

HERD SULLIVAN
COUNTY MAYOR
ROOM 205 COURTHOUSE
SPARTA, TN 38583

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 MAY 20, 2013 AT 6:00 P.M. IN THE LARGE COURTROOM 3RD FLOOR OF THE WHITE COUNTY COURTHOUSE IN SPARTA, TENNESSEE.

THE AGENDA IS AS FOLLOWS:

1. CALL TO ORDER BY CHAIRMAN.
2. PRAYER.
3. PLEDGE.
4. ROLL CALL
5. APPROVE MINUTES FROM PREVIOUS MEETING.
6. GRAND JURY REPORT.
7. RESOLUTION 82-05-13 TO LEVY A COUNTY-WIDE MOTOR VEHICLE.
8. REPORT OF STEERING COMMITTEE A.
9. REPORT OF STEERING COMMITTEE B.
10. REPORT OF BUDGET COMMITTEE.
 - A. RESOLUTION 83-05-13 TO AMEND 2013-2024 GENERAL PURPOSE SCHOOL BUDGET.
11. REPORT OF SOLID WASTE COMMITTEE
12. REPORT OF PURCHASING COMMITTEE.
13. REPORT OF EMERGENCY SERVICE COMMITTEE.
14. NOTARY'S
15. RECOGNITION OF MEMBERS FROM AUDIENCE.
OLD BUSINESS
16. NEW BUSINESS
 - B. RESOLUTION 84-05-13 THE COUNTY BOARD OF EQUALIZATION.
17. ADJOURN.

MAY 20, 2013

BE IT REMEMBERED THAT THE WHITE COUNTY LEGISLATIVE BODY met in regular session at the White County Courthouse in Sparta, Tn. on May 20, 2013 at 6:00 p.m.

Present and presiding the Hon. Paul Bailey, Chairman, Herd Sullivan, County Executive, and Connie Jolley, Clerk, with the following Commissioners present: Joe England, Bruce Null, Matt McBride, Al Klee, B K Luna, Diana Haston, Hank Clark, Jerry Austin, Andy Alley, Terry Alley, Wallace Austin, Marion Bumbalough. Absent: Denny Robinson

A quorum being present the following proceedings were held.

Motion was made by Commissioner B K Luna and seconded by Commissioner Diana Haston to approve the minutes from the previous meeting as written. Chairman Bailey called for a voice vote, all members in favor of said motion.

Grand Jury Report: No Report

Proclamation for June Diary Month

Motion was made by Commissioner Bruce Null and seconded by Commissioner Matt McBride to approve resolution 82-05-13, to levy a County-Wide Motor Vehicle Tax. (Second reading). Upon the roll being called the following voted.

YES	NO	PASS	ABSENT
DIANA HASTON	WALLACE AUSTIN	AL KLEE	DENNY ROBINSON
HANK CLARK	PAUL BAILEY	JERRY AUSTIN	
TERRY ALLEY			
MARION BUMBALOUGH			
B K LUNA			
BRUCE NULL			
ANDY ALLEY			
MATT MCBRIDE			
JOE ENGLAND			

MOTION FAILED

Report of Steering Committee A given by Commissioner Bruce Null.

Report of Steering Committee B given by Commissioner Hank Clark.

Report of Budget Committee given by Commissioner Bruce Null.

RESOLUTION 02-05-13
RESOLUTION TO LEVY A COUNTY-WIDE MOTOR VEHICLE TAX

WHEREAS, Tennessee Code Annotated, Section 5-8-102, authorizes counties to levy a motor vehicle privilege tax as a condition precedent to the operation of a motor vehicle within a county; and,

WHEREAS, the need for new revenue sources is great in White County, in part due to the federal mandates imposed by the Patient Protection and Affordable Care Act;

NOW, THEREFORE BE IT RESOLVED, by the White County legislative body that:

SECTION 1. For the privilege of using the public roads and highways, in White County, Tennessee, there is levied upon motor-driven vehicles, and upon the privilege of the operation thereof, except farm tractors, self-propelled farm machines not usually used for operation upon public highways or roads, and motor-driven vehicles owned by any governmental agency or governmental instrumentality and except for other exemptions provided by general law, a special privilege tax for the benefit of such county, which tax shall be in the amount of fifty dollars (\$50.00) for each such motor-driven vehicle, the owner of which resides within said county.

