

**COUNTY COMMISSION DOCKET
DECEMBER 19, 2016
6:30PM**

PRAYER/PLEDGE: DISTRICT 8 COMMISSIONERS TERRY POTTS AND DEBBIE TURNER

EXPLANATION OF PUBLIC COMMENT PERIOD

APPROVAL OF THE AGENDA

- 12-16-01. IN RE: APPROVAL OF THE MINUTES OF THE NOVEMBER 21, COUNTY COMMISSION MEETING. (CHARLIE NORMAN 12/15/16)**
- 12-16-02. IN RE: REPORT OF THE COUNTY MAYOR. (CHARLIE NORMAN 12/15/16)**
- 12-16-03. IN RE: APPROVAL OF APPLICATIONS FOR NOTARY PUBLIC. (SCOTT SUMNERS 12/15/16)**
- 12-16-04. IN RE: REPORT OF ADMINISTRATION COMMITTEE. (SCOTT SUMNERS 12/15/16)**
- 12-16-05. IN RE: REPORT OF BUDGET COMMITTEE. (DAVIS BURKHALTER 12/15/16)**
- 12-16-06. IN RE: REPORT OF HEALTH AND ENVIRONMENT COMMITTEE. (LINDA WHITESIDE 12/15/16)**
- 12-16-07. IN RE: REPORT OF SAFETY COMMITTEE. (DON MORROW 12/15/16)**
- 12-16-08. IN RE: REPORT OF THE BUILDING COMMITTEE. (TALVIN BARNER 12/15/16)**
- 12-16-09. IN RE: REPORT OF MAURY ALLIANCE. (MICHAEL FULBRIGHT 12/15/16)**
- 12-16-10. IN RE: ANNOUNCEMENT THAT THE HEALTH AND ENVIRONMENT, SAFETY, BUILDING, ADMINISTRATION AND BUDGET COMMITTEES TERMS EXPIRE JANUARY 2017. (CHARLIE NORMAN 12/15/16)**
- 12-16-11. IN RE: APPOINTMENT OF 4TH DISTRICT CONSTABLE. (CHARLIE NORMAN 12/15/16)**
- 12-16-12. IN RE: ANNOUNCEMENT THAT TWO MEMBERS TERM ON THE AGRICULTURAL BOARD EXPIRES. (SCOTT SUMNERS 12/15/16)**
- 12-16-13. IN RE: ANNOUNCEMENT THAT THREE MEMBERS TERM ON THE AUDIT COMMITTEE EXPIRES. (SCOTT SUMNERS 12/15/16)**
- 12-16-14. IN RE: ANNOUNCEMENT THAT THREE MEMBERS TERM ON THE BOARD OF HEALTH EXPIRES. (LINDA WHITESIDE 12/15/16)**
- 12-16-15. IN RE: ANNOUNCEMENT THAT TWO MEMBERS TERM ON THE HOSPITAL BOARD EXPIRES. (LINDA WHITESIDE 12/15/16)**
- 12-16-16. IN RE: ANNOUNCEMENT THAT TWO MEMBERS TERM ON THE INDUSTRIAL DEVELOPMENT BOARD EXPIRES. (CHARLIE NORMAN 12/15/16)**

