

RESOLUTION NO. 5-08-1

Requested by: Board of Education

RESOLUTION APPROPRIATING \$663,000 IN THE 2007-08 GENERAL PURPOSE SCHOOL OPERATING BUDGET FOR WORKMEN COMPENSATION, PROPERTY, AND LIABILITY INSURANCE, TECHNOLOGY SUPPLIES AND ATTORNEY FEES

WHEREAS, based on claims to date, the new way the premium was distributed, projected future payments and the anticipated accrual at year end, the workers compensation, property, and excess risk costs for the school department will exceed budgeted projections; and

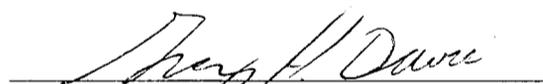
WHEREAS, based on current expenses to date and projected future needs for the rest of the year, we will exceed budgeted amounts for technology supplies to schools such as batteries, toners, ink cartridges etc.; and

WHEREAS, attorney fees in the area of special education are greater this year than anticipated; and

WHEREAS, these are unexpected and sometimes hard to forecast due to the nature of the expense (insurance and attorney fees), and therefore can be taken from undesignated fund balance;

NOW, THEREFORE BE IT RESOLVED, that the Williamson County Board of County Commissioners meeting in regular session on May 12, 2008 approve and amend the 2007-08 General Purpose School Fund operating budget in the following manner:

Revenue		
141.39000	Undesignated Fund Balance	\$663,000
Expenditure		
141.71100.542917	Materials and Supplies-Technology	50,000
141.72200.5399	Contracted services-Atty fees	50,000
141.72310.5513	Workers Compensation Ins.	400,000
141.72310.5506	Excess Risk Ins.	135,000
141.72610.5502	Building and Content Ins.	28,000
	Total	\$663,000


 Commissioner Greg Davis

Committees Referred to and Action Taken

School Board	Yes <u>11</u>	No <u>0</u>	Pass <u> </u>
Education	Yes <u> </u>	No <u> </u>	Pass <u> </u>
Budget	Yes <u> </u>	No <u> </u>	Pass <u> </u>
Commission	Yes <u> </u>	No <u> </u>	Pass <u> </u> Out <u> </u>

 Elaine Anderson-County Clerk

 Houston Naron, Jr – Commission Chairman

 Date

 Rogers Anderson-County Mayor

RESOLUTION NO. 5-08-2

**RESOLUTION AMENDING THE 2007-08 GENERAL PURPOSE SCHOOL FUND
 OPERATING BUDGET \$250,000 FOR GASOLINE**

Requested by: Board of Education

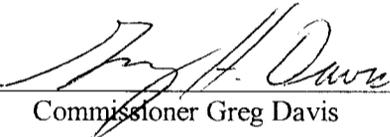
WHEREAS, petroleum gas prices rose this year at a rate which could not be foreseen during the prior year budget process; and

WHEREAS, this will result in our line item being insufficient to finance this expense for the remaining months of the fiscal year; and

WHEREAS, since this was an unforeseen additional expense for the year, the remaining funds can come from fund balance;

NOW, THEREFORE BE IT RESOLVED, that the Williamson County Board of County Commissioners meeting in regular session on May 12, 2008 approve and amend the General Purpose School Fund 2007-08 operating budget in the following manner:

Revenue			
141.39000	Undesignated Fund Balance	250,000	
Expenditure			
141.72710.425	Gasoline		250,000



 Commissioner Greg Davis

Committees Referred to and Action Taken

School Board	Yes <u>11</u>	No <u>D</u>	Pass _____
Education	Yes _____	No _____	Pass _____
Budget	Yes _____	No _____	Pass _____
Commission	Yes _____	No _____	Pass _____ Out _____

 Elaine Anderson-County Clerk

 Houston Naron, Jr – Commission Chairman

 Date

 Rogers Anderson-County Mayor

Resolution No. 5-08-3
Requested by Solid Waste Director

**RESOLUTION APPROPRIATING AND AMENDING THE 2007-08
SOLID WASTE BUDGET BY \$1,918.93 - REVENUES
TO COME FROM KEEP WILLIAMSON BEAUTIFUL SALES**

WHEREAS, Williamson Recycles is a member of Keep America Beautiful with its own Keep Williamson Beautiful Program (KWB) and;

WHEREAS, Keep Williamson Beautiful promotes the mission of Keep America Beautiful and offers the sale of educational and recycling materials and products; and,

WHEREAS, revenues received from these sales, and donations from businesses and citizens can now be restored to the Keep Williamson Beautiful budget for the continuation of the program material sales;

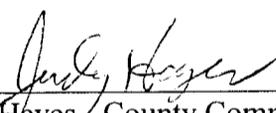
NOW, THEREFORE, BE IT RESOLVED, that the 2007-08 Solid Waste Budget be amended, as follows:

EXPENDITURES:

Other Charges-Keep Williamson Beautiful (116.55710.599.002)	\$1,918.93
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REVENUES:

Sale of Materials (116.44130)	\$ 658.93
Donations (116.48610)	610.00
Other Local Revenues (116.44990)	<u>650.00</u>
	\$1,918.93



Judy Hayes - County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Municipal Solid Waste Board For ____ Against ____
Budget Committee For ____ Against ____

Commission Action Taken: For ____ Against ____ Pass ____ Out ____

Elaine Anderson-County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers C. Anderson, County Mayor

Date

Resolution No. 5-08-4

**RESOLUTION APPROPRIATING AND AMENDING THE 2007-08
 SOLID WASTE/SANITATION BUDGET BY \$420,000 FOR ADDITIONAL COSTS AND
 REVENUES RELATING TO TORNADO CLEAN-UP EFFORTS
AND SOIL REMOVAL FOR STATE ROUTE 840 PROJECT**

WHEREAS, Williamson County experienced tornadoes on February 5 and 6, 2008, and as a result, the Landfill incurred additional expenses relating to storm clean-up efforts; and

WHEREAS, the State of Tennessee Department of Transportation allowed the contractor on the State Route 840 project two additional months beyond the normal construction period to remove soil, which increased the soil removal costs incurred by the Landfill; and

WHEREAS, additional revenues were received by the Solid Waste Department for tip fees and from Federal Emergency Management Agency (FEMA) reimbursement; and

NOW, THEREFORE, BE IT RESOLVED, that the 2007-08 budget be amended, as follows:

EXPENDITURES:

Transfers to Other Funds (Landfill Closure)	
(116.99100.590)	\$ 385,000

Overtime (116.55710.187)	<u>\$ 35,000</u>
	\$420,000

REVENUES:

Undesignated Fund Balance	
Solid Waste/Sanitation Fund	
(116.39000)	\$ 262,000

Tipping Fees	
(116.43110)	\$ 100,000

Disaster Relief-FEMA Reimbursement	
(116.47230)	<u>\$ 58,000</u>
	\$420,000

Fund Transfers

Expenditures:

Landfill Closure/Postclosure (171.91140.523.001)	\$385,000
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Revenues:

Operating Transfers (171.49800)	\$385,000
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 County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Budget Committee For ___ Against ___

Municipal Solid Waste Board For ___ Against ___

Commission Action Taken: For ___ Against ___ Pass ___ Out ___

 Elaine Anderson County Clerk

 Houston Naron, Jr. - Commission Chairman

 Rogers C. Anderson - County Mayor

 Date

Resolution No. 5-08-5
Requested by Budget Director

**A RESOLUTION SETTING THE WILLIAMSON COUNTY
HOTEL-MOTEL TAX RATE
FOR THE FISCAL YEAR 2008-09**

WHEREAS, the Tennessee General Assembly enacted a private act referenced as the Williamson County Hotel-Motel Tax Act, Williamson County Private Acts of 1979, Chapter 114, as amended and Private Acts of 1994, Chapter 108, as amended, which has been duly adopted by the Williamson County Board of Commissioners;

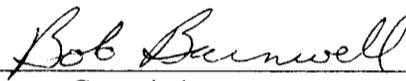
WHEREAS, the current tax rate established pursuant to the Williamson County Hotel-Motel Tax Act is four percent (4%);

WHEREAS, the Williamson County Board of Commissioners is authorized by the Private Act to levy the Hotel-Motel Tax at a rate not to exceed four percent (4%) upon the privilege of occupancy in any hotel-motel room located within Williamson County, Tennessee;

WHEREAS, the Williamson County Hotel-Motel Tax Act requires that the rate of the tax shall be set annually before the July term by the Williamson County Board of Commissioners; and

WHEREAS, the Williamson County Board of Commissioners intends to continue to levy the tax at the rate of four percent (4%) for the fiscal year 2008-09.

NOW, THEREFORE, BE IT RESOLVED, that the Williamson County Board of Commissioners, meeting in regular session on this the 12th day of May, 2008, hereby sets the rate for the privilege of occupancy of any hotel-motel room located within the incorporated and unincorporated areas of Williamson County at four percent (4%) of the consideration paid for the use of a hotel-motel room for the fiscal year 2008-09.



County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Tax Study Committee: For 5 Against 0 Pass _____ Out _____

Budget Committee: For _____ Against _____ Pass _____ Out _____

Commission Action Taken: For _____ Against _____ Pass _____ Out _____

Elaine Anderson, County Clerk

Houston Naron, Jr., Commission Chairman

Rogers Anderson, County Mayor

Date

RESOLUTION NO. 05-08- 6
Requested by: Emergency Management Director

**A RESOLUTION APPROPRIATING AND AMENDING THE EMERGENCY
MANAGEMENT CAPITAL PROJECTS BUDGET BY \$364,730.30 FOR
HOMELAND SECURITY GRANT FUNDS**

WHEREAS, the Williamson County Emergency Management Agency is responsible for ensuring a coordinated response to emergencies and disasters in Williamson County; and

WHEREAS, this responsibility includes providing the proper preparedness and training of personnel for the response to domestic terrorism including nuclear, biological and chemical weapons; and

WHEREAS, Williamson County is a part of Tennessee Homeland Security District 5, along with Davidson, Sumner and Wilson Counties; and

WHEREAS, multi-disciplinary representatives identified equipment needs for Williamson County and District 5; and

WHEREAS, the Williamson County Emergency Management Agency has been approved as the recipient of a \$364,730.30 grant from the US Department of Homeland Security, Office of Grants and Training, FY 2007 Homeland Security Grant Program;

WHEREAS, this grant consists of the State Homeland Security Program, the Law Enforcement Terrorism Prevention Program, the Citizen Corps Program and the Metropolitan Medical Response System; and

NOW, THEREFORE, BE IT RESOLVED, the County Mayor is hereby granted the authority to enter into an agreement and any subsequent amendments with the Tennessee Emergency Management Agency, in order that Williamson County may participate in the 2007 Homeland Security Grant Program;

AND, BE IT FURTHER RESOLVED that the Emergency Management budget be amended as follows for homeland security enhancements:

EXPENDITURES

171.91130.790.055 Homeland Security '07 - Other Equipment \$364,730.30

REVENUE

171.46980.007 Federal through State Grant-Homeland Security \$364,730.30


County Commissioner

COMMITTEES REFERRED TO AND ACTION TAKEN:

1) Law Enforcement and Public Safety For 4 Against 0
2) Budget For _____ Against _____

COMMISSION ACTION TAKEN: For _____ Against _____ Pass _____ Out _____

Elaine Anderson, County Clerk

Houston Naron, Jr
Commission Chairman

Rogers Anderson, County Executive

Date

**RESOLUTION TO RE-APPOINT JUDICIAL COMMISSIONERS
FOR WILLIAMSON COUNTY**

WHEREAS, pursuant to the authority granted under Section 40-1-111 of Tennessee Code Annotated, Williamson County utilizes Judicial Commissioners to issue warrants, mittimus, juvenile petitions and other legal documents; and,

WHEREAS, the terms for Ellen Edwards and Patricia (Trish) Lee Sisson, currently serving as Judicial Commissioners for Williamson County are for a term of four (4) years, and are currently expiring; and,

WHEREAS, the appointment of these individuals will not involve any additional funding;

NOW, THEREFORE:

SECTION I: BE IT RESOLVED by the County Commission of Williamson County, Tennessee, that Ellen Edwards and Patricia (Trish) Lee Sisson shall be, and are hereby, re-appointed as Judicial Commissioners for Williamson County, Tennessee, pursuant to the authority granted under Section 40-1-111 of the Tennessee Code Annotated and shall serve for a term of four (4) years; and,

SECTION II: BE IT FURTHER RESOLVED by the County Commission of Williamson County, Tennessee, that this Resolution shall take effect immediately upon its passage, the health, welfare, and safety of the residents of Williamson County requiring it.