This tax applies to, is a levy upon, and shall be paid on each motor-driven vehicle, the owner of which resides with said county.

SECTION 2. The tax herein levied shall be paid to and collected by the County Clerk of White County, who is authorized by Tennessee Code Annotated, Section 67-4-103, to collect such privilege taxes. The County Clerk shall collect this tax at the same time he or she collects the state privilege tax levied upon the operation of a motor-driven vehicle over the public highways of this state. The County Clerk shall deduct a fee of five percent (5%) as authorized in Tennessee Code Annotated, Section 8-21-701(55), from the amount of taxes collected and paid over to the County Trustee.

SECTION 3. Payment of the privilege tax imposed hereunder shall be evidenced by a receipt, issued in duplicate by the County Clerk, the original of which shall be kept by the owner of the motor-driven vehicle, and by a decal also issued by the County Clerk, which shall be displayed by affixing the decal on and to the lower right corner of the license plate in the space provided for such decal. The design of the decal shall be determined by the County Clerk and shall be the same size as the state renewal decal. The expense incident to the purchase of such decals herein required, as well as the expense of obtaining proper receipts and other records necessary for the performance of the duties herein incumbent upon the County Clerk, shall be paid from the general fund of the county.

SECTION 4. The privilege tax or wheel tax herein levied, when paid together with full, complete, and explicit performance of and compliance with all provisions of this Resolution, by the owner, shall entitle the owner of the motor-driven vehicle for which said tax was paid and on which the decal or emblem has been affixed as herein provided, to operate or allow to be operated such vehicle over the streets, roads, and highways of the county for a period of one year which will run concurrently with the period established for the state regulation fees by Tennessee Code Annotated, Section 55-4-104.

In the event the wheel tax decal is sold by the Clerk for a period of more or less than a twelve-month period, the tax imposed shall be proportionate to the annual tax fixed for the vehicle and modified in no other manner, except that the proportional tax shall be rounded off to the nearest quarter of a dollar.

SECTION 5. In the even any motor-driven vehicle, for which the wheel tax has been paid and the emblem or decal issued and placed thereon, become unusable or is destroyed or damaged to the extent that it can no longer be operated over the public roads, streets, or highways of said county; or in the event that the owner transfers the title to such vehicle, or completely removes therefrom and destroys the decal or emblem issued for and placed thereon, and the owner makes proper application to the Clerk for the issuance of a duplicate decal or emblem to be used by such owner on another vehicle for the unexpired term for which the original decal or emblem was issued, and the Clerk is satisfied that the applicant is entitled to the issuance of such a duplicate decal or emblem and the owner pays into the hands of the Clerk the sum of five dollars and twenty-five cents (\$5.25), the Clerk will then issue to such owner a duplicate receipt, canceling the original receipt delivered to the Clerk by the owner, and will deliver to the owner a duplicate decal or emblem, which shall be affixed to the motor-driven vehicle for which it is issued, as herein provided, and such duplicate decal or emblem shall entitle the owner to operate or allow to be operated the vehicle upon the streets, roads, and highways of said county for the remainder of the period for which the original decal or emblem was issued. Likewise, in the event a decal or emblem becomes obliterated, erased, or defaced, or is destroyed under the provisions of this resolution, and is therefore illegible and unusable by the owner, upon proper application made by the owner and filed with the Clerk, showing such circumstances and facts to be true, then the Clerk, upon receipt from the owner of five dollars and twenty-five cents (\$5.25) may issue and deliver to the owner, a duplicate decal or emblem.

SECTION 6. The proceeds of the motor vehicle privilege tax herein levied shall be placed into the following funds as follows: 30% General Purpose School Fund, 5% Highway/Public Works Fund, and 65% County General Fund. This funding formula may be altered as needed by the passage of a formal resolution to this effect by the White County legislative body.

SECTION 7. If any provision of this resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this resolution which can be given effect with the invalid provision or application, and to that end the provisions of this resolution are declared to be severable.