- 12-16-17. IN RE: ANNOUNCEMENT THAT ONE MEMBERS TERM ON THE TENNESSEE SOUTHERN RAILROAD AUTHORITY BOARD EXPIRES. (CHARLIE NORMAN 12/15/16)
- 12-16-18. IN RE: RESERVED
- 12-16-19. IN RE: RESERVED
- 12-16-20. IN RE: RESOLUTION REQUESTION UNITED STATES GEOLOGICAL SERVICE AND THE UNITED STATES BOARD ON GEOGRAPHIC NAMES TO CHANGE THE NAME OF NEGRO CREEK TO VIOLET HARDISON CREEK. (DON MORROW 12/15/16)
- 12-16-21. IN RE: RESOLUTION APPROVING 2017 MAURY COUNTY ROAD LIST. (DON MORROW 12/15/16)
- 12-16-22. IN RE: RESOLUTION AMENDING THE SHERIFF DEPARTMENT'S BUDGET TO SPEND 2012-2013 SCAAP GRANT FUNDS. (DAVIS BURKHALTER 12/15/16)
- 12-16-23. IN RE: RESOLUTION AMENDING 2016/2017 SHERIFF DEPARTMENT BUDGET REGARDING INSURANCE RECOVERY ON A VEHICLE. (DAVIS BURKHALTER 12/15/16)
- 12-16-24. IN RE: A RESOLUTION URGING THE TENNESSEE GENERAL ASSEMBLY TO AMEND CHAPTER 119 OF THE PRIVATE ACTS OF 1995 RELATIVE TO DISTRIBUTION OF THE PROCEEDS OF THE WHEEL TAX IN MAURY COUNTY. (DAVIS BURKHALTER 12/15/16)
- 12-16-25. IN RE: RESOLUTION AMENDING 2016-2017 SCHOOL GENERAL PURPOSE BUDGET PURSUANT TO AMENDMENT 4498. (DAVIS BURKHALTER 12/15/16)
- 12-16-26. IN RE: RESOLUTION AMENDING 2016-2017 SCHOOL GENERAL PURPOSE BUDGET PURSUANT TO AMENDMENT 4490. (DAVIS BURKHALTER 12/15/16)
- 12-16-27. IN RE: RESOLUTION AMENDING OF THE MAURY COUNTY ZONING RESOLUTION TO ADD A NEW ARTICLE 8.012 TO REQUIRE A ZONING CERTIFICATE. (SCOTT SUMNERS 12/15/16)
- 12-16-28. IN RE: RESOLUTION AMENDING 2016-2017 COUNTY GENERAL FUND BUDGET FOR HEALTH DEPARTMENT. (DAVIS BURKHALTER 12/15/16)
- 12-16-29. IN RE: RESOLUTION APPROVING AN INITIAL BORROWING RESOLUTION TO BORROW ONE MILLION DOLLARS FOR BRIDGE REPAIR AND/OR REPLACE THE SEAVY HIGHTS BRIDGE AND HARLAN ROAD BRIDGE. (DAVIS BURKHALTER 12/15/16)
- 12-16-30. IN RE: A RESOLUTION APPROVING THE MAXIMUM COST AND CERTAIN AGREEMENTS RELATING TO THE DESIGN AND CONSTRUCTION OF A FIRE STATION TO BE LOCATED AT THE SOUTHEAST QUADRANT OF THE INTERSECTION OF NEW LASEA ROAD AND OLD HIGHWAY 99 AND CERTAIN AGREEMENTS RELATING TO THE DESIGN AND CONSTRUCTION OF CERTAIN SCHOOLS AND OTHER PUBLIC BUILDINGS IN MAURY COUNTY, TENNESSEE, AND AUTHORIZING AND RECOMMENDING OTHER ACTIONS NECESSARY AND PROPER IN

**CONNECTION WITH SAID AGREEMENTS AND THE DEVELOPMENT AND
CONSTRUCTION OF SUCH PROJECTS. (DAVIS BURKHALTER 12/15/16)**

**12-16-31. IN RE: RESOLUTION APPROVING SALE OF REAL PROPERTY USED BY THE
SOLID WASTE DEPARTMENT. (DAVIS BURKHALTER 12/15/16)**

NEW BUSINESS:

OLD BUSINESS:

PUBLIC COMMENT:

ANNOUNCEMENTS:

NOTARY LIST FOR DECEMBER 2016

NEW APPLICANTS

**PATRICK W. ADAMS
SANDRA CANIZALEZ
NANCY S. CROZIER
DENISE D. DARNELL
BRYAN DUNN
PAMELA JO GARBER
MELANIE HALDAS
DIANE HILDENBRANDT
KEITH MORRIS
SHAMEEKA PARRISH
MATTHEW T. SPIRES
SHANNON N. WOODARD**

RENEWAL APPLICANTS

**SYLVIA M. ALLEN
MEREDITH CAMPBELL BYBEE
CHRISTIAN YALE CAHILL
JASON GOLDEN
PAMELA K. KYLE
TAMMIE LOVETT
JAMIE R. MCCORD
PAT N. MCCURDY
LARRY M. ROE**

RESOLUTION NO. 12-16-20

RESOLUTION REQUESTION UNITED STATES GEOLOGICAL SERVICE AND THE UNITED STATES BOARD ON GEOGRAPHIC NAMES TO CHANGE THE NAME OF NEGRO CREEK TO VIOLET HARDISON CREEK

WHEREAS, Negro Creek runs approximately 2 miles and empties into the Duck River; and

WHEREAS, it is desirable to change the name of Negro Creek to Violet Hardison Creek; and

WHEREAS, when Violet Hardison died in 1910 she was one of the oldest living individuals in the State of Tennessee;

WHEREAS, Mrs. Hardison came to Tennessee from North Carolina as a slave in approximately 1840; and

WHEREAS, after the Civil War when she had been freed from slavery she remained in Maury County in the Rock Springs Community through which Negro Creek traverses;

WHEREAS, Mrs. Hardison was known for her story telling abilities and recollection of history; and¹

WHEREAS, it would be appropriate for the United States Geological Service and the United States Board on Geographic Names to change the name of Negro Creek to Violet Hardison Creek.

