010 meeting, and

WHEREAS, additional approval for funding for such purchase is required, and

WHEREAS, it seems reasonable for Hawkins County to borrow from its General Debt Service Fund at a lower interest rate to provide funding for this purchase than to go through a financial institution, and

WHEREAS, the interest rate would be same as the rate County Trustee's latest certificate of deposit at time of purchase.

NOW, THEREFORE, BE IT RESOLVED that this resolution be passed by County Commission to authorize funding for the above-mentioned purchase not to exceed Twenty-three Thousand Dollars (\$23,000) as per the attached.

Introduced By Esq. Claude Parrott

Seconded By Esq. _____

Date Submitted 7/12/10

A. Carroll Jenkins
County Clerk

By: _____

Chairman Crockett Lee

ACTION: AYE NAY PASSED

Roll Call _____

Voice Vote _____

Absent _____

COMMITTEE ACTION

THREE-YEAR CAPITAL OUTLAY NOTES

RESOLUTION OF THE GOVERNING BODY OF HAWKINS COUNTY, TENNESSEE, AUTHORIZING THE ISSUANCE, SALE, AND PAYMENT OF INTEREST-BEARING CAPITAL OUTLAY NOTES NOT TO EXCEED \$23,000 (TWENTY-THREE THOUSAND DOLLARS) FOR THE PURPOSE OF A VEHICLE PURCHASE

WHEREAS, the Governing Body of **Hawkins County, Tennessee** has determined that it is necessary and desirable to purchase a new vehicle for the Property Assessor's Office (the "Project") for the benefit of the citizens of the Local Government; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV, and VI of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to finance the cost of this Project through the issuance and sale of interest bearing capital outlay notes upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of capital outlay notes to finance the cost of the Project;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of **Hawkins County, Tennessee**, as follows:

Section 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the **County Mayor of Hawkins County** is hereby authorized in accordance with the terms of this resolution to issue and sell interest-bearing capital outlay notes in a principal amount not to exceed Twenty-three Thousand Dollars (\$23,000) (the "Notes") at either a competitive public sale or at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions permitted by law. The Notes shall be designated "Vehicle Purchase Capital Outlay Notes, Series 2010"; shall be numbered serially from 1 upwards; shall be dated as of the date of issuance; shall be in denomination (s) as agreed upon with the purchaser; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed Five and Twenty-five One Hundredths percent (5.25%) per annum, and in no event shall the rate exceed the legal limit provided by law.

Section 2. That, the Notes shall mature not later than three (3) years after the date of issuance and that the Notes and any extension or renewal notes shall not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least 5 years. Provided, however, that each year the Notes are outstanding, one-third (1/3), but in no event not less than one-ninth (1/9), of the original principal amount of the Notes shall mature without renewal but subject to prior redemption.

Section 3. That, the Notes shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding one percent (1%) of the principal amount.

Section 4. That, the Notes shall be direct general obligations of the Local Government, for which the punctual payment of the principal and interest on the notes, the full faith and credit of the Local Government is irrevocably pledged and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Notes. The Governing Body of the Local Government hereby authorizes the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Notes with interest as they mature in an amount necessary for that purpose.

The Notes shall be further secured by _____

(If the revenues generated by the Project are to be applied as additional security for the Notes, describe such revenues here.)

Section 5. That, the Notes shall be executed in the name of the Local Government and bear the manual signature of the **County Mayor of Hawkins County** and the manual signature of the **County Clerk** with the Local Government seal affixed thereon; and shall be payable as to principal and interest at the office of the **Trustee** of Hawkins County or the paying agent duly appointed by the Local Government. Proceeds of the Notes shall be deposited with the Trustee of Hawkins County and shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

Section 6. That, the Notes will be issued in fully registered form and that at all times during which any Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note register for the registration, exchange or transfer of the Notes. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. Each Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a

written instrument of transfer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of any such Note, the Local Government shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrendered Note. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Notes or, in the case of any redemption of the Notes, during the forty-five (45) days next preceding the date of redemption.

Section 7. That, the Notes shall be in substantially the form attached hereto, and shall recite that the Notes are issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated.

