

October 12, 2015

STATE OF TENNESSEE

COUNTY OF WILLIAMSON

The Williamson County Commission, the Legislative Body of Williamson County, was called to order by Chairman Jack Walton on October 12, 2015, at 7:00 a.m. at the Administrative Complex, Franklin, Tennessee.

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The invocation was given by Commissioner Ricky Jones.

The Pledge of Allegiance was led by Commissioner Beathard.

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ROLL CALL

County Clerk Elaine Anderson announced 22 'present', with 2 'absent' as follows:

<u>PRESENT</u>	<u>PRESENT</u>	<u>PRESENT</u>	<u>PRESENT</u>
Dana Ausbrooks	Judy Herbert	Thomas Little	Matt Williams
Tom Bain	Betsy Hester	Matt Milligan	
Brian Beathard	Dwight Jones	David Pair	<u>ABSENT</u>
Bert Chalfant	Ricky Jones	Brandon Ryan	Sherri Clark
Kathy Danner	Todd Kaestner	Steve Smith	Barb Sturgeon
Jeff Ford	David Landrum	Jack Walton	
Lewis Green, Jr.	Gregg Lawrence	Paul Webb	

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APPROVAL OF MINUTES

Commissioner Smith moved to approve the minutes of the regular September 14, 2015, meeting of the Williamson County Commission, the Legislative Body of Williamson County. Seconded by Commissioner Little. Motion passed by unanimous voice vote.

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CITIZEN'S COMMUNICATION

Chairman Walton explained the rules for Citizens Communication. One individual signed up to address the Commission.

W.H. Summers, 200 Bramerton Court, Franklin, addressed the Commission regarding his opposition to Resolution No. 10-15-13, Resolution Appropriating and

Amending the 2015-16 Office of Public Safety Budget By \$200,000 and the Solid Waste Budget by \$175,000 and Authorizing the Williamson County Mayor to Negotiate and Purchase Unimproved Property Located at the Corner of Hillsboro Road and Sneed Road – Revenues to Come from County General and Solid Waste Fund Balances.

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COMMUNICATIONS and MESSAGES

Chairman Walton asked if there were any objections to hearing Late-Filed Resolution No. 10-15-22, Resolution Appropriating and Amending the 2015-16 County Clerk’s Budget By \$15,000 – Revenues to Come from Reserve Account. There were no objections. Chairman Walton stated that Late-Filed Resolution No. 10-15-22 would be heard at the end of the Appropriations section of the Agenda.

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Chairman Walton asked if there were any objections to hearing Late-Filed Resolution No. 10-15-26, Resolution Appropriating and Amending the 2015-16 General Sessions DUI Court Budget by \$325,000 – Revenues to Come from Federal Grant Funds. There were no objections. Chairman Walton stated that Late-Filed Resolution No. 10-15-26 would be heard at the end of the Appropriations section of the Agenda.

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Chairman Walton asked if there were any objections to hearing Late-Filed Resolution No. 10-15-27, Resolution Amending the Five Year Capital Improvements Program Budget and Amending the 2015-16 Capital Projects Budget by \$100,000 for Facility Improvements at the Indoor Sports Complex – Revenues to Come from Recreation Privilege Tax Funds. There were no objections. Chairman Walton stated that Late-Filed Resolution No. 10-15-27 would be heard at the end of the Appropriations section of the Agenda.

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Chairman Walton asked if there were any objections to hearing Late-Filed Resolution No. 10-15-23, Resolution Accepting Broadway Street and Broome Street, Silver Stream Farm Subdivision, Section 6a as a Part of the County Road System for

Maintenance by the County Highway Department Located off Rocky Fork Rd. There were no objections. Chairman Walton stated that Late-Filed Resolution No. 10-15-23 would be heard on the Consent Agenda.

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Chairman Walton asked if there were any objections to hearing Late-Filed Resolution No. 10-15-24, Resolution Accepting Orchard Street and Canel Street, Silver Stream Farm Subdivision, Section 6b as A Part of The County Road System for Maintenance by The County Highway Department Located off Rocky Fork Rd. There were no objections. Chairman Walton stated that Late-Filed Resolution No. 10-15-24 would be heard on the Consent Agenda.

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Chairman Walton asked if there were any objections to hearing Late-Filed Resolution No. 10-15-25, Resolution Accepting Arrington Retreat, Section 1 as a Part of the County Road System for Maintenance by the County Highway Department Located off Nolensville Rd. There were no objections. Chairman Walton stated that Late-Filed Resolution No. 10-15-25 would be heard on the Consent Agenda.

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## REPORTS

### COUNTY MAYOR

Mayor Anderson asked Nena Graham, Budget Director, to give the financial report.

Ms. Graham stated that the August Budget Report shows that everything is on track. She stated that the Privilege Tax Reports for August show a continuing positive trend. Ms. Graham stated that the Cool Springs Marriot Conference Center report for August shows negative collections for the County.

Ms. Graham stated that the County was able to retain its AAA bond rating with Moody's.

Ms. Graham stated that each Commissioner received a Budget Book and a Debt Review Book this evening (Copy of each on file in Clerk's office).

Commissioner Danner asked Mayor Anderson for an update on the Columbia State property.

Mayor Anderson stated that negotiations were still ongoing but he stated that hopefully the County will have it purchased soon.

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## SCHOOLS

Dr. Mike Looney, Director of Schools, stated that everything is going well in the School System. He stated that the School System already has 245 more students than anticipated for the current year.

## ELECTIONS AND APPOINTMENTS

### COUNTY COMMISSION:

### INDUSTRIAL DEVELOPMENT BOARD

To Fill an Unexpired Term - Expiring 3/18

Resigned – Doug Goetsch                      Nomination – Kurt Winstead

Commissioner Smith moved to accept Kurt Winstead to the Industrial Development Board. Seconded by Commissioner Ausbrooks. Passed by unanimous voice vote.

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Chairman Walton presented the following Steering Committee recommendations for 2015-2015.

## STEERING COMMITTEE RECOMMENDATIONS FOR 2015-16 COMMITTEES

### INVESTMENT COMMITTEE

Tom Bain  
Todd Kaestner  
Paul Webb  
Karen Paris, Trustee  
Rogers Anderson, Chair

Commissioner Smith moved to accept the Steering Committee's recommendations for the Investment Committee. Seconded by Commissioner Ausbrooks. Passed by unanimous voice vote.

### AUDIT COMMITTEE

Judy Herbert  
Todd Kaestner  
Tommy Little

Commissioner Chalfant moved to accept the Steering Committee's recommendations for the Audit Committee. Seconded by Commissioner Dwight Jones.

Passed by unanimous voice vote.

LAW ENFORCEMENT/PUBLIC SAFETY COMMITTEE

Sherri Clark  
Kathy Danner  
Jeff Ford  
Judy Herbert  
Matt Milligan  
Brandon Ryan  
Barb Sturgeon

Commissioner Little moved to accept the Steering Committee's recommendations for the Law Enforcement & Public Safety Committee. Seconded by Commissioner Kaestner. Passed by unanimous voice vote.

EDUCATION COMMITTEE

Jeff Ford  
Bert Chalfant  
Lew Green  
Judy Herbert  
Ricky Jones  
Todd Kaestner  
Barb Sturgeon

Commissioner Bain moved to accept the Steering Committee's recommendations for the Education Committee. Seconded by Commissioner Dwight Jones. Passed by unanimous voice vote.

PROPERTY COMMITTEE

Dana Ausbrooks  
Tom Bain  
Brian Beathard  
Kathy Danner  
Dwight Jones  
David Landrum  
Matt Milligan

Commissioner Smith moved to accept the Steering Committee's recommendations for the Property Committee. Seconded by Commissioner Kaestner.

Passed by unanimous voice vote.

PUBLIC HEALTH COMMITTEE

Bert Chalfant  
Sherri Clark  
Judy Herbert  
Dwight Jones  
David Landrum

Gregg Lawrence  
Brandon Ryan

Commissioner Bain moved to accept the Steering Committee's recommendations for the Public Health Committee. Seconded by Commissioner Dwight Jones. Passed by unanimous voice vote.

TAX STUDY COMMITTEE

Dana Ausbrooks  
Lewis Green  
Ricky Jones  
Gregg Lawrence  
Paul Webb

Commissioner Little moved to accept the Steering Committee's recommendations for the Tax Study Committee. Seconded by Commissioner Dwight Jones. Passed by unanimous voice vote.

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CONSENT AGENDA

The following items were placed on the Consent Agenda:

LATE-FILED RESOLUTION NO. 10-15-23

**RESOLUTION ACCEPTING BROADWAY STREET AND BROOME STREET,  
SILVER STREAM FARM SUBDIVISION, SECTION 6A  
AS A PART OF THE COUNTY ROAD SYSTEM FOR MAINTENANCE BY THE  
COUNTY HIGHWAY DEPARTMENT LOCATED OFF ROCKY FORK RD**

**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>
Silver Stream Farm Subdivision Section 6A	Broadway Street	.029	Northeast	See Broome St.	\$72,760.00
	Broome Street	.108	Northeast	\$3,922,300.00	\$46,244.00

/s/ Jack Walton  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Planning Commission For: 7 Against: 0  
Highway Commission For: 5 Against: 0

\*Attachments – On file in Clerk’s Office

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**LATE-FILED RESOLUTION NO. 10-15-24**

**RESOLUTION ACCEPTING ORCHARD STREET AND CANEL STREET,  
SILVER STREAM FARM SUBDIVISION, SECTION 6B  
AS A PART OF THE COUNTY ROAD SYSTEM FOR MAINTENANCE BY THE  
COUNTY HIGHWAY DEPARTMENT LOCATED OFF ROCKY FORK RD**

**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>
Silver Stream Farm Subdivision Section 6A	Orchard Street	.233	Northeast	\$4,684,200.00	\$99,724.00
	Canel Street	.025	Northeast	see Orchard St.	

/s/ Jack Walton  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Planning Commission For: 7 Against: 0  
Highway Commission For: 5 Against: 0

\*Attachments – On file in Clerk’s Office

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LATE-FILED RESOLUTION NO. 10-15-25

**RESOLUTION ACCEPTING ARRINGTON RETREAT, SECTION 1  
AS A PART OF THE COUNTY ROAD SYSTEM FOR MAINTENANCE BY THE  
COUNTY HIGHWAY DEPARTMENT LOCATED OFF NOLENSVILLE RD**

**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>
Arrington	Sedona Woods Trl.	.484	Northeast	\$10,779,500.00	\$207,152.00
Retreat	Ross Cress Rd	.032	Northeast	\$398,700.00	\$13,696.00
	Crescent Moon Cir	.066	Northeast	\$378,700.00	\$28,248.00
	French River Rd	.178	Northeast	\$2,426,200.00	\$76,184.00
	Secret Mount Pass	.208	Northeast	\$1,085,100.00	\$89,024.00
	Emerson Hill Rd	.097	Northeast	\$2,675,800.00	\$41,516.00

/s/ Jack Walton  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Planning Commission For: 7 Against: 0  
Highway Commission For: 5 Against: 0

\*Attachments – On file in Clerk’s Office

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**NOTARIES**

**NEW**

CHADWICK, ERICH  
DILLON, JASON ELTON  
DROWNS, CHRISTINE M.  
ELLIOTT, SETH ERIC  
FORRESTER, REGINA  
GRAVES, FRANKLIN STUART  
GREER, TAYLOR MARIE  
HALL, KAREN SUE  
HAMPTON, KIMBERLY M.  
HUNSICKER, JENNIFER L.

**NEW**

JOHNSON, DEVIN  
JOHNSON, MICHAEL  
KIRKLAND, TAMMY LYNN  
LACAP, JULIE D.  
LEDBETTER, ELIZABETH ANN  
LIPSCOMB, JAMIE O'BRIEN  
LOTZ, ERICA MAY  
MATTHEWS, MELANIE R.  
MAY, SUZANNE S.  
McCUTHCEON, SHELLY

**NEW**

MOORE, RHONDA MARLENE  
 O'SHEA, AMANDA LEIGH  
 OGLESBY, JAMES T.  
 PHILLIPS, CAROL A.  
 REIMAN, MELINDA  
 RIGNEY, JENNIFER  
 RILEY, KELLIE MICHELLE  
 SANFORD, MICHAEL D.  
 SCOTT, HOLLY NOELLE  
 SHIPMAN, DAVID ANTHONY  
 SIDES, TAMMY JEAN  
 STUTHERS, DEBRA  
 SWAFFORD, WILLIAM KYLE  
 SWEDA, KAREN L.  
 UNDERWOOD, CHELSEA  
 URIBE, GEORGE DOMINIC, II  
 URIBE, MARGARET BINFORD

GUNDY, RALPH T.  
 HOLLAND, R. CRAIG  
 HUFT, JAMES K.  
 KELLER, GLENDA S.  
 KELLEY, WHITNEY  
 LAYNE, LOIS M.  
 MARLIN, DEBBIE  
 McDONALD, DIANE  
 MOORE, RHONDA M.  
 NELSON, AMY T.  
 OGLESBY, JAMES T.  
 PARIS, VIRGINIA L.  
 PARKS, TERRI  
 PERKINS, BRENDA  
 PERRY, TERESA G.  
 POLLOCK, KATHY G.  
 RYAN, MARGOT H.  
 SCHRAMKOWSKI, MELISSA CAPELL  
 SEELEY, MICHELLE D.  
 SLAUGHTER, ANNE ELIZABETH  
 ST. CHARLES, DAVID M.  
 ST. CHARLES, MICHELLE L.  
 STINSON, CHARLOTTE A.  
 TAYLOR, ROBIN  
 TYRRELL, JANE H.  
 VAUGHN, VALERIE  
 WALDEN, KRISTINA D.  
 WATERS, TERRY L.  
 WHITE, EDWARD K., IV.  
 WILSON, TIFFANY BARNARD  
 WITTMAN, LIZANNE  
 WITTMAN, PETER R.  
 YEH-THAI, EVA  
 ZIMMERMAN, LESLIE H.