County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Law Enforcement Committee For 4 Against 0
Budget Committee For Against

Commission Action Taken: For Against Pass

Elaine Anderson, County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers C. Anderson - County Mayor

Date

ATTACHMENT RESOLUTION NO. 5-08-7

NOMINEE INFORMATION FOR ELECTIONS AND APPOINTMENT

TITLE OF POSITION FOR ELECTION (OR APPOINTMENT): **JUDICIAL COMMISSIONER**

NAME OF NOMINEE: Ellen Edwards
1778 Barker Road
Thompson Station, TN 37179

VOTING DISTRICT IN WHICH THE NOMINEE RESIDES: County District 3

TERM OF POSITION: 4 Years

SALARY (IF APPLICABLE): No additional expense. Judicial commissioner duties will fall under Ms. Edwards' duties as a General Sessions employee, namely, Executive Administrative Assistant to General Sessions Judges.

NAME(S) OF PERSON, ORGANIZATION OF INFORMAL GROUP RECOMMENDING THE NOMINEE:

Judge Denise Andre, Juvenile and General Sessions Judge
AI Nations - Juvenile and General Sessions Judge
Mary A. Prendergast, Judicial Commissioner Supervisor

BRIEF BIOGRAPHICAL INFORMATION:

Ms. Edwards is a life long resident of Williamson County. She has been employed by the Williamson County General Sessions Judges since October, 1989.

COUNTY COMMISSION MEETING DATE:

NOMINEE INFORMATION FOR ELECTIONS AND APPOINTMENTS

TITLE OF POSITION FOR ELECTION OR APPOINTMENT:

JUDICIAL COMMISSIONER

NAME OF NOMINEE:

Patricia (Trish) Lee Sisson

VOTING DISTRICT: 11

TERM OF POSITION:

4 YEARS

SALARY: \$ 36,670

No Additional expense will be involved in Ms. Sisson's appointment. She is currently a full time magistrate and has been since December 2004.

NAMES OF PERSONS RECOMMENDING THE NOMINEE:

JUDGE DENISE ANDRE – JUVENILE AND GENERAL SESSIONS JUDGE
JUDGE AL NATIONS – JUVENILE AND GENERAL SESSIONS JUDGE
MARY A. PRENDERGAST- JUDICIAL COMMISSIONER SUPERVISOR

BRIEF BIOGRAPHICAL INFORMATION:

Ms. Sisson worked in the juvenile detention center from 1994 until she became a magistrate in December 2004. She has lived in Williamson County all her life and currently resides at 1325A Adams Street in Franklin.

**RESOLUTION TO APPOINT STACIA MOORE
AS JUDICIAL COMMISSIONER FOR WILLIAMSON COUNTY**

WHEREAS, pursuant to the authority granted under Section 40-1-111 of Tennessee Code Annotated, Williamson County utilizes Judicial Commissioners to issue warrants, mittimus, juvenile petitions and other legal documents; and,

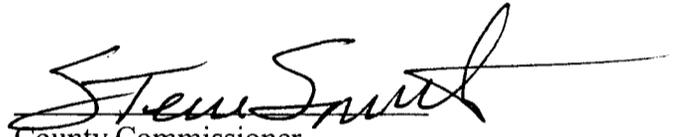
WHEREAS, the term for said Judicial Commissioner is for a term of four (4) years; and,

WHEREAS, the appointment of this individual will not involve any additional funding;

NOW, THEREFORE:

SECTION I: BE IT RESOLVED by the County Commission of Williamson County, Tennessee, that Stacia Moore shall be, and is hereby, appointed as Judicial Commissioner for Williamson County, Tennessee, pursuant to the authority granted under Section 40-1-111 of the Tennessee Code Annotated and shall serve for a term of four (4) years; and,

SECTION II: BE IT FURTHER RESOLVED by the County Commission of Williamson County, Tennessee, that this Resolution shall take effect immediately upon its passage, the health, welfare, and safety of the residents of Williamson County requiring it.


County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Law Enforcement Committee For 4 Against 0
Budget Committee For Against

Commission Action Taken: For Against Pass

Elaine Anderson, County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers C. Anderson - County Mayor

Date

ATTACHMENT RESOLUTION NO. 5-08-8

NOMINEE INFORMATION FOR ELECTIONS AND APPOINTMENTS

TITLE OF POSITION FOR ELECTION OR APPOINTMENT:

JUDICIAL COMMISSIONER

NAME OF NOMINEE:

Stacia Moore

VOTING DISTRICT: 11

TERM OF POSITION:

4 YEARS

SALARY:

No Additional expense will be involved in Ms. Moore's appointment. She will work part-time and will be used to fill in for full time staff when they take leave.

NAMES OF PERSONS RECOMMENDING THE NOMINEE:

**JUDGE DENISE ANDRE – JUVENILE AND GENERAL SESSIONS JUDGE
JUDGE AL NATIONS – JUVENILE AND GENERAL SESSIONS JUDGE
MARY A. PRENDERGAST- JUDICIAL COMMISSIONER SUPERVISOR**

BRIEF BIOGRAPHICAL INFORMATION:

Ms. Moore has worked in the detention center for several years and is already familiar with some of the office procedures. She has been a Williamson County resident for more than 14 years.

Resolution No. 5-08-9
Requested by: County Clerk

**RESOLUTION APPROPRIATING AND AMENDING THE 2007-08
COUNTY CLERK'S BUDGET BY \$10,000 FOR ADDITIONAL
POSTAGE - REVENUES TO COME FROM UNAPPROPRIATED
COUNTY GENERAL FUNDS**

WHEREAS, the local County Clerk's Office is responsible for the issuance of new car tags and the renewal of existing car tags; and,

WHEREAS, for an additional \$2.00 fee, citizens have the option of mailing in the renewal forms for their car tags and the Clerk's office returns the tag by U. S. Mail;

WHEREAS, these funds are deposited into the County General Fund balance; and,

WHEREAS, there is a need to increase the operating budget for the County Clerk's office to provide sufficient funding to offset the postage rate increase, which has increased the cost of mailing the car tags to \$1.35 per tag; and,

WHEREAS, there are sufficient funds within the County General Fund balance to be appropriated for this additional postage costs;

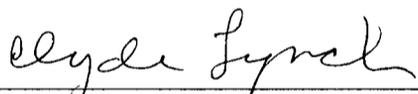
NOW, THEREFORE, BE IT RESOLVED, that the 2007-08 County Clerk's Office budget be amended, as follows:

EXPENDITURES:

Postage \$10,000
(101.52500.348)

REVENUES:

Unappropriated County General Funds \$10,000
(101.39000)


Clyde Lynch - County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Budget Cmte. _____ For ____ Against ____
_____ For ____ Against ____
Commission Action Taken: For _____ Against _____ Pass _____ Out _____

Elaine Anderson County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers C. Anderson - County Mayor

Date

Resolution No. 5-08-10
Requested by: Purchasing Agent

**RESOLUTION DECLARING CERTAIN PROPERTY AS SURPLUS
PROPERTY AND AUTHORIZING THE SALE OF THE
PROPERTY BY SEALED BID**

WHEREAS, pursuant to *Tennessee Code Annotated, Section, 5-14-108*, county owned property must first be declared as surplus by the local legislative body before it can be sold;

WHEREAS, Williamson County is the proper legal owner of an 18,000 gallon propane tank and propane contents located at the Williamson County Agricultural Exposition Park;

WHEREAS, due to the availability of natural gas, the Williamson County Legislative Body has determined that the property is no longer needed by Williamson County and as such declares it surplus; and

WHEREAS, because the property is no longer needed by Williamson County it is proper to declare such property surplus and to authorize the sale of the property by sealed bid.

NOW, THEREFORE, BE IT RESOLVED, that the Williamson County Board of Commissioners meeting on this the 12th day of May, 2008, declares that the 18,000 gallon propane tank and propane contents located at the Williamson County Agricultural Exposition Park is unneeded or unusable in its current condition and therefore, surplus property, and authorizes the Williamson County Mayor to sell the property through the acceptance of sealed bids.



County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Property Committee: For 6 Against 0

Budget Committee: For _____ Against _____

Commission Action Taken: For _____ Against _____ Pass _____ Out _____

Elaine Anderson, County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers C. Anderson - County Mayor

Date

Resolution No. 5-08-11
Requested by: Purchasing Agent

**RESOLUTION DECLARING CERTAIN PROPERTY AS SURPLUS
PROPERTY AND AUTHORIZING THE SALE OF THE
PROPERTY BY SEALED BID**

WHEREAS, pursuant to *Tennessee Code Annotated, Section, 5-14-108*, county owned property must first be declared as surplus by the local legislative body before it can be sold;

WHEREAS, Williamson County is the proper legal owner of certain parcels of property approximately 4.78 acres and 0.39 acres referenced as Map 94 Parcel 63, which is part of the same parcel but located across Pinewood Road from each other and approximately a 3 acre portion of a 156.35 acre parcel referenced as Map 75 Parcel 25, (collectively referred to as "Parcels"). (The Parcels will be identified with signs and corner markers and is in the 5581, 5580, and 5600 area);

WHEREAS, recently several trees on the Parcels were damaged and/or downed by a storm which, after inspection of the Parcels, Williamson County has determined that it does not have any use or need of the downed and damaged trees;

WHEREAS, Williamson County has determined that it is in the best interest to have the downed trees on the Parcels declared as surplus and placed out for bid to be harvested and cleared;

WHEREAS, it is the intent of the Williamson County Board of Commissioners to only declare those trees located on the Parcels that have been damaged and/or downed; and

WHEREAS, because the damaged and downed trees located on the Parcels are no longer needed by Williamson County it is proper to declare such property surplus and to authorize the sale of the property by sealed bid.

NOW, THEREFORE, BE IT RESOLVED, that the Williamson County Board of Commissioners meeting on this the 12th day of May, 2008, formally declare the damaged and/or downed trees located on the Parcels owned by Williamson County and referenced as Map 94 Parcel 63 and Map 75 Parcel 25, as surplus property and authorizes the Williamson County Mayor to sell the property through the acceptance of sealed bids.



County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Property Committee: For 6 Against 0
Budget Committee: For _____ Against _____

Commission Action Taken: For _____ Against _____ Pass _____ Out _____

Elaine Anderson, County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers C. Anderson - County Mayor

Date

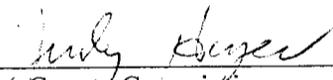
Resolution No. 5-08-12
 Requested by: Director of Solid Waste Department

**RESOLUTION DECLARING CERTAIN PROPERTY AND EQUIPMENT SURPLUS
PROPERTY AND AUTHORIZING THE SALE OF SAID PROPERTY**

- WHEREAS,** pursuant to *Tennessee Code Annotated, Section, 5-14-108*, county owned property must first be declared as surplus by the local legislative body before it can be sold;
- WHEREAS,** Williamson County has determined that the property is no longer needed by Williamson County and as such declares it surplus;
- WHEREAS,** because the property is no longer needed by Williamson County it is proper to declare such property surplus and to authorize the sale of the property by sealed bid, as follows:

Asset #	Asset Name	Manufacturer	Condition
7467	Stationary Compactor	McClain	Metal Fatigue (scrap metal)
7464	Stationary Compactor	Holt	Metal Fatigue (scrap metal)
7463	Stationary Compactor	Holt	Metal Fatigue (scrap metal)
7472	Stationary Compactor	McClain	Metal Fatigue (scrap metal)
6807	Compactor Landfill	CAT	Burnt (electrical) (scrap metal)
9052	Backhoe/loader	New Holland	Burnt (electrical) (scrap metal)

NOW, THEREFORE, BE IT RESOLVED, that the Williamson County Board of Commissioners meeting on this the 12th day of May, 2008, formally declares the property and equipment as either unneeded or unusable in its current condition and therefore, surplus property, and authorizes the Williamson County Mayor to sell the property through solicitation of sealed bids.



 County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Municipal Solid Waste Board: For 4 Against 0
 Property Committee: For 6 Against 0
 Budget Committee: For _____ Against _____

Commission Action Taken: For _____ Against _____ Pass _____ Out _____

 Elaine Anderson, County Clerk

 Houston Naron, Jr., Commission Chairman

 Rogers C. Anderson, County Mayor

 Date

Resolution No. 5-08-13
 Requested by: Director of Solid Waste Department

**RESOLUTION DECLARING CERTAIN PROPERTY AND EQUIPMENT SURPLUS
 PROPERTY AND AUTHORIZING THE SALE OF THE
PROPERTY AND EQUIPMENT AT AUCTION**

WHEREAS, pursuant to *Tennessee Code Annotated, Section, 5-14-108*, county owned property must first be declared as surplus by the local legislative body before it can be sold;

WHEREAS, Williamson County is the proper legal owner of said property, as follows:

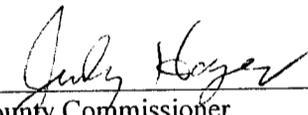
Asset	Item		
4558	Roll-off	Volvo	Broken Double frame
7422	Wood Shear	Pallari	Metal Fatigue

WHEREAS, Williamson County has determined that the property is no longer needed by Williamson County and as such declares it surplus and it is proper to declare such property surplus and to authorize the sale of the property at auction; and,

WHEREAS, it appears to be advantageous to sell these items in a public auction;

NOW, THEREFORE, BE IT RESOLVED, that the Williamson County Board of Commissioners meeting on this the 12th day of May, 2008, formally declares the property and equipment, as more particularly described herein, as either unneeded or unusable in its current condition and therefore, surplus property, and authorizes the Williamson County Mayor to sell the property and equipment at auction; and,

BE IT FURTHER RESOLVED, that the Board of Commissioners authorizes the transportation of this equipment to a heavy equipment auction located outside Williamson County.



