

Denny Wayne Robinson  
County Executive

Heather Grissom  
Executive Assistant



**WHITE COUNTY, TENNESSEE**  
Office of County Executive

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***Public Notice of Regular Call Meeting of the Board Of County  
Commissioners of White County***

Notice is hereby given to all county commissioners, all residents of White County, Tennessee, and to all persons interested that an open, regular meeting of the Board of County Commissioners of White County will be held on Monday, January 25<sup>th</sup>, 2016 at 6:00 P.M. in the large courtroom, 3<sup>rd</sup> floor of the White County Courthouse in Sparta, Tennessee.

**Agenda**

1. Call to order by Chairman Alley
2. Prayer
3. Pledge
4. Roll Call
5. Approve minutes from the December 21<sup>st</sup>, 2015 meeting
6. Spread on Minutes the Grand Jury Report
7. Spread on Minutes all Quarterly Reports
8. Spread on Minutes Audit Committee Report to Commission

9. Report of Steering Committee A

A. Res 01-01-2016 Approved County Road List/Map

10. Report of Steering Committee B

11. Report of Solid Waste Committee

12. Report of Budget Committee

A. Res 02-01-2016 Ice Storm Finish

B. Res 03-01-2016 Public Library Donation

C. Res 04-01-2016 LPRF for Ravenscroft

D. Res 05-01-2016 Library Tech Grant

E. Res 06-01-2016 Ravenscroft Mine Improvements

F. Res 07-01-2016 Animal Shelter Assistant

H. Res 08-01-2016 E-911 Funding

13. Report of Financial Management Committee

A. Res 09-01-2016 Solid Waste Write-off

14. Spread on minutes; all committee reports.

15. Res 10-01-2016 White County Agreement with PES

16. Notaries

17. Recognition of Members from Audience

## 18. Old Business

- A. Res 11-01-2015 Regarding A Request For TN Legislature And The Governor To Initiate Action To Return Powers Not Delegated To The Federal Government Back To The States - From Steering Committee B, December 2015 Meeting.
- B. Discussion on Res 91-12-2015 Juvenile Court Administration Fee – Laid on Table during December 2015 Meeting.

## 19. New Business

## 20. Adjournment

## JANUARY 25, 2016

BE IT REMEMBERED THAT THE WHITE COUNTY LEGISLATIVE BODY met in regular session at the White County Courthouse in Sparta Tennessee on January 25, 2016 at 6:00 p.m.

Present and presiding the Honorable Terry Alley, Chairman, Denny Wayne Robinson, County Executive, and Connie Jolley, Clerk, with the following Commissioners present: Stanley Neal, Bruce Null, Karen LaFever, B K Luna, Bruce Frasier, Diana Haston, Mack Johnson, Russell Gooch, Harold England, Dale Bennett, Terry Alley, Cain Rogers. Absent: Matt McBride and Jack Sherrell

A quorum being present the following proceedings were held.

Motion was made by Commissioner Bruce Null and seconded by Commissioner Harold England to approve minutes from Dec 2015 meeting as presented. Chairman Alley called for a voice vote, all members in favor of said motion.

Motion was made by Commissioner Cain Rogers and seconded by Commissioner Russell Gooch to spread on minutes the Grand Jury Report as presented. Chairman Alley called for a voice vote, all members in favor of said motion.

Motion was made by Commissioner Karen LaFever and seconded by Commissioner Stanley Neal to spread on minutes the Quarterly Reports as presented. Chairman Alley called for a voice vote, all members in favor of said motion.

Motion was made by Commissioner Cain Rogers and seconded by Commissioner Harold England to spread on minutes the Audit Committee Report .Chairman Alley called for a voice vote, all members in favor of said motion.

Report of Steering Committee A given by Commissioner Stanley Neal.

Motion was made by Commissioner Bruce Frasier and seconded by Commissioner Dale Bennett to approve resolution 01-01-2016, approve County Road List/Map. Upon the roll being called the following voted.