NOW, THEREFORE, BE IT RESOLVED by the Maury County Legislative Body that the County Mayor and County Attorney are authorized to take all steps necessary to have the United States Geological Service and the United States Board on Geographic Names change the name of Negro Creek to Violet Hardison Creek.

This the 19th day of December, 2016.

CHARLES R. NORMAN
County Mayor

¹ The Columbia Herald, December 20, 1910 edition

ATTEST:

_____, County Clerk
Joe H. Allen

STATE OF TENNESSEE)
)
COUNTY OF MAURY)

I, the undersigned, hereby certify that I am the duly qualified and acting County Clerk of Maury County, Tennessee, and as such official I further certify that attached hereto is a copy of excerpts from the minutes of the regular meeting of the governing body of said County held on December 19, 2016; that these minutes were promptly and fully recorded and are open to public inspection; that I have compared said copy with the original minute record of said meeting in my official custody; and that said copy is a true, correct and complete transcript from said original minute record insofar as said original record relates to the design and construction of the Projects.

WITNESS my official signature and seal of said County on this the ____ day of December, 2016.

Joe H. Allen, County Clerk

(SEAL)

APPENDIX C.

U.S. Department of the Interior
U.S. Geological Survey

Domestic Geographic Name Report

1. Use this form to recommend a feature name or to suggest a name change.

2. For features on Federal lands, coordinate requests with the agency (U.S. Forest Service, National Park Service, Bureau of Land Management, etc.) for the administrative area in which the feature is located.

3. On the reverse side of this form give information on the local usage and authority for recommended name.

4. For more information about the Geographic Names Information System or the National Gazetteer program, contact the U.S. Board on Geographic Names at 703-648-4544.

5. Return this form to:

Executive Secretary for Domestic
Geographic Names
U.S. Geological Survey
523 National Center
Reston, VA 20192

Action Requested:	Recommended Name
Proposed New Name	Violet Hardison Creek
Application Change	State Tennessee
Name Change	County or Equivalent Maury
Other	Administrative Area

Specific Area Covered:

Latitude: 35 ° 36 ' 55 " N S Longitude: 86 ° 55 ' 31 " W E Mouth End Center

Latitude: 35 ° 34 ' 29 " N S Longitude: 86 ° 56 ' 40 " W E Heading End

Section(s) _____ Township(s) _____ Range(s) _____ Meridian _____ Elevation _____ ft./m.

Type of Feature (stream, mountain, populated place, etc.): Creek

Is the feature identified (including other names) in the Geographic Names Information System (GNIS)?
 Yes No Unknown If yes, please indicate how it is listed: _____

Description of Feature (physical shape, length, width, direction of flow, etc.): Length 10,079.15', Flows from North to South and empties into the Duck River

Maps and Other Sources Using <i>Recommended</i> Name (include scale and date)	Other Names (variants)	Maps and Other Sources Using <i>Other Name</i> or Applications (include scale and date)
None	None	

Name Information (such as origin, meaning of the recommended name, historical significance, biographical data (if commemorative), nature of usage or application, or any other pertinent information): See attached Resolution of the Maury County, Tennessee Legislative Body

Is the recommended name in local usage? Yes No If yes, for approximately how many years? _____

is there local opposition to, or conflict, with the recommended name? Yes No (If yes, explain)

For proposed new name, please provide evidence that feature is unnamed:

Additional information:

Copy Submitted By (name): Charles R. Norman	Title County Mayor	Telephone (day) (931)375-1000	Date
Company or Agency Maury County, Tennessee	Address (City, State, and ZIP Code) 41 Public Square, Columbia, TN 38401		
Copy Prepared By (if other than above): Daniel L. Murphy	Title County Attorney	Phone (day) (931)388-0832	Date
Company or Agency Fleming, Flynn & Murphy, P.C.	Address (City, State, and ZIP Code) 207 West 8th Street, Columbia, TN 38401		

Authority for Recommended Name	Mailing Address and Telephone	Occupation	Years in Area

**RESOLUTION APPROVING 2017
MAURY COUNTY ROAD LIST**

WHEREAS, the Road Superintendent has compiled the current road list of Maury County Roads, and the County Commission should approve the attached road list.