 County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

<u>Municipal Solid Waste Board</u>	For <u>4</u>	Against <u>0</u>		
<u>Property Committee</u>	For <u>6</u>	Against <u>0</u>		
<u>Budget Committee</u>	For _____	Against _____		
<u>Commission Action Taken:</u>	For _____	Against _____	Pass _____	Out _____

 Elaine Anderson, County Clerk

 Houston Naron, Jr. - Commission Chairman

 Rogers C. Anderson - County Mayor

 Date

Resolution No. 5-08-14

**RESOLUTION ACCEPTING ROADS IN RIVER LANDING, SECTION 6
 AS A PART OF THE COUNTY ROAD SYSTEM FOR MAINTENANCE BY THE
 COUNTY HIGHWAY DEPARTMENT LOCATED OFF COTTON LANE.**

WHEREAS, the Williamson County Regional Planning Commission has recommended acceptance of certain subdivision roads into the County Road System; and

WHEREAS, a report has been prepared and included herein as specified in Section 18 of the Williamson County Private Acts, 1937, Chapter No. 373 as Amended, prescribing the acceptance of roads as County Roads; and

WHEREAS, it is the responsibility of the Williamson County Board of Commissioners through its Highway Commission to accept and maintain public roads for the general welfare.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Commissioners that:

The following roads be accepted as part of the County Road System for maintenance by the Williamson County Highway Department.

<u>Subdivision</u>	<u>Road(s)</u>	<u>Length</u>	<u>District</u>	<u>Assessed Value Of Property Adjoining Roadway</u>	<u>Roadway Cost Estimate</u>
River Landing Section 6	Gillette Drive	.237	Fowlkes 9 th Voting	\$8,889,900.00	\$54,853.00


 County Commissioner

Committee Referred to and Action Taken:

1. Planning Commission For 8 Against 0
2. Highway Commission For _____ Against _____

Commission Action Taken: _____ For _____ Against _____ Pass _____ Out _____

 Elaine Anderson, County Clerk

 Houston Naron, Jr. Commission Chairman

 Rogers Anderson, County Mayor

 Date

FUTURE
'ELOPMENT

APPROXIMATE
100 YEAR
FLOODPLAIN
LIMIT LINE

'20'E

632.90'

92.18'
S1011'40"E

1007.11'

1167.00'

1167.00'

1167.00'

1167.00'

1167.00'

1167.00'

1167.00'

1167.00'

1167.00'

1167.00'

1167.00'

1167.00'

1167.00'

OPEN
SPACE
9.21 ACRES

10' DRAIN ESM'T.

N44°30'10"E
600.0'

N78°07'20"E
271.87'

208.12'

15' TREE
EASEMENT
SHEET

OPEN
SPACE
1.46 ACR

(802) (X)

(801) (X)

(7-10) (X)

(709) (X)

(708) (X)

(812)

(813)

(814)

(815)

(816)

MIN. F.F.E. 611.5

MIN. F.F.E. 611.5

MIN. F.F.E. 613.0

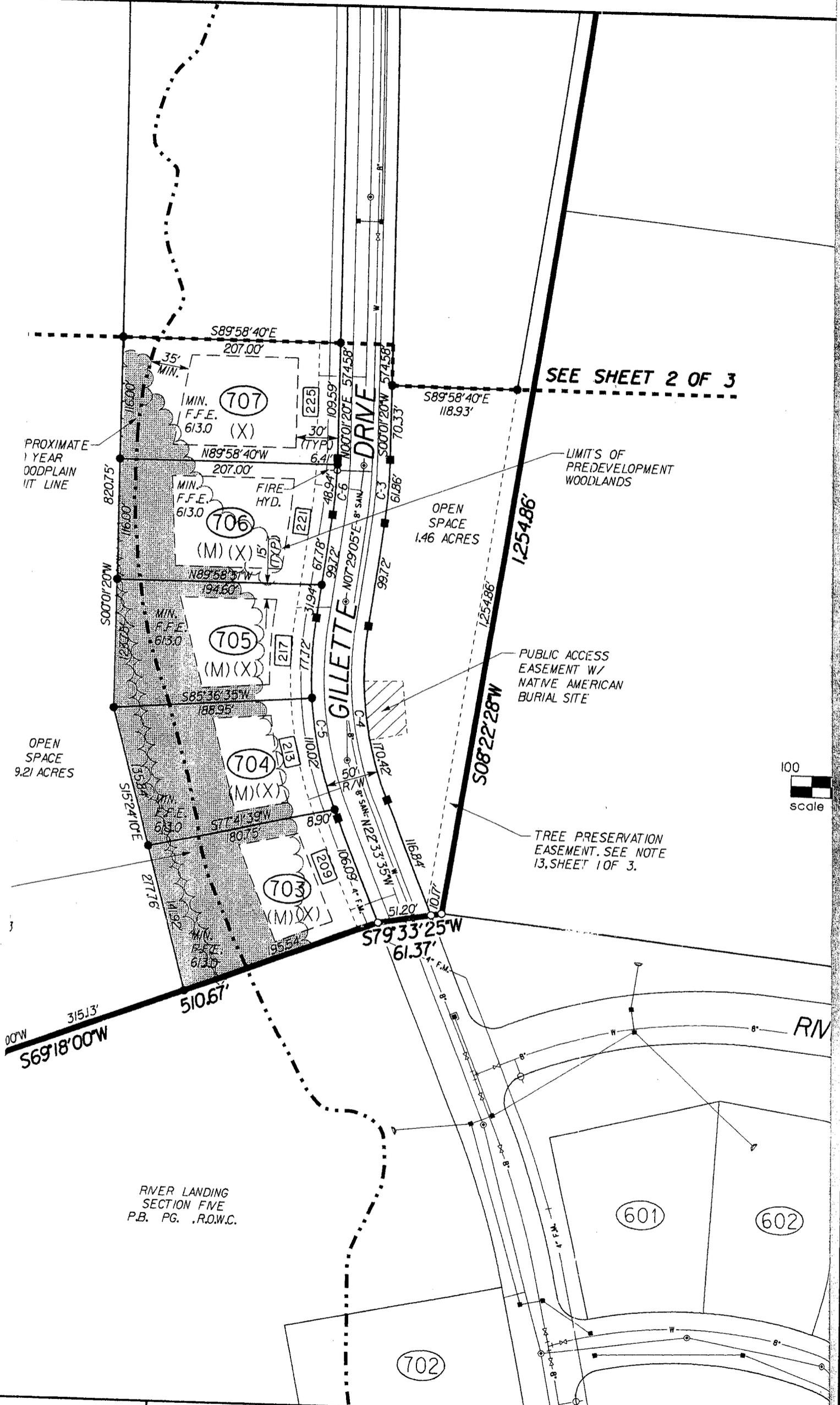
MIN. F.F.E. 613.0

MIN. F.F.E. 613.0

5' P.U. & D.E. (TYP.)

M.B.S.L.

</



SEE SHEET 2 OF 3

PROXIMATE
1 YEAR
FLOODPLAIN
LIMIT LINE

LIMITS OF
PREDEVELOPMENT
WOODLANDS

OPEN
SPACE
1.46 ACRES

PUBLIC ACCESS
EASEMENT W/
NATIVE AMERICAN
BURIAL SITE

OPEN
SPACE
9.21 ACRES



TREE PRESERVATION
EASEMENT. SEE NOTE
13, SHEET 1 OF 3.

RIVER LANDING
SECTION FIVE
P.B. PG. .R.O.W.C.

WILLIAMSON COUNTY HIGHWAY COMMISSION

**REPORT FOR ACCEPTANCE OF GILLETTE DRIVE, RIVER LANDING
SUBDIVISION SECTION SIX, AS A PART OF THE WILLIAMSON COUNTY
ROAD SYSTEM.**

RESOLUTION _____

Re: HIGHWAY LAWS OF WILLIAMSON COUNTY, May 1988

Chapter 373, Tennessee General Assembly Private Acts of 1937.

Section 18: That any petition for the opening, changing, closing or acceptance of road as County Roads, shall be directed to the Board of Highway commissioners and the petition shall describe the road in detail, giving the termini, length, course and width, and shall be accompanied by a map thereof drawn to scale, and may include such other matters as the petitioner or petitioners may urge upon the Commissioners and the County Court for the acceptance of said road as a county road. It shall be the duty of the Board of Highway commissioners, upon said petition being filed with them, to investigate the advisability of opening or changing such road, and submit a written report to the county court showing the assessed value of property abutting thereon, the amount of travel taken care of by said road, and such other matters as would throw light upon its importance as a county road. The Commission shall then at the next term of the Quarterly Court make its recommendation as to whether the road should or should not be accepted as a county road, or opened, or closed, or changed, and the Quarterly County Court may take such action as it deems best. The original petition and map submitted by the petitioners shall remain on file in the office of the County Judge.

DISCUSSION

This resolution, with accompanying map, indicates the above referenced roadways have a 50' ROW. The roadway length for Gillette Drive is .237 tenths of a mile, as shown on the resolution included with this report. Section Six of River Landing subdivision, is located within the Northeast District. The assessed value of the properties abutting the roadways is \$8,889,900.00 as recorded in the office of the Williamson County Tax Assessor.

ROADWAY CONDITION

The present surface of the roadway is asphalt (E Mix), in good condition, with a width of twenty feet six (26) feet. Each side of the roadway is bordered by an extruded concrete curb. The roadways have been constructed in accordance with the specifications and details as shown in the Williamson County Subdivision Regulations, APPENDIX F, (Specifications for Subdivision Roadway & Drainage Construction), and the required Roads, Drainage and Erosion Control bond has been released by the Williamson County Regional Planning Commission.

TRAFFIC

The estimated traffic count for an average day, at ten trips per household is one hundred fifty (150) trips per day.

CONCLUSION

It is the recommendation of the Williamson County Highway Commission that:

1. This road meets the requirements of acceptance and addition to the Williamson County Road list; and
2. The petition for acceptance was initiated by a member of the Williamson County Commission.

4/28/08
8:15 a.m.

Resolution No. 5-08-15

**RESOLUTION ACCEPTING ROADS IN RIVER LANDING, SECTION 9
AS A PART OF THE COUNTY ROAD SYSTEM FOR MAINTENANCE BY THE
COUNTY HIGHWAY DEPARTMENT LOCATED OFF COTTON LANE.**

WHEREAS, the Williamson County Regional Planning Commission has recommended acceptance of certain subdivision roads into the County Road System; and

WHEREAS, a report has been prepared and included herein as specified in Section 18 of the Williamson County Private Acts, 1937, Chapter No. 373 as Amended, prescribing the acceptance of roads as County Roads; and

WHEREAS, it is the responsibility of the Williamson County Board of Commissioners through its Highway Commission to accept and maintain public roads for the general welfare.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Commissioners that:

The following roads be accepted as part of the County Road System for maintenance by the Williamson County Highway Department.

<u>Subdivision</u>	<u>Road(s)</u>	<u>Length</u>	<u>District</u>	<u>Assessed Value Of Property Adjoining Roadway</u>	<u>Roadway Cos- Estimate</u>
River Landing Section 9	Aylesford Ln	.188	Fowlkes 9 th Voting	\$10,556,400.00	\$43,512


County Commissioner

Committee Referred to and Action Taken:

- 1. Planning Commission For 8 Against 0
- 2. Highway Commission For _____ Against _____

Commission Action Taken: _____ For _____ Against _____ Pass _____ Out _____

Elaine Anderson, County Clerk

Houston Naron, Jr. Commission Chairman

Rogers Anderson, County Mayor

Date

WILLIAMSON COUNTY HIGHWAY COMMISSION

**REPORT FOR ACCEPTANCE OF AYLESFORD LANE, RIVER LANDING
SUBDIVISION SECTION NINE, AS A PART OF THE WILLIAMSON COUNTY
ROAD SYSTEM.**

RESOLUTION _____

Re: HIGHWAY LAWS OF WILLIAMSON COUNTY, May 1988

Chapter 373, Tennessee General Assembly Private Acts of 1937.