YES  
CAIN ROGERS  
TERRY ALLEY  
HAROLD ENGLAND  
DALE BENNETT  
RUSSELL GOOCH  
MACK JOHNSON  
DIANA HASTON

NO

ABSENT  
JACK SHERRELL  
MATT MCBRIDE



WHITE COUNTY, TENNESSEE

**RESOLUTION NO. 01-01-2016**  
**Approve County Road List/Map**

**WHEREAS**, Tennessee Code Annotated, Section 54-10-103 requires that the County have a road List and Road Map for the Highway Superintendent to have guidelines to go by:

**NOW THEREFORE, BE IT RESOLVED** by the White County Legislative Body meeting in Regular Session on this 25<sup>th</sup> day of January, 2016 at Sparta, Tennessee, that:

The following attached list of County Roads is accepted as the official Public Road List and Road Map.

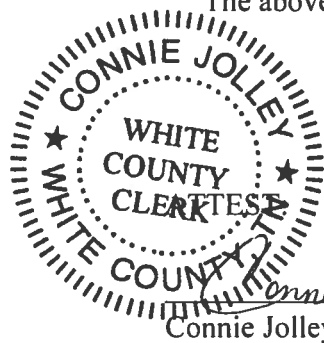
Motion made by Bruce Frasier and seconded by Dale Bennett that the above resolution be adopted.

On roll call, the vote was recorded as follows:

AYES 12

NAYS 0

The above resolution was passed on the 25<sup>th</sup> day of January, 2016.



Connie Jolley  
Connie Jolley, County Clerk

Terry Alley  
Terry Alley, Chairman,  
County Legislative Body

Approved the 25<sup>th</sup> day of January, 2016.

Denny Wayne Robinson  
Denny Wayne Robinson, County Executive

YES	NO	ABSENT
BRUCE FRASIER		
B K LUNA		
KAREN LAFEVER		
BRUCE NULL		
STANLEY NEAL		

Report of Steering Committee B given by Commissioner Cain Rogers.

Report of Solid Waste Committee: No report

Report of Budget Committee given by Commissioner Bruce Null.

Motion was made by Commissioner Bruce Null and seconded by Commissioner Cain Rogers to approve resolution 02-01-2016 Ice Storm Finish. Upon the roll being called the following voted.

YES	NO	ABSENT
CAIN ROGERS		JACK SHERRELL
TERRY ALLEY		MATT MCBRIDE
HAROLD ENGLAND		
DALE BENNETT		
RUSSELL GOOCH		
MACK JOHNSON		
DIANA HASTON		
BRUCE FRASIER		
B K LUNA		
KAREN LAFEVER		
BRUCE NULL		
STANLEY NEAL		

Motion was made by Commissioner Russell Gooch and seconded by Commissioner Karen LaFever to approve resolution 03-01-2016, Public Library Donation. Upon the roll being called the following voted.

YES	NO	ABSENT
DIANA HASTON		JACK SHERRELL
BRUCE FRASIER		MATT MCBRIDE
B K LUNA		
KAREN LAFEVER		
BRUCE NULL		
STANLEY NEAL		
CAIN ROGERS		
TERRY ALLEY		



WHITE COUNTY, TENNESSEE

RESOLUTION NO. 02-01-2016  
RESOLUTION TO AMEND FISCAL YEAR 2016 GENERAL FUND

WHEREAS, the budget of White County is made a year in advance and is basically an estimate of revenues and expenditures that will be available and required for that year, AND

WHEREAS, at certain times revenues are received and appropriations required which were not budgeted nor anticipated in the making of the original budget document.

IT IS HEREBY RESOLVED to amend the budget to finalize payments made for the February 2015 Ice Storm Disaster cleanup:

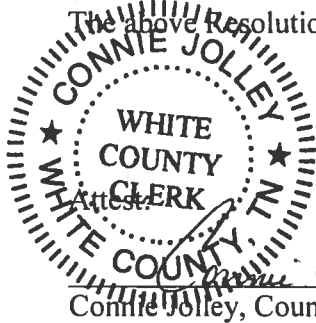
<u>Description</u>	<u>Account</u>	<u>Major Category</u>	<u>Line Item</u>	<u>Debit</u>	<u>Credit</u>
Increase	47230	Disaster Relief		360,271	
Decrease	39000	Unassigned Fund Balance		51,467	
Increase	54430-399	Disaster Relief	Other Contracted Services		411,738
				<u>411,738</u>	<u>411,738</u>

Motion made by Bruce Null and seconded by Cain Rogers that the above resolution be adopted.

On roll call, the vote was recorded as follows:

AYES: 12  
NAYES: 0

The above Resolution was passed on the 25th day of January, 2016.