**RENEWALS**

AUBIN, DIANA G.  
 BOREK, BOGUSLAWA MARIA  
 BOWLING, BARBARA ANN  
 CARLISLE, JEFFERSON G.  
 CARPENTER, KATHY E.  
 CLAIBORNE, MARY D.  
 COOK, ELIZABETH T.  
 COOK, RUSSELL T.  
 CREEK, TIMOTHY W.  
 CRIBBS, SARAH KATHRYN  
 DILWORTH, DONNA  
 DUFF, J. SUSAN  
 FORSTER, CHRISTINA H.  
 GIBSON, SHERRY  
 GRANDY, GREGORY L.

**RENEWALS**

Commissioner Kaestner moved to accept the complete Consent Agenda, seconded by Commissioner Ausbrooks.

The Consent Agenda passed by unanimous recorded vote, 22 'Yes' and 0 'No' as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

ZONING

PUBLIC HEARING

Chairman Walton opened the Public Hearing regarding Resolution No. 10-15-1, A Resolution to Amend the Zoning Ordinance Text, Originally adopted May 14, 2012, as it relates to Development Standards in the Suburban Infill and Conservation District. There being no one to speak, Chairman Walton closed the public hearing.

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RESOLUTION NO. 10-15-1

Commissioner Little moved to accept Resolution No. 10-15-1, seconded by Commissioner Smith.

**A RESOLUTION TO AMEND THE ZONING ORDINANCE TEXT, ORIGINALLY ADOPTED MAY 14, 2012, AS IT RELATES TO DEVELOPMENT STANDARDS IN THE SUBURBAN INFILL AND CONSERVATION DISTRICT**

- WHEREAS,** on May 14, 2012, the Board of County Commissioners adopted the Update to the Zoning Ordinance (“2013 Zoning Ordinance”) and Official Zoning Map, and established an effective date of January 1, 2013; and
- WHEREAS,** the Zoning Ordinance includes a number of zoning districts, one of which is the Suburban Infill and Conservation (SIC) district; and
- WHEREAS,** the SIC zoning district is applied to the properties within Planned Growth Areas One, Two and Three (PGA-1, PGA-2 and PGA-3) as depicted on the Williamson County Growth Plan; and
- WHEREAS,** the SIC district is intended to provide for moderate residential densities while affording a high level of protection for sensitive natural resources; and
- WHEREAS,** the proposed Text Amendment would allow greater flexibility in lot sizes, lot widths and building setbacks within Conservation Subdivisions in the SIC district in exchange for protecting a higher percentage of the property as Open Space; and
- WHEREAS,** the current development standards for Conservation Subdivisions in the SIC district allow up to 15% of the total lots to be reduced to 6,000 square feet, and the proposed Amendment will permit up to 25% of the lots to meet this reduced lot size, as well as a reduced lot width, with a corresponding increase in Open Space; and
- WHEREAS,** these changes to the SIC district will provide a higher degree of design flexibility while also providing enhanced Open Space and natural resource protection; and
- WHEREAS,** on September 10, 2015, the Williamson County Regional Planning Commission conducted its official Public Hearing on this amendment, which is attached hereto and incorporated herein; and
- WHEREAS,** based upon its consideration of all the information, public comment and its own Public Hearing, the Williamson County Regional Planning

Commission has recommended the adoption of the amendment as presented; and

**WHEREAS**, the Board of County Commissioners finds and determines that the best interests of Williamson County and its citizens will be served by the adoption of this amendment to the 2013 Zoning Ordinance as recommended by the Regional Planning Commission; and

**WHEREAS**, due notice has been published and a public hearing has been held as required by the Tennessee Code Annotated, Title 13, Chapter 7, Part 1.

**NOW, THEREFORE, BE IT RESOLVED**, that the Williamson County Board of Commissioners at its regular meeting on this the 12<sup>th</sup> day of October, 2015, after conducting the public hearing as required by law, hereby adopts the amendment to the 2013 Williamson County Zoning Ordinance, which is attached hereto and incorporated herein as if included verbatim, in accordance with its authority in Tennessee Code Annotated, Title 13, Chapter 7, Part 1.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the amendments will be effective and enforced on this the 12<sup>th</sup> day of October, 2015.

/s/ Jack Walton \_\_\_\_\_  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Regional Planning Commission For:  8  Against:  0

\*Attachments – On file in Clerk’s Office

Resolution No. 10-15-1 passed by recorded vote, 21 ‘Yes’ and 1 ‘No’ as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	Gregg Lawrence	Jack Walton
Tom Bain	Judy Herbert	Thomas Little	Paul Webb
Brian Beathard	Betsy Hester	Matt Milligan	Matt Williams
Bert Chalfant	Ricky Jones	David Pair	
Kathy Danner	Todd Kaestner	Brandon Ryan	<u>NO</u>
Jeff Ford	David Landrum	Steve Smith	Dwight Jones

Katy Rucker, an employee of the Williamson County Planning Department, presented a slideshow to the Commission detailing the four Character Areas addressed in the Resolution. She stated that public input was a central aspect of the planning process and thanked the public for attending the various hearings and meetings to provide feedback.

**PUBLIC HEARING**

Chairman Walton opened the Public Hearing regarding Resolution No. 10-15-2, Resolution of the Williamson County Board of Commissioners To Adopt Amendments to the Williamson County Zoning Ordinance and Official Zoning Map, Originally Adopted

May 14, 2012, Regrading the Following Zoning Districts: Grassland Village District Character 1 (GVC1), Grassland Village District Character 2 (GVC2), Grassland Village District Character 3 (GVC3), and Grassland Village District Character 4 (GVC4).

Joe Harkins, 208 Lucas Lane, Brentwood, addressed the Commission and stated his support of Resolution No. 10-15-2.

Ryan Bennett, 505 Bobby Drive, Franklin, addressed the Commission and stated his support of Resolution No. 10-15-2.

There being no one else requesting to speak, Chairman Walton closed the public hearing.

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RESOLUTION NO. 10-15-2

Commissioner Little moved to accept Resolution No. 10-15-2, seconded by Commissioner Kaestner.

**RESOLUTION OF THE WILLIAMSON COUNTY BOARD OF COMMISSIONERS TO ADOPT AMENDMENTS TO THE WILLIAMSON COUNTY ZONING ORDINANCE AND OFFICIAL ZONING MAP, ORIGINALLY ADOPTED MAY 14, 2012, REGRADING THE FOLLOWING ZONING DISTRICTS: GRASSLAND VILLAGE DISTRICT CHARACTER 1 (GVC1), GRASSLAND VILLAGE DISTRICT CHARACTER 2 (GVC2), GRASSLAND VILLAGE DISTRICT CHARACTER 3 (GVC3), AND GRASSLAND VILLAGE DISTRICT CHARACTER 4 (GVC4).**

**WHEREAS,** Williamson County, Tennessee, by and through its Regional Planning Commission, has adopted a Comprehensive Land Use Plan; and

**WHEREAS,** the Comprehensive Land Use Plan called for the creation of a Special Area Plan for each of the four Villages identified by the Plan, one of which was Grassland, and

**WHEREAS,** the Regional Planning Commission, by and through its Staff, endeavored to study and gather public input in order to create the Grassland Village Special Area Plan; and

**WHEREAS,** the Regional Planning Commission adopted the Grassland Village Special Area Plan on March 13, 2014, which was endorsed by the Board of County Commissioners on May 12, 2014 and same was incorporated into the Comprehensive Land Use Plan; and

**WHEREAS,** a recommendation of the Special Area Plan was the creation of specialized development standards for the Grassland Village Zoning District in order to help implement the Plan; and

**WHEREAS,** the Planning Staff endeavored to study and gather public input in order to prepare development standards specifically applicable to the Grassland Village Zoning District; and

**WHEREAS,** the Grassland Citizen's Advisory Committee, who played a key role in facilitating the adoption of the Special Area Plan, was instrumental in serving as a liaison to the community and helped determine how best to draft the development standards; and

**WHEREAS,** the Grassland Village Special Area Plan identified four (4) distinct Character Areas within the Grassland Village and provided specific recommendations for each; and

**WHEREAS,** the Amendment creates four (4) distinct Zoning Districts, which correspond with the four (4) Character Areas outlined in the Plan; and

**WHEREAS,** the draft development standards and map designation were prepared and presented in a public meeting on March 24, 2015 at the Grassland Middle School; and

**WHEREAS,** on May 14, 2012, the Board of County Commissioners adopted the Update to the Zoning Ordinance and Official Zoning Map, and established an effective date of January 1, 2013; and

**WHEREAS,** notice of the public hearing before the Planning Commission and before the Board of County Commissioners was provided by publication, by written notice mailed to the affected and adjacent property owners, and by posting of notice signs on the affected properties in accordance with the Zoning Ordinance; and

**WHEREAS,** on September 10, 2015 the Regional Planning Commission conducted its official public hearing on the creation of the Grassland Village Zoning Districts, the corresponding Development Standards and the Official Map designations, which are attached hereto as Attachment A and incorporated herein, and which are amendments to the Zoning Ordinance and Official Zoning Map; and

**WHEREAS,** based upon its consideration of all of the information presented, public input and comment received and following its own public hearing, the Williamson County Regional Planning Commission has recommended the adoption of the amendments to the Williamson County Zoning Ordinance and Official Zoning Map as presented; and

**WHEREAS,** the Board of County Commissioners finds and determines that the best interests of Williamson County and its citizens will be served by the adoption of these amendments to the Williamson County Zoning Ordinance and Official Zoning Map as recommended by the Regional Planning Commission; and

**WHEREAS,** due notice has been published and a public hearing has been held as required by the Tennessee Code Annotated, Title 13, Chapter 7, Part 1.

**NOW, THEREFORE, BE IT RESOLVED,** that the Williamson County Board of Commissioners at its regular meeting on this the 12th day of October, 2015, after conducting the public hearing as required by law, hereby adopts the amendments to the Williamson County Zoning Ordinance and Official Zoning Map, which are attached hereto and incorporated herein as if included verbatim, in accordance with its authority in Tennessee Code Annotated, Title 13, Chapter 7, Part 1.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the date upon which these amendments to the Williamson County Zoning Ordinance and Official Zoning Map shall be effective and enforced is January 1, 2016.

/s/ Jack Walton \_\_\_\_\_  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Regional Planning Commission For: 8 Against: 0

\*Attachments – On file in Clerk’s Office

Commissioner Danner asked if everyone that would be affected by the changes were sent notification.

Attorney Kristi Ransom stated that the effected citizens were notified of the potential changes.

Commissioner Ryan asked if a traffic study was conducted with the plan.

Mike Matteson, Williamson County Planning Director, stated that the Resolution would establish standards in case development takes place in the area. He also stated that any proposed development would be cause for a traffic study.

Commissioner Ford asked if there were any current property owners that would need to be grandfathered based on their current zoning status.

Mr. Matteson stated that the committee did its best not to down zone any current residents.

Resolution No. 10-15-2 passed by unanimous recorded vote, 22 ‘Yes’ and 0 ‘No’ as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**APPROPRIATIONS**

**RESOLUTION NO. 10-15-3**

Commissioner Little moved to accept Resolution No. 10-15-3, seconded by Commissioner Dwight Jones.