Section 18: That any petition for the opening, changing, closing or acceptance of road as County Roads, shall be directed to the Board of Highway commissioners and the petition shall describe the road in detail, giving the termini, length, course and width, and shall be accompanied by a map thereof drawn to scale, and may include such other matters as the petitioner or petitioners may urge upon the Commissioners and the County Court for the acceptance of said road as a county road. It shall be the duty of the Board of Highway commissioners, upon said petition being filed with them, to investigate the advisability of opening or changing such road, and submit a written report to the county court showing the assessed value of property abutting thereon, the amount of travel taken care of by said road, and such other matters as would throw light upon its importance as a county road. The Commission shall then at the next term of the Quarterly Court make its recommendation as to whether the road should or should not be accepted as a county road, or opened, or closed, or changed, and the Quarterly County Court may take such action as it deems best. The original petition and map submitted by the petitioners shall remain on file in the office of the County Judge.

DISCUSSION

This resolution, with accompanying map, indicates the above referenced roadways have a 50' ROW. The roadway length for Aylesford Lane is .188 tenths of a mile, as shown on the resolution included with this report. Section Nine of River Landing subdivision, is located within the Northeast District. The assessed value of the properties abutting the roadways is \$10,556,400.00 as recorded in the office of the Williamson County Tax Assessor.

ROADWAY CONDITION

The present surface of the roadway is asphalt (E Mix), in good condition, with a width of twenty feet six (26) feet. Each side of the roadway is bordered by an extruded concrete curb. A median has been placed in front of lot 304. The roadways have been constructed in accordance with the specifications and details as shown in the Williamson County Subdivision Regulations, APPENDIX F, (Specifications for Subdivision Roadway & Drainage Construction), and the required Roads, Drainage and Erosion Control bond has been released by the Williamson County Regional Planning Commission.

TRAFFIC

The estimated traffic count for an average day, at ten trips per household is two- hundred- ten (210) trips per day.

CONCLUSION

It is the recommendation of the Williamson County Highway Commission that:

1. This road meets the requirements of acceptance and addition to the Williamson County Road list; and
2. The petition for acceptance was initiated by a member of the Williamson County Commission.

**RESOLUTION ACCEPTING ROADS IN CHAPELWOOD, SECTION 2
AS A PART OF THE COUNTY ROAD SYSTEM FOR MAINTENANCE BY THE
COUNTY HIGHWAY DEPARTMENT LOCATED OFF CHAPELWOOD DRIVE**

WHEREAS, the Williamson County Regional Planning Commission has recommended acceptance of certain subdivision roads into the County Road System; and

WHEREAS, a report has been prepared and included herein as specified in Section 18 of the Williamson County Private Acts, 1937, Chapter No. 373 as Amended, prescribing the acceptance of roads as County Roads; and

WHEREAS, it is the responsibility of the Williamson County Board of Commissioners through its Highway Commission to accept and maintain public roads for the general welfare.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Commissioners that:

The following roads be accepted as part of the County Road System for maintenance by the Williamson County Highway Department.

<u>Subdivision</u>	<u>Road(s)</u>	<u>Length</u>	<u>District</u>	<u>Assessed Value Of Property Adjoining Roadway</u>	<u>Roadway Cost Estimate</u>
Chapelwood	Chapelwood Drive	.167	Fowlkes 8 th Voting	\$3,771,375.00	\$38,652


County Commissioner

Committee Referred to and Action Taken:

- 1. Planning Commission For 10 Against 0
- 2. Highway Commission For _____ Against _____

Commission Action Taken: _____ For _____ Against _____ Pass _____ Out _____

Elaine Anderson, County Clerk

Houston Naron, Jr. Commission Chairman

Rogers Anderson, County Mayor

Date

WILLIAMSON COUNTY HIGHWAY COMMISSION

**REPORT FOR ACCEPTANCE OF CHAPELWOOD DRIVE, CHAPELWOOD
SUBDIVISION AS A PART OF THE WILLIAMSON COUNTY ROAD SYSTEM.**

RESOLUTION _____

Re: HIGHWAY LAWS OF WILLIAMSON COUNTY, May 1988

Chapter 373, Tennessee General Assembly Private Acts of 1937.

Section 18: That any petition for the opening, changing, closing or acceptance of road as County Roads, shall be directed to the Board of Highway commissioners and the petition shall describe the road in detail, giving the termini, length, course and width, and shall be accompanied by a map thereof drawn to scale, and may include such other matters as the petitioner or petitioners may urge upon the Commissioners and the County Court for the acceptance of said road as a county road. It shall be the duty of the Board of Highway commissioners, upon said petition being filed with them, to investigate the advisability of opening or changing such road, and submit a written report to the county court showing the assessed value of property abutting thereon, the amount of travel taken care of by said road, and such other matters as would throw light upon its importance as a county road. The Commission shall then at the next term of the Quarterly Court make its recommendation as to whether the road should or should not be accepted as a county road, or opened, or closed, or changed, and the Quarterly County Court may take such action as it deems best. The original petition and map submitted by the petitioners shall remain on file in the office of the County Judge.

DISCUSSION

This resolution, with accompanying map, indicates the above referenced roadway has a 50' ROW. The roadway length for Chapelwood Drive is .167, as shown on the resolution included with this report. Chapelwood Subdivision, is located within the Northeast District. The assessed value of the properties abutting the roadways is \$3,771,375 as recorded in the office of the Williamson County Tax Assessor.

ROADWAY CONDITION

The present surface of the roadway is asphalt (E Mix), in good condition, with a width of twenty feet four (24) feet. Each side of the roadway is bordered by a painted white line, two feet inside the edge of the asphalt surface. The roadways have been constructed in accordance with the specifications and details as shown in the Williamson County Subdivision Regulations, APPENDIX F, (Specifications for Subdivision Roadway & Drainage Construction), and the required Roads, Drainage and Erosion Control bond has been released by the Williamson County Regional Planning Commission.

TRAFFIC

The estimated traffic count for an average day, at ten trips per household is fifty (50) trips per day.

CONCLUSION

It is the recommendation of the Williamson County Highway Commission that:

1. This road meets the requirements of acceptance and addition to the Williamson County Road list; and
2. The petition for acceptance was initiated by a member of the Williamson County Commission.

Resolution No. 5-08-17
Requested by: County Health Director

**RESOLUTION AUTHORIZING THE COUNTY MAYOR
TO ENTER INTO A CONTRACTUAL AGREEMENT FOR THE
PROVISION OF DENTAL SERVICES AT THE W. C. HEALTH DEPARTMENT
IN AN AMOUNT NOT TO EXCEED \$138,000**

WHEREAS, Williamson County is the recipient of up to \$138,000 reimbursement funding from the State of Tennessee, Department of Public Health; and,

WHEREAS, said grant funding is to be utilized to provide a full-time Dentist and Dental Assistant at the Williamson County Health Department; and,

WHEREAS, the reimbursement represents a partnership between the State of Tennessee and Williamson County; and,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners, meeting in regular session, this the 12th day of May, 2008, hereby authorizes the County Mayor to execute a contract with the State of Tennessee, for the provision of dental services at the W. C. Health Department; and,

BE IT FURTHER RESOLVED, that the grant funding will be incorporated into the 2008-09 Health Department budget.



County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Public Health Committee For _____ Against _____
Budget Committee For _____ Against _____

Commission Action Taken: For _____ Against _____ Pass _____ Out _____

Elaine Anderson, County Clerk

Houston Naron Jr., Commission Chairman

Rogers C. Anderson - County Mayor

Date

Resolution No. 5-08-18
Requested by: Budget Director

**RESOLUTION APPROPRIATING AND AMENDING THE 2007-08
VETERANS' SERVICES BUDGET BY \$1,150 - REVENUES
TO COME FROM UNAPPROPRIATED COUNTY GENERAL FUNDS**

WHEREAS, the Williamson County Commission named the triangle of land located at Five Points, Franklin, Tennessee as the Williamson County Veterans Park, on October 11, 1999, in conjunction with the Williamson County Bi-centennial Celebration; and

WHEREAS, the dedication of the Veterans monument acknowledged service to county and country by all men and women of Williamson County who have ever responded to our Nation's call to service; and

WHEREAS, the Veterans' Services Office has been selling memorial brick pavers to individuals wishing to purchase one in honor or memory of a veteran;

WHEREAS, proceeds from the sale of these brick pavers have been received and need to be appropriated to offset the purchase and installation costs in a timely manner for the 2008 Memorial Day Service;

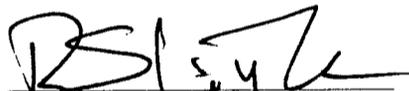
NOW, THEREFORE, BE IT RESOLVED, that the 2007-08 Veterans' Services budget be amended, as follows:

EXPENDITURES:

Other Supplies & Materials \$ 1,150
(101.58300.499)

REVENUES:

Unappropriated County General Funds \$ 1,150
(101.39000)


County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Parks & Recreation Committee For ___ Against ___
Budget Committee For ___ Against ___
Commission Action Taken: For ___ Against ___ Pass ___ Out ___

Elaine Anderson-County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers C. Anderson - County Mayor

Date

Resolution No. 5-08-19.
Requested by: County Mayor's Office

RESOLUTION TO APPROVE A LIMITED EXCEPTION TO WILLIAMSON COUNTY'S PROPERTY TAXES AS AUTHORIZED IN TENNESSEE CODE ANNOTATED SECTION 67-5-221 FOR PROPERTY OWNED AND CONSTRUCTED BY HABITAT FOR HUMANITY OF WILLIAMSON COUNTY, TENNESSEE, INC.

WHEREAS, Williamson County currently has a property tax as authorized by *Article II, Section 28 of the Tennessee Constitution and Tenn. Code Ann. § 67-5-101*;

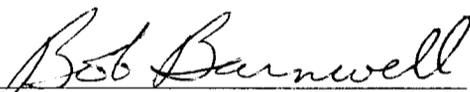
WHEREAS, the Tennessee General Assembly, through its enactment of *Tenn. Code Ann., §67-5-221*, provides local governments with the authority to adopt a limited property tax exemption for property constructed by charitable habitat organizations for low income, single family dwellings;

WHEREAS, Habitat for Humanity of Williamson County, Tennessee, Inc., is a nonprofit housing organization which builds housing for lower income families and symbolizes the self help approach to home ownership;

WHEREAS, this exemption would exempt the property from taxes for the period in which Habitat for Humanity owns the property until the date it is conveyed to the low-income family; and

WHEREAS, this tax exemption program must be approved by a two-thirds vote of the Williamson County Board of Commissioners to be implemented.

NOW, THEREFORE, BE IT RESOLVED, that the Williamson County Board of Commissioners, meeting in regular session on this the 12th day of May, 2008, by a two-thirds vote, adopts the limited property tax exemption for homes that are constructed by Habitat for Humanity of Williamson County, Tennessee, Inc., for low income, single family dwellings pursuant to the restrictions and requirements provided for in *Tenn. Code Ann. § 67-5-221*.


County Commissioner


County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Property Committee:	For <u>6</u>	Against <u>0</u>	Pass <u> </u>	Out <u> </u>
Tax Study Committee:	For <u> </u>	Against <u> </u>	Pass <u> </u>	Out <u> </u>
Budget Committee:	For <u> </u>	Against <u> </u>	Pass <u> </u>	Out <u> </u>
Commission Action Taken:	For <u> </u>	Against <u> </u>	Pass <u> </u>	Out <u> </u>

Elaine Anderson, County Clerk

Houston Naron, Jr., Commission Chairman

Rogers Anderson, County Mayor

Date

Resolution No. 5-08-20
Requested by: Budget Director

**RESOLUTION APPROPRIATING AND AMENDING THE 2007-08
MEDICAL EXAMINERS BUDGET BY \$20,505 -REVENUES
TO COME FROM UNAPPROPRIATED COUNTY GENERAL FUNDS**

WHEREAS, Williamson County contracts with Forensic Medical Management to provide autopsies for the Medical Examiner; and,

WHEREAS, the 2007-08 budget was based on a total of 45 cases for the year; and,

WHEREAS, through the month of April, 2008, Williamson County has experienced 47 deaths requiring autopsies and it appears to be advantageous to budget for the possibility of an additional 15 cases for the months of May and June, at an average cost of \$1,400, including supplies;

NOW, THEREFORE, BE IT RESOLVED, that the 2006-07 Medical Examiners budget be amended, as follows:

EXPENDITURES:

Autopsies (101.54610.399)	\$ 1,395
Medical Supplies (101.54610.413)	<u>19,100</u>
	\$20,505

REVENUES:

Unappropriated County General Funds (101.39000)	\$ 20,505
--	-----------



County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

_____ For ___ Against ___
 _____ For ___ Against ___
 Commission Action Taken: For _____ Against _____ Pass _____ Out _____

Elaine Anderson-County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers C. Anderson - County Mayor

Date

RESOLUTION NO. 5-08-21
Requested by: Property Management

RESOLUTION APPROPRIATING AND AMENDING THE 2007-08 CAPITAL PROJECTS BUDGET IN AN AMOUNT NOT TO EXCEED \$150,000 TO PROVIDING FUNDS FOR ASBESTOS REMOVAL FROM FLEMING HALL LOCATED ON THE OLD BATTLE GROUND ACADEMY PROPERTY

WHEREAS, Williamson County purchased real property which has been commonly known as the Old Battle Ground Academy in 2003 which included a structure referenced as Fleming Hall;

WHEREAS, Williamson County, through its Property Committee, has concluded that the removal of asbestos from Fleming Hall needs to be initiated while Williamson County determines possible present and future needs of Williamson County regarding Fleming Hall;

WHEREAS, the Board of County Commissioners has resolved to fund the removal of asbestos from Fleming Hall in an amount not to exceed One Hundred Fifty Thousand and 00/100 Dollars (\$150,000.00); and

WHEREAS, the Board of County Commissioners finds it in the interest of the citizens of Williamson County to remove the asbestos from Fleming Hall while decisions on the future use of the property can be determined by the Board.