Attest: Connie Jolley  
Connie Jolley, County Clerk

Terry Alley  
TERRY ALLEY, Chairman of the  
White County Legislative Body

Approved the 25th day of January, 2016.

Denny Wayne Robinson  
DENNY WAYNE ROBINSON, County Executive



WHITE COUNTY, TENNESSEE

RESOLUTION NO. 03-01-2016  
RESOLUTION TO AMEND FISCAL YEAR 2016 GENERAL FUND

WHEREAS, the budget of White County is made a year in advance and is basically an estimate of revenues and expenditures that will be available and required for that year, AND

WHEREAS, at certain times revenues are received and appropriations required which were not budgeted nor anticipated in the making of the original budget document.

IT IS HEREBY RESOLVED to amend the budget to recognize donations made to the White County Public Library, above amounts typically budgeted:

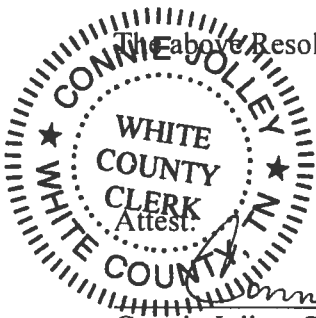
<u>Description</u>	<u>Account</u>	<u>Major Category</u>	<u>Line Item</u>	<u>Debit</u>	<u>Credit</u>
Increase	48610	Donations		15,000	
Increase	56900-432	Other Social, Cultural, & Rec.	Library Books/Media		15,000
				15,000	15,000

Motion made by Russell Gooch and seconded by Karen LaFever  
that the above resolution be adopted.

On roll call, the vote was recorded as follows:

AYES: 12  
NAYES: 0

The above Resolution was passed on the 25<sup>th</sup> day of January, 2016.



Connie Jolley  
Connie Jolley, County Clerk

Terry Alley  
TERRY ALLEY, Chairman of the  
White County Legislative Body

Approved the 25<sup>th</sup> day of January, 2016.

Denny Wayne Robinson  
DENNY WAYNE ROBINSON, County Executive



YES  
HAROLD ENGLAND  
DALE BENNETT  
RUSSELL GOOCH  
MACK JOHNSON

NO

ABSENT

Motion was made by Commissioner Bruce Frasier and seconded by Commissioner Russell Gooch to approve resolution 04-01-2016 LPRF for Ravenscroft. Upon the roll being called the following voted.

YES  
STANLEY NEAL  
BRUCE NULL  
KAREN LAFEVER  
B K LUNA  
BRUCE FRASIER  
DIANA HASTON  
MACK JOHNSON  
RUSSELL GOOCH  
HAROLD ENGLAND  
DALE BENNETT  
TERRY ALLEY  
CAIN ROGERS

NO

ABSENT  
JACK SHERRELL  
MATT MCBRIDE

Motion was made by Commissioner Stanley Neal and seconded by Commissioner Diana Haston to approve resolution 05-01-2016, Library Tech Grant. Upon the roll being called the following voted.

YES  
MACK JOHNSON  
RUSSELL GOOCH  
DALE BENNETT  
HAROLD ENGLAND  
TERRY ALLEY  
CAIN ROGERS  
STANLEY NEAL  
BRUCE NULL  
B K LUNA  
KAREN LAFEVER  
BRUCE FRASIER  
DIANA HASTON

NO

ABSENT  
JACK SHERRELL  
MATT MCBRIDE



WHITE COUNTY, TENNESSEE

RESOLUTION NO. 04-01-2016  
RESOLUTION TO AMEND FISCAL YEAR 2016 GENERAL FUND

WHEREAS, the budget of White County is made a year in advance and is basically an estimate of revenues and expenditures that will be available and required for that year, AND

WHEREAS, at certain times revenues are received and appropriations required which were not budgeted nor anticipated in the making of the original budget document.