**RESOLUTION APPROPRIATING AND AMENDING THE 2015-16 VETERANS’ SERVICES BUDGET BY \$2,000 - REVENUES**

**TO COME FROM MEMORIAL BRICK PAVER SALES**

**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 for brick pavers and ceremonial flags and stands;

**NOW, THEREFORE, BE IT RESOLVED,** that the 2015-16 Veterans’ Services budget be amended, as follows:

**REVENUES:**

Designation – Veterans’ Park Bricks **\$ 2,000.00**  
(101-00000-351410-00000-00-00-00)

**EXPENDITURES:**

Other Supplies & Materials - Veteran’s Park **\$ 2,000.00**  
(101-58300-549901-00000-00-00-00)

/s/ Thomas Little  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Budget Committee For:  5  Against:  0

Resolution No. 10-15-3 passed by unanimous recorded vote, 22 ‘Yes’ and 0 ‘No’ as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**RESOLUTION NO. 10-15-4**

Commissioner Green moved to accept Resolution No. 10-15-4, seconded by Commissioner Little.

**RESOLUTION AMENDING THE 2015-2016 HIGHWAY DEPARTMENT BUDGET AND APPROPRIATING UP TO \$ 64,000 FOR ADDITIONAL ENGINEERING COSTS – REVENUES TO COME FROM UNAPPROPRIATED**

**HIGHWAY FUND BALANCE**

**WHEREAS**, the W. C. Highway Department would like to conduct a major corridor and intersection analysis study along roadways in Williamson County and,

**WHEREAS**, the scope of this project is beyond the normal engineering and transportation analysis within the current budget, as projected;

**NOW, THEREFORE, BE IT RESOLVED**, that the 2015-16 Highway budget be amended, as follows:

**REVENUES:**

Highway Fund Balance **\$64,000**  
 131.00000.390000.00000.00.00.00

**EXPENDITURES:**

Engineering Services **\$64,000**  
 131.61000.532100.00000.00.00.00

/s/ Lewis Green, Jr.  
 County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Highway Commission For: 5 Against: 0  
 Budget Committee For: 5 Against: 0

Resolution No. 10-15-4 passed by unanimous recorded vote, 22 'Yes' and 0 'No' as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**RESOLUTION NO. 10-15-5**

Commissioner Green moved to accept Resolution No. 10-15-5, seconded by Commissioner Dwight Jones.

**RESOLUTION APPROPRIATING AND AMENDING THE 2015-2016 LIBRARY BUDGET BY \$1,000.00 - REVENUES TO COME FROM RECYCLING**

**WHEREAS**, Tennessee Code Annotated, Section 5-8-101, provides that a county government may accept donations of money, intangible personal property, tangible personal property and real property that are subject to conditional or restrictive terms if the county legislative body accepts them by majority vote; and

**WHEREAS,** the Williamson County Public Library has received from Recycling which can be utilized for library collections and services; and

**WHEREAS,** these funds were not anticipated during the preparation of the current operating budget;

**NOW, THEREFORE, BE IT RESOLVED,** that the 2015 - 2016 Library Budget be amended, as follows:

**REVENUES:**

Recycling (From 101 .00000.441450.00000.00.00.00) **\$ 1,000.00**

**EXPENDITURES:**

Other Supplies & Materials (101.56500.549901.00000.00.00.00) **\$ 1,000.00**

/s/ Lewis Green, Jr.  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Library Board For: 7 Against: 0  
Budget Committee For: 5 Against: 0

Resolution No. 10-15-5 passed by unanimous recorded vote, 22 'Yes' and 0 'No'

as follows:

YES	YES	YES	YES
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**RESOLUTION NO. 10-15-6**

Commissioner Green moved to accept Resolution No. 10-15-6, seconded by Commissioner Little.

**RESOLUTION APPROPRIATING AND AMENDING THE 2015-2016 LIBRARY BUDGET BY \$5,315.00 - REVENUES TO COME FROM MISCELLANEOUS DONATIONS**

**WHEREAS,** Tennessee Code Annotated, Section 5-8-101, provides that a county government may accept donations of money, intangible personal property, tangible personal property and real property that are subject to conditional or restrictive terms if the county legislative body accepts them by majority vote; and

**WHEREAS,** the Williamson County Public Library has received donations from individuals and organizations which can be utilized for library collections and services; and

**WHEREAS,** these funds were not anticipated during the preparation of the current operating budget;

**NOW, THEREFORE, BE IT RESOLVED**, that the 2015 - 2016 Library Budget be amended, as follows:

**REVENUES:**

Memorials (From 101.00000.486101.00000.00.00.00)	\$ 315.00
Friends (From 101-00000-486103-00000-00-00-00)	<u>\$ 5,000.00</u>
	<b>\$ 5,315.00</b>

**EXPENDITURES:**

Library Books (101.56500.543201.00000.00.00.00)	<b>\$ 5,315.00</b>
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/s/ Lewis Green, Jr.  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Library Board	For: <u>7</u>	Against: <u>0</u>
Budget Committee	For: <u>5</u>	Against: <u>0</u>

Resolution No. 10-15-6 passed by unanimous recorded vote, 22 'Yes' and 0 'No' as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**RESOLUTION NO. 10-15-7**

Commissioner Ricky Jones moved to accept Resolution No. 10-15-7, seconded by Commissioner Chalfant.

**RESOLUTION APPROPRIATING AND AMENDING THE 2015-16 JUDICIAL COMMISSIONERS BUDGET BY \$6,000 TO INCREASE THE SALARY OF A SUPERVISING JUDICIAL COMMISSIONER POSITION - REVENUES TO COME FROM UNAPPROPRIATED COUNTY GENERAL FUNDS**

**WHEREAS**, Tenn. Code Ann. § 40-1-111(a)(1)(B) provides that the General Sessions Judges have supervisory authority over Judicial Commissioners; and

**WHEREAS**, the Board of Commissioners approved the judicial commissioner position by passage of the 2015-16 budget; and

**WHEREAS**, the General Sessions Judges have determined that a supervisory judicial commissioner is needed to assist in supervising the judicial commissioners; and

**WHEREAS**, the General Sessions Judges prefer the supervising judicial commissioner possess a Tennessee law license; and

**WHEREAS,** to entice licensed attorneys to apply for the supervising judicial commissioner’s position additional money is needed to offer a competitive salary:

**NOW, THEREFORE, BE IT RESOLVED,** that the Williamson County Board of Commissioners, meeting in regular session, this 12<sup>th</sup> day of October, 201 5, hereby appropriates and amends the 2015-16 Judicial Commissioners Budget by \$6,000.00 as follows:

**REVENUES:** **\$6,000.00**  
 Unappropriated County General Fund Balance  
 (101.00000.3900000.00000.00.00.00)

**EXPENDITURES:** **\$6,000.00**  
 Salaries-Assistants  
 (101.53700.510300.00000.00.00.00)

/s/ Ricky Jones \_\_\_\_\_  
 County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Law Enforcement/Public Safety Committee	For: <u>6</u>	Against: <u>1</u>
Human Resources Committee	For: <u>4</u>	Against: <u>0</u>
Budget Committee	For: <u>5</u>	Against: <u>0</u>

Resolution No. 10-15-7 passed by unanimous recorded vote, 22 ‘Yes’ and 0 ‘No’

as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**RESOLUTION NO. 10-15-8**

Commissioner Ricky Jones moved to accept Resolution No. 10-15-8, seconded by Commissioner Little.

**RESOLUTION AUTHORIZING THE WILLIAMSON COUNTY MAYOR TO ENTER INTO A GRANT AGREEMENT WITH THE STATE OF TENNESSEE, DEPARTMENT OF TRANSPORTATION AND APPROPRIATING AND AMENDING THE 2015-16 SHERIFF'S DEPARTMENT BUDGET BY \$49,999.92 REVENUES TO COME FROM FEDERAL THROUGH STATE GRANT FUNDS**

**WHEREAS,** highway traffic safety grant funds are available through the Tennessee Department of Transportation-Governor's Highway Safety Office; and,

**WHEREAS,** the Sheriff s Department has applied for and received grant funds through this program, which can be utilized for expenses associated with the following:

- Training for prosecutors and law enforcement officials in driving under the influence (DUI) prosecution techniques and reporting
- Law enforcement activities to decrease the number of DUI crashes
- DUI toxicology testing and training to reduce the backload of pending DUI cases
- Youth alcohol programs designed to prevent the purchase and use of alcohol and DUI related crashes
- Programs to reduce DUI repeat offender behavior
- Designated driver programs
- Programs to improve prosecution and reduce the backload of DUI cases pending in courts

**WHEREAS**, these grant funds are based on reimbursements and received on a quarterly basis;

**NOW, THEREFORE, BE IT RESOLVED**, that the 2015-16 Sheriff’s Department be amended, as follows:

**REVENUES:**

Federal Through State Grant – Highway Safety **\$49,999.92**  
 (101.00000475900.00000.00.00.00.G0012)

**EXPENDITURES:**

Salaries – Overtime (101.54110.518700.00000.00.00.00) \$26,049.92  
 Other Capital Outlay (101.54110.5799900.00000.00.00) 23,950.00  
**\$49,999.92**

/s/ Thomas Little  
 County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Law Enforcement/Public Safety Committee For: 7 Against: 0  
 Budget Committee For: 5 Against: 0

Resolution No. 10-15-8 passed by unanimous recorded vote, 22 ‘Yes’ and 0 ‘No’ as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**RESOLUTION NO. 10-15-10**

Commissioner Little moved to accept Resolution No. 10-15-10, seconded by Commissioner Green.

**RESOLUTION APPROPRIATING AND AMENDING THE 2015-16  
 PARKS & RECREATION BUDGET BY \$40,000 - REVENUES  
 TO COME FROM DONATIONS**

**WHEREAS,** the Williamson County Soccer Association and the Tennessee Soccer Club both utilize the soccer fields of the Parks and Recreation Department, and;

**WHEREAS,** these organizations would like to contribute to the maintenance of those soccer fields with donations in the amount of \$40,000, and;

**WHEREAS,** these funds were not anticipated during the 2015-16 Parks and Recreation budget process;

**NOW, THEREFORE, BE IT RESOLVED,** that the 2015-16 Parks & Recreation budget be amended as follows:

**REVENUES:**

Donations **\$40,000**  
 (101.00000.486104.00000.00.00.00)

**EXPENDITURES:**

Maintenance/Repair Parks \$15,000  
 (101.56700. 533501.00000.00.00.00)  
 Fertilizer, Lime, Seed 25,000  
 (101.56700.542000.00000.00.00.00) **\$40,000**

/s/ Thomas Little  
 County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Parks & Recreation Committee For: 5 Against: 0  
 Budget Committee For: 5 Against: 0

Resolution No. 10-15-10 passed by unanimous recorded vote, 22 'Yes' and 0 'No' as follows:

YES	YES	YES	YES
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**RESOLUTION NO. 10-15-11**

Commissioner Little moved to accept Resolution No. 10-15-11, seconded by Commissioner Herbert.

**RESOLUTION APPROPRIATING AND AMENDING THE 2015-16  
 PARKS & RECREATION BUDGET BY \$15,475.75  
 REVENUES TO COME FROM DONATIONS**

**WHEREAS,** the Parks & Recreation Department has received donations totaling \$15,475.75 from various youth associations for the summer and fall youth softball leagues, special event sponsors; and

**WHEREAS,** these funds were not anticipated during the budget preparation process; and

**NOW, THEREFORE, BE IT RESOLVED,** that the 2015-16 Parks & Recreation budget be amended, as follows:

<b>REVENUES:</b>	<b>\$15,475.75</b>
Donations (101.00000.486104.00000.00.00.00)	
<b>EXPENDITURES:</b>	<b>\$15,475.75</b>
Maintenance/Repair Parks (101.56700.533501.00000.00.00.00)	\$1,440.50
Part-time Officials (101.56700.516901.00000.00.00.00)	9,435.25
Other Charges/Special Events (101.56700.559900.00000.0000.00)	<u>4,600.00</u>
Total	<b>\$15,475.75</b>

/s/ Thomas Little  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Parks & Recreation Committee	For: <u>5</u>	Against: <u>0</u>
Budget Committee	For: <u>5</u>	Against: <u>0</u>

Resolution No. 10-15-11 passed by unanimous recorded vote, 22 'Yes' and 0 'No' as follows:

YES	YES	YES	YES
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**RESOLUTION NO. 10-15-12**

Commissioner Little moved to accept Resolution No. 10-15-12, seconded by Commissioner Bain.