NOW, THEREFORE, BE IT RESOLVED, that the Williamson County Board of County Commissioners, meeting in regular session on the 12th day of May, 2008, hereby expresses its desire to fund the removal of asbestos from Fleming Hall which is located on the Old Battle Ground Academy property at an estimated cost not to exceed One Hundred Fifty Thousand and no/100 Dollars (\$150,000.00), as follows:

EXPENDITURES:

BGA Campus/Building Asbestos Removal (171.91110.707.041)	\$150,000
Operating Transfer (171.49800)	\$150,000

REVENUES:

Unappropriated County General Funds (101.39000)	\$150,000
Transfers Out (101.99100.590)	\$150,000



County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Property Committee For _____ Against _____
Budget Committee For _____ Against _____

Commission Action Taken: For _____ Against _____ Pass _____ Out _____

Elaine Anderson, County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers C. Anderson - County Mayor

Date

RESOLUTION 5-08-22
Requested by: **County Mayor**

**RESOLUTION OF INTENT TO FUND THE PURCHASE OF REAL PROPERTY
LOCATED AT 306 BEASLEY DRIVE, FRANKLIN, TENNESSEE, AND TO
AUTHORIZE THE WILLIAMSON COUNTY MAYOR TO NEGOTIATE THE TERMS
OF THE PURCHASE AGREEMENT**

WHEREAS, the Williamson County Administrative Complex is no longer large enough to contain all the current departments due to experienced increase in county employees and usage by the public, and can no longer adequately house the county employees and efficiently serve the public;

WHEREAS, the real property located at 306 Beasley Drive, Franklin, Tennessee, which is formerly known as the Worthington Precision Metals Industrial Facility, and has a building with 123,793 square feet on approximately 12.56 acres (the "Property") is listed on the real estate market. The Property is owned by Worth (OH-TN) Limited Partnership; and

WHEREAS, Williamson County, Tennessee (the "County") desires to purchase the Property in order to move some County Governmental departments into the building (upon completion of renovation of same), which would allow for the expansion of various departments; and

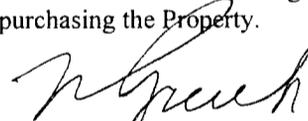
WHEREAS, the Property is located strategically for the County by serving as a connecting parcel for the Williamson County Highway Department, the property located to the north and the Williamson County Justice Center, the property located to the west..

WHEREAS, the Board of County Commissioners finds that the purchase of this Property would be in the best interest of the citizens of this County; and

WHEREAS, the Board of County Commissioners desires to purchase the Property and proceed with the use of the Property for the benefit of the citizens of Williamson County.

NOW, THEREFORE, BE IT RESOLVED, by the Williamson County Board of County Commissioners, meeting in regular session on the 12th day of May, 2008, that:

1. it hereby expresses its intent to fund for the purchase of the Property located at 306 Beasley Drive, Franklin, Tennessee, which consists of a building with 123,793 square feet, more or less, and is located on approximately 12.56 acres, at an estimated cost not to exceed Four Million Five Hundred Thousand and no/100 Dollars (\$4.5 Million) for the expansion of office space and other public uses; and
2. the Williamson County Mayor is authorized to enter into an Purchase Agreement with Worth (OH-TN) Limited Partnership, for the purpose of purchasing the Property.



County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Property Committee:	For <u>6</u>	Against <u>0</u>	Pass _____	Out _____
Budget Committee:	For _____	Against _____	Pass _____	Out _____
Commission Action Taken:	For _____	Against _____	Pass _____	Out _____

Elaine Anderson, County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers Anderson - County Mayor

Date

Resolution No. 5-08-23

Requested by the Storm Water Appeals Board

**A RESOLUTION TO ADOPT AMENDMENTS TO
STORM WATER MANAGEMENT REGULATIONS ORIGINALLY ADOPTED ON
NOVEMBER 8, 2004 TO UPDATE AND CLARIFY THE VIOLATION, PENALTY AND
APPEALS PROVISIONS AND OTHER CLARIFICATIONS**

WHEREAS, the Williamson County Board of Commissioners adopted the Williamson County Storm Water Management Regulations on November 8, 2004, with an effective date of January 1, 2005; and

WHEREAS, since 2004, the Staff and the Storm Water Appeals Board have had the opportunity to enforce the Regulations and hear and decide appeals based upon the Regulations; and

WHEREAS, through this use and application, the Staff and Storm Water Appeals Board have determined that certain clarifications and amendments would be beneficial to its application of the Regulations; and

WHEREAS, it has been determined that there is a need for amendments to the Regulations in order to clarify the information needed for a proper appeal and to clarify the standards related to violations; and

WHEREAS, it has been determined that there is a need for amendments to the Regulations to clarify the Waterway Natural Area requirements, provide additional definitions and provide further clarifications; and

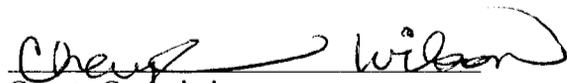
WHEREAS, Williamson County is granted the authority to adopt these amendments to the Storm Water Management Regulations by virtue of Tennessee Code Annotated Title 68, Chapter 221, Part 11; and

WHEREAS, it is in the best interest of the citizens of Williamson County and incumbent upon Williamson County by and through its required permit with the Tennessee Department of Environment and Conservation to maintain these Regulations in the most current and applicable form; and

WHEREAS, it has been determined that these proposed amendments promote the public health, safety and general welfare, and minimize public and private losses due to flood conditions, erosion and sedimentation problems; and

WHEREAS, due notice has been published in a newspaper of general circulation, and a public hearing conducted before the Williamson County Storm Water Appeals Board at its meeting on March 26, 2008 and before the Williamson County Board of Commissioners at its meeting on May 12, 2008.

NOW, THEREFORE, BE IT RESOLVED that the Williamson County Board of Commissioners, meeting in regular session, this the 12th day of May, 2008, hereby adopts and amends the Williamson County Storm Water Management Regulations, effective upon adoption, as described in Attachment A hereto and incorporated herein.


County Commissioner

COMMITTEES REFERRED TO AND ACTION TAKEN:

Storm Water Appeals Board Recommendation: For: 5 Against: 0

Commission Action Taken: For: _____ Against: _____ Pass: _____ Out: _____

Elaine Anderson, County Clerk

Houston Naron, Jr.,
Commission Chairman

Rogers Anderson, County Mayor

Date

Williamson County, Tennessee

Storm Water Management Regulations

Originally Adopted by Resolution of the
Williamson County Board of Commissioners

on

November 8, 2004

Effective January 1, 2005

Revision Adopted by Resolution of the Williamson County Board of
Commissioners on _____

Effective _____

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- H. Any temporary or permanent obstruction to safe and easy access to the areas to be inspected and/or monitored shall be removed promptly by the owner/operator at the written or verbal request of Williamson County. The costs of clearing such access shall be borne by the owner/operator. The County reserves the right to determine and impose inspection schedules necessary to enforce the provisions of these Regulations.

1.4 Applicability and Jurisdiction

The Storm Water Regulations shall govern all properties within the unincorporated limits of Williamson County, Tennessee.

1.5 Exemptions

The following activities are exempt from the requirements of these Regulations:

- A. Any emergency activity that is immediately necessary for the protection of life, property, or natural resources;
- B. Agricultural land management activities; and
- C. Any silviculture activity that is consistent with an approved timber management plan prepared or approved by the State of Tennessee.

1.6 Duty to mitigate

The owner/operator shall take all reasonable steps to minimize or prevent any discharge in violation of these Regulations.

1.7 Duty to provide information

The owner/operator shall furnish to Williamson County any information that is requested to determine compliance with these Regulations or other information.

1.8 Other information

When the owner/operator becomes aware that the owner/operator failed to submit any relevant facts or submitted incorrect information in the Notice of Intent or in any other report to Williamson County, the owner/operator shall promptly submit such facts or information.

1.9 Savings Provision

These regulations shall not be construed as altering, modifying, vacating or nullifying any action now impending or any rights or obligations obtained by any person, firm or corporation through approval of a preliminary plat by the Williamson County Regional Planning Commission or through the approval of any land disturbance permit.

12. Flows from riparian habitats and wetlands
 13. Dechlorinated swimming pool discharges
 14. Street wash waters resulting from normal street cleaning operations
 15. Controlled flushing storm water conveyances (controlled by appropriate Best Management Practice (BMPs))
 16. Discharges within the constraints of a National Pollutant Discharge Elimination System (NPDES) permit from the Tennessee Department of Environment and Conservation (TDEC)
 17. Other special discharges as approved by Williamson County
- C. Except for the lawful discharges into the MS4 listed in Section 2.2.B above, all storm water discharges that do not meet the requirements for Storm Water Quality or Storm Water Quantity as outlined and required in these Regulations, into the MS4 are illicit discharges.
- D. An illicit discharge or illicit discharges are determined according to the following criteria:
1. The storm water discharge shall not cause an objectionable color contrast in any watercourse under County jurisdiction. In order to determine objectionable color contrast, the County Engineer or Storm Water Quality Coordinator, using the best information available and based upon their knowledge, experience and education shall consider:
 - a. color (true and apparent) of the water;
 - b. the presence of colloids in the water;
 - c. any floating solids, oil, grease or scum in the water;
 - d. any floating materials in the water of a persistent nature from other than natural causes;
 - e. materials producing true color resulting from other than natural causes that create an aesthetically undesirable condition and substantial visible contrast with the natural appearance of the water;
 - f. any materials in the water that produce color, odor or other conditions in such degree as to create a nuisance;
 - g. any materials in the water that are in concentrations or combinations that will cause or contribute to the growth of aquatic plants or algae to such degree as to create a nuisance or be unsightly; or
 - h. any materials in the water that will form putrescent or otherwise objectionable deposits.

OR

2. The storm water discharge shall not cause an objectionable turbidity in any watercourse under County jurisdiction. In order to determine objectionable turbidity, the following turbidity standard shall be utilized:

Section 3: Storm Water Runoff Controls

- A. Land disturbance activities may not aggravate upstream or downstream flooding.
- B. Detention and retention facilities or other flow attenuation methods shall be sized such that the post-development peak discharge rate is less than or equal to the pre-development peak discharge rate for the 2-year, 5-year, 10-year, 25-year, 50-year, and 100-year, 24-hour design storms. The facilities shall be designed such that the cumulative post-development discharge volume is less than or equal to the cumulative pre-development discharge volume during the critical time for the 2-year, 5-year, 10-year, 25-year, 50-year, and 100-year, 24-hour design storms. The critical time shall be between the hours of 11 and 18 of the 24-hour design storm unless otherwise specified by a County accepted watershed plan.
- C. The 24-hour storm design requirement outlined in Section B above is a minimum control standard. Regardless of the facilities, methodologies or Best Management Practices (BMPs) used for storm water runoff controls, illicit discharges, as defined by these Regulations, are prohibited.
- D. Water quality measures such as forebays or other BMPs shall be incorporated into detention facilities for added quality benefit and ease of maintenance.
- E. Consideration shall be given to the use of regional facilities.
- F. A Fee in lieu of detention shall be evaluated on a site-by-site basis. The fee shall include cost of construction and fair market value of the land required for detention facility construction. The use of the fee in lieu of detention does not exempt the requirement of water quality BMPs.
- G. Detention and retention facilities shall not be located in the right-of-way or in a Waterway Natural Area.
- H. Detention and retention facilities shall only be located on commonly owned areas or parcels, and shall not be located on parcels or lots intended for single-family residential uses.