IT IS HEREBY RESOLVED to amend the budget to recognize LPRF grant received from the State of Tennessee for the Ravenscroft Mine Walking Trail:

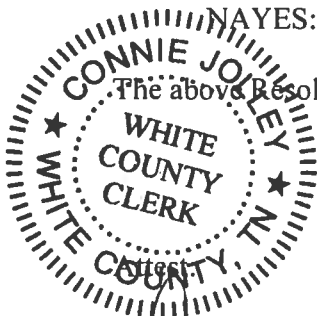
<u>Description</u>	<u>Account</u>	<u>Major Category</u>	<u>Line Item</u>	<u>Debit</u>	<u>Credit</u>
Increase	46980	Other State Grants		24,900	
Increase	56700-499	Parks and Recreation	Other Supplies and Materials		24,900
				24,900	24,900

Motion made by Bruce Frasier and seconded by Russell Gooch that the above resolution be adopted.

On roll call, the vote was recorded as follows:

AYES: 12  
NAYES: 0

The above Resolution was passed on the 25<sup>th</sup> day of January, 2016.



Connie Jolley  
Connie Jolley, County Clerk

Terry Alley  
TERRY ALLEY, Chairman of the  
White County Legislative Body

Approved the 25<sup>th</sup> day of January, 2016.

Denny Wayne Robinson  
DENNY WAYNE ROBINSON, County Executive



WHITE COUNTY, TENNESSEE

RESOLUTION NO. 05-01-2016  
RESOLUTION TO AMEND FISCAL YEAR 2016 GENERAL FUND

WHEREAS, the budget of White County is made a year in advance and is basically an estimate of revenues and expenditures that will be available and required for that year, AND

WHEREAS, at certain times revenues are received and appropriations required which were not budgeted nor anticipated in the making of the original budget document.

IT IS HEREBY RESOLVED to amend the budget to recognize Federal Technology Grant received by the White County Public Library, above amounts previously budgeted:

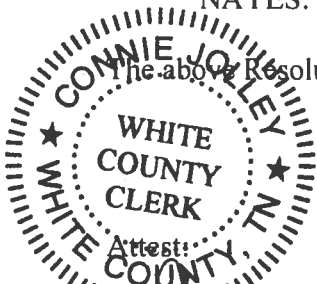
<u>Description</u>	<u>Account</u>	<u>Major Category</u>	<u>Line Item</u>	<u>Debit</u>	<u>Credit</u>
Increase	47590	Other Federal Through State		1,244	
Decrease	39000	Unassigned Fund Balance		1,244	
Increase	56500-709	Libraries	Data Processing Equipment		2,488
				<u>2,488</u>	<u>2,488</u>

Motion made by Stanley Neal and seconded by Diana Haston that the above resolution be adopted.

On roll call, the vote was recorded as follows:

AYES: 12  
NAYES: 0

The above Resolution was passed on the \_\_\_\_\_ day of January, 2016.



Attest:  
Connie Jolley  
Connie Jolley, County Clerk

Terry Alley  
TERRY ALLEY, Chairman of the  
White County Legislative Body

Approved the 25th day of January, 2016.

Denny Wayne Robinson  
DENNY WAYNE ROBINSON, County Executive

Motion was made by Commissioner Stanley Neal and seconded by Commissioner Bruce Frasier to approve resolution 06-01-2016, Ravenscroft Mine Improvements. Upon the roll being called the following voted.

YES	NO	ABSENT
DIANA HASTON		MATT MCBRIDE
BRUCE FRASIER		JACK SHERRELL
B K LUNA		
KAREN LAFEVER		
BRUCE NULL		
STANLEY NEAL		
CAIN ROGERS		
TERRY ALLEY		
HAROLD ENGLAND		
DALE BENNETT		
RUSSELL GOOCH		
MACK JOHNSON		

Motion was made by Commissioner Bruce Frasier and seconded by Commissioner Harold England to approve resolution 07-01-2016, Animal Shelter Assistant. Upon the roll being called the following voted.

YES	NO	ABSENT
CAIN ROGERS		MATT MCBRIDE
TERRY ALLEY		JACK SHERRELL
HAROLD ENGLAND		
DALE BENNETT		
RUSSELL GOOCH		
MACK JOHNSON		
DIANA HASTON		
BRUCE FRAISER		
B K LUNA		
KAREN LAFEVER		
BRUCE NULL		
STANLEY NEAL		

Motion was made by Commissioner Bruce Null and seconded by Commissioner Stanley Neal to approve resolution 08-01-2016, E-911 Funding. Upon the roll being called the following voted.