NOW, THEREFORE, BE IT RESOLVED by the Maury County Legislative Body that the attached road list is approved as the current official road list for Maury County, Tennessee.

This the 19th day of December, 2016.

CHARLES R. NORMAN
County Mayor

ATTENTION COMMISSIONERS:

The Highway Department's Road List was emailed to each of you from Sandy on 12/1/2016.

A complete copy is on file in the County Clerk's office.

In order to conserve our resources, a complete copy is not attached to this resolution. If you require a printed copy of the list, we will be happy to provide one upon your request.

Thanks,

County Clerk's office

RESOLUTION NO. 12-16-22

**RESOLUTION AMENDING THE SHERIFF DEPARTMENT'S BUDGET
TO SPEND 2012-2013 SCAAP GRANT FUNDS**

WHEREAS, the Maury County Sheriff's Department was awarded a State Criminal Alien Assistance Program Grant in the 2012/2013 Budget year to offset the cost of housing illegal immigrants in the Maury County jail; and

WHEREAS, the Sheriff Department requests that the remaining funds in the amount of \$2,067.00 be moved to the current budget so that the funds may be expended.

NOW, THEREFORE, BE IT RESOLVED by the Maury County Commission that the budget accounts of the Maury County Sheriff's Department shall be adjusted to include the unused grant funds in the current budget as follows:

INCREASE 101-54710-310-54119	Sheriff - Public Safety Grant Program Medical & Dental Services 2013-2014 SCAAP Grant	\$ 445.00
INCREASE 101-54710-317-54118	Sheriff - Public Safety Grant Program Data Processing Services 2013-2014 SCAAP Grant	\$1,622.00
DECREASE 101-39000	Unassigned Fund Balance	\$2,067.00

This the 19th day of December 2016.

CHARLES R. NORMAN,
County Mayor

RESOLUTION NO. 12-16-23

**RESOLUTION AMENDING 2016/2017 SHERIFF DEPARTMENT
BUDGET REGARDING INSURANCE RECOVERY ON A VEHICLE**

WHEREAS, the Maury County Sheriff Department recently received insurance proceeds in the amount of \$3,047.92 for Unit 39 driven by Donald Lackey; and,

WHEREAS, it is desirable to amend the fiscal year 2016/2017 Maury County Sheriff Department Budget to *Increase* the Insurance Recovery line item by \$3,047.92, to Increase the Vehicle Labor line item in the amount of \$620.00 and Increase the Vehicle Parts line item in the amount of \$2,427.92.

NOW, THEREFORE, BE IT RESOLVED by the Maury County Commission the following budget amendment for the 2016/2017 Maury County Sheriff's Department is approved:

INCREASE: 101-49700 Insurance Recovery	\$3,047.92
INCREASE: 101-54110-338 Vehicle Labor	\$ 620.00
INCREASE: 101-54110-453 Vehicle Parts	\$2,427.92

This the 19th day of December, 2016.

CHARLES R. NORMAN,
County Mayor

**A RESOLUTION URGING THE TENNESSEE GENERAL ASSEMBLY
TO AMEND CHAPTER 119 OF THE PRIVATE ACTS OF 1995
RELATIVE TO DISTRIBUTION OF THE PROCEEDS OF THE WHEEL TAX
IN MAURY COUNTY**

WHEREAS, a wheel tax was levied in Maury County under Private Acts of 1995, Chapter 119, with the proceeds of the wheel tax to be distributed fifty percent (50%) to debt service for all jail improvements, and after all improvements are paid for, to the general fund for jail operations, and fifty percent (50%) to debt service for road paving projects and once road paving projects have been paid then to the highway capital projects fund and for highway and bridge capital projects; and

WHEREAS, the Board of County Commissioners has determined that it is in the best interest of Maury County that the fifty percent (50%) of the wheel tax proceeds allocated to the Highway Department should include the ability to pay indebtedness for road paving projects and bridge capital projects then after any indebtedness incurred for road paving projects or bridge capital projects has been paid, then the proceeds should be allocated to the highway capital projects fund and for highway and bridge capital projects;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Maury County, Tennessee, meeting in regular session on this 19th day of December, 2016, that the General Assembly of the State of Tennessee is urged to amend the Private Acts of 1995, Chapter 119, to authorize the proceeds of the wheel tax to be used as follows:

Fifty percent (50%) to debt service for jail improvements, and after all indebtedness for jail improvements has been paid, to the general fund for jail operations.

Fifty percent (50%) to debt service for road paving projects and bridge capital projects, and after all indebtedness for road paving projects and bridge capital projects has been paid, to the highway capital projects fund for highway and bridge capital projects.