4.2 Permitted Waterway Natural Area Uses

- A. Minor landscaping is allowed within the WNA to repair erosion, damaged vegetation, or other problems identified. Landscaping or stabilization activities must have prior approval by the Engineering Department.
- B. Passive recreation uses are permitted in the Waterway Natural Area, including but not limited to walking or jogging trails so long as the trails are placed no closer than 25 feet from top of bank of the adjacent waterway.
- C. Individual trees within the WNA may be removed if they are in danger of falling, causing damage to dwellings or other structures, or causing blockage of the waterway.
- D. If the adjacent land use involves subsurface discharges or surface application from a wastewater treatment system that serves more than one (1) household or a non-residential use, effluent will not be allowed to discharge in the WNA except as provided herein. Where TDEC has granted a NPDES wastewater permit, the permittee is allowed to convey the effluent through the WNA to the waterway designated in the NPDES permit.
- E. Septic tanks must be outside of WNA. Upon approval by the County Engineer, septic field lines, gravity flow sewer lines to be owned and operated by a governmental entity, and open channels may be allowed within the WNA to within 25 - feet from the waterway as measured perpendicular to waterway from top of bank or as determined by the Williamson County Department of Sewage Disposal Management, whichever provides the greatest distance from top of stream bank.
- F. Storm Water pipe discharges are allowed no closer than 25-feet from the waterway as measured perpendicular to the waterway from top of bank so long as the following are met:
 - 1. The Owner/Operator must show that the storm water discharged within the WNA
 - a. shall achieve a post-construction removal rate of 80% for TSS (total suspended solids), and
 - b. will not cause erosion.
 - 2. Grading required to meet these discharge standards in Section 4.2.E(1) above may be allowed in the WNA within 25-feet of top of bank provided that
 - a. a valid State ARAP has been obtained, if required,
 - b. the County Engineer approves the grading plans,
 - c. written notification is given to the County Engineer upon completion, and
 - d. restoration shall be accomplished within fifteen (15) days of completion.
- G. Roadway and public utility crossings and the associated encroachments, as allowed by a Tennessee Department of Environment and Conservation (TDEC) ARAP, which are perpendicular to the channel are permitted in the WNA.

Section 5: Storm Water System Long-Term Operation and Maintenance

- A. The maintenance requirements for permanent storm water runoff control facilities shall be the responsibility of the owner/operator.
- B. For residential developments that form a homeowners association, trust indenture, or other management entity, that entity shall be responsible for long-term operation and maintenance of storm water infrastructure located in drainage easements or Open Space.
- C. An engineer shall provide a storm water infrastructure long-term operation and maintenance plan with an opinion of probable costs and schedule, subject to approval by Williamson County. The long term operation and maintenance plan shall be in writing, shall be in recordable form, and shall, in addition to any other terms deemed necessary by the Williamson County, contain a provision permitting inspection at any reasonable time by Williamson County of the facilities deemed critical to the public welfare.
- D. Williamson County will have the authority, but not the duty, to maintain facilities not properly maintained and to recover costs associated with the maintenance from the owner/operator.
- E. Operation and maintenance plans for residential development shall be submitted and recorded with the final plat.
- F. Operation and maintenance plans for non-residential development shall be submitted and recorded prior to the issuance of a land disturbance permit.
- G. Upon approval of the storm water management facilities by Williamson County, the facility owner/operator(s) shall demonstrate the ability to garner and apply the financial resources necessary for long-term maintenance requirements. The funding mechanism shall be in a form approved by Williamson County. The County will only approve funding mechanism(s) for long-term maintenance responsibilities that can be demonstrated to be permanent or transferable to another entity with equivalent longevity.
- H. Long term Operation and Maintenance provisions of the storm water infrastructure shall be documented in the restrictive covenants.
- I. Inspections of storm water management facilities shall be conducted annually by the owner/operator for serviceability and shall be documented using the form provided by the County Engineer's office. The owner/operator shall submit to Williamson County a report no later than the first day of July upon completion of construction, and then bi-annually during the life of the facility. The report shall include the facility's condition relative to the intent of the design and shall demonstrate that the owner/operator has fulfilled the funding mechanism requirement. Storm water management facilities shall be inspected every five (5) years from the time of construction by an engineer. The inspection shall include a certification by the engineer that the facility is functioning as intended or shall provide a schedule of repairs and maintenance activities necessary to meet the intended use of the facility.

In the event biannual reports are not filed, then no additional permits of any kind shall be issued until such time as the County Engineer's office receives the required reports.
- J. The owner/operator of the storm water management facilities shall be required to execute an Operation and Maintenance Agreement and record same along with the operations and maintenance plan with the Williamson County Register of Deeds.

Section 6: Land Disturbance Permits

6.1 Applicability

- A. Every owner/operator will be required to obtain a land disturbance permit from Williamson County in the following cases:
 - 1. Activities resulting in greater than one (1) acre of land disturbance;
 - 2. Activities that result in the disturbance of less than one (1) acre if it is part of a larger common plan of development or sale; or
 - 3. Where land disturbance activities pose a threat to water, public health or safety.
- B. No building permit shall be issued until the applicant has obtained a land disturbance permit where the same is required by these Regulations.

6.2 Land Disturbance Permit Application

- A. Application for a Land Disturbance Permit for subdivisions and non-residential sites that require a "Tennessee General Permit for Storm Water Discharges from Construction Activities" shall require the following be submitted to Williamson County for review and approval:
 - 1. The Notice of Coverage (NOC) received from Tennessee Department of Environment and Conservation TDEC for coverage under the "Tennessee General Permit for Storm Water Discharges from Construction Activities."
 - 2. The Storm Water Pollution Prevention Plan prepared for coverage under the "Tennessee General Permit for Storm Water Discharges from Construction Activities."
 - 3. Separate sheets, stamped by an engineer at a scale not to exceed one (1) inch equal to fifty (50) feet, for pre-construction, construction, and post construction storm water Best Management Practices (BMPs).
 - 4. A Land Disturbance Permit issued for a subdivision and non-residential site shall remain in effect for two (2) years. Upon expiration of the Land Disturbance Permit, the owner/operator shall submit plans for a new permit. If the plans have not been amended, there will be no fee for the renewal application.
- B. Application for a Land Disturbance Permit for single lot residential sites that require a "Tennessee General Permit for Storm Water Discharges from Construction Activities" shall require the following be submitted to Williamson County for review and approval:
 - 1. Site specific erosion control plan which shall state that it is "Prepared for purposes of the Application for Land Disturbance Permit" and sealed by a licensed civil engineer, registered land surveyor, architect, landscape architect or certified professional in erosion and sedimentation control.
 - 2. A Land Disturbance Permit issued for a single lot residential site shall remain in effect for two (2) years. Upon expiration of the Land Disturbance Permit, the owner/operator shall submit plans for a new permit. If the plans have not been amended, there will be no fee for the renewal application.

Section 7: Inspections

Inspections shall be performed to ensure that vegetation, erosion and sediment control measures and other protective measures identified in the site plan are kept in good and effective operating condition.

7.1 Owner/Operator Inspections

- A. Inspections required by Tennessee Department of Environment and Conservation (TDEC).
- B. Williamson County may request submission of inspection documentation.
- C. Pre-Construction storm water management Best Management Practices (BMPs) must be inspected and certified that the BMPs are in accordance with the approved plans by an engineer, licensed in the State of Tennessee on sites greater than one (1) acre or part of a larger development.
- D. Construction storm water management BMPs must be inspected and certified that the BMPs are in accordance with the approved plans by an engineer, licensed in the State of Tennessee, prior to granting building permit on sites with land disturbance activities greater than one (1) acre.
- E. Post Construction BMPs must be inspected and certified that the BMPs are in accordance with the approved plans by an engineer, licensed in the State of Tennessee, prior to release of surety.
- F. Final storm water management BMPs must be inspected and certified that the BMPs are in accordance with the approved plans by an engineer, licensed in the State of Tennessee, prior to certificate of occupancy.
- G. Hard copy and digital as-built plans of storm water BMPs, will be required in the State of Tennessee Plane coordinate system with the North American Datum 1983 (NAD83) and North American Vertical Datum (NAVD) of 1988.

7.2 County Inspections

- A. County inspections may include, but are not limited to, the following:
 - 1. An initial inspection prior to storm water pollution prevention plan approval;
 - 2. A bury inspection prior to burial of any underground drainage structure;
 - 3. Erosion prevention and sediment control inspections as necessary to ensure effective control of erosion and sedimentation; and
 - 4. A final inspection when all work, including installation of storm management facilities, has been completed.
 - 5. Periodic inspections to ensure storm water facilities are being maintained.

- C. Cease and Desist Orders. Cease and Desist Orders may be issued along with the NOV, outlined above. When the County Engineer or Storm Water Quality Coordinator or his designee finds that any person has violated or continues to violate these Regulations or any permit or order issued hereunder, he may:
1. In the case of a residential or non-residential development:
 - a. issue an order to cease and desist all such violations and direct those persons in noncompliance to:
 1. comply forthwith;
 2. take such appropriate remedial or preventive action as may be needed to properly address a continuing or threatened violation;
 3. halt all construction operations on development infrastructure within that Section of the development, except where necessary to take remedial or preventive action;
 - b. advise the Building Codes Director to withhold issuance of any new building permits within that section of the development until remedial or preventive action has been completed;
 - c. advise the Planning Director to withhold placing future submittals within the same development on the agenda of the Planning Commission until remedial or preventive action has been completed;
 - d. withhold issuance of any future land disturbance permits within the same development until a revised SWPPP has been submitted to the County Engineer; and
 - e. maintain the Cease and Desist Order until such time as the violations are remedied and any civil penalties, imposed in accordance with Section 9 of these Regulations, are paid or the obligation is removed through the appeals process by the Storm Water Appeals Board.
 2. In the case of a permit holder for an individual residential lot:
 - a. issue an order to cease and desist all such violations and direct those persons in noncompliance to:
 1. comply forthwith;
 2. take such appropriate remedial or preventive action as may be needed to properly address a continuing or threatened violation;
 3. halt all grading and land disturbance activities on the lot until remedial or preventive action is taken;
 4. advise the Building Codes Director to not conduct any future inspections and withhold issuance of any Certificates of Occupancy until remedial action has been completed; and

Section 9: Penalties

Any person who shall commit any act declared unlawful under these Regulations, who violates any provision of these Regulations, who violates the provisions of any permit issued pursuant to these Regulations, or who fails or refuses to comply with any lawful communication or notice to abate or take corrective action by the County Engineer or Storm Water Quality Coordinator or his designee, shall be guilty of a civil offense.

9.1 Penalties

Under the authority provided in Tennessee Code Annotated Section 68-221-1106, Williamson County declares that any person violating the provisions of these Regulations may be assessed a civil penalty by the County Engineer or Storm Water Quality Coordinator or his designee of not less than \$50.00 and not more than \$5,000.00 per day for each day of violation. Each day of violation shall constitute a separate violation. The penalties may be assessed beyond schedules applied in a Notice of Violation (NOV) or other schedules issued to the owner/operator or other person responsible for the violations defined in these Regulations.

9.2 Payment of Penalties

Civil penalties shall be paid within ten (10) days of receipt of the written notice of imposition of the penalties, unless an appeal of the penalty has been properly perfected in accordance with these Regulations. If the civil penalty is appealed to the Storm Water Appeals Board, the penalty shall be paid into escrow at the time of application. If the civil penalty is not paid within the deadlines established herein and if the applicant does not appeal the decision of the Storm Water Appeals Board, then Williamson County shall have the authority to either place a lien upon and against the property or seek execution of the penalty through a court of competent jurisdiction. If Williamson County places a lien upon the property and the lien is not removed within ninety (90) days, Williamson County is authorized to take all legal action necessary to enforce the lien as a judgment, including without limitation, enforcing the lien in an action brought in a court of competent jurisdiction. Williamson County shall be entitled to any costs and fees associated with enforcement of these Regulations, execution of a penalty or enforcement of any lien placed upon property in accordance with these Regulations.

9.3 Specific Penalties

- A. The following shall be imposed upon single residential lot violations:
 - 1. Failure to install or maintain erosion controls-\$250.00 per occurrence.
 - 2. Illicit Discharge - \$500.00 per occurrence.
 - 3. Failure to Obtain a Land Disturbance Permit - \$1,000.00 per occurrence.
- B. The following shall be imposed upon residential development and non-residential development violations:
 - 1. Failure to install or maintain erosion controls - \$500.00 per occurrence.
 - 2. Illicit Discharge - \$1,000.00 per occurrence.

enforcement of these Regulations or enforcement of any lien placed upon property in accordance with these Regulations.