WHITE COUNTY, TENNESSEE

RESOLUTION NO. 06-01-2016  
RESOLUTION TO AMEND FISCAL YEAR 2016 GENERAL FUND

WHEREAS, the budget of White County is made a year in advance and is basically an estimate of revenues and expenditures that will be available and required for that year, AND

WHEREAS, at certain times revenues are received and appropriations required which were not budgeted nor anticipated in the making of the original budget document.

IT IS HEREBY RESOLVED to amend the budget for site improvements needed at the Ravenscroft Mine Walking Trail:

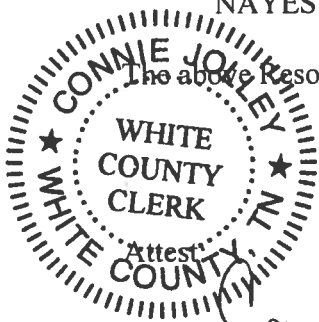
<u>Description</u>	<u>Account</u>	<u>Major Category</u>	<u>Line Item</u>	<u>Debit</u>	<u>Credit</u>
Decrease	39000	Unassigned Fund Balance		8,679	
Increase	56700-499	Parks and Recreation	Other Supplies and Materials		8,679
				<u>8,679</u>	<u>8,679</u>

Motion made by Stanley Neal and seconded by Bruce Frasier that the above resolution be adopted.

On roll call, the vote was recorded as follows:

AYES: 12  
NAYES: 0

The above Resolution was passed on the 25th day of January, 2016.



Connie Jolley  
Connie Jolley, County Clerk

Terry Alley  
TERRY ALLEY, Chairman of the  
White County Legislative Body

Approved the 25th day of January, 2016.

Denny Wayne Robinson  
DENNY WAYNE ROBINSON, County Executive



WHITE COUNTY, TENNESSEE

RESOLUTION NO. 07-01-2016

RESOLUTION TO AMEND FISCAL YEAR 2016 GENERAL FUND

WHEREAS, the budget of White County is made a year in advance and is basically an estimate of revenues and expenditures that will be available and required for that year, AND

WHEREAS, at certain times revenues are received and appropriations required which were not budgeted nor anticipated in the making of the original budget document.

IT IS HEREBY RESOLVED to amend the budget to recognize a private donation to fully fund a part-time assistant at the animal shelter through June 30, 2016:

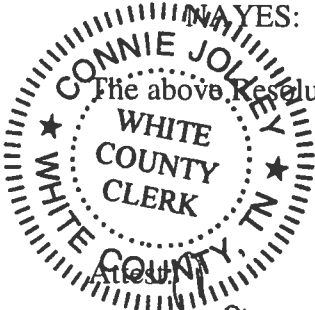
<u>Description</u>	<u>Account</u>	<u>Major Category</u>	<u>Line Item</u>	<u>Debit</u>	<u>Credit</u>
Increase	44150	Sale of Animals/Livestock		2,536	
Increase	55120-169	Rabies And Animal Control	Part-Time Personnel		2,284
Increase	55120-201	Rabies And Animal Control	Social Security		142
Increase	55120-212	Rabies And Animal Control	Employer Medicare		34
Increase	51800-513	County Buildings	Workman's Compensation Insurance		76
				2,536	2,536

Motion made by Bruce Frasier and seconded by Harold England that the above resolution be adopted.

On roll call, the vote was recorded as follows:

AYES: 12  
NAYES: 0

The above Resolution was passed on the 25th day of January, 2016.



Connie Jolley  
Connie Jolley, County Clerk

Terry Alley  
TERRY ALLEY, Chairman of the  
White County Legislative Body

Approved the 25th day of January, 2016.

Denny Wayne Robinson  
DENNY WAYNE ROBINSON, County Executive



WHITE COUNTY, TENNESSEE

RESOLUTION NO. 08-01-2016
RESOLUTION TO AMEND FISCAL YEAR 2016 GENERAL FUND

WHEREAS, the budget of White County is made a year in advance and is basically an estimate of revenues and expenditures that will be available and required for that year, AND

WHEREAS, at certain times revenues are received and appropriations required which were not budgeted nor anticipated in the making of the original budget document.

IT IS HEREBY RESOLVED to amend the budget to allow for the disbursement of all funds, \$292,606.70, being held by White County for the White County Emergency Communications District:

Table with 6 columns: Description, Account, Major Category, Line Item, Debit, Credit. It details budget adjustments for Public Safety, including a decrease for 'Committed for Public Safety - E-911' and an increase for 'Other Public Safety' under 'Contracts With Other Public Agencies'.