SECTION 8. This resolution shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of White County at two (2) consecutive regularly scheduled meetings.

SECTION 9. For the purpose of approving or rejecting the provision of this act, it shall be effective upon being approved by a two-thirds (2/3) vote of the county legislative body of White County at two (2) consecutive regularly scheduled meetings. For the purpose of collection of the tax herein levied, such collection shall begin the first day of July, 2013, unless this resolution is subject to a referendum election pursuant to Tennessee Code Annotated, Section 5-8-102, whereupon collection of the tax herein levied shall begin on the first day of the month following the month that this resolution is approved at a referendum.

Passed 1st reading at the regular _____, 2013, meeting of the White County legislative body.

Passed 2nd reading at the regular _____, 2013, meeting of the White County legislative body.

APPROVED:

Paul Bailey, Chairman

ATTEST:

Connie Jolley, County Clerk

Motion was made by Commissioner Wallace Austin and seconded by Commissioner Joe England to approve resolution 83-05-13, to amend 2013-2014 General purpose School Budget. Upon the roll being called the following voted.

YES	NO	ABSENT
ANDY ALLEY		DENNY ROBINSON
JERRY AUSTIN		
PAUL BAILEY		
JOE ENGLAND		
TERRY ALLEY		
WALLACE AUSTIN		
BRUCE NULL		
MATT MCBRIDE		
MARION BUMBALOUGH		
DIANA HASTON		
B K LUNA		
AL KLEE		
HANK CLARK		

Report of Solid Waste Committee given by Commissioner Hank Clark.

Report of Purchasing Committee given by County Executive Herd Sullivan.

Report of Emergency Service Committee given by Commissioner Matt McBride.

Motion was made by Commissioner Joe England and seconded by Commissioner B K Luna to approve the following notaries: Carole Marie Emerton, Christy D McCaleb, Amy D Grissom, Melody J Rogers, Vanessa K O'Neal, Vickie E Brady, and Sheila R Stephens. The Commission sent Mavery Gore notary back for incomplete form. Chairman Bailey called for a voice vote, all members in favor of said motion.

Recognition of Members from Audience:

Rescue Squad Chief Mike McLatchy asked the Commission how long it would take to pass the budget.
Richard England asked about clean up on some abandoned property.
Sandra Mosely wanted a copy of the budget and asked why cut services.
Richard Thomas had concerns about the rating on Fire Depts. If funds are cut.

Old Business:

Commissioner Al Klee gave a report from the Industrial Park Advisory Committee.

New Business:

RESOLUTION (83-05-13)
AMEND 2012-2013 GENERAL PURPOSE SCHOOL BUDGET

WHEREAS, the budget for White County, Tennessee, is made a year in advance, and

WHEREAS, the budget is basically an estimate of funds and expenditures that will be available and required for that year, and

WHEREAS, certain times revenues and appropriations are received or required which were not budgeted to these items or which were not anticipated at the making of the budget.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS FOR WHITE COUNTY, TENNESSEE, as follows:

TO RECLASSIFY MEDICAL INSURANCE, DUE TO CODING MISTAKE.

DECREASE Expenditure 141-73300-207 Medical Insurance \$ 5,506.00

INCREASE Expenditure 141-71100-207 Medical Insurance \$5,506.00

Motion made by Wallace Austin and seconded by
Opie England that the above resolution be adopted.

On roll call the vote was recorded as follows:

AYES 13

NAYS 0

The above resolution was passed on the 20th day of May, 2013.

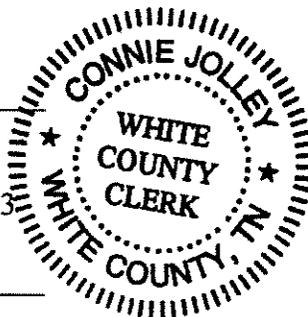
Paul Bailey
Paul Bailey, Chairman

ATTEST:

Connie Jolley
Connie Jolley, County Clerk

Approved the 20th day of May, 2013

Herd Sullivan
Herd Sullivan, County Executive





**White County, Tennessee
Fiscal Year 2012-2013
Budget Amendment**

Date: May 15, 2013

Fund: 141 - General Purpose School Fund

Sub-Fund: n/a

<u>Account</u>	<u>Major Category</u>	<u>Line Item</u>	<u>Increase</u>	<u>Decrease</u>
73300-207	Community Services	Medical Insurance		5,506
71100-207	Regular Instruction Program	Medical Insurance	5,506	
			<u>5,506</u>	<u>5,506</u>

Description:

To reclassify medical insurance, due to coding mistake.