BE IT FURTHER RESOLVED, that the county clerk shall send copies of this resolution to the members of the General Assembly representing Maury County.

Approved this 19th day of December, 2016 by a two-thirds (2/3) majority of the Maury County Board of County Commissioners.

APPROVED:

ATTEST:

County Mayor

County Clerk

AN ACT to amend Private Acts of 1995, Chapter 119, relative to the use of the proceeds of the wheel tax in Maury County.

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

SECTION 1. Chapter 119 of the Private Acts of 1995 is amended by deleting Section 6 in its entirety and substituting the following:

SECTION 6. The proceeds of this tax shall be used only as follows:

Fifty percent (50%) to debt service for jail improvements, and after all indebtedness for jail improvements has been paid, to the general fund for jail operations.

Fifty percent (50%) to debt service for road paving projects and bridge capital projects, and after all indebtedness for road paving projects and bridge capital projects has been paid, to the highway capital projects fund for highway and bridge capital projects.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Maury County. Its approval or non-approval shall be proclaimed by the presiding officer of the county legislative body and certified by such officer to the Secretary of State.

SECTION 3. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 2.

RESOLUTION NO. 12-16-25

**RESOLUTION AMENDING 2016-2017 SCHOOL
GENERAL PURPOSE BUDGET PURSUANT TO AMENDMENT 4498**

WHEREAS, it is desirable to amend the 2016-2017 School General Purpose budget as shown on the attached budget amendment 4498.

NOW, THEREFORE, BE IT RESOLVED by the Maury County Commission, that the 2016-2017 School General Purpose budget is amended as shown on the attached budget amendment 4498.

This the 19th day of December, 2016.

CHARLES R. NORMAN,
County Mayor

**MAURY COUNTY PUBLIC SCHOOLS
BUDGET AMENDMENT**

AMENDMENT NO. BA 4498

DATE PREPARED 11/17/16

								APPROPRIATION OR REVENUE	
FUND	TYPE	ACCT. NO.	OBJ.	PROJECT	LOCATION	PROGRAM	DESCRIPTION	DEBIT	CREDIT
141	E	73300	105	000	00201	910	SUPERVISOR/DIRECTOR		11,700.00
141	E	73300	116	000	00201	910	TEACHERS SALARIES		46,800.00
141	E	73300	153	000	00201	910	EDUCATIONAL ASSISTANTS		25,000.00
141	E	73300	195	000	00201	910	SUBS CERTIFIED		400.00
141	E	73300	198	000	00201	910	SUBS NON-CERTIFIED		425.00
141	E	73300	201	000	00201	910	SOCIAL SECURITY		5,230.00
141	E	73300	204	000	00201	910	RETIREMENT		6,265.00
141	E	73300	210	000	00201	910	UNEMPLOYMENT		845.00
141	E	73300	212	000	00201	910	MEDICARE		1,225.00
141	E	73300	355	000	00201	910	TRAVEL		1,200.00
141	E	73300	429	000	00201	910	INSTRUCTIONAL SUPPLIES & MATERIALS		17,100.00
141	E	73300	524	000	00201	910	INSERVICE/STAFF DEVELOPMENT		250.00
141	E	73300	599	000	00201	910	OTHER CHARGES		20,560.00
141	R	47147	000	000	00201	910	REVENUE	137,000.00	
TOTAL								137,000.00	137,000.00

TO RECORD 21ST CENTURY EXTENDED LEARNING GRANT FY 2017 OCTOBER FINAL BUDGET WITH FINAL ALLOCATION FUNDS

APPROVAL	DATE
	11-17-16
APPROVAL-BOE CHAIRMAN	DATE
	11/17/16
APPROVAL COUNTY COMMISSIONERS	DATE

RESOLUTION NO. 12-16-26

**RESOLUTION AMENDING 2016-2017 SCHOOL
GENERAL PURPOSE BUDGET PURSUANT TO AMENDMENT 4490**

WHEREAS, it is desirable to amend the 2016-2017 School General Purpose budget as shown on the attached budget amendment 4490.

NOW, THEREFORE, BE IT RESOLVED by the Maury County Commission, that the 2016-2017 School General Purpose budget is amended as shown on the attached budget amendment 4490.

This the 19th day of December, 2016.