Motion made by \_\_\_\_\_ and seconded by \_\_\_\_\_ that the above resolution be adopted.

On roll call, the vote was recorded as follows:

AYES: \_\_\_\_\_
NAYES: \_\_\_\_\_

The above Resolution was passed on the \_\_\_\_\_ day of January, 2016.

TERRY ALLEY, Chairman of the White County Legislative Body

Attest:

Connie Jolley, County Clerk

Approved the \_\_\_\_\_ day of January, 2016.

DENNY WAYNE ROBINSON, County Executive

YES	NO	PASS	ABSENT
STANLEY NEAL	BRUCE FRASIER	B K LUNA	JACK SHERRELL
BRUCE NULL	HAROLD ENGLAND	DALE BENNETT	MATT MCBRIDE
KAREN LAFEVER	MACK JOHNSON		
DIANA HASTON			
RUSSELL GOOCH			
TERRY ALLEY			
CAIN ROGERS			

RESOLUTION FAILED

Report of Financial Management Committee given by Commissioner Russell Gooch.

Motion was made by Commissioner Russell Gooch and seconded by Commissioner Cain Rogers to approve resolution 09-01-2016, Solid Waste Write-Off. Upon the roll being called the following voted.

YES	NO	PASS	ABSENT
CAIN ROGERS	TERRY ALLEY	DIANA HASTON	JACK SHERRELL
RUSSELL GOOCH	HAROLD ENGLAND	KAREN LAFEVER	MATT MCBRIDE
BRUCE NULL	DALE BENNETT		
STANLEY NEAL	MACK JOHNSON		
	BRUCE FRASIER		
	B K LUNA		

RESOLUTION FAILED

Motion was made by Commissioner Mack Johnson and seconded by Commissioner Bruce Null to spread on minutes; all committee reports. Chairman Alley called for a voice vote, all members in favor of said motion.

Resolution 10-01-2016, White County Agreement with PES, failed for lack of motion.

Motion was made by Commissioner Bruce Frasier and seconded by Commissioner Harold England to approve the following notaries: Patricia S McBride, Clifford L McBride, Joanne Morris, Geovani Mariscal, Sharon Hale, Amanda C Judd, David Broyles, Jeniece England, Tyler Davis. Chairman Alley called for a voice vote, all members in favor of said motion.

Recognition of Members from Audience:

Paul Sherrell: Candidate for 4<sup>th</sup> District Commissioner.

Reed Johnson: What department to report fraud in the County.





WHITE COUNTY, TENNESSEE

RESOLUTION NO. 09-01-2016

RESOLUTION TO DISPOSE OF UNCOLLECTABLE SOLID WASTE ACCOUNTS

WHEREAS, the Legislative Body of White County did, while meeting in regular session on May 18, 2015, approve Resolution 38-05-2015 establishing certain policies and procedures for accounts receivable to be written-off, AND

WHEREAS, the established write-off procedures require the approval of the county legislative body, the County Executive, and the Director of Finance for any account balance greater than or equal to one thousand dollars (\$1,000) before being written-off, AND

WHEREAS, the County Executive and Director of Finance are in agreement as to the uncollectability of certain solid waste accounts greater than or equal to one thousand dollars (\$1,000), AND

WHEREAS, the Department of Finance, acting as debt collector, believes it to be in the best interest of White County to dispose of said accounts through a write-off procedure.

IT IS THEREFORE RESOLVED, that the five solid waste accounts, hereto attached by reference and itemized on the White County Department of Finance Account Write-off Approval Form, totaling nineteen thousand, ninety-four dollars and six cents (\$19,094.06) are hereby written-off as bad debts of White County, Tennessee.

Motion made by \_\_\_\_\_ and seconded by \_\_\_\_\_ that the above resolution be adopted.

On roll call, the vote was recorded as follows:

AYES: \_\_\_\_\_

NAYES: \_\_\_\_\_

The above Resolution was passed on the \_\_\_\_\_ day of January, 2016.

\_\_\_\_\_  
TERRY ALLEY, Chairman of the  
White County Legislative Body

Attest:

\_\_\_\_\_  
Connie Jolley, County Clerk

Approved the \_\_\_\_\_ day of January, 2016.