Budgeted Revenues are Increased with a Debit and Decreased with a Credit.

Budgeted Expenditures are Decreased with a Debit and Increased with a Credit.

Motion was made by Commissioner Joe England and seconded by Commissioner Andy Alley to approve resolution 84-05-13, The County Board of Equalization. Upon the roll being called the following voted.

YES	NO	ABSENT
JOE ENGLAND	AL KLEE	DENNY ROBINSON
BRUCE NULL		
MATT MCBRIDE		
B K LUNA		
DIANA HASTON		
HANK CLARK		
PAUL BAILEY		
JERRY AUSTIN		
ANDY ALLEY		
TERRY ALLEY		
WALLACE AUSTIN		
MARION BUMBALOUGH		

Motion was made by Commissioner Joe England and seconded by Commissioner Terry Alley to adjourn. Chairman Bailey called for a voice vote, all members in favor of said motion.

RESOLUTION 89-05-2013
THE COUNTY BOARD OF EQUALIZATION

Whereas, Tennessee code Annotated, Section 67-1-401 provides that the County Legislative Body shall, at the regular session of each even year elect five (5) freeholders and taxpayers from different sections of the county who shall constitute a County Board of Equalization. However, pursuant to Tennessee Code Annotated, Section 67-1-401, 1 members(s) is/are selected by County Governing Bodies in White County.

NOW THEEFORE, BE IT RESOLVED by the White County Legislative body meeting in regular session on this 20th day of May, 2013 at Sparta, Tennessee, that:

That the following members be appointed or reappointed to the Board of Equalization for 2 years. Before entering upon the discharge of the office, each member of the County Board of Equalization must take, subscribe and file with the County Clerk a oath:

1. Tommy Denton
2. Barbara Witzigman
3. Willie Ray Miller
4. Thurman Mason
5. Gary McBride

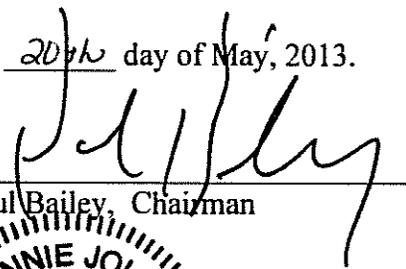
Motion made by Joe England and seconded by Andy Alley that above resolution be adopted.

On roll call, the vote was recorded as follows:

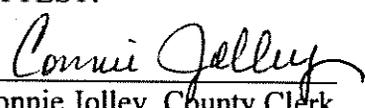
AYES 12

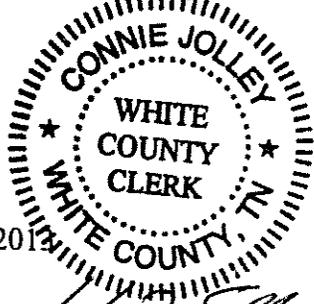
NAYS 1

The above resolution was passed on the 20th day of May, 2013.


Paul Bailey, Chairman

ATTEST:


Connie Jolley, County Clerk



Approve the 20th day of May, 2013


Herd Sullivan, County Executive

**EQUALIZATION BOARD MEMBERS
2013**

**TOMMY DENTON
3486 SPENCER HWY.
SPARTA, TN. 38583**

**BARBARA WITZIGMAN
C/O TRI-STAR REAL ESTATE
566 N. SPRING ST.
SPARTA, TN. 38583**

**WILLIE RAY MILLER
140 GLADSTONE ACRES RD.
SPARTA, TN. 38583**

**THURMAN MASON
788 WAYMON MASON RD.
QUEBECK, TN. 38579**

**GARY MCBRIDE
500 CREEKSIDE PLACE
SPARTA, TN. 38583**