**RESOLUTION AUTHORIZING THE WILLIAMSON COUNTY MAYOR TO ENTER INTO A CONTRACTUAL AGREEMENT WITH THE TENNESSEE GOVERNOR'S HIGHWAY SAFETY OFFICE FOR THE CONTINUATION OF A JUVENILE COURT SUBSTANCE ABUSE RISK REDUCTION PROGRAM AND AMENDING**

**THE 2015-16 JUVENILE COURT BUDGET BY \$60,000 – REVENUES TO COME FROM FEDERAL FUNDS RECEIVED THROUGH STATE GRANT FUNDS**

**WHEREAS**, Williamson County, (“County”), is a governmental entity that has a Juvenile Court system; and,

**WHEREAS**, the Tennessee Department of Transportation, (“TDOT”), is a State governmental entity that has received federal grant money for programs that achieve the goals included under the Governor’s Highway Safety Office Projects; and,

**WHEREAS**, Williamson County Juvenile Court applied for and received approval for a grant for the continuation of a Juvenile Court Substance Abuse Risk Reduction Program (SARRP); and,

**WHEREAS**, the purpose of the program is:

1. to identify individuals who are at risk to develop a substance abuse and place them at the appropriate level of supervision, intervention and treatment;
2. to raise awareness of the risks to develop a substance disorder; and,
3. increase the number of drug free and alcohol free days of juveniles who enter the juvenile court through intensive supervision, monitoring and parental education; and,

**WHEREAS**, the grant does not require matching funds from the County; and

**WHEREAS**, the Williamson County Board of Commissioners finds it in the interest of the citizens of Williamson County to enter into the grant agreement to continue the operation of a Juvenile Court Substance Abuse Risk Reduction Program (SARRP);

**NOW, THEREFORE, BE IT RESOLVED**, that the Williamson County Board of Commissioners, meeting in regular session this the 12<sup>th</sup> day of October, 2015, authorizes the Williamson County Mayor to execute the grant agreement with the Tennessee Department of Transportation-Governor’s Highway Safety Office, as well as all other related documents necessary to receive the federal pass through funds for the continued operation of a Juvenile Court Substance Abuse Risk Reduction Program (SARRP); and,

**AND, BE IT FURTHER RESOLVED**, that the 2015-16 Juvenile Court budget be amended to appropriate funding required for the continuation of the Substance Abuse Risk Reduction Program (SARRP) and related expenses, as follows:

**REVENUES:**

Federal Thru State – Gov.Hwy.Safety/SARRP	<b>\$60,000</b>
101.00000.475900.00000.00.00.00.G0041	

**EXPENDITURES:**

Contracts w/Government Agencies	
101.54240.530900.00000.00.00.00.G0041	<b>\$60,000</b>

/s/ Thomas Little  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Law Enforcement/Public Safety Committee	For: <u>7</u>	Against: <u>0</u>
Budget Committee	For: <u>5</u>	Against: <u>0</u>

Resolution No. 10-15-12 passed by unanimous recorded vote, 22 ‘Yes’ and 0 ‘No’ as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

RESOLUTION NO. 10-15-13

Commissioner Smith moved to accept Resolution No. 10-15-13, seconded by Commissioner Ausbrooks.

**RESOLUTION APPROPRIATING AND AMENDING THE 2015-16 OFFICE OF PUBLIC SAFETY BUDGET BY \$200,000 AND THE SOLID WASTE BUDGET BY \$175,000 AND AUTHORIZING THE WILLIAMSON COUNTY MAYOR TO NEGOTIATE AND PURCHASE UNIMPROVED PROPERTY LOCATED AT THE CORNER OF HILLSBORO ROAD AND SNEED ROAD – REVENUES TO COME FROM COUNTY GENERAL AND SOLID WASTE FUND BALANCES**

**WHEREAS**, pursuant to Tennessee Code Annotated, Section 5-7-101, Williamson County may acquire and hold property for County purposes and make all contracts necessary to acquire interest in real property; and

**WHEREAS**, Glyna F. Aderhold owns approximately 4.42 acres of unimproved real property located at the corner of Hillsboro Road and Sneed Road and described as Map 13, Parcel 005.01 (“Parcel”); and

**WHEREAS**, Williamson County operates a Fire/Rescue Station and a convenience center on property adjacent to the Parcel; and

**WHEREAS**, the parties have negotiated a sales price of \$375,000.00 which is comparable to the value of property in the area; and

**WHEREAS**, finding it to be in the interest of the citizens of Williamson County, the Williamson County Board of Commissioners authorizes the purchase of the Parcel to permit the County to enhance the services currently provided on the adjacent property:

**NOW, THEREFORE, BE IT RESOLVED**, that the Williamson County Board of Commissioners, meeting in regular session, this 12<sup>th</sup> day of October, 2015, hereby authorizes the purchase of approximately 4.42 acres of unimproved real property located at the corner of Hillsboro Road and Sneed Road and described as Map 13, Parcel 005.01 and authorizes the County Mayor to execute all documents needed to purchase the Parcel for a price not to exceed \$375,000.00;

**AND BE IT FURTHER RESOLVED**, that the 2015-16 Public Safety and Solid Waste budgets be amended, as follows:

<b>REVENUES:</b>	
Solid Waste Fund Balance	\$ 175,000
(116.00000.390000.00000.00.00.00)	
County General Fund Balance	<u>\$ 200,000</u>

(101.00000.390000.00000.00.00.00) **\$ 375,000**

**EXPENDITURES:**

Solid Waste Land Purchase \$ 175,000

(116.55710.571500.00000.00.00.00)

Other Public Safety Land Purchase \$ 200,000

(101.54900.571500.00000.00.00.00) **\$ 375,000**

/s/ Steve Smith  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Property Committee	For: <u>5</u>	Against: <u>0</u>
Law Enforcement/Public Safety Committee	For: <u>4</u>	Against: <u>0</u>
Municipal Solid Waste Board	For: <u>4</u>	Against: <u>0</u>
Budget Committee	For: <u>5</u>	Against: <u>0</u>

Commissioner Lawrence moved to defer the Resolution. Seconded by Commissioner Danner.

Commissioner Kaestner stated that the property has been for sale for a very long time and stated that because of this he does not believe that notice needed to be sent regarding the sale of the property.

Commissioner Danner asked if there was an urgency to pass the Resolution tonight or if it could be deferred.

Mayor Anderson stated that the County has a firm commitment from the owner of the property. He also stated that the County has not finalized any plans for the use of the property.

Commissioner Dwight Jones stated his opposition to the motion to defer.

The motion to defer failed by recorded vote, 3 'Yes' and 19 'No' as follows:

<u>YES</u>	<u>NO</u>	<u>NO</u>	<u>NO</u>
Kathy Danner	Dana Ausbrooks	Dwight Jones	Brandon Ryan
Lewis Green, Jr.	Tom Bain	Ricky Jones	Steve Smith
Gregg Lawrence	Brian Beathard	Todd Kaestner	Jack Walton
	Bert Chalfant	David Landrum	Paul Webb
	Jeff Ford	Thomas Little	Matt Williams
	Judy Herbert	Matt Milligan	
	Betsy Hester	David Pair	

Resolution No. 10-15-13 passed by recorded vote, 21 'Yes' and 1 'No' as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Jack Walton
Tom Bain	Judy Herbert	Gregg Lawrence	Paul Webb

Brian Beathard	Betsy Hester	Thomas Little	Matt Williams
Bert Chalfant	Dwight Jones	Matt Milligan	
Kathy Danner	Ricky Jones	David Pair	<u>NO</u>
Jeff Ford	Todd Kaestner	Steve Smith	Brandon Ryan

RESOLUTION NO. 10-15-14

Commissioner Little moved to accept Resolution No. 10-15-14, seconded by Commissioner Ausbrooks.

**RESOLUTION AUTHORIZING THE WILLIAMSON COUNTY MAYOR TO ENTER INTO A GRANT AGREEMENT WITH THE STATE OF TENNESSEE DEPARTMENT OF HEALTH AND APPROPRIATING AND AMENDING THE 2015-16 ANIMAL CONTROL BUDGET BY \$3,600-REVENUES TO COME FROM STATE GRANT FUNDS**

**WHEREAS**, Williamson County Animal Control applied to the State of Tennessee Department of Health for funding to provide low cost sterilization of dogs and cats; and

**WHEREAS**, the State of Tennessee Department of Health has awarded Williamson County a grant in the amount of \$3,600 for this program; and

**WHEREAS**, the grant requires no matching funds from the County; and

**WHEREAS**, the Williamson County Board of Commissioners finds it in the interest of the citizens of Williamson County to enter into the grant agreement with the State of Tennessee Department of Health; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Williamson County Board of Commissioners, meeting in regular session this the 12<sup>th</sup> day of October, 2015, authorizes the Williamson County Mayor to execute a grant agreement with the State of Tennessee Department of Health, as well as all other related documents necessary to receive the grant funding;

**AND, BE IT FURTHER RESOLVED**, that the 2015-16 Animal Control budget be amended to encompass the grant funding:

**REVENUES**

Other State Grant-Animal Control **\$3,600**  
(101.00000.469800.00000.00.00.00.G0004)

**EXPENDITURES**

Drugs & Medical Supplies **\$3,600**  
(101.55120.541300.00000.00.00.00)

/s/ Thomas Little  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Budget Committee For: 5 Against: 0

Resolution No. 10-15-14 passed by unanimous recorded vote, 22 'Yes' and 0

'No' as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

LATE-FILE RESOLUTION NO. 10-15-22

Commissioner Smith moved to accept Late – Filed Resolution No. 10-15-22, seconded by Commissioner Ausbrooks.

**RESOLUTION APPROPRIATING AND AMENDING THE 2015-16 COUNTY CLERK’S BUDGET BY \$15,000 - REVENUES TO COME FROM RESERVE ACCOUNT**

**WHEREAS**, the County Clerk’s Office is in need of various computer and printing equipment and supplies; and,

**WHEREAS**, there are reserve funds available for the purchase of this equipment which are derived from filing fees;

**NOW, THEREFORE, BE IT RESOLVED**, that the 2015-16 County Clerk=s Office budget be amended, as follows:

**REVENUES:**

Automatic Reserve County Clerk  
101.00000.341690.00000.00.00.00 \$ 15,000

**EXPENDITURES:**

Office Equipment  
101.52500.571901.00000.00.00.00 \$ 15,000

/s/ David Pair \_\_\_\_\_  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Budget Committee For:  5  Against:  0

Late – Filed Resolution No. 10-15-22 passed by unanimous recorded vote, 22

‘Yes’ and 0 ‘No’ as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	

Jeff Ford	Todd Kaestner	Brandon Ryan	
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LATE-FILE RESOLUTION NO. 10-15-26

Commissioner Little moved to accept Late-Filed Resolution No. 10-15-26, seconded by Commissioner Ricky Jones.

**RESOLUTION APPROPRIATING AND AMENDING THE 2015-16 GENERAL SESSIONS DUI COURT BUDGET BY \$ 325,000 - REVENUES TO COME FROM FEDERAL GRANT FUNDS**

**WHEREAS**, Williamson County, (“County”), is a governmental entity of the State of Tennessee and, as such, is authorized to enter into grant agreements with state and federal agencies; and

**WHEREAS**, the General Sessions DUI Court, (“DUI Court”), received a grant from the Substance Abuse and Mental Health Services Administration for the DUI treatment program which was approved by the Board of Commissioners on October 13, 2014; and

**WHEREAS**, the grant was for a total of \$975,000.00 to be paid in three annual installments of \$325,000.00 conditioned on the funds being used for a DUI treatment program pursuant to the conditions set forth by the notice of award and the terms and conditions; and

**WHEREAS**, this is the second year of the three year installments and here are no matching Williamson County funds attached to the grant agreement; and

**WHEREAS**, the Williamson County Board of Commissioners finds it in the interest of the citizens of Williamson County to authorize the Williamson County Mayor to enter into the grant agreement with the Substance Abuse and Mental Health Services Administration:

**NOW, THEREFORE, BE IT RESOLVED**, that the Williamson County Board of Commissioners, meeting in regular session this the 12th day of October, 2015, amends the 2015-16 General Sessions DUI Court Budget be amended as follows:

**REVENUES:**

Federal Grants- Gen Sessions DUI Court (101.00000.479900.00000.00.00.00.G0029)	<b>\$325,000.00</b>
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**EXPENDITURES:**

Other Federal Grants- Gen Sessions DUI Court (101.53300.530903.00000.00.00.00)	<b>\$325,000.00</b>
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/s/ Jack Walton  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Law Enforcement/Public Safety Committee	For: <u>7</u>	Against: <u>0</u>
Budget Committee	For: <u>5</u>	Against: <u>0</u>



**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Law Enforcement/Public Safety Committee For: 7 Against: 0  
 Budget Committee For: 5 Against: 0

Late-Filed Resolution No. 10-15-27 passed by unanimous recorded vote, 22

'Yes' and 0 'No' as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**OTHER****RESOLUTION NO. 10-15-9**

Commissioner Ricky Jones moved to accept Resolution No. 10-15-9, seconded by Commissioner Bain.