9.6 Other Remedies

Williamson County may bring legal action to enjoin the continuing violation of these Regulations, and the existence of any other remedy, at law or equity, shall be no defense to any such actions.

9.7 Remedies Cumulative

The remedies set forth in this section shall be cumulative, not exclusive, and it shall not be a defense to any action, civil or criminal, that one (1) or more of the remedies set forth herein has been sought or granted.

9.8 Emergency Orders and Abatement

The County Engineer or Storm Water Quality Coordinator or his designee may order the abatement of any discharge from any source to the storm water conveyance system when, in the opinion of the County Engineer or Storm Water Quality Coordinator or his designee, the discharge causes or threatens to cause a condition which presents an imminent danger to the public health, safety or welfare, or the environment, or a violation of the NPDES permit. In emergency situations where the property owner or other responsible party is unavailable and time constraints are such that service of a notice and order to abate cannot be effected without presenting an immediate danger to the public health, safety or welfare, or the environment or a violation of the National Pollution Discharge Elimination System (NPDES) permit, the County may perform or cause to be performed such work as shall be necessary to abate said threat or danger. The costs of any such abatement shall be borne by the property owner and shall be collected in accordance with the provisions herein.

shall be conclusive and final unless the accused violator submits written notice of appeal to the County Engineer within ten (10) days of the notice being served. If the County Engineer does not issue a decision within ten (10) days of the receipt of the written notice of appeal, then the violation is considered upheld. If the County Engineer does not reverse the decision, then any person aggrieved by the imposition of a civil penalty, damage assessment, any other citation or Notice of Violation of these Regulations or decision by the County Engineer, Storm Water Quality Coordinator or his designee as provided by these Regulations may appeal said penalty, damage assessment or decision to the Storm Water Appeals Board.

B. Application for Appeal to the Storm Water Appeals Board.

1. The Board is hereby authorized to hear and decide applications for appeal of any order, decision or ruling of the County issued pursuant to these Regulations.
2. Application Requirements.
 - a. The appeal to the Storm Water Appeals Board shall be filed with the County Engineer within fifteen (15) days after the decision or ruling of the County Engineer is served in any manner authorized by law.
 - b. All applications shall be filed with the County Engineer's office on official forms. The deadline for filing a complete application is 4:30 p.m., on the fourth (4th) Wednesday of the month prior to the scheduled meeting the following month.
 - c. At a minimum, a complete application shall include:
 1. the application form;
 2. the filing fee;
 3. information on the specific relief sought;
 4. plans, drawings, plats or surveys showing conditions of the site if the Regulations are applied as written; and
 5. separate plans, drawings, plats or surveys showing conditions of the site if the appeal is granted as requested.
 6. Additionally, the applicant may provide photographs, calculations or other information which must also be filed with the application in order for it to be considered by the Board.
 - d. For an appeal of a Notice of Violation or Cease and Desist Order where a civil penalty has also been imposed, in addition to the requirements of 10.2.B above, the applicant shall pay the full amount of the civil penalty to the County to be placed into an escrow fund pending the outcome of the appeal. If Board reduces or removes the civil penalty in accordance with its authority herein, then that portion of the civil penalty shall be returned to the applicant within 60 days following the final decision of the Board.

- f. Additionally, the applicant may provide photographs, calculations or other information which must also be filed with the application in order for it to be considered by the Board.
 3. When applications are filed, they shall be examined by the County Engineer, Storm Water Quality Coordinator or his designee for completeness and accuracy to determine whether all of the information and data have been provided. Where information is lacking or inadequate, the applicant shall be notified as to the nature and extent of the deficiency, and the application shall be retained as an intent to file for 30 days, after which such application shall be considered abandoned by the applicant. Until deficiencies are remedied, the application for waiver shall be considered insufficient for review and action by the Board.
 4. Under no circumstances may a final or preliminary site plan containing proposed Waivers of these Regulations be submitted to the Williamson County Regional Planning Commission until the Storm Water Appeals Board has considered and acted upon the application for waiver.
- C. Upon receipt of a complete application for waiver by the required filing deadline, the Storm Water Appeals Board shall hold a public hearing at the next regularly scheduled meeting. Ten (10) days prior notice of the time, date, and location of said hearing shall be published in a newspaper of general circulation. Ten (10) days notice by United States mail shall also be provided to the appellant, such notice to be sent to the address provided by the appellant on the Application for Waiver.
- D. Applications for waivers shall be reviewed by the Board and may be granted or granted with conditions for those projects or activities where it can be demonstrated that strict compliance with these Regulations would result in practical difficulty. The Board must find that one (1) or more of the following criteria are satisfied:
1. The plight of the landowner is due to the unique conditions of the property.

A unique condition is a condition that is peculiar to the subject property that relates to a physical aspect of the subject property.
 2. Compliance with the strict letter of the restrictions governing physical requirements such as lot area, set backs, and lot coverage unreasonably prevent the owner from using the property for a permitted purpose or would render conformity with such restrictions unnecessarily burdensome.
 3. The waiver would grant fairness to the applicant and in a manner that is consistent with the level enjoyed by others in the County.
 4. Those projects or activities serving a public need where no feasible alternative is available.

Section 11: Administration and Miscellaneous

- A. In order that storm water quality and quantity may be managed in accordance with these purposes and policies, these Regulations are hereby adopted.
- B. Should any article, section, subsection, clause or provision of this Storm Water Management Regulation be declared by a court of competent jurisdiction to be unconstitutional or invalid, such decision shall not affect the validity of the regulation as a whole or any part thereof other than the part declared to be unconstitutional or invalid, each article, section clause and provision being declared severable.
- C. In their interpretation and application, the provisions of these Regulations shall be held to be the minimum requirements for promotion of the public health, safety and general welfare.
- D. It is established that these Regulations are not intended to interfere with, abrogate or annul any regulations, statutes, or laws. In any case where these Regulations impose restrictions different from those imposed by any other provision of these regulations, or any other regulation, law or statutes, whichever provisions are more restrictive or impose higher standards shall control.
- E. For the purpose of these Regulations, certain numbers, abbreviations, terms, and words used herein shall be used, interpreted, and defined as set forth in Section 12.
- F. Where words within these Regulations have not been defined, the standard dictionary definition shall prevail.
- G. Unless the context clearly indicates to the contrary, words used in the present tense include the future tense; words in the plural include the singular; words used in the masculine include the feminine.

Cross-drain – A culvert used to convey flow under a road or other obstruction between channels or surface flow.

Critical area – A site subject to erosion or sedimentation as a result of cutting, filling, grading, or other disturbance of the soil; a site difficult to stabilize due to exposed subsoil, steep slope, extent of exposure, and other conditions.

Critical service roads – Designated County evacuation routes, or other access to police, fire, emergency medical services, hospitals, or shelters.

Cut – Portion of land surface or area from which earth has been removed or will be removed by excavation; the depth below original ground surface to the excavated surface.

Design storm event – A hypothetical storm event, of a given frequency interval and duration, used in the analysis and design of a storm water facility.

Detention – The temporary delay of storm runoff prior to discharge into receiving waters. This includes facilities with a normal pool elevation.

Developer – Any individual, firm, corporation, association, partnership, or trust involved in commencing proceedings to effect development of land for himself or others. This includes any legal or engineering representative of the “developer”.

Development – Any man-made change to improved or unimproved real property, including but not limited to, buildings, mining, dredging, filling, grading, paving, excavating, drilling operations, or permanent storage of materials (as defined as materials of like nature stored in whole or in part for more than six months).

Discharge – To dispose, deposit, spill, pour, inject, seep, dump, leak or place by any means, or that which is disposed, deposited, spilled, poured, injected, seeped, dumped, leaked, or placed by any means including any direct or indirect entry of any solid or liquid matter into the municipal separate storm sewer system.

Drainage Basin – A part of the surface of the earth that is occupied by and provides surface water runoff into a storm water management system (MS4 or Waters of the State), which consists of a surface stream or a body of impounded surface water together with all tributary surface streams and bodies of impounded surface water.

Engineer – An engineer duly registered, licensed or otherwise authorized by the State of Tennessee to practice in the field of engineering.

Erosion Prevention and Sediment Control (EP&SC) – See “erosion prevention” and “sediment control”

Erosion – The removal of soil particles by the action of water, wind, ice or other geological agents, whether naturally occurring or acting in conjunction with or promoted by anthropogenic activities or effects.

Erosion prevention – practices implemented to prevent, through shielding, binding or other mechanism(s), the suspension of soil particles, often associated with erosion prevention and sedimentation control.

Excavation – See cut.

Existing Grade – The slope or elevation of existing ground surface prior to cutting or filling.

Existing Construction – Any structure for which the “start of construction” commenced before the effective date of these Regulations.

Historic Structure Designation – Any structure that is: listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register; certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historical district or a district preliminarily determined by the Secretary to qualify as a registered historic district; or listed individually on a state or local inventory of historic places.

Illicit Connection – Any man-made conveyance connecting an illicit discharge directly to a municipal separate storm sewer.

Illicit Discharge – Except for the lawful discharges into the MS4 listed in Section 2 herein, all storm water discharges to the MS4, that do not meet the requirements for Storm Water Quality in Section 2, that do not meet the requirements for Storm Water Quantity in Section 2, or that are the result of a failure of storm water runoff controls that were improperly designed, installed or maintained, as outlined and required in these Regulations, are illicit discharges.

Impervious Cover – A term applied to any ground or structural surface that water cannot penetrate or through which water penetrates with great difficulty.

Intermittent Stream Waterways – Natural or man-made watercourses (streams) which cease to flow for sustained periods during a normal rainfall year (typically during the later summer through the fall months).

Land disturbing activity – Any activity on property that results in a change in the existing soil cover (both vegetative and non-vegetative) and/or the existing soil topography. Land-disturbing activities include, but are not limited to, development, re-development, demolition, construction, reconstruction, clearing, grading, filling, and excavation.

Municipal Separate Storm Sewer System (MS4) – defined at 40 CFR §122.26(b)(8) as a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains):

Owned or operated by a State, city, town, borough, county, parish, district, association, or other public body (created by or pursuant to State law) having jurisdiction over disposal of sewage, industrial wastes, storm water, or other wastes, including special districts under State law such as a sewer district, flood control district or drainage district, or similar entity, or a designated and approved management agency under section 208 of the Clean Water Act (CWA) that discharges to waters of the state;

Designed or used for collecting or conveying storm water;

Which is not a combined sewer; and

Which is not part of a Publicly Owned Treatment Works (POTW) as defined at 40 CFR §122.2.

New Construction – Structures for which the "start of construction" commenced on or after the effective date of these Regulations. The term also includes any subsequent improvements to such structures.

Nonpoint Source – Any source of pollutant(s) that is not a point source. Examples are sheet flow from pastures and runoff from paved areas.

NPDES Permit – National Pollution Discharge Elimination System permit issued pursuant to 33 U.S.C. §1342.

One Hundred (100) -Year Flood – A flood that has an average frequency of occurrence of once in 100 years, determined from an analysis of floods on a particular watercourse and other

system, or changes the storm water characteristics. Demolition and reconstruction is considered development and not redevelopment. Note: this is different from redevelopment.

Site – All contiguous land and bodies of water in one ownership, graded or proposed for grading or development as a unit, although not necessarily at one time.

Slope – Degree of deviation of a surface from the horizontal, usually expressed in percent or ratio.

Small Municipal Separate Storm Sewer System – Defined at 40 CFR §122.26(b)(16) and refers to all separate storm sewers that are owned or operated by the United States, a State, city, town, borough, county, parish, district, association, or other public body (created by or pursuant to State law) having jurisdiction over disposal of sewage, industrial wastes, storm water, or other wastes, including special districts under State law such as a sewer district, flood control district or drainage district, or similar entity, or a designated and approved management agency under section 208 of the Clean Water Act (CWA) that discharges to waters of the state, but is not defined as “large” or “medium” municipal separate storm sewer system. This term includes systems similar to separate storm sewer systems in municipalities, such as systems at military bases, large hospital or prison complexes, and highways and other thoroughfares. The term does not include separate storm sewers in very discrete areas, such as individual buildings.

Storm Water – Defined at 40 CFR §122.26(b)(13) as storm water runoff, snow melt runoff, and surface runoff and drainage.

Stripping – Any activity that removes or significantly disturbs the vegetative surface cover, including clearing and grubbing operations.

Structure – See Building.

Surveyor – A surveyor duly registered, licensed or otherwise authorized by the State of Tennessee to practice in the field of land surveying.

Tributary Area – The drainage area upstream of a specified point including all overland flow that directly or indirectly connects down-slope to the specified point.