CHARLES R. NORMAN,
County Mayor

**MAURY COUNTY PUBLIC SCHOOLS
BUDGET AMENDMENT**

AMENDMENT NO. BA 4490

DATE PREPARED 11/07/16

						APPROPRIATION OR REVENUE		
FUND	SUB-FUND	CATEGORY	OBJ	COST.CTR	LOC	DESCRIPTION	DEBIT	CREDIT
141		46530		40105		ENERGY EFFICIENT SCHOOLS INITIATIVE	49,310.00	-
141		76100	707	40105		BUILDING IMPROVEMENTS	-	49,310.00
TOTAL							49,310.00	49,310.00

TO RECORD ENERGY EFFICIENT SCHOOLS INITIATIVE GRANT TO FUND ENERGY EFFICIENT IMPROVEMENT PROJECTS

Shyck 11-17-16 ✓

APPROVAL	DATE
<i>[Signature]</i>	11/17/16
APPROVAL -BOE CHAIRMAN	DATE
APPROVAL COUNTY COMMISSIONERS	DATE

REVISED: 08/01/12

**RESOLUTION AMENDING OF THE MAURY COUNTY ZONING
RESOLUTION TO ADD A NEW ARTICLE 8.012 TO REQUIRE A
ZONING CERTIFICATE**

WHEREAS, it is desirable to the Maury County Zoning Resolution to add a new requirement that prior to commencement of all development or construction and prior to commencement of a change in the use of a property or structure, a zoning certificate will be obtained from the Building and Zoning Office;

WHEREAS, a new Article 8.012 shall be added as set forth on the attached exhibit to this Resolution.

WHEREAS, the Maury County Planning Commission has recommended this change at its November 7, 2016 meeting and a public hearing was held before this body prior to the regular monthly County Commission meeting.

NOW, THEREFORE, BE IT RESOLVED by the Maury County Commission that a new Article 8.012 shall be added as set forth on the attached exhibit to this Resolution.

This amendment will be effective upon publication as provided by law.

This the 19th day of December, 2016.

CHARLES R. NORMAN,
County Mayor



Proposed Amendments to the Zoning Resolution

Add a new article requiring a Zoning Certificate.

The MCRPC confirmed its unanimous vote on November 7, 2016 to send this recommendation to the County Commission for consideration.

The following Article 8.012 Zoning Certificate is a new article to be added to the Zoning Resolution

8.012 Zoning Certificate

A. Purpose and Intent: The purpose and intent of this Article is to provide for the review for compliance with this Zoning Resolution. A Zoning Certificate is required:

- (1) prior to commencement of all development or construction
- (2) prior to commencement of a change in use of a property or structure

The Zoning Certificate will provide information regarding:

- (1) the zoning of the property and
- (2) the use of the property.

As a point of information, the tax assessor bases the tax assessment on the use of the property (commercial, industrial, residential) not the underlying zoning designation of the property.

B. Applicability: No building or structure shall be erected, altered, or relocated, and no use of a property or change in use of a property shall be established after the effective date of this requirement until a Zoning Certificate has been approved in accordance with this Article.

C. Authority: The Building Commissioner, or designee, shall approve an application for a Zoning Certificate in accordance with the procedures and standards of this Article.

D. Initiation: An application for a Zoning Certificate may be initiated by a person or entity having authority to submit an application.

E. Procedure: Applications for a Zoning Certificate will be accepted only from persons having legal authority to take action in accordance with the permit. By way of illustration, in general, this means that applications should be made by the owners or lessees of property, or their agents, or persons who have contracted to purchase property contingent upon their ability to acquire the necessary permits under this Resolution, or the agents of such entities

Upon receipt of a complete Zoning Certificate application, the Building Commissioner, or designee, may distribute the application to other appropriate County departments for review and comment. Such comment may be used by the Building Commissioner in the making of a decision. An application for a Zoning Certificate shall be approved only

upon finding the proposed development complies with all the requirements of this Zoning Resolution. The Building Commissioner shall review the application and take one of the following:

- (1) Approval of the application as submitted; or
- (2) Denial of the application.

A Zoning Certificate shall not be approved by the Building Commissioner until the following requirements are met:

- a) If the development requires a subdivision plat, then the development must have received an approved plat in accordance with the Maury County Subdivision Regulations prior to the issuance of an approved Zoning Certificate.
- b) If the development requires a Final Site Plan, the site plan shall be approved prior to submission of an application for a Zoning Certificate and shall be made a part of the Zoning Certificate application.
- c) In cases where review by the Planning Commission and /or BZA is required by this Zoning Resolution, the application for the Zoning Certificate shall be considered continued until such a time that a decision is rendered. Upon the rendering of a decision by the Planning Commission or BZA, the Building Commissioner shall act on the application based on that decision.

A decision on the Zoning Certificate shall be made within five (5) business days after completion of the prerequisites for approval as outlined above.