**RESOLUTION RECOGNIZING AND APPROVING THE ESTABLISHMENT OF THE WILLIAMSON FIRE AND EMERGENCY SERVICES FOUNDATION TO PROVIDE FIRE PROTECTION AND PREVENTION SERVICES**

**WHEREAS**, the Peytonsville Volunteer Fire Department provided fire protection and prevention services for the Peytonsville area; and

**WHEREAS**, the Peytonsville Volunteer Fire Department board approved the dissolution of the public benefit corporation and the donation of the vehicles to Williamson County; and

**WHEREAS**, the Tennessee Attorney General's Office and the Tennessee Secretary of State's Office approved the dissolution of the public benefit corporation; and

**WHEREAS**, currently a new volunteer fire department is being formed who has expressed an interest in providing fire protection and prevention services; and

**WHEREAS**, pursuant to Tennessee Code Annotated, Section 68-102-306, no new fire department may be established or recognized within Tennessee without the approval of the local elected governing body; and

**WHEREAS**, finding it to be in the interest of the citizens of Williamson County, the Williamson County Board of Commissioners, contingent on the volunteer fire department being created pursuant to Tennessee law, recognize and approve the establishment of the Williamson Fire and Emergency Services Foundation to provide fire prevention and fire protection services to cover the area formerly served by the Peytonsville Volunteer Fire Department:

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners, meeting in regular session this the 12<sup>th</sup> day of October, 2015, hereby recognize and approve the establishment of the Williamson Fire and Emergency Services Foundation to provide fire prevention and fire protection services to cover the same area formerly served by the Peytonsville Volunteer Fire Department:

**AND BE IT FURTHER RESOLVED**, that upon approval of this resolution, the Williamson Fire and Emergency Services Foundation shall request recognition by the Department of Commerce and Insurance, State Fire Marshal's Office.

/s/ Ricky D. Jones  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Law Enforcement/Public Safety Committee For: 7 Against: 0  
Budget Committee For: 5 Against: 0

Resolution No. 10-15-9 passed by unanimous recorded vote, 22 'Yes' and 0 'No' as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**RESOLUTION NO. 10-15-15**

Commissioner Dwight Jones moved to accept Resolution No. 10-15-15, seconded by Commissioner Smith.

**A RESOLUTION TO APPROVE A PILOT (PAYMENT IN LIEU OF TAXES) PROGRAM FOR THE LAMPO GROUP, INCORPORATED, AS REQUESTED BY THE INDUSTRIAL DEVELOPMENT BOARD OF WILLIAMSON COUNTY**

**WHEREAS**, The Lampo Group, Incorporated (the "**Company**") seeks to acquire and construct a headquarters facility (the "**Project**"), on a site in Williamson County, Tennessee (the "**County**"), within the corporate limits of the City of Franklin (the "**City**"), for the purpose of relocating and expanding the Company's existing operations in the County and the City; and

**WHEREAS**, the Company estimates that it will create approximately 398 new jobs in Williamson County at the Project in its first building, which is anticipated to contain about 200,000 square feet (the land for the entire Project together with the first building being "**Phase I**"), and that if it proceeds with a second building of about the same size, it will then create approximately 398 additional new jobs in the second building at the Project (the second building being "**Phase II**"), with a total estimated investment for Phase I and Phase II being approximately \$98,000,000; and

**WHEREAS**, Williamson County desires to encourage quality commercial development in the County in order to generate capital investment and additional

employment opportunities in Williamson County and ultimately broaden the tax base of the community; and

**WHEREAS**, there has been established an Industrial Development Board (hereinafter IDB) by Williamson County, Tennessee, pursuant to Section 7-53-101 et seq. of the Tennessee Code Annotated, which said Board has its primary purpose "to finance, acquire, own, lease and/or dispose of properties" in order to "maintain and increase employment opportunities"; and

**WHEREAS**, pursuant to Section 7-53-101 et seq. of the Tennessee Code Annotated, the IDB may acquire, own and control real and personal property within Williamson County, whether by purchase, exchange, gift, lease or otherwise; and

**WHEREAS**, Tennessee Code Annotated Section 7-53-302(a)(5) authorizes the IDB to lease such property with or without consideration; and

**WHEREAS**, pursuant to Tennessee Code Annotated Section 7-53-305(b), this legislative body has the power to delegate to the IDB the authority to negotiate and accept from its Lessees payments in lieu of ad valorem taxes, provided that such payments are in furtherance of the IDB's purposes; and

**WHEREAS**, in view of the benefits to Williamson County of the relocation and expansion as described above, and in exercise of its powers enumerated above, the IDB wishes to acquire the Project from or on behalf of the Company, lease that property back to the Company, and enter into an agreement with the Company to accept payments in lieu of ad valorem taxes with respect to the Project; and

**WHEREAS**, the IDB proposes to accept payments in lieu of ad valorem taxes in the amounts set forth in the Resolution portion below; and

**WHEREAS**, the IDB is unable to negotiate and accept payments in lieu of ad valorem taxes without authorization from the Williamson County Board of Commissioners.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of Williamson County, Tennessee, meeting in regular session on this the 12<sup>th</sup> day of October, 2015, hereby finds as follows:

The Board of Commissioners of Williamson County, Tennessee, finds that acceptance of payments in lieu of ad valorem taxes that would result from the construction of the Project is in furtherance of the IDB's public purpose of maintaining and increasing employment opportunities, as set forth in Tennessee Code Annotated Section 7-53-102.

The Board of Commissioners of Williamson County, Tennessee, hereby authorizes the IDB to negotiate and enter into an agreement with the Company to accept payments in lieu of ad valorem taxes with respect to the Project (the "**PILOT Agreement**"). The authorization provided by this Resolution is limited to the portions of the Project that constitutes real property for property tax purposes (including fixtures that are treated as real property for property tax purposes); this Resolution does not authorize the IDB to negotiate and accept payments in lieu of ad valorem taxes with respect to personal property.

The payments in lieu of taxes that the IDB is authorized to negotiate and accept shall be equal to the following amounts:

For Phase I (Land and Phase I Building):

<b>Applicable Year:</b>	<b>Percentage of County Standard Tax:</b>	<b>Percentage of County Education Tax:</b>	<b>Percentage of City Applicable Ad Valorem Taxes:</b>
Effective Date through December 31, 2018	100%	100%	100%
January 1, 2019 through December 31, 2028	0%	100%	Matching Percentage
January 1, 2029 and thereafter	100%	100%	100%

Notwithstanding the foregoing:

Once the total County Applicable Ad Valorem Taxes for Phase I after calendar year 2018 exceeds the total In Lieu of Tax Payments to the County for Phase I by \$1,865,500.00, with the result that the Company by reason of its leasehold interest in the Phase I has received \$1,865,500.00 in tax reductions as a result of this transaction, the In Lieu of Tax Payments for Phase I required hereunder to the County shall become 100% of the County Applicable Ad Valorem Taxes; and

Once the total City Applicable Ad Valorem Taxes for Phase I after calendar year 2018 exceeds the total In Lieu of Tax Payments to the City for Phase I by \$360,000.00, with the result that the Company by reason of its leasehold interest in Phase I has received \$360,000.00 in tax reductions as a result of the Phase I transaction, the In Lieu of Tax Payments for Phase I required hereunder to the City shall become 100% of the City Applicable Ad Valorem Taxes.

For Phase II (Building only): The County, City, and the IDB agree that, at the option of the Company, the PILOT Agreement may be extended up to the Pilot Expiration Date or earlier to include Phase II, based upon all requirements and obligations set forth in this Agreement as to Phase II. Phase II shall be deemed to have been commenced when notice in writing is given to the IDB that plans and specifications for a subsequent phase have been prepared and will be submitted to the City. A proper submission of an application for a building permit must be made to the City within one (1) year of giving this notice, or the PILOT Agreement as to Phase II shall lapse. Phase II shall not qualify under this Section 3(b), unless the Company creates at least 398 jobs in Phase I and invests at least \$40,000,000.00 in Phase II.

<b>Applicable Year:</b>	<b>Percentage of County Standard Tax:</b>	<b>Percentage of County Education Tax:</b>	<b>Percentage of City Applicable Ad Valorem Taxes:</b>
Phase II Construction Period	100%	100%	100%
Lease Year 1 through the earlier of the end of Lease Year 10 or the Pilot Expiration Date	0%	100%	Matching Percentage
The earlier of the beginning of Lease Year 11 or the Pilot Expiration Date, and thereafter	100%	100%	100%

Notwithstanding the foregoing:

Once the total County Applicable Ad Valorem Taxes for Phase II after calendar year 2018 exceeds the total In Lieu of Tax Payments to the County for Phase II by the amount of the County Phase II Cap, with the result that the Company by reason of its

leasehold interest in Phase II has received the amount of the County Phase II Cap in tax reductions as a result of this transaction, the In Lieu of Tax Payments for Phase II required hereunder to the County shall become 100% of the County Applicable Ad Valorem Taxes; and

Once the total City Applicable Ad Valorem Taxes for Phase II after calendar year 2018 exceeds the total In Lieu of Tax Payments to the City for Phase II by the amount of the City Phase II Cap, with the result that the Company by reason of its leasehold interest in Phase II has received the amount of the City Phase II Cap in tax reductions as a result of the Phase II transaction, the In Lieu of Tax Payments for Phase II required hereunder to the City shall become 100% of the City Applicable Ad Valorem Taxes.

If the Company is required to pay ad valorem taxes by reason of its leasehold interests in the Project ("**Leasehold Taxes**"), then the amount of Leasehold Taxes actually paid by the Company shall be deducted from the In Lieu of Tax Payments next due from the Company with respect to the Project until such time as the full amount of Leasehold Taxes actually paid by the Company during the term of the Facility Lease shall have been deducted from In Lieu of Tax Payments.

Definitions:

"**Applicable Ad Valorem Taxes**" shall mean the sum of the City Applicable Ad Valorem Taxes and the County Applicable Ad Valorem Taxes.

"**City Applicable Ad Valorem Taxes**" shall mean any ad valorem taxes that, but for ownership of the Project by the Issuer, would have been due and payable to the City pursuant to T.C.A. § 67-5-103 by the Company with respect to Phase I and Phase II, as applicable.

"**City Phase II Cap**" shall mean \$360,000.00, increased annually by 2% on a cumulative basis, starting on January 1, 2017, and ending on the December 31 immediately preceding Lease Year 1

"**County Applicable Ad Valorem Taxes**" shall mean any ad valorem taxes that, but for ownership of the Project by the Issuer, would have been due and payable to the County pursuant to T.C.A. § 67-5-102 by the Company with respect to Phase I and Phase II, as applicable.

"**County Education Tax**" shall mean the amount of County Applicable Ad Valorem Taxes specifically earmarked for education.

"**County Phase II Cap**" shall mean \$1,865,500.00, increased annually by 2% on a cumulative basis, starting on January 1, 2017, and ending on the December 31 immediately preceding Lease Year 1.

"**County Standard Tax**" shall mean the amount of County Applicable Ad Valorem Taxes not specifically earmarked for education.

"**Effective Date**" shall mean the date of the PILOT Agreement.

"**Lease Year**" means the one year period commencing on the 1st day of the January immediately following the Phase II Construction Period, and each subsequent one year period. The numerical qualifier after the term "Lease Year" indicates the number of the Lease Year following the Phase II Construction Period (i.e., Lease Year 1 is the year beginning on the 1st day of the January immediately following the Phase II Construction Period and ending on the next December 31).

**“Matching Percentage”** means the percentage obtained by dividing the County Education Tax by the County Applicable Ad Valorem Taxes, so that the percentage of the City Applicable Ad Valorem Taxes being paid by the Company to the City as In Lieu of Tax Payments matches the percentage of the County Applicable Ad Valorem Taxes being paid at all times.

**“Pilot Expiration Date”** means December 31, 2033.

**“Phase II Construction Commencement Period”** means the calendar year in which the visible commencement of construction of Phase II begins, through the end of the calendar year in which a certificate of occupancy for Phase II is issued.

**“Qualifying Employees”** means full-time equivalent employees employed by the Company at the Project hired for a minimum of 35 hours per week.

The IDB is authorized to include other reasonable and customary provisions in the PILOT Agreement.

The power granted to the IDB in Section 2 of this Resolution may be exercised only if the Company first agrees in writing to the following:

**Performance Criteria.**

On or before January 31, 2023, the Company shall provide written notice to the Issuer stating the number of Qualifying Employees employed in the Phase I building as of December 31, 2022 (“Reported Phase I Jobs”). If the number of Phase I Reported Jobs in any given year is lower than 318 (being eighty percent (80%) of the number of jobs anticipated to be in Phase I at such time), then the Company shall make an additional In Lieu of Tax Payment for Phase I (the “Phase I Additional Payment”) for that year in an amount of the Applicable Ad Valorem Taxes for Phase I proportionate to the amount by which 318 exceeds the number of Phase I Reported Jobs. Specifically, the Phase I Additional Payment shall be the amount determined by (i) subtracting (A) the quotient obtained by dividing the number of Phase I Reported Jobs by 318 from (B) 1, rounded to the nearest percentage point, and (ii) multiplied by the Applicable Ad Valorem Taxes for Phase I. By way of example, if the number of Phase I Reported Jobs as of December 31, 2022 is 240, the Phase I Additional Payment would be 25% of the Applicable Ad Valorem Taxes for Phase I [ $1 - (240/318) = 0.245 = 25\%$ ]. In no event shall the Phase I Additional Payment plus the In Lieu of Tax Payment for Phase I exceed 100% of the Applicable Ad Valorem Taxes for Phase I.