Section 8. That, the Notes shall be sold only after the receipt of the written approval of the State Director of Local Finance for the sale of the Notes.

Section 9. That, the Notes are hereby designated as qualified tax-exempt obligations for purpose of Section 265 (b) (3) of the Internal Revenue Code of 1986.

Section 10. That, after the issuance and sale of the Notes, and for each year that any of the Notes are outstanding, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

Section 11. That, if any of the Notes shall remain unpaid at the end of three (3) years from the issue date, then the unpaid Notes shall be renewed or extended as permitted by law, or retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the State Director or Local Finance.

Section 12. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

Duly passed and approved this _____ day of _____, 2010.

County Mayor

ATTESTED:

County Clerk

HAWKINS COUNTY, TENNESSEE

CAPITAL OUTLAY NOTE

FOR:

DATED	INTEREST RATE	MATURITY DATE
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REGISTERED OWNER:

PRINCIPAL SUM:

The County of Hawkins of the State of Tennessee hereby acknowledges itself indebted, and for value received hereby promises to pay to the Registered Owner hereof (named above), or registered assigns, the Principal Sum in three yearly payments (unless this note shall have been duly called for prior redemption and payment of the redemption and price shall have been duly made or provided for), upon presentation and surrender to the Local Government or its agent, and to pay interest and Principal Sum of \$ **** according to the following schedule at the Interest Rate per annum (specified above), by check, draft, or warrant mailed to the Registered Owner, at the address of the Registered Owner as it appears on the fifteenth (15th) calendar day of the month next preceding the applicable payment date in the note register maintained by or on behalf of the Local Government. Both principal of and interest on this note are payable at the office of the **County Trustee** or paying agent duly appointed by the Local Government in lawful money of the United States of America.

The interest and principal shall be paid as per the following schedule:

DATE	PRINCIPAL	INTEREST
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HAWKINS COUNTY, TENNESSEE
CAPITAL OUTLAY NOTE
Page 2

This note is a direct obligation of the Local Government for the payment of which as to both principal and interest the full faith and credit of the Local Government is pledged.

This note is subject to redemption prior to its stated maturity in whole or in part at any time at the option of the Local Government upon payment of the principal amount of the note together with the interest accrued thereon to the date of redemption.

This note is issued under the authority of Parts I, IV, and VI of 1986 Tennessee Public Acts, Chapter 770, and a Resolution duly adopted by the Governing Body of the Local Government meeting in Regular session on the *** day of ***** (the "Resolution") to finance some or all of the cost of *****.

This note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the Registered Owner of the note or by the Registered Owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent of the note together with a written instrument of transfer satisfactory to the Local Government duly executed by the Registered Owner or the Registered Owner's duly authorized attorney but only in the manner as provided in the Resolution of the Local Government authorizing the issuance of this note and upon surrender hereof for cancellation. Upon the transfer of any such note, the Local Government or its agent shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrender note. The Local Government shall not be obligated to make any such note transfer during the fifteen days (15) next preceding an interest payment date on the notes or, in the case of any redemption of the notes, during the forty-five (45) days next preceding the date of redemption.

Part I, Section 17 of the Act provides that this note and interest thereon are exempt from taxation by the State of Tennessee or by any county, municipality or taxing district of the State, except for inheritance, transfer and estate taxes and except as otherwise

provided under the laws of the State of Tennessee.

HAWKINS COUNTY, TENNESSEE
CAPITAL OUTLAY NOTE
Page 3

IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of this note exist, have happened and have been performed in due time, form and manner as required by the Constitution and laws of the State of Tennessee, and that the amount of this note, together with all other indebtedness of the Local Government, does not exceed any constitutional or statutory limitation thereon, and that this note is within every constitutional and statutory limitation.

IN WITNESS WHEREOF, the Governing Body of the Local Government has caused this note to be executed in the name of the Local Government by the manual signature of the **County Mayor**, and countersigned and attested by the manual signature of the **County Clerk**, with the Seal of the Local Government, affixed hereto or imprinted hereon, and this note to be dated as of the **** day of ****.

COUNTY EXECUTIVE

Attested:

COUNTY CLERK