F. Effect of Zoning Certificate Approval:

- (1) When a Zoning Certificate is approved, the Building Commissioner shall issue a Zoning Certificate which shall state on its face:
"This certificate does not signify building codes review or approval and is not authorization to undertake any work without such review and approval where either is required. Before any structure to which this certificate is applicable may be occupied or used for any purpose, a certificate of occupancy must be obtained."
- (2) Nothing in this Article relieves an applicant of responsibility to acquire any additional permits required by any applicable statute, resolution or ordinance.

**RESOLUTION AMENDING 2016-2017 COUNTY GENERAL FUND
BUDGET FOR HEALTH DEPARTMENT**

WHEREAS, the Maury County Health Department received funds from the State Tobacco Settlement;

WHEREAS, these funds are restricted in how they can be used;

WHEREAS, there are \$35,102.01 funds from the 2015/2016 fiscal year that must be carried forward to this current budget year;

WHEREAS, it is necessary to amend the 2016-2017 County General Fund budget to include these funds in the Health Department budget.

NOW, THEREFORE, BE IT RESOLVED by the Maury County Commission that the following amendment to the 2016-2017 General Fund budget is approved:

Increase	101-55510-429-55150	Local Health Center - Instructional Supplies - Tobacco Settlement	\$35,102.01
Decrease	101-39000	Unassigned Fund Balance	\$35,102.01

This the 19th day of December, 2016.

CHARLES R. NORMAN,
County Mayor

RESOLUTION NO. 12-16-29

**RESOLUTION APPROVING AN INITIAL BORROWING RESOLUTION
TO BORROW ONE MILLION DOLLARS FOR BRIDGE REPAIR
AND/OR REPLACE THE SEAVY HIGHTS BRIDGE AND HARLAN
ROAD BRIDGE**

WHEREAS, the Seavy Hights Bridge over Fountain Creek has been closed and the Harlan Road over Carters Creek has had a weight limit placed on the bridge after inspections by the State of Tennessee; and

WHEREAS, it is necessary to replace the Seavy Hights Bridge and repair the Harlan Road bridge with the construction costs being approximately One Million (\$1,000,000.00) dollars which must be borrowed in order to complete the projects;

WHEREAS, the County should begin the process of borrowing these funds to have the funds available to start projects.

NOW, THEREFORE, BE IT RESOLVED by the Maury County Commission that the County Budget Director and appropriate County Officials are authorized and directed to initiate necessary procedures for the county to borrow One Million (\$1,000,000.00) dollars for the replacement of Seavy Hights Bridge and the repair of the Harlan Road bridge.

This the 19th day of December, 2016.

CHARLES R. NORMAN,
County Mayor

RESOLUTION NO. 12-16-30

A RESOLUTION APPROVING THE MAXIMUM COST AND CERTAIN AGREEMENTS RELATING TO THE DESIGN AND CONSTRUCTION OF A FIRE STATION TO BE LOCATED AT THE SOUTHEAST QUADRANT OF THE INTERSECTION OF NEW LASEA ROAD AND OLD HIGHWAY 99 AND CERTAIN AGREEMENTS RELATING TO THE DESIGN AND CONSTRUCTION OF CERTAIN SCHOOLS AND OTHER PUBLIC BUILDINGS IN MAURY COUNTY, TENNESSEE, AND AUTHORIZING AND RECOMMENDING OTHER ACTIONS NECESSARY AND PROPER IN CONNECTION WITH SAID AGREEMENTS AND THE DEVELOPMENT AND CONSTRUCTION OF SUCH PROJECTS.

WHEREAS, Maury County, Tennessee ("County") and the Board of Education of Maury County, Tennessee (the "School Board") have determined that the needs of the County and School Board require the design and construction of certain facilities as described below (each a "Project"); and

WHEREAS, the first such Project identified by the County is the design and construction of a new fire station to be located in the Southeast Quadrant of the Intersection of New Lasea Road and Old Highway 99 in Maury County, Tennessee (the "Fire Station Project") pursuant to that certain Disbursement Agreement passed by Resolution 10-16-21, the scope of which is set forth in Section 1 of such Disbursement Agreement; and

WHEREAS, subsequent Projects identified by the County shall be memorialized in a similar Disbursement Agreement for each such Project; and

WHEREAS, the County has undertaken a process to select a turn-key developer for the construction and development of the Projects and has selected Hewlett Spencer, LLC (the "Developer"), but currently there exists no entity in the County which has the power to effect such an arrangement; and