If the Company proceeds with Phase II, on or before the January 31 immediately following the end of Lease Year 4, the Company shall provide written notice to the Issuer stating the number of Qualifying Employees employed in the Phase II building as of December 31 of Lease Year 4 (“Reported Phase II Jobs”). If the number of Phase II Reported Jobs in any given year is lower than 318 (being eighty percent (80%) of the number of jobs anticipated to be in Phase II at such time), then the Company shall make an additional In Lieu of Tax Payment for Phase II (the “Phase II Additional Payment”) for that year in an amount of the Applicable Ad Valorem Taxes for Phase II proportionate to the amount by which 318 exceeds the number of Phase II Reported Jobs. Specifically, the Phase II Additional Payment shall be the amount determined by (i) subtracting (A) the quotient obtained by dividing the number of Phase II Reported Jobs by 318 from (B) 1, rounded to the nearest percentage point, and (ii) multiplied by the Applicable Ad Valorem Taxes for Phase II. By way of example, if the number of Phase II Reported Jobs as of December 31 of Lease Year 5 is 240, the Phase II Additional Payment would be 25% of the Applicable Ad Valorem Taxes for Phase II [ $1 - (240/318) = 0.245 = 25\%$ ]. In no event shall the Phase II Additional Payment plus the In Lieu of Tax Payment for Phase II exceed 100% of the Applicable Ad Valorem Taxes for Phase II.

To cause the Facility to be developed and constructed on the Real Property in accordance with applicable zoning and other regulatory limitations and regulatory approvals of Williamson County and the City of Franklin;

To convey the Real Property to the IDB (and to cause title to the improvements to the Real Property to be held by the IDB as they are constructed), to enter into the PILOT Agreement with the IDB under which it will agree to make payments in lieu of ad valorem taxes in accordance with the payment schedule as set out in this Resolution, and to enter into a lease agreement with the IDB with respect to the Facility;

To, upon the request of the IDB or the Company, reacquire the Project (including the Real Property) conveyed to the IDB for a nominal amount upon the expiration or termination of the PILOT Agreement with the IDB;

To comply with all regulations of the City of Franklin; and

To not discriminate on the basis of race, color, creed, sex, handicap or national origin in the course of doing business, or in the construction of the Project.

Adopted this 12<sup>th</sup> day of October, 2015.

/s/ Dwight Jones  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Industrial Development Board	For: <u>4</u>	Against: <u>0</u>
Tax Study Committee	For: <u>4</u>	Against: <u>0</u>
Budget Committee	For: <u>5</u>	Against: <u>0</u>

\*Attachments on file in Clerk’s office

Commissioner Smith stated that the company will be beneficial to the County and will provide high quality employment opportunities.

Resolution No. 10-15-15 passed by recorded vote, 21 ‘Yes’ and 1 ‘No’ as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	Gregg Lawrence	Jack Walton
Tom Bain	Betsy Hester	Thomas Little	Paul Webb
Brian Beathard	Dwight Jones	Matt Milligan	Matt Williams
Bert Chalfant	Ricky Jones	David Pair	
Kathy Danner	Todd Kaestner	Brandon Ryan	<u>NO</u>
Jeff Ford	David Landrum	Steve Smith	Judy Herbert

**RESOLUTION NO. 10-15-16**

Commissioner Smith moved to accept Resolution No. 10-15-16, seconded by Commissioner Ausbrooks.

**RESOLUTION AUTHORIZING THE WILLIAMSON COUNTY MAYOR TO EXECUTE A LICENSE AGREEMENT WITH WILLIAMSON SQUARE ASSOCIATES LIMITED PARTNERSHIP**

**WHEREAS,** the Williamson County Board of Commissioners has the authority to approve license agreements for the use of property for governmental purposes; and

**WHEREAS,** Williamson Square Associates Limited Partnership owns real property used for commercial businesses commonly referenced as “Williamson Square” which is located off of Murfreesboro Road (State Highway 96); and

**WHEREAS,** the Williamson County Solid Waste Department is currently using a portion of Williamson Square parking area to provide a collection site for recyclable materials; and

**WHEREAS,** a new license agreement is needed to provide the Solid Waste Department the ability to maintain its recycling bins at the current location to collect recyclable material for a monthly payment of \$200.00; and

**WHEREAS,** the Williamson County Board of Commissioners finds it is in the interest of the citizens of Williamson County to enter into a license agreement with Williamson Square Associates Limited Partnership for use of space on the Williamson Square property:

**NOW, THEREFORE, BE IT RESOLVED,** that the Williamson County Board of Commissioners, meeting in regular session this the 12<sup>th</sup> day of October, 2015, authorizes the Williamson County Mayor to execute the license agreement and all other required documentation with Williamson Square Associates Limited Partnership to permit use of a portion of the Williamson Square property for the collection of recyclable materials.

/s/ Steve Smith  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Municipal Solid Waste Board	For: <u>4</u>	Against: <u>0</u>
Property Committee	For: <u>5</u>	Against: <u>0</u>
Budget Committee	For: <u>5</u>	Against: <u>0</u>

Resolution No. 10-15-16 passed by unanimous recorded vote, 22 ‘Yes’ and 0

‘No’ as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**RESOLUTION NO. 10-15-17**

Commissioner Little moved to accept Resolution No. 10-15-17, seconded by Commissioner Green.

**RESOLUTION AUTHORIZING THE WILLIAMSON COUNTY MAYOR TO ENTER INTO A GRANT AGREEMENT WITH THE STATE OF TENNESSEE, DEPARTMENT OF COMMERCE AND INSURANCE**

**WHEREAS,** Williamson County, ("County"), is a governmental entity of the State of Tennessee and, as such, is authorized to enter into agreements with state agencies; and

**WHEREAS,** since 2010, the Williamson County Building Codes Department has issued electrical permits on behalf of the Tennessee Department of Commerce and Insurance; and

**WHEREAS,** the provision of his service has been of great convenience to the citizens of Williamson County; and

**WHEREAS,** Tennessee Code Annotated, Section 68-102-101, et. seq., requires that any entity or person who desires to become an issuing agent for electrical permits must execute an agreement with the Tennessee Department of Commerce and Insurance; and

**WHEREAS,** the parties understand that any contractual relationship between the parties is contingent on approval of the Board of Commissioners; and

**WHEREAS,** the Williamson County Board of Commissioners finds it in the interest of the citizens of Williamson County to continue to enter into this agreement with the Department of Commerce and Insurance to provide the County the ability to issue electrical permits;

**NOW, THEREFORE, BE IT RESOLVED,** that the Williamson County Board of Commissioners, meeting in regular session, this 12th day of October, 2015, hereby authorizes the Williamson County Mayor to enter into the grant agreement, and all other necessary documents, with the State of Tennessee, Department of Commerce and Insurance concerning the issuance of electrical and/or building permits.

/s/ Ricky D. Jones  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Law Enforcement/Public Safety Committee      For:   7        Against:   0    
Budget Committee      For:   5        Against:   0  

Resolution No. 10-15-17 passed by unanimous recorded vote, 22 'Yes' and 0 'No' as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

RESOLUTION NO. 10-15-18

Commissioner Smith moved to accept Resolution No. 10-15-18, seconded by Commissioner Ausbrooks.

**RESOLUTION AUTHORIZING THE WILLIAMSON COUNTY MAYOR TO APPROVE AN ASSIGNMENT TO A LEASE AGREEMENT FOR PROPERTY OWNED BY WILLIAMSON COUNTY AND LOCATED AT THE CORNER OF GRANBURY AND ACADEMY STREETS**

**WHEREAS,** Williamson County owns approximately 1.25 acres vacant property located at the corner of Granbury and Academy Streets (“Property”); and

**WHEREAS,** the Boys and Girls Club is leasing the Property from Williamson County; and

**WHEREAS,** One Generation Away is currently leasing vacant property from the County for the purpose of creating a community garden; and

**WHEREAS,** One Generation Away in conjunction with Cul2Vate desire to expand the community gardening program and have requested use of the Property for this purpose; and

**WHEREAS,** to permit One Generation Away and Cul2Vate to expand the community gardening program an assignment is needed which will subject them to the rights and obligations of the lease agreement; and

**WHEREAS,** the Boys and Girls Club have no short term plans for use of the Property and have agreed to assign its rights to use the property subject to the approval of the Board of Commissioners:

**NOW, THEREFORE, BE IT RESOLVED,** that the Williamson County Board of Commissioners, meeting in regular session, this 12<sup>th</sup> day of October, 2015, hereby authorizes the Williamson County Mayor to approve the assignment of the lease agreement and to execute all other documentation needed to assign the Boys and Girls Club rights in the Lease agreement to One Generation Away and Cul2Vate.

/s/ Steve Smith  
County Commissioner

COMMITTEES REFERRED TO AND ACTION TAKEN:

Property Committee For: 5 Against: 0  
Budget Committee For: 5 Against: 0

Resolution No. 10-15-18 passed by unanimous recorded vote, 22 ‘Yes’ and 0 ‘No’ as follows:

YES	YES	YES	YES
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Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

RESOLUTION NO. 10-15-19

**RESOLUTION AUTHORIZING THE COUNTY MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE OF TENNESSEE FOR PARTICIPATION IN THE STATE EMPLOYEES DEFERRED COMPENSATION PLAN FOR A 457(b) PLAN FOR WILLIAMSON COUNTY EMPLOYEES**

**WHEREAS**, Williamson County, Tennessee (hereinafter referred to as the "Employer") has determined that in the interest of attracting and retaining qualified employees, it wishes to offer a governmental 457(b) deferred compensation plan, funded by employee deferrals and, if elected pursuant to Section I and/or K of the Participating Employer Agreement, employer contributions;

**WHEREAS**, Tennessee Code Annotated, Section 8-25-111(a) allows a Tennessee local governmental entity to participate in the State of Tennessee's 457(b) deferred compensation plan subject to the approval of the Chair of the Tennessee Consolidated Retirement System (hereinafter referred to as the "Chair");

**WHEREAS**, the liability for participation and the costs of administration shall be the sole responsibility of the Employer and/or its employees, and not the State of Tennessee;

**WHEREAS**, the Employer has also determined that it wishes to encourage employees' saving for retirement;

**WHEREAS**, the Employer has reviewed the Tennessee State Employees Deferred Compensation Plan and Trust Adoption Agreement for a Section 457(b) Eligible Deferred Compensation Plan for Governmental Employers, as adopted by the State of Tennessee, as amended and restated effective December 22, 2010, and as amended by Amendment Number One signed December 22, 2010, and Amendment Number Two signed February 8, 2012, as well as the Section 457(b) Eligible Deferred Compensation Plan for Governmental Employer Basic Plan Document (collectively known as the "Plan" or "Plan Document");

**WHEREAS**, the Employer wishes to provide certain benefits to its employees, reduce overall administrative costs, and afford attractive investment opportunities;

**WHEREAS**, the Employer is eligible to become a Participating Employer in the Plan, pursuant to Article XVII of the Plan Document;

**WHEREAS**, the Employer is concurrently executing a Participating Employer Agreement for the Plan; and

**WHEREAS**, the Williamson County Board of Commissioners ("Governing Authority") of the Employer is authorized by law to adopt

this resolution approving the Participating Employer Agreement on behalf of the Employer;

**NOW, THEREFORE**, the Governing Authority of the Employer hereby resolves:

1. The Employer adopts the Plan Document for its Employees; provided, however, that for the purpose of the Plan, the Employer shall be deemed to have designated irrevocably the Chair as its agent, except as otherwise specifically provided herein or in the Participating Employer Agreement.
2. The Employer acknowledges that the Plan does not cover, and the Trustees of the Plan ("Trustees") have no responsibility for, other employee benefit plans maintained by the Employer.
3. The Employer acknowledges that it may not provide employer contributions to the Plan on behalf of any of its employees that exceed three percent (3%) of the respective employees' salary if the employees are members of the Tennessee Consolidated Retirement System ("TCRS") or of any other retirement program financed from public funds whereby such employees obtain or accrue pensions or retirement benefits based upon the same period of service to the Employer, unless such employees are members of TCRS' local government hybrid plan established under Tennessee Code Annotated, Section 8-35-256 or TCRS' State hybrid plan established under Tennessee Code Annotated, Title 8, Chapter 36, Part 9. If such employees participate in either of the hybrid plans, the total combined amount of employer contributions to the Plan and to any one or more additional defined contribution plans may not exceed seven percent (7%) of the respective employee's salary. In no instance shall the total combined employer contributions to all defined contribution plans on behalf of a single employee exceed the maximum allowed under the Internal Revenue Code ("Code"), and shall conform to all applicable laws, rules and regulations of the Internal Revenue Service ("IRS") governing profit sharing and/or salary reduction plans for governmental employees.
4. The Employer hereby adopts the terms of the Participating Employer Agreement, which is attached hereto and made a part of this resolution. The Participating Employer Agreement (a) permits all employees of the respective entity to make elective deferrals; (b) sets forth the Employees to be covered pursuant to Section I and/or K of the Participating Employer Agreement for employer contributions, if any; (c) outlines the benefits to be provided by the Participating Employer under the Plan; and, (d) states any conditions imposed by the Participating Employer with respect to, but not inconsistent with, the Plan. The Participating Employer reserves the right to amend its elections under the Participating Employer Agreement, so long as the amendment is not inconsistent with the Plan, the Code, Tennessee law, or other applicable law and is approved by the Chair.
5. The Chair may amend the Plan on behalf of all Employers, including those Employers who have adopted the Plan prior to a restatement or amendment of the Plan, for changes in the Code, the regulations thereunder, Tennessee law, revenue rulings, other statements published by the Internal Revenue Service ("IRS"), including model, sample, or other required good faith amendments, and for other reasons that are

deemed at the Chair's sole discretion to be in the interest of the Plan. These amendments shall be automatically applicable to all Employers.