\_\_\_\_\_  
DENNY WAYNE ROBINSON, County Executive



## WHITE COUNTY, TENNESSEE

### Resolution 10-01-2016

#### **Agreement Between White County And Professional Engineering Services.**

**WHEREAS**, Industrial Development is a vital component of the economic health of our community; and

**WHEREAS**, crucial measures need to be taken to insure the continued success of Industrial Development; and

**WHEREAS**, occasionally there becomes a need for professional services to advise White County on proper procedures for preparation of Industrial Development.

**NOW, THEREFORE, BE IT RESOLVED**, that the White County Legislative Body, meeting in regular monthly session, approve and authorize the White County Executive to enter into an agreement between White County and Professional Engineering Services to perform such services; and

**BE IT FURTHER RESOLVED**, estimated cost will be provided to the White County Executive by Professional Engineering Services on all required services not addressed in the agreement.

Motion made by \_\_\_\_\_ and seconded by \_\_\_\_\_ that the above resolution be adopted.

On roll call, the vote was recorded as follows:

AYES \_\_\_\_\_

NAYS \_\_\_\_\_

The above resolution was passed on the 25<sup>th</sup> day of January, 2016.

\_\_\_\_\_  
Terry Alley, Chairman,  
County Legislative Body

ATTEST:

\_\_\_\_\_  
Connie Jolley, County Clerk

Approved the 25<sup>th</sup> day of January, 2016.

\_\_\_\_\_  
Denny Wayne Robinson, County Executive

Old Business:

Motion was made by Commissioner Russell Gooch and seconded by Commissioner Stanley Neal to approve resolution 11-01-2015, regarding a request for TN Legislature and the Governor to initiate action to return powers not delegated to the Federal Government back to the States- From Steering Committee B, December 2015 Meeting. Upon the roll being called the following voted.

YES	NO	PASS	ABSENT
BRUCE NULL	B K LUNA	DIANA HASTON	MATT MCBRIDE
STANLEY NEAL	HAROLD ENGLAND	BRUCE FRASIER	JACK SHERRELL
CAIN ROGERS		KAREN LAFEVER	
TERRY ALLEY			
DALE BENNETT			
RUSSELL GOOCH			
MACK JOHNSON			

RESOLUTION FAILED

Motion was made by Commissioner Bruce Null and seconded by Commissioner Cain Rogers to approve resolution 91-12-2015, Juvenile Court Administration Fee. Upon the roll being called the following voted.

YES	NO	ABSENT
STANLEY NEAL		MATT MCBRIDE
BRUCE NULL		JACK SHERRELL
KAREN LAFEVER		
B K LUNA		
BRUCE FRASIER		
DIANA HASTON		
MACK JOHNSON		
RUSSELL GOOCH		
HAROLD ENGLAND		
DALE BENNETT		
TERRY ALLEY		
CAIN ROGERS		

New Business: None

Motion was made by Commissioner Bruce Frasier and seconded by Commissioner Stanley Neal to adjourn. Chairman Alley called for a voice vote, all members in favor of said motion.



## WHITE COUNTY, TENNESSEE

### Resolution 11-01-2016

#### **A Resolution Requesting The Tennessee Legislature And Governor To Initiate Action To Return Powers Not Delegated To The United States To The States And The People**

**WHEREAS**, the Ninth and Tenth Amendments of the United States Constitution reserves all powers not explicitly delegated to the federal government, to the people and the states, respectively; and

**WHEREAS**, the United States Constitution does not address the institution of marriage and other domestic relations; and

**WHEREAS**, the Supreme Court of the United States has historically held that “the states, at the time of adoption of the Constitution, possessed full power over the subject of marriage and divorce....and the Constitution delegated no authority to the federal government on the subject of marriage and divorce and the whole subject of the domestic relations of husband and wife, parent and child, belongs to the laws of the states and not the laws of the United States”; and

**WHEREAS**, as recently as 2013 in *United States v. Windsor*, the Supreme Court confirmed policy decisions in respect to domestic relations were deferred to the states and the regulation of domestic relations has been historically the virtually exclusive province of the states; and