WHEREAS, public building authorities in Tennessee have the power to assist the County in developing the Projects in accordance with the wishes of the County; and

WHEREAS, in order to coordinate the financing and development of the Projects, it is necessary and beneficial for the County to enter into (i) a Disbursement Agreement for each Project (the "Disbursement Agreement"), with a Public Building Authority organized under the laws of the State of Tennessee and the Developer and (ii) the other necessary agreements for each Project (collectively, with the Disbursement Agreement, the "Project Agreements") among the aforementioned public building authority, the County, the School Board (as applicable) and the Developer, providing for the development of the Projects by the Developer, and the disbursement of funds in connection with the Projects; and

WHEREAS, it is further necessary and proper that the County approve the maximum cost for the construction of the Fire Station Project (the "Project Cost").

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Maury County, Tennessee ("County Board"), as follows:

1. Project Cost. The Project Cost for the Fire Station Project in an amount equal to \$775,640.00 is hereby approved. The project cost of other Projects as specified in the Disbursement Agreement for such Project will be approved separately by the County Board.

2. Authorization of Project Agreements. The County Mayor is authorized, empowered and directed to execute and deliver and the County Clerk is authorized to attest the Project Agreements for each Project in the name and on behalf of the County in form and substance approved by them and the County Attorney. Such parties are further authorized, empowered and directed to execute and deliver similar Project Agreements for subsequent Projects approved by the County and/or the School Board as part of their capital building programs. From and after the execution and delivery of the Project Agreements, the officers of the County, or any of them, are hereby authorized, empowered and directed to do all such things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Project Agreements, as executed.

3. Ratification. All actions and agreements taken by any officer or agent of the County or any agreements entered into in connection with the development of the Projects, including all actions authorized under the Project Agreements herein approved and authorized, are hereby ratified and confirmed.

4. Other Documents. The County Mayor and County Clerk, or either of them, are further authorized to execute and deliver such documents, including without limitation the Project Agreements, make such representations and certifications and take all such actions as shall be deemed necessary and appropriate in connection with the development of the Projects.

5. Repeal of Conflicting Resolutions and Effective Date. All other resolutions and orders, or parts thereof, in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed. This Resolution shall be in immediate effect from and after its adoption, the public welfare requiring it.

ADOPTED AND APPROVED this 19th day of December, 2016.

Charlie Norman, Maury County Mayor

ATTEST:

_____, County Clerk
Joe H. Allen

STATE OF TENNESSEE)
)
COUNTY OF MAURY)

I, the undersigned, hereby certify that I am the duly qualified and acting County Clerk of Maury County, Tennessee, and as such official I further certify that attached hereto is a copy of excerpts from the minutes of the regular meeting of the governing body of said County held on December 19, 2016; that these minutes were promptly and fully recorded and are open to public inspection; that I have compared said copy with the original minute record of said meeting in my official custody; and that said copy is a true, correct and complete transcript from said original minute record insofar as said original record relates to the design and construction of the Projects.

WITNESS my official signature and seal of said County on this the ____ day of December, 2016.

Joe H. Allen, County Clerk

(SEAL)

**RESOLUTION APPROVING SALE OF REAL PROPERTY USED BY THE
SOLID WASTE DEPARTMENT**

WHEREAS, the Solid Waste Department has a Convenience Center located in Mt. Pleasant located on 450 Arrow Mines Road; and

WHEREAS, the property is approximately 2.86 acres with a large portion of property being in the flood plain; and

WHEREAS; Smelter Service Corporation owns property adjacent to the convenience center and desires to purchase the portion of the property that is located in the flood plain for its use and has made an offer of \$4,000.00 for a 1.66-acre tract shown as Tract 2 on the attached plat that has been approved by the Mt. Pleasant Regional Planning Commission; and

WHEREAS, the Solid Waste Department and Maury County Government has no use for the property since it is in the flood plain and has determined it is in the County's best interest to declare the property surplus and accept the offer of \$4,000.00 for Tract 2 and convey the property to Smelter Service Corporation.

NOW, THEREFORE, BE IT RESOLVED by the Maury County Legislative Body that the 1.66-acre tract of real property shown on Tract 2 of the attached plat is surplus property and may be sold;

BE IT FURTHER RESOLVED by the Maury County Legislative Body that the offer of Smelter Service Corporation in the amount of \$4,000.00 for the 1.66-acre tract of real property shown on Tract 2 of the attached plat is accepted and the County Mayor is authorized to execute the deed and all documents needed for the closing of the transaction.

This the 19th day of December, 2016.

CHARLES R. NORMAN,
County Mayor