6. The Chair will maintain, or will have maintained, a record of the Employers and will make reasonable and diligent efforts to ensure that Employers have received all Plan amendments.
7. The Employer shall abide by the terms of the Plan, including amendments to the Plan and Trust made by the Chair, all investment, administrative, and other service agreements of the Plan, and all applicable provisions of the Code, Tennessee law, and other applicable law.
8. The Employer accepts the administrative services to be provided by the Tennessee Treasury Department and any services provided by Plan vendors. The Employer acknowledges that fees will be imposed with respect to the services provided and that such fees may be deducted from the Participants' Accounts and/or charged to the Employer.
9. Subject to the provisions of Section 17.06 of the Plan, the Employer may terminate its participation in the Plan, including but not limited to, its contribution requirements pursuant to the Plan, if it takes the following actions:
  - a. A resolution must be adopted by the Governing Authority of the Employer terminating the Employer's participation in the Plan.
  - b. The resolution must specify the proposed date when the participation will end, which must be at least six calendar months after notice to the Chair and the Employer's employees.
  - c. The Chair shall (i) determine whether the resolution complies with the Plan, and all applicable federal and state laws, (ii) determine an appropriate effective date, and (iii) provide appropriate forms to terminate ongoing participation. Distributions under the Plan of existing accounts to Participants will be made in accordance with the Plan Document.
  - d. Once the Chair determines the appropriate effective date, the Employer shall immediately notify all its Employees participating in the Plan of the termination and the effective date thereof.
  - e. The Chair can, in the Chair's sole discretion, reduce the six month notice and withdrawal period to a shorter period if the Employer so requests, but in no event shall the period be less than three months.
10. The Employer acknowledges that the Plan Document contains provisions for Plan termination by the Trustees, subject to applicable Tennessee law.
11. The Employer acknowledges that all assets held in connection with the Plan, including all contributions to the Plan, all property and rights acquired or purchased with such amounts and all income attributable to such amounts, shall be held in trust for the exclusive benefit of Participants and their Beneficiaries under the Plan. No part of the assets and income of the Plan shall be used for, or diverted to, purposes other than for the exclusive benefit of Participants and their Beneficiaries and for defraying reasonable expenses of the Plan. All amounts of compensation deferred pursuant to the Plan, all property and rights

acquired or purchased with such amounts and all income attributable to such amounts, property or rights held as part of the Plan, shall be transferred to the Trustees to be held, managed, invested and distributed as part of the Trust Fund in accordance with the provisions of the Plan. All contributions to the Plan must be timely transferred by the Employer to the Trust Fund pursuant to and in the manner provided by the Chair. The Employer acknowledges that if the Employer fails to remit the requisite contributions in a timely manner, the Chair reserves the right, at the Chair's sole discretion, to terminate the Employer's participation in the Plan. In such event, the Chair shall notify the Employer of the effective termination date, and the Employer shall immediately notify all its employees participating in the Plan of the termination and the effective date thereof. Notwithstanding the foregoing, the Employer acknowledges that it is the sole responsibility of the Employer to remit the requisite reports and contributions to the Plan and that neither the State, the Chair, the Trustees, its employees, or agents shall have any responsibility or liability for ensuring or otherwise monitoring that this is done. All benefits under the Plan shall be distributed solely from the Trust Fund pursuant to the Plan.

12. The Employer agrees to offer and enroll only those persons, whether appointed, elected, or under contract, wherein an employee-employer relationship is established, providing service to the Employer for which compensation is paid by the Employer.
13. The Employer understands that IRS rules and Tennessee law limit participation in the Plan to governmental entities and their respective employees. The Employer will notify the Chair in writing within ten (10) calendar days if it ceases to be a governmental entity under applicable federal or Tennessee law, and/or if it discovers that it is transferring or having transferred employee deferrals and/or employer contributions to the Plan on behalf of an individual who does not meet the requirements in Paragraph 12 above.
14. The Employer acknowledges that the Chair and other Trustees are the fiduciaries of the Plan and have sole and exclusive authority to interpret the Plan and decide all claims and appeals for Plan benefits. The Employer agrees to abide by the Chair's decisions on all matters involving the Plan.
15. This resolution and the Participating Employer Agreement shall be submitted to the Chair for approval. The Chair shall determine whether the resolution and the Agreement comply with the Plan, and, if they do, shall provide appropriate forms to the Employer to implement participation in the Plan. The Chair may refuse to approve a Participating Employer Agreement executed by an Employer that, in the Chair's sole discretion, does not qualify to participate in the Plan.
16. The Governing Authority hereby acknowledges that it is responsible to assure that this resolution and the Participating Employer Agreement are adopted and executed in accordance with the requirements of applicable law.

/s/ Thomas Little  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Purchasing and Insurance Committee For: 3 Against: 0

Human Resources Committee For: 4 Against: 0  
 Budget Committee For: 5 Against: 0

\*Attachments on file in Clerk’s office

Resolution No. 10-15-19 passed by unanimous recorded vote, 22 ‘Yes’ and 0 ‘No’ as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

RESOLUTION NO. 10-15-20

Commissioner Little moved to accept Resolution No. 10-15-20, seconded by Commissioner Webb.

**RESOLUTION AUTHORIZING THE COUNTY MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE OF TENNESSEE FOR PARTICIPATION IN THE STATE EMPLOYEES DEFERRED COMPENSATION PLAN FOR A 401(K) PLAN FOR WILLIAMSON COUNTY EMPLOYEES**

**WHEREAS,** the Williamson County, Tennessee (hereinafter referred to as the "Employer") has determined that in the interest of attracting and retaining qualified employees, it wishes to offer a 401(a) or 401(k) defined contribution plan, funded by employee deferrals and, if elected pursuant to Section N, Q, or HH of the Participating Employer Agreement, employer contributions;

**WHEREAS,** Tennessee Code Annotated, Section 8-25-111(a) allows a Tennessee local governmental entity to participate in the State of Tennessee's 401(a)/401(k) defined contribution plan subject to the approval of the Chair of the Tennessee Consolidated Retirement System (hereinafter referred to as the "Chair");

**WHEREAS,** the liability for participation and the costs of administration shall be the sole responsibility of the Employer and/or its employees, and not the State of Tennessee;

**WHEREAS,** the Employer has also determined that it wishes to encourage employees' saving for retirement;

**WHEREAS,** the Employer has reviewed the State of Tennessee Deferred Compensation Plan II Adoption Agreement for a Section 401(k) Cash or Deferred Arrangement for Governmental Employers, as adopted by the State of Tennessee, as amended and restated effective January 1, 2010, as amended December 21, 2010, and as amended by Amendment Number Two dated January 4, 2012, as well as the Section 401(k) Cash or Deferred Arrangement for Governmental Employer Basic Plan Document (collectively known as the "Plan" or "Plan Document");

**WHEREAS**, the Employer wishes to provide certain benefits to its employees, reduce overall administrative costs, and afford attractive investment opportunities;

**WHEREAS**, the Employer is eligible to become a Participating Employer in the Plan, pursuant to Article XX of the Plan Document;

**WHEREAS**, the Employer is concurrently executing a Participating Employer Agreement for the Plan; and

**WHEREAS**, the Williamson County ("Governing Authority") of the Employer is authorized by law to adopt this resolution approving the Participating Employer Agreement on behalf of the Employer;

**NOW, THEREFORE**, the Governing Authority of the Employer hereby resolves:

1. The Employer adopts the Plan Document for its Employees; provided, however, that for the purpose of the Plan, the Employer shall be deemed to have designated irrevocably the Chair as its agent, except as otherwise specifically provided herein or in the Participating Employer Agreement.
2. The Employer acknowledges that the Plan does not cover, and the Trustees of the Plan ("Trustees") have no responsibility for, other employee benefit plans maintained by the Employer.
3. The Employer acknowledges that it may not provide employer contributions to the Plan on behalf of any of its employees that exceed three percent (3%) of the respective employees' salary if the employees are members of the Tennessee Consolidated Retirement System ("TCRS") or of any other retirement program financed from public funds whereby such employees obtain or accrue pensions or retirement benefits based upon the same period of service to the Employer, unless such employees are members of TCRS' local government hybrid plan established under Tennessee Code Annotated, Section 8-35-256 or TCRS' State hybrid plan established under Tennessee Code Annotated, Title 8, Chapter 36, Part 9. If such employees participate in either of those hybrid plans, the total combined amount of employer contributions to the Plan and to any one or more additional defined contribution plans may not exceed seven percent (7%) of the respective employees' salary. In no instance shall the total combined employer contributions to all defined contributions plans on behalf of a single employee exceed the maximum allowed under the Internal Revenue Code ("Code"), and shall conform to all applicable laws, rules and regulations of the Internal Revenue Service ("IRS") governing profit sharing and/or salary reduction plans for governmental employees.
4. The Employer hereby adopts the terms of the Participating Employer Agreement, which is attached hereto and made a part of this resolution. The Participating Employer Agreement (a) permits all employees of the respective entity to make elective deferrals; (b) sets forth the Employees to be covered pursuant to Section N, Q, or HH of the Participating Employer Agreement for employer contributions, if any; (c) outlines the benefits to be provided by the Participating Employer under the Plan; and, (d) states any conditions imposed by the Participating Employer with respect to, but not inconsistent with, the Plan. The Participating Employer reserves the right to amend its elections under the Participating Employer Agreement, so long as the amendment is not inconsistent with the Plan,

the Code, Tennessee law, or other applicable law and is approved by the Chair.

5. The Chair may amend the Plan on behalf of all Employers, including those Employers who have adopted the Plan prior to a restatement or amendment of the Plan, for changes in the Code, the regulations thereunder, Tennessee law, revenue rulings, other statements published by the Internal Revenue Service ("IRS"), including model, sample, or other required good faith amendments, and for other reasons that are deemed at the Chair's sole discretion to be in the interest of the Plan. These amendments shall be automatically applicable to all Employers.
6. The Chair will maintain, or will have maintained a record of the Employers and will make reasonable and diligent efforts to ensure that Employers have received all Plan amendments.
7. The Employer shall abide by the terms of the Plan, including amendments to the Plan and Trust made by the Chair, all investment, administrative, and other service agreements of the Plan, and all applicable provisions of the Code, Tennessee law, and other applicable law.
8. The Employer accepts the administrative services to be provided by the Tennessee Treasury Department and any services provided by Plan vendors. The Employer acknowledges that fees will be imposed with respect to the services provided and that such fees may be deducted from the Participants' Accounts and/or charged to the Employer.
9. Subject to the provisions of Section 20.06 of the Plan, the Employer may terminate its participation in the Plan, including but not limited to, its contribution requirements pursuant to the Plan, if it takes the following actions:
  - a) A resolution must be adopted by the Governing Authority of the Employer terminating the Employer's participation in the Plan.
  - b) The resolution must specify the proposed date when the participation will end, which must be at least six calendar months after notice to the Chair and the Employer's employees.
  - c) The Chair shall (i) determine whether the resolution complies with the Plan, and all applicable federal and state laws, (ii) determine an appropriate effective date, and (iii) provide appropriate forms to terminate ongoing participation. Distributions under the Plan of existing accounts to Participants will be made in accordance with the Plan Document.
  - d) Once the Chair determines the appropriate effective date, the Employer shall immediately notify all its Employees participating in the Plan of the termination and the effective date thereof.
  - e) The Chair can, in the Chair's sole discretion, reduce the six month notice and withdrawal period to a shorter period if the Employer so

requests, but in no event shall the period be less than three months.