Turbidity - The cloudy appearance of water caused by the presence of suspended colloidal matter. Turbidity is an optical property of the water based on the amount of light reflected by the suspended particles. The suspended particles interfere with the passage of light through the water or in which visual depth is restricted. Turbidity attributable to other than natural causes shall not reduce light transmission to the point that the biota is inhibited or that will cause an unaesthetic and substantial visible contrast with the natural appearance of the water. See Section 2 for the Turbidity Standard.

Water Color - Color of waters is a guide to their composition, and remote sensing of water color is used to infer water quality, particularly suspended solids, phytoplankton concentrations. The color of water, with water considered a translucent (i.e. not transparent) material, is commonly associated with transmitted light. The color of natural waters as observed from above is associated with the upwelling light field that results from back scattering of sunlight illuminating the water volume. In this manner, the color of natural waters can be objectively specified using their spectral reflectance, where the reflectance is defined as the ratio of the upwelling light to incident (downwelling) light.

Watercourse under County Jurisdiction – MS4, storm water infrastructure associated with or integrated into a residential or nonresidential development, and any conveyance leading into or through a Waterway Natural Area.

Section 13: Performance Bonds

- A. Williamson County may, at its discretion, require the submittal of a performance security or performance bond prior to issuance of a permit in order to ensure that the storm water practices are installed by the permit holder as required by the approved storm water management plan in accordance with the Williamson County Zoning Ordinance and Subdivision Regulations.
- B. The Williamson County Regional Planning Commission will administer the guarantee of improvements. Applicable provisions of Section IV, "ASSURANCE FOR COMPLETION AND MAINTENANCE OF IMPROVEMENTS", of the Williamson County Subdivision Regulations, concerning the type of acceptable performance bonds and Williamson County Regional Planning Commission's rights under the required bonds are incorporated herein and are made part of these Regulations.

3. the restoration or improvement includes the use of native vegetation, native grasses and/or canopy trees with the goal of achieving a forested canopy cover along the stream.

Amend Section 5- Amendment adopted on June 13, 2005 Add: J. The owner/operator of the storm water management facilities shall be required to execute an operation and maintenance agreement and record same along with the operations and maintenance plan with the Williamson County Register of Deeds.

Amend Section 6.1.A.1.- Amendment adopted on June 13, 2005

Original: 1. Activities resulting in greater than 5,000 square feet of land disturbance.

Current: 1. Activities resulting in greater than one (1) acre of land disturbance

Amend Section 6.1.A.2.- Amendment adopted on June 13, 2005

Original: 2. Whenever excavation, fill, or any combination of thereof will exceed five hundred (500) cubic yards

Current: 2. Activities that result in the disturbance of less than one (1) acre if it is part of a larger development or sale.

Amend Section 6.2.A.1.- Amendment adopted on June 13, 2005

Original: 1. The Notice of Intent (NOI) submitted to TDEC for Coverage under the "Tennessee General Permit for Storm Water Discharges from Construction Activities."

Current: 1. The Notice of Coverage (NOC) received from TDEC for coverage under the "Tennessee General Permit for Storm Water Discharges from Construction Activities."

Amend Section 6.2.B.- Amendment adopted on June 13, 2005

Original: 1. The Notice of Intent (NOI) submitted to TDEC for coverage under the "Tennessee General Storm Water Discharges from Construction Activities."

Current: Upon receipt of an appeal, the Storm Water Appeals Board shall hold a public hearing at the next regularly scheduled meeting.

Amend Definitions Section 12 to Add:- Amendment adopted on June 13, 2005

Surveyor – A surveyor duly registered, licensed or otherwise authorized by the State of Tennessee to practice in the field of land surveying.

Certified Professional in Erosion and Sedimentation Control - An individual successfully completing the training and/or testing to achieve certification as a CPESC (Certified professional in Erosion and Sedimentation Control from CPESC, Inc. The individual shall have been issued a CPESC Number from CPESC, Inc. and shall maintain an active CPESC Certification. A CPESC-IT would not be considered qualified. The CPESC, Inc. certification program, founded by the Soil and Water conservation and the International Erosion Control Association, in cooperation with the American Society of Agronomy, assists in providing the public with evidence of professional qualifications.

CPESC- See Certified Professional in Erosion and Sedimentation Control.

Amend Section 6.2.B. -Amendment adopted on September 11, 2006

Original: 1. The Notice of Coverage (NOC) received from TDEC for coverage under the “Tennessee General Permit for Storm Water discharges from Construction Activities”.

2. The Storm Water Pollution Prevention Plan Prepared for coverage under the “Tennessee General Permit for Storm Water Discharges from Construction Activities”.

3. Site specific control plan prepared erosion con and sealed by a licensed civil engineer, registered land surveyor, or certified professional in erosion and sedimentation control.

Current: 1. Site specific erosion control plan prepared and sealed by a licensed civil engineer, registered land surveyor, architect, landscape architect or certified professional in erosion and sedimentation control.

Amend Definitions Section 12 to Add: Amendment adopted September 11, 2006

Late-Filed Resolution No. 5-08-24

Requested by: Library Director

**RESOLUTION APPROPRIATING AND AMENDING THE 2007-08
LIBRARY BUDGET BY \$16,928.59 - REVENUES
TO COME FROM DONATIONS AND
GRANT FROM TENNESSEE STATE LIBRARY AND ARCHIVES**

WHEREAS, from time-to-time, the Williamson County Public Library receives donations from individuals and organizations to assist with library services and collections; and,

WHEREAS, the W.C. Public Library is the recipient of a \$5,500 library technology grant from the Tennessee State Library and Archives; and

WHEREAS, it is necessary to appropriate these funds into the operating budget to be expended;

NOW, THEREFORE, BE IT RESOLVED, that the 2007-08 Library Budget be amended, as follows:

REVENUES:

Donations/Memorials (101.48610.001)	\$ 1,199.00
Donations-Friends of the Library (101.48610.003)	10,000.00
Donations (101.48610)	229.59
Other State Grants-Library (101.46980.003)	<u>5,500.00</u>
	\$ 16,928.59

EXPENDITURES

Library Books (101.56500.432.001)	\$ 11,282.84
Data Processing (101.56500.411)	5,500.00
Other Supplies & Materials (101.56500.499.001)	<u>145.75</u>
	\$ 16,928.59



Bob Barnwell - County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Budget Committee For _____ Against _____
Library Board of Directors For 4 Against 0
Commission Action Taken: For _____ Against _____ Pass _____ Out _____

Elaine Anderson, County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers C. Anderson - County Mayor

Date

Resolution No. 5-08-25

Requested by: Commissioner Hancock

**RESOLUTION TO PERMIT THE SERVING
OF ALCOHOLIC BEVERAGES AT THE AGRICULTURAL
EXPOSITION PARK FOR AN EVENT OF THE
TENNESSEE WILDLIFE FEDERATION**

WHEREAS, the Board of Commissioners of Williamson County has previously adopted resolutions specifically banning the storage, sale or manufacturing of alcoholic beverages within two thousand (2,000) feet of a place of public gathering; and

WHEREAS, the Tennessee Wildlife Federation ("TWF") is hosting the Tennessee Wildlife Extravaganza at the W. C. Ag Expo Park July 18-20, 2008; and,

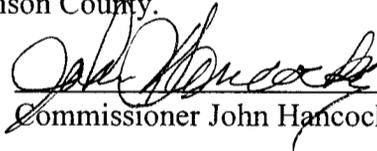
WHEREAS, as a part of this event, the TWF will hold their 63rd annual Meeting and Board Elections on Saturday, July 19th; and,

WHEREAS, the TWF wishes to offer a hospitality tent of limited access after the Board meeting on July 19th, with security to ensure no alcoholic beverages leave the hospitality area; and

WHEREAS, the Board of County Commissioners wish to retain oversight of the types and number of events which may include the serving and/or sale of alcoholic beverages;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Williamson County, meeting in regular session this 12th day of May, 2008, does hereby amend and repeal previous resolutions which may be interpreted as prohibiting the serving of alcoholic beverages at the Williamson County Agricultural Exposition Center for the limited purpose of allowing the serving and purchase of alcoholic beverages at the Tennessee Wildlife Federation Board event on July 19, 2008, and for no other purpose;

AND, BE IT FURTHER RESOLVED, that the producers and organizers of this event shall be required to comply with all applicable beer and liquor laws and permitting requirements of Williamson County, the City of Franklin and the State of Tennessee, including all insurance requirements as may be required by Williamson County.



Commissioner John Hancock

COMMITTEES REFERRED TO & ACTION TAKEN:

Property Committee For _____ Against _____
Budget Committee For 5 Against 0
Commission Action Taken: For _____ Against _____ Pass _____ Out _____

Elaine Anderson County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers C. Anderson - County Mayor

Date

Late Filed Resolution No. 5-08-26
Requested by the Mayor's Office

**RESOLUTION AUTHORIZING THE WILLIAMSON COUNTY MAYOR TO ENTER INTO A
CONTRACT WITH MIDDLE TENNESSEE ELECTRIC MEMBERSHIP CORPORATION
FOR THE RELOCATION OF ELECTRICAL WIRES AND EQUIPMENT**

- WHEREAS,** Williamson County is a governmental entity of the State of Tennessee and, as such, is authorized to enter into contracts to provide access to its property for the installation of electrical wires and equipment to expand service in its jurisdiction;
- WHEREAS,** Middle Tennessee Electric Membership Corporation ("MTEMC") provides electricity throughout Williamson County for the benefit of Williamson County citizens and currently has overhead wires that cross a portion of property owned by Williamson County and used for its Agricultural Exposition Park property located at 4215 Long Lane, Franklin, Tennessee;
- WHEREAS,** Williamson County and MTEMC have agreed on terms that would provide the relocation of electrical wires and equipment should Williamson County obtain additional property adjacent to the Williamson County Agricultural Exposition Park;
- WHEREAS,** MTEMC will agree to relocate its electrical lines and equipment in return for access to another part of the property which will lessen the impact on the use of the property; and
- WHEREAS,** the Williamson County Board of Commissioners has determined it to be in the best interest of the citizens of Williamson County to authorize the Williamson County Mayor to execute an agreement with MTEMC to provide that MTEMC shall relocate its electrical equipment and wires.

NOW, THEREFORE, BE IT RESOLVED, that the Williamson County Board of Commissioners, meeting in regular session, this the 12th day of May, 2008, hereby authorizes the Williamson County Mayor to execute a contract with Middle Tennessee Electric Membership Corporation to define the obligations and responsibilities of the parties in the possible removal and relocation of electrical wires and equipment on property owned by Williamson County for its Agricultural Exposition property located at 4215 Long Lane, Franklin, Tennessee.



County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Budget Committee	For <u>5</u>	Against <u>0</u>		
Property Committee	For _____	Against _____		
Commission Action Taken	For _____	Against _____	Pass _____	Out _____

Elaine Anderson, County Clerk

Houston Naron, Jr. - Commission Chairman

Rogers C. Anderson - County Mayor

Date

LATE FILED

RESOLUTION No. 5-08-27
Requested by the County Mayor's Office

RESOLUTION AUTHORIZING THE WILLIAMSON COUNTY MAYOR TO ENTER INTO A SALES AGREEMENT AND ALL OTHER DOCUMENTATION WITH THE CITY OF FRANKLIN FOR THE SALE OF REAL PROPERTY AND A PERMANENT ACCESS EASEMENT TO BE USED FOR THE CONSTRUCTION OF A WATER RESERVOIR

WHEREAS, Williamson County is a Tennessee governmental entity which owns property located at 4215 Long Lane, Franklin, Tennessee;

WHEREAS, the City of Franklin is a Tennessee governmental entity that provides water services to homes, businesses, and industries;

WHEREAS, the City of Franklin desires to purchase real property and a permanent access easement through a portion of the property owned by Williamson County, on which the Williamson County Agricultural Exposition Park is currently located;

WHEREAS, the portion of property at issue will be used to install and maintain a water reservoir to be used for the provision of water services and will not disturb the County's use of the remaining property; and

WHEREAS, the Williamson County Board of Commissioners finds it in the interest of the citizens of this County to sell to the City of Franklin real property and a permanent access easement for the expansion and provision of water services.

NOW, THEREFORE, BE IT RESOLVED, that the Williamson County Board of Commissioners, meeting in regular session this the 12th day of May 2008, authorizes the Williamson County Mayor to execute all documents necessary to complete the sales transaction with the City of Franklin for purchase of real property and a permanent access easement on property located at 4215 Long Lane for the purpose of installing and maintaining a water reservoir.



County Commissioner

COMMITTEES REFERRED TO & ACTION TAKEN:

Property Committee	For ____	Against ____	Pass ____	Out ____
Budget Commission:	For <u>5</u>	Against <u>0</u>	Pass ____	Out ____
Commission Action Taken:	For ____	Against ____	Pass ____	Out ____

Elaine Anderson, County Clerk

Houston Naron, Jr., Commission Chairman

Rogers Anderson, County Mayor

Date