**WHEREAS**, the majority of the current Supreme Court reversed this legal precedent, as well as its own method of self-governance by adherence to strict rules and legal precedents, in *Obergefell v. Hodges* by invoking due process protections of the Fourteenth Amendment to forbid any state to recognize a lawful marriage performed in another state on the ground of its character; and

**WHEREAS**, the dissenting opinions held the protections afforded by the Fourteenth Amendment were grossly misapplied since the amendment could have never been intended at the time of its ratification to withdraw from the states the authority to regulate domestic relations; and

**WHEREAS**, Justice Alito, in his *Obergefell* dissent stated, “if a bare majority of justices can invent a new right and impose that right on the rest of the country, the only real limit on what future majorities will be able to do is their own sense of what those with political power and cultural influence are willing to tolerate”, and

**WHEREAS**, it is the belief of the White County Commission that the United States Supreme Court and many of the lower federal courts have by virtue of their decisions increasingly encroached on the rights of the states and the people by granting powers to the federal government not expressly granted to it by the Constitution; and

**WHEREAS**, Federalist Paper 78 states, “liberty can have nothing to fear from the judiciary alone, but would have everything to fear from its union with either of the other departments, i.e. executive and legislative branches”; and

**WHEREAS**, we as members of this elected body publicly express the concerns of our citizens that our judiciary has become increasingly joined with the other branches on matters of social and public policy our Founding Fathers intended to be maintained by the states and those individuals capable of self-governance; and

**WHEREAS**, this body, duly elected to represent the citizens of White County, requests the Tennessee Legislature and Governor to take the legal and appropriate action as prescribed in Article V of the United States Constitution to petition the United States Congress to return those powers not expressly delegated to the United States by the Constitution be to the states and the people.

**NOW, THEREFORE, BE IT RESOLVED** by the board of commissioners of White County, Tennessee meeting in regular session on this the 25<sup>th</sup> day of January 2016, that this Commission does hereby urge our legislative delegation to introduce legislation to initiate the process of returning powers not expressly delegated to the United States government back to the states and the people, the public welfare requiring it.

Motion made by \_\_\_\_\_ and seconded by \_\_\_\_\_ that the above resolution be adopted.

On roll call, the vote was recorded as follows:

AYES \_\_\_\_\_

NAYS \_\_\_\_\_

The above resolution was passed on the 25<sup>th</sup> day of January, 2016.

\_\_\_\_\_  
Terry Alley, Chairman,  
County Legislative Body

ATTEST:

\_\_\_\_\_  
Connie Jolley, County Clerk

Approved the 25<sup>th</sup> day of January, 2016.

\_\_\_\_\_  
Denny Wayne Robinson, County Executive



WHITE COUNTY, TENNESSEE

RESOLUTION NO. 91-12-2015  
RESOLUTION AUTHORIZING JUVENILE COURT ADMINISTRATION FEE  
ON EACH COURT CASE

WHEREAS, Tennessee Code Annotated permits the imposition of a fee on each court case to help counties offset the cost of juvenile court administration, AND

WHEREAS, the cost of juvenile court administration should be at least partially borne by those who access the courts and the court system.

IT IS HEREBY RESOLVED by the White County Legislative Body that:

SECTION 1. For each case filed in the Juvenile Court of White County, Tennessee there is imposed a Juvenile Court Administration Fee of \$30.00 which shall be part of the cost bill of each case which the Clerks shall collect and handle in the same manner as all other court costs.

SECTION 2. All unused Juvenile Court Administration Fee revenue at year end shall be reserved for use in future periods.

Motion made by Bruce Null and seconded by  
Cain Rogers that the above resolution be adopted.

On roll call, the vote was recorded as follows:

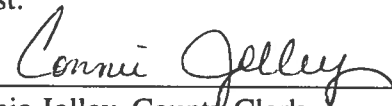
AYES: 12

NAYES: 0

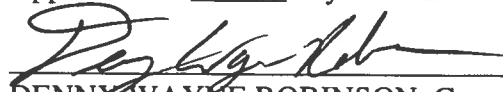
The above Resolution was passed on the 25th day of <sup>January 2016</sup>~~December, 2015~~.

  
TERRY ALLEY, Chairman of the  
White County Legislative Body

Attest:

  
Connie Jolley, County Clerk

Approved the 25th day of <sup>January 2016</sup>~~December, 2015~~.

  
DENNY WAYNE ROBINSON, County Executive