10. The Employer acknowledges that the Plan Document contains provisions for Plan termination by the Trustees, subject to applicable Tennessee law.
11. The Employer acknowledges that all assets held in connection with the Plan, including all contributions to the Plan, all property and rights acquired or purchased with such amounts and all income attributable to such amounts, shall be held in trust for the exclusive benefit of Participants and their Beneficiaries under the Plan. No part of the assets and income of the Plan shall be used for, or diverted to, purposes other than for the exclusive benefit of Participants and their Beneficiaries and for defraying reasonable expenses of the Plan. All amounts of compensation deferred pursuant to the Plan, all property and rights acquired or purchased with such amounts and all income attributable to such amounts, property or rights held as part of the Plan, shall be transferred to the Trustees to be held, managed, invested and distributed as part of the Trust Fund in accordance with the provisions of the Plan and subject to the vesting provisions of the Plan. All contributions to the Plan must be timely transferred by the Employer to the Trust Fund pursuant to and in the manner provided by the Chair. The Employer acknowledges that if the Employer fails to remit the requisite contributions in a timely manner, the Chair reserves the right, at the Chair's sole discretion, to terminate the Employer's participation in the Plan. In such event, the Chair shall notify the Employer of the effective termination date, and the Employer shall immediately notify all its employees participating in the Plan of the termination and the effective date thereof. Notwithstanding the foregoing, the Employer acknowledges that it is the sole responsibility of the Employer to remit the requisite reports and contributions to the Plan and that neither the State, the Chair, the Trustees, its employees, or agents shall have any responsibility or liability for ensuring or otherwise monitoring that this is done. All benefits under the Plan shall be distributed solely from the Trust Fund pursuant to the Plan.
12. The Employer agrees to offer and enroll only those persons, whether appointed, elected, or under contract, wherein an employee-employer relationship is established, providing service to the Employer for which compensation is paid by the Employer.
13. The Employer understands that IRS rules and Tennessee law limit participation in the Plan to governmental entities and their respective employees. The Employer will notify the Chair in writing within ten (10) calendar days if it ceases to be a governmental entity under applicable federal or Tennessee law, and/or if it discovers that it is transferring or having transferred employee deferrals and/or employer contributions to the Plan on behalf of an individual who does not meet the requirements in Paragraph 12 above.
14. The Employer acknowledges that the Chair and other Trustees are the fiduciaries of the Plan and have sole and exclusive authority to interpret the Plan and decide all claims and appeals for Plan benefits. The Employer agrees to abide by the Chair's decisions on all matters involving the Plan.

15. This resolution and the Participating Employer Agreement shall be submitted to the Chair for approval. The Chair shall determine whether the resolution and the Agreement comply with the Plan, and, if they do, shall provide appropriate forms to the Employer to implement participation in the Plan. The Chair may refuse to approve a Participating Employer Agreement executed by an Employer that, in the Chair's sole discretion, does not qualify to participate in the Plan.
  
16. The Governing Authority hereby acknowledges that it is responsible to assure that this resolution and the Participating Employer Agreement are adopted and executed in accordance with the requirements of applicable law.

/s/ Thomas Little  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Purchasing and Insurance Committee	For: <u>3</u>	Against: <u>0</u>
Human Resources Committee	For: <u>4</u>	Against: <u>0</u>
Budget Committee	For: <u>5</u>	Against: <u>0</u>

\*Attachments on file in Clerk's office

Resolution No. 10-15-20 passed by unanimous recorded vote, 22 'Yes' and 0

'No' as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>YES</u>
Dana Ausbrooks	Lewis Green, Jr.	David Landrum	Steve Smith
Tom Bain	Judy Herbert	Gregg Lawrence	Jack Walton
Brian Beathard	Betsy Hester	Thomas Little	Paul Webb
Bert Chalfant	Dwight Jones	Matt Milligan	Matt Williams
Kathy Danner	Ricky Jones	David Pair	
Jeff Ford	Todd Kaestner	Brandon Ryan	

**RESOLUTION NO. 10-15-21**

Commissioner Danner moved to accept Resolution No. 10-15-21, seconded by Commissioner Ryan.

**RESOLUTION OF THE LEGISLATIVE BODY OF WILLIAMSON COUNTY, TENNESSEE, TO ADOPT A NONPROFIT CHARITABLE AND NONPROFIT CIVIC ORGANIZATION SELECTION POLICY**

**WHEREAS**, Tennessee Code Annotated, Section 5-9-109, provides that a county legislative body may appropriate funds for the financial aid of any nonprofit charitable organization, any chamber of commerce, exempt from taxation pursuant to the Internal Revenue Code of 1954, § 501(c)(6) (26 U.S.C. § 501(c)(6)), or any nonprofit civic organization; and

**WHEREAS**, the Act provides a county legislative body shall devise guidelines directing for what purposes the money appropriated to nonprofit entities to ensure funds appropriated are used to promote the general welfare of the residents of the county; and

**WHEREAS,** the Williamson County Board of Commissioners adopts a resolution on an annual basis appropriating funds to nonprofit charitable organizations and nonprofit civic organizations; and

**WHEREAS,** the Board of Commissioners adopted resolution 11-14-12 establishing a committee to study and propose guidelines for the selection of qualifying nonprofit organizations to receive funds from Williamson County; and

**WHEREAS,** the Nonprofit Entities Committee met several times and has recommended the adoption of the following guidelines for the selection of nonprofit charitable and nonprofit civic organizations that will receive appropriated funds:

**NOW THEREFORE, BE IT RESOLVED,** that by action of the Board of Commissioners meeting in regular session this the 12<sup>th</sup> day of October, 2015, adopts the following guidelines in accordance with Tenn. Code Ann. § 5-9-109 to be used as guidance for the selection of nonprofit charitable and nonprofit civic organizations;

1. It shall be the duty of the Budget Committee to determine whether nonprofit charitable or nonprofit civic organizations satisfy these guidelines.
2. If the Budget Committee determines that an organization does not satisfy one or more of these guidelines, the organization will be placed on a two year probationary period and required to provide documentation at the end of the first year of probation regarding the steps the organization took to comply with all guidelines. If at the end of the first probationary year the organization has not met all guidelines, the organization will receive donations for the second probation year and shall be notified that the organization will no longer receive annual donations from the County beginning the fiscal year following the second year probation period. Should the Budget Committee determine the organization satisfies these guidelines at the conclusion of the first year probationary period, then the organization will continue to receive donated funds for the period that the organization is in compliance with these guidelines. Nothing herein shall prohibit a nonprofit entity from resubmitting a request for donations.
3. All funds provided by the Williamson County Commission must be used to provide assistance to Williamson County citizens only. Organizations must provide documentation showing where the funds were expended upon request by the Budget Committee.
4. Unless prohibited by Law, nonprofit charitable and nonprofit civic organizations must provide documentation that shows the organization made a good faith effort to collect donations from private sources.
5. Nonprofit charitable and nonprofit civic organizations that lease county property for less than \$20.00 a year but do not otherwise receive funds from Williamson County must satisfy these guidelines to continue to lease County property.
6. No additional nonprofit charitable or nonprofit civic organizations shall be added to the nonprofit list unless a current recipient is removed from the annual donations list.
7. No additional senior citizen civic organizations shall be added to the nonprofit list of organizations receiving annual donations from the County after July 1, 2016.
8. Funding for Volunteer Fire Departments shall be included on a separate resolution under the authority granted by Tenn. Code Ann. § 5-9-101(23).

9. The Budget Committee shall define and recommend to the Board of Commissioners the amounts to be appropriated to those qualifying organizations during the annual budget process.

**AND BE IT FURTHER RESOLVED**, that this resolution shall be effective for the 2016-2017 budget process, the public welfare requiring it.

/s/ Kathy Danner  
County Commissioner

/s/ Jeff Ford  
County Commissioner

/s/ Judy Herbert  
County Commissioner

/s/ Thomas Little  
County Commissioner

/s/ Dwight Jones  
County Commissioner

/s/ Brandon Ryan  
County Commissioner

**COMMITTEES REFERRED TO AND ACTION TAKEN:**

Non-Profit Entities Committee	For: <u>5</u>	Against: <u>0</u>
Rules Committee	For: <u>6*</u>	Against: <u>0</u> *As amended
Budget Committee	For: <u>5</u>	Against: <u>0</u>

\*As amended – Delete item #7

Commissioner Danner stated that the County currently has over 971 registered non-profit organizations and she stated that this number will continue to increase. She stated that last year a Resolution was adopted that would create a committee to create guidelines specific to the non-profit Resolution that is presented each July. Commissioner Danner stated that the guidelines would help the County meet the requirements of Tennessee Code Annotated, Section 5-9-109 and she stated that the guidelines would also help meet the desire of the County's citizens to donate tax dollars to certain charities. She stated that Committee met with almost all of the organizations on the non-profit Resolution. Commissioner Danner stated that the Committee discussed at length the role that the yearly Resolution plays in providing funding to individuals in need versus the role individuals play in giving to local charities. She stated that each guideline established by the Committee was discussed at length and much compromise was reached by the various members. Commissioner Danner stated that each guideline proposed by the Committee was unanimously accepted and the Committee as a whole recommends acceptance of the Resolution.

Commissioner Hester moved to amend the Resolution by deleting guideline #7.  
Seconded by Commissioner Beathard.

Commissioner Milligan asked why a cap was being placed on the list of non-profit organizations included in the yearly Resolution.

Commissioner Danner stated that the Resolution has actually been frozen for many years in a row. She stated that the guidelines can be overturned in the future with another Resolution. Commissioner Danner stated that part of the goal of the Committee was to provide structure to the process of the non-profit Resolution.

Commissioner Beathard moved to amend the Resolution by removing guideline #6 and guideline #7. Seconded by Commissioner Dwight Jones.

Commissioner Hester rescinded her motion to amend and Commissioner Beathard rescinded his second to the amendment presented by Commissioner Hester.

The motion to amend the Resolution by deleting guideline #6 and guideline #7 passed by recorded vote, 18 'Yes' and 4 'No' as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>NO</u>
Dana Ausbrooks	Betsy Hester	Matt Milligan	Kathy Danner
Tom Bain	Dwight Jones	David Pair	Jeff Ford
Brian Beathard	Ricky Jones	Steve Smith	Gregg Lawrence
Bert Chalfant	Todd Kaestner	Jack Walton	Brandon Ryan
Lewis Green, Jr.	David Landrum	Paul Webb	
Judy Herbert	Thomas Little	Matt Williams	

Commissioner Green stated that he does not agree with guideline #3. He stated that the non-profit organizations are a “bargain” for the County in providing relief to its citizens. Commissioner Green stated that he believes the guideline sends the wrong message and does not support the Resolution.

Commissioner Bain stated that the County has been providing funding to non-profit organizations for a long time and he believes that the best way to handle the issue is to continue doing it the way it has been done in the past.

Commissioner Milligan asked if the proposed guidelines would prevent the County from providing relief and funding in other areas of need.

Commissioner Danner stated that the Resolution would correct and adjust some things and give more to volunteer Fire Departments in the County.

Commissioner Herbert stated that the Resolution will create a set policy for providing funding to non-profit organizations in the future. She stated that most of the items discussed in the proposed guidelines are already being followed and this will just provide a formal set of procedures. Commissioner Herbert stated that the policy can be changed in the future if the need arises.

Commissioner Ausbrooks asked if passage of the Resolution would lead to the Committee being dissolved.

Commissioner Danner stated that the passage of the Resolution would dissolve the Non-Profit Entities Committee.

Commissioner Smith called for the question. Seconded by Commissioner Ausbrooks. Motion passed by unanimous voice vote.

Resolution No. 10-15-21, as amended, passed by recorded vote, 18 'Yes' and 4 'No' as follows:

<u>YES</u>	<u>YES</u>	<u>YES</u>	<u>NO</u>
Dana Ausbrooks	Dwight Jones	Matt Milligan	Tom Bain
Brian Beathard	Ricky Jones	David Pair	Bert Chalfant
Kathy Danner	Todd Kaestner	Brandon Ryan	Lewis Green, Jr.
Jeff Ford	David Landrum	Steve Smith	Jack Walton
Judy Herbert	Gregg Lawrence	Paul Webb	
Betsy Hester	Thomas Little	Matt Williams	

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Commissioner Bain moved to adjourn, seconded by Commissioner Chalfant. Motion passed by unanimous voice vote.

Meeting Adjourned- 8:45p